

AMENDED IN SENATE MAY 28, 2015

Senate Constitutional Amendment

No. 4

**Introduced by Senator Nguyen
(Coauthors: Senators Bates, Fuller, Stone, and Vidak)**

March 10, 2015

Senate Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 9.5 to, and adding and repealing Section 9.7 of, Article IX thereof, relating to the University of California.

LEGISLATIVE COUNSEL'S DIGEST

SCA 4, as amended, Nguyen. University of California: ~~admission of tuition and mandatory systemwide fees:~~ out-of-state students: *admission: student financial assistance.*

Existing provisions of the California Constitution establish the University of California as a public trust under the administration of the Regents of the University of California. The University of California system includes 10 campuses, which are respectively located in Berkeley, Davis, Irvine, Los Angeles, Merced, Riverside, San Diego, San Francisco, Santa Barbara, and Santa Cruz.

This measure would require that, for the 2017–18 academic year, and each academic year thereafter, out-of-state undergraduate students, as defined, ~~would~~ constitute not more than 10% of an incoming undergraduate class, and not more than 10% of the total undergraduate enrollment, at each campus in the University of California system. *The bill would prohibit the University of California from providing state-funded financial assistance to an undergraduate student who, in the absence of financial assistance, is statutorily required to pay tuition or any mandatory fee at a rate higher than a California resident.*

This measure would also prohibit the total amount of tuition and mandatory systemwide fees charged to undergraduate students of the University of California from being increased from the 2016–17 academic year to the 2020–21 academic year, inclusive.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

1 *Resolved by the Senate, the Assembly concurring,* That the
2 Legislature of the State of California at its 2015–16 Regular
3 Session commencing on the first day of December 2014, two-thirds
4 of the membership of each house concurring, hereby proposes to
5 the people of the State of California that the Constitution of the
6 State be amended as follows:

7 First— That Section 9.5 is added to Article IX thereof, to read:

8 SEC. 9.5. (a) For the 2017–18 academic year, and for each
9 academic year thereafter, out-of-state undergraduate students shall
10 constitute not more than 10 percent of the incoming undergraduate
11 class, and not more than 10 percent of the total undergraduate
12 enrollment, at each campus in the University of California system.

13 ***(b) The University of California shall not provide state-funded***
14 ***financial assistance to an undergraduate student who, in the***
15 ***absence of financial assistance, is statutorily required to pay tuition***
16 ***or any mandatory fee at a rate higher than a California resident.***

17 ~~(b)~~

18 ***(c) For purposes of this section, an “out-of-state undergraduate***
19 ***student” is an undergraduate student whose residence was outside***
20 ***of California at the time he or she applied for admission to the***
21 ***University of California.***

22 Second— That Section 9.7 is added to Article IX thereof, to
23 read:

24 SEC. 9.7. (a) The total amount of tuition and mandatory
25 systemwide fees charged to undergraduate students of the
26 University of California shall not be increased from the 2016–17
27 academic year to the 2020–21 academic year, inclusive.

28 ***(b) This section shall become inoperative on July 1, 2021, and***
29 ***as of that date is repealed.***

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