

AMENDED IN ASSEMBLY MARCH 17, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2

Introduced by Assembly Member Portantino
(Principal coauthor: Assembly Member Block)
(Principal coauthor: Senator Lowenthal)
(Coauthors: Assembly Members Brownley, Fong, and Lara)
(Coauthors: Senators Hancock, Negrete McLeod, and Price)

December 6, 2010

An act to amend Section 66903 of, to add Chapter 12.5 (commencing with Section 67050) and Chapter 12.7 (commencing with Section 67070) to Part 40 of Division 5 of Title 3 of, to repeal Sections 66742 and 66743 of, and to repeal Chapter 4.5 (commencing with Section 99180) of Part 65 of Division 14 of Title 3 of, the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2, as amended, Portantino. Postsecondary education: Educational and Economic Goals for California Higher Education.

(1) Existing law establishes the California Postsecondary Education Commission (CPEC) as the statewide postsecondary education coordinating and planning agency and provides for its functions and responsibilities. Among other things, the CPEC is required to develop criteria for evaluating the effectiveness of all aspects of postsecondary education. The CPEC is requested to convene an intersegmental advisory committee on transfer access and performance. The CPEC is also required to periodically review and make recommendations regarding postsecondary programs for adult and continuing education and report periodically to the Legislature and the Governor regarding the financial

conditions of independent institutions, their enrollment and application figures, the number of student spaces available, and the respective cost of utilizing those spaces as compared to providing additional public spaces.

The bill would delete these specific requirements of the CPEC.

(2) Existing law establishes the University of California, under the administration of the Regents of the University of California, the California State University, under the administration of the Trustees of the California State University, and the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, and private, independent institutions of higher education as the 4 segments of postsecondary education in this state.

Existing law establishes a higher education accountability program under which the University of California, the California State University, and the California Community Colleges are required to prepare a list of reports on a regular basis *and submit them* to the Legislature and to state agencies. Under the program, the CPEC is required to submit annually a higher education report to the Legislature and the Governor that provides information on significant indicators of the performance of public colleges and universities.

This bill would repeal the existing higher education accountability program and require the state to establish a new accountability framework for achieving prescribed educational and economic goals. The bill would require this framework to measure the collective performance of the state's system of higher education in successfully serving students by answering 6 statewide policy questions. The bill would require that the data collected in response to these policy questions be reported to the Legislature and the Governor and made available to the public, as provided.

(3) Existing law requires the 3 public segments of postsecondary education to present annual statistical reports on transfer patterns via the CPEC to the Governor and the Legislature.

This bill would repeal this requirement.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 66742 of the Education Code is repealed.
- 2 SEC. 2. Section 66743 of the Education Code is repealed.

1 SEC. 3. Section 66903 of the Education Code is amended to
2 read:

3 66903. The commission has the following functions and
4 responsibilities in its capacity as the statewide postsecondary
5 education planning and coordinating agency and adviser to the
6 Legislature and the Governor:

7 (a) It shall require the governing boards of the segments of
8 public postsecondary education to develop and submit to the
9 commission institutional and systemwide long-range plans in a
10 form determined by the commission after consultation with the
11 segments.

12 (b) It shall prepare a state plan for postsecondary education that
13 shall integrate the planning efforts of the public segments with
14 other pertinent plans. The commission shall seek to resolve
15 conflicts or inconsistencies among segmental plans in consultation
16 with the segments. If these consultations are unsuccessful, the
17 commission shall report the unresolved issues to the Legislature
18 with recommendations for resolution. In developing the plan, the
19 commission shall consider at least the following factors:

20 (1) The need for, and location of, new facilities.

21 (2) The range and kinds of programs appropriate to each
22 institution or system.

23 (3) The budgetary priorities of the institutions and systems of
24 postsecondary education.

25 (4) The impact of various types and levels of student charges
26 on students and on postsecondary education programs and
27 institutions.

28 (5) The appropriate levels of state-funded student financial aid.

29 (6) The access and admission of students to postsecondary
30 education.

31 (7) The educational programs and resources of independent and
32 private postsecondary institutions.

33 (8) The provisions of this division differentiating the functions
34 of the public systems of higher education.

35 (c) It shall update the plan periodically, as appropriate.

36 (d) It shall participate in appropriate stages of the executive and
37 the legislative budget processes as requested by the executive and
38 the legislative branches, and shall advise the executive and the
39 legislative branches as to whether segmental programmatic

1 budgetary requests are compatible with the state plan. It is not
2 intended that the commission hold independent budget hearings.

3 (e) It shall advise the Legislature and the Governor regarding
4 the need for, and location of, new institutions and campuses of
5 public higher education.

6 (f) It shall review proposals by the public segments for new
7 programs, the priorities that guide them, and the degree of
8 coordination with nearby public, independent, and private
9 postsecondary educational institutions, and shall make
10 recommendations regarding those proposals to the Legislature and
11 the Governor.

12 (g) In consultation with the public segments, it shall establish
13 a schedule for segmental review of selected educational programs,
14 evaluate the program approval, review, and disestablishment
15 processes of the segments, and report its findings and
16 recommendations to the Legislature and the Governor.

17 (h) It shall serve as a stimulus to the segments and institutions
18 of postsecondary education by projecting and identifying societal
19 and educational needs and encouraging adaptability to change.

20 (i) It shall periodically collect or conduct, or both collect and
21 conduct, studies of projected manpower supply and demand, in
22 cooperation with appropriate state agencies, and disseminate the
23 results of those studies to institutions of postsecondary education
24 and to the public in order to improve the information base upon
25 which student choices are made.

26 (j) (1) It shall act as a clearinghouse for postsecondary education
27 information and as a primary source of information for the
28 Legislature, the Governor, and other agencies. It shall develop and
29 maintain a comprehensive database that does all of the following:

30 (A) Ensures comparability of data from diverse sources.

31 (B) Supports longitudinal studies of individual students as they
32 progress through the state's postsecondary educational institutions,
33 based upon the commission's existing student database through
34 the use of a unique student identifier.

35 (C) Is compatible with the California School Information System
36 and the student information systems developed and maintained by
37 the public segments of higher education, as appropriate.

38 (D) Provides Internet access to data, as appropriate, to the sectors
39 of higher education.

1 (E) Provides each of the educational segments access to the data
2 made available to the commission for the purposes of the database,
3 in order to support, most efficiently and effectively, statewide,
4 segmental, and individual campus educational research information
5 needs.

6 (2) The commission, in implementing paragraph (1), shall
7 comply with the federal Family Educational Rights and Privacy
8 Act of 1974 (20 U.S.C. Sec. 1232g) relating to the disclosure of
9 personally identifiable information concerning students.

10 (3) The commission shall not make available any personally
11 identifiable information received from a postsecondary educational
12 institution concerning students for any regulatory purpose unless
13 the institution has authorized the commission to provide that
14 information on behalf of the institution.

15 (4) The commission shall provide 30-day notification to the
16 chairpersons of the appropriate policy and budget committees of
17 the Legislature, to the Director of Finance, and to the Governor
18 prior to making any significant changes to the student information
19 contained in the database.

20 (k) It shall establish criteria for state support of new and existing
21 programs, in consultation with the public segments, the Department
22 of Finance, and the Joint Legislative Budget Committee.

23 (l) It shall comply with the appropriate provisions of the federal
24 Education Amendments of 1972 (Public Law 92-318), as specified
25 in Section 67000.

26 (m) It shall consider the relationship among academic education
27 and vocational education and job training programs, and shall
28 actively consult with representatives of public and private
29 education.

30 (n) It shall review all proposals for changes in eligibility pools
31 for admission to public institutions and segments of postsecondary
32 education and shall make recommendations to the Legislature, the
33 Governor, and institutions of postsecondary education. In carrying
34 out this subdivision, the commission periodically shall conduct a
35 study of the percentages of California public high school graduates
36 estimated to be eligible for admission to the University of
37 California and the California State University. The changes made
38 to this subdivision during the 2001–02 Regular Session of the
39 Legislature shall be implemented only during those fiscal years

1 for which funding is provided for the purposes of those provisions
2 in the annual Budget Act or in another measure.

3 (o) Upon request of the Legislature or the Governor, it shall
4 submit to the Legislature and the Governor a report on all matters
5 so requested that are compatible with its role as the statewide
6 postsecondary education planning and coordinating agency. Upon
7 request of individual Members of the Legislature or personnel in
8 the executive branch, the commission shall submit information or
9 a report on any matter to the extent that sufficient resources are
10 available. From time to time, it also may submit to the Legislature
11 and the Governor a report that contains recommendations as to
12 necessary or desirable changes, if any, in the functions, policies,
13 and programs of the several segments of public, independent, and
14 private postsecondary education.

15 (p) In consultation with the public segments, it shall consider
16 the development of facilities to be used by more than one segment
17 of public higher education, commonly called “joint-use facilities.”
18 It shall recommend to the Legislature criteria and processes for
19 different segments to utilize bond funds for these intersegmental,
20 joint-use facilities.

21 (q) It may undertake other functions and responsibilities that
22 are compatible with its role as the statewide postsecondary
23 education planning and coordinating agency.

24 SEC. 4. Chapter 12.5 (commencing with Section 67050) is
25 added to Part 40 of Division 5 of Title 3 of the Education Code,
26 to read:

27
28 CHAPTER 12.5. EDUCATIONAL AND ECONOMIC GOALS FOR
29 CALIFORNIA HIGHER EDUCATION
30

31 67050. The Legislature finds and declares all of the following:

32 (a) Since the enactment of the Master Plan for Higher Education
33 in 1960, California’s system of postsecondary education has
34 provided access and high-quality educational opportunities that
35 have fueled California’s economic growth.

36 (b) In today’s global information economy, California’s national
37 and international success as an educational and economic leader
38 will require strategic investments and improved management of
39 state resources.

1 (c) Several factors, including changing demographics, rising
2 costs, increased competition for scarce state funding, and employer
3 concerns about graduates' skills, present new challenges to higher
4 education and state policymakers in effectively meeting the
5 postsecondary education needs of Californians.

6 (d) Although the public segments of higher education have each
7 developed their own institution-specific accountability efforts,
8 these efforts do not combine to tell us whether the state as a whole
9 is on track to produce enough college educated individuals to meet
10 workforce needs and to effectively compete in the global
11 information economy, nor do they reflect statewide policy goals
12 that cut across all higher education segments.

13 (e) Without the articulation of a shared common vision and
14 goals, and in the absence of a statewide focus and context, the state
15 has limited access to meaningful data and analyses to assess the
16 state's performance in key areas, in order to make critical fiscal
17 and policy decisions.

18 (f) As public demand to ensure the state is making proper
19 investments in postsecondary education grows, policy and
20 educational leaders must collectively hold themselves accountable
21 for connecting the postsecondary academic and research enterprise
22 to the state's economic and workforce development needs,
23 increasing its productivity, and expanding postsecondary access
24 for all citizens and regions of the state to produce the economic
25 and educational outcomes that best serve the state's interest.

26 (g) In order to achieve the educational and economic outcomes
27 necessary to ensure the state's success, it is the intent of the
28 Legislature that data-driven budget and policy decisions within
29 higher education be guided by each of the following goals:

30 (1) Increased educational attainment and successful transition
31 across all education levels. In the best performing state in the
32 nation, for every 100 pupils in grade 9, 91 graduate from high
33 school, 57 directly enter college, and 27 graduate within 150
34 percent of program time. However, in California, for every 100
35 pupils in grade 9, 71 graduate from high school, 31 directly enter
36 college, and 17 graduate within 150 percent of program time,
37 placing California 27th in the nation. Goal: by 2020, California
38 will have improved its educational pipeline numbers sufficiently
39 so that it is among the top 10 states in the nation for the successful
40 movement of students through this pipeline.

(2) Meeting the state's economic development, workforce development, and civic capacity needs. Current projections by the National Center for Public Policy and Higher Education indicate that California residents will have the largest drop in projected per capita income in the nation over the next two decades, and will fall below the national average by 2012. Goal: by 2020, California will be at the average per capita income of the top 10 new economy states as determined using the State New Economy Index developed by the Progressive Policy Institute.

(3) Closure of the achievement gap and increased learning at all levels. In 2005, California ranked 33rd among states in the percentage of persons between 18 and 24 years of age, inclusive, with a high school diploma, 31st in the percentage of persons between 25 and 64 years of age, inclusive, with an associate degree, and 14th in the percentage of persons between 25 and 64 years of age, inclusive, with a bachelor's or higher degree. Goal: by 2020, California will be in the top 10 states nationally for the percentages of its age groups with degrees and certificates conferred.

67051. The State of California shall establish an accountability framework that provides the basis for a biennial assessment of the collective contribution of the state's system of postsecondary education toward meeting the clear and measurable educational and economic goals established pursuant to Section 67050. The accountability framework developed to monitor progress toward these goals shall be guided by all of the following principles:

(a) A state-level accountability framework is designed to help policymakers develop, maintain, and fund a postsecondary education system that meets the state's goals, recognizes the differentiated missions of each segment of postsecondary education, and guides the segments toward maintaining effective institutions consistent with state goals and institutional missions.

(b) Policymakers and governing boards are collectively accountable for meeting public goals for higher education, in accordance with all of the following:

(1) Monitoring progress toward state goals is largely the responsibility of state policymakers.

(2) Monitoring the performance of individual colleges and universities is primarily the responsibility of institutional governing boards.

1 (3) Institutional governing boards have ongoing responsibility
2 for monitoring the progress toward statewide policy goals of
3 individual colleges and universities, for meeting segmental and
4 institutional missions and goals, for ensuring the quality of the
5 students' education, and for providing information to students and
6 parents regarding enrollment, retention, and student success.

7 (c) The state-level reporting system shall be designed to contain
8 only data that helps policymakers to assess progress toward state
9 goals and to make appropriate policy and funding decisions.
10 Specific indicators may change as better data are identified for
11 assessing progress toward state goals.

12 (d) In establishing an accountability framework for higher
13 education, it is the intent of the Legislature to build upon existing
14 higher education data, information systems, reports, and processes,
15 including, but not limited to, the reporting process established in
16 Section 84754.5, and improve upon these efforts to measure
17 collective progress toward common vision and goals.

18 (e) Rather than envisioning a particular level of higher education
19 funding to move toward the statewide educational and economic
20 policy goals established pursuant to Section 67050, it is the intent
21 of the Legislature that the framework established pursuant to this
22 chapter help ensure the effective and efficient use of whatever
23 funding is provided to higher education.

24 67051.5. (a) It is the intent of the Legislature that, after
25 sufficient opportunity for deliberation and analysis, the information
26 gathered under the framework established pursuant to this chapter
27 be utilized by the Governor and Legislature to do all of the
28 following through appropriate actions:

29 (1) Establish clear and measurable goals in various areas,
30 including, but not limited to, enrollment, completion,
31 time-to-degree, efficiency in facilities utilization, transfer, and
32 access.

33 (2) Establish a timeline for phasing in the Legislature's and
34 Governor's expectations for the achievement of these goals.

35 (3) Develop policy and budget proposals that include appropriate
36 funding mechanisms, where appropriate, for achieving these goals,
37 including, but not limited to, incentive funding, differential funding,
38 or the reallocation of existing resources, or all of these.

39 (b) (1) It is the intent of the Legislature that by January 1, 2012,
40 the Governor appoint and convene a task force to review the

1 framework established pursuant to this chapter and to recommend
2 any necessary modifications to the goals and questions contained
3 therein.

4 (2) It is the intent of the Legislature that the task force, if created
5 pursuant to paragraph (1), include, but not be limited to, all of the
6 following:

7 (A) The Governor or his or her designated representative.

8 ~~(B) The Secretary for Education.~~

9 ~~(C)~~

10 (B) The chairs and vice chairs of the Senate Education and
11 Assembly Higher Education committees.

12 ~~(D)~~

13 (C) The Superintendent of Public Instruction.

14 ~~(E)~~

15 (D) A representative of the business community.

16 ~~(F)~~

17 (E) Three representatives of national organizations with
18 expertise in accountability.

19 (c) It is also the intent of the Legislature that the Governor
20 establish an advisory body to the task force established pursuant
21 to subdivision (b) to provide technical expertise and guidance. It
22 is the intent of the Legislature that the advisory body include, but
23 not be limited to, all of the following:

24 (1) A representative of the President of the University of
25 California.

26 (2) A representative of the Chancellor of the California State
27 University.

28 (3) A representative of the Chancellor of the California
29 Community Colleges.

30 (4) A representative of the Legislative Analyst's Office.

31 (5) A representative of the Department of Finance.

32 (6) Legislative staff from each of the appropriate policy
33 committees.

34 (7) A representative of the California Postsecondary Education
35 Commission.

36 67052. (a) The state shall utilize the accountability framework
37 established pursuant to this chapter to measure progress toward
38 its articulated educational and economic goals by collecting and
39 reporting information that answers all of the following six statewide
40 policy questions:

1 (1) Are enough Californians prepared for postsecondary
2 education?

3 (2) Are enough Californians going to college?

4 (3) Is the state's postsecondary education system affordable to
5 all Californians?

6 (4) Are enough Californians successfully completing certificates
7 and degrees?

8 (5) Are college graduates prepared for life and work in
9 California?

10 (6) Are California's people, communities, and economy
11 benefiting?

12 (b) The six questions set forth in subdivision (a) shall be
13 answered by collecting a select number of key indicators of
14 progress, not to exceed 30 indicators in total. The Legislature
15 recognizes that the postsecondary education segments may not
16 possess all of the information necessary to answer these questions.
17 To the extent it is impractical to collect comprehensive data, the
18 technical advisory committee established pursuant to subdivision
19 (e) shall recommend alternative sources of information that can
20 help inform these questions utilizing existing data.

21 (1) Are enough Californians prepared for postsecondary
22 education? Indicators of progress may include, but not necessarily
23 be limited to, all of the following:

24 (A) High school graduates who have completed the "A-G"
25 college preparatory curriculum.

26 (B) High school juniors who are proficient in English and
27 mathematics.

28 (C) Adults with a high school diploma or the equivalent.

29 (D) Adult basic skills proficiency levels.

30 (E) The proficiency level of first-time college freshmen in
31 mathematics, English, or both.

32 (2) Are enough Californians going to college? Indicators of
33 progress may include, but not necessarily be limited to, all of the
34 following:

35 (A) High school graduates enrolling in college anywhere in the
36 United States within one year.

37 (B) Adult population enrolled in postsecondary education.

38 (C) Proportion of postsecondary enrollment served by segment,
39 including private institutions.

- 1 (D) General Equivalency Diploma (GED) recipients enrolling
2 in postsecondary education.
- 3 (3) Is the state's postsecondary education system affordable to
4 all Californians? Indicators of progress may include, but not
5 necessarily be limited to, all of the following:
- 6 (A) Proportion of income needed to pay for college, by segment,
7 before and after financial aid.
- 8 (B) Family income distribution of enrolled students.
- 9 (C) Student loan burden.
- 10 (4) Do enough Californians successfully complete certificates
11 and degrees? Indicators of progress may include, but not
12 necessarily be limited to, all of the following:
- 13 (A) Certificates and degrees awarded.
- 14 (B) Graduation rates.
- 15 (C) Baccalaureate degree graduation rates for students beginning
16 at a community college with transfer intent.
- 17 (D) Number of units completed prior to earning a degree or
18 certificate or transferring.
- 19 (E) Remedial students successfully earning degrees or
20 certificates.
- 21 (5) Are college graduates prepared for life and work in
22 California? Indicators of progress may include, but not necessarily
23 be limited to, all of the following:
- 24 (A) Performance of college graduates on existing statewide
25 learning assessments.
- 26 (B) Performance of college graduates on licensure and graduate
27 school entrance examinations.
- 28 (C) Student and employer satisfaction with college education.
- 29 (6) Are California's people, communities, and economy
30 benefiting? Indicators of progress may include, but not necessarily
31 be limited to, all of the following:
- 32 (A) Median personal income by educational attainment.
- 33 (B) Increase in total per capita personal income.
- 34 (C) Degrees and certificates awarded in selected high-demand
35 fields.
- 36 (D) Federal research and development funding per capita.
- 37 (E) Educational attainment levels of state population.
- 38 (F) Public participation in community service and civic affairs.
- 39 (c) The segments of higher education in California shall provide
40 the California Postsecondary Education Commission (CPEC), to

the extent practical, on or before May 31, 2012, and by May 31 of each even-numbered year thereafter, all summary, nonpersonally identifiable data required pursuant to this chapter and shall post that information on an Internet Web site available to the public. To the extent possible, the segments of higher education, with the Chancellor of the California Community Colleges acting on behalf of the community colleges, shall rely upon existing data, information systems, reports, and processes in providing the required data. The commission shall be the central repository for collecting and maintaining all data, and shall make this data available, through an Internet Web site available to the public, pursuant to Section 67053 in the following formats:

(1) Statewide aggregate data.

(2) Segmental data, provided by the public and nonprofit independent sectors.

(3) Regional data, reported for the 14 regions utilized by CPEC for planning and statistical analysis.

(d) The data to support the indicators of progress shall be collected and made available by race and ethnicity, gender, Cal Grant recipient status, and socioeconomic status, to the extent that these data are available. The data shall also be collected and maintained by each segment longitudinally, where appropriate, and, to the extent possible, be coordinated and aligned with other longitudinal data systems, including, but not limited to, those implemented to comply with the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.), to allow for comprehensive and integrated analysis of data from all educational levels.

(e) (1) The Legislative Analyst's Office and the Department of Finance shall jointly convene a Technical Advisory Committee (TAC) to coordinate the technical specifications of the summary aggregate indicator data needed to address the six state policy questions set forth in subdivisions (a) and (b) and the accessibility of indicator data for state purposes. The TAC shall consist of all of the following:

(A) Four representatives, one from each of the postsecondary education segments, as defined in Section 67054. For the public postsecondary segments, the representative shall be chosen by the system president or chancellor, as appropriate.

(B) A representative of the California Postsecondary Education Commission.

1 ~~(C) A representative of the Office of the Secretary for Education.~~

2 ~~(D)~~

3 (C) At least one member, but no more than three members, with
4 expertise in similar state accountability efforts, and who is not a
5 regular employee of any California postsecondary education
6 segment, chosen by the Legislative Analyst's Office.

7 ~~(E)~~

8 (D) A representative of the Legislative Analyst's Office, who
9 shall serve as the chairperson of the TAC.

10 (2) (A) The Legislative Analyst's Office (LAO) may request
11 technical input from a representative from any agency that
12 maintains data that would be helpful in responding to the six state
13 policy questions set forth in this section.

14 (B) The LAO, in consultation with the Department of Finance,
15 shall submit a report on the recommended indicator data to be
16 collected and reported for the accountability framework to the
17 appropriate legislative policy committees, the Joint Legislative
18 Budget Committee, and the Governor, on or before January 30,
19 2012. The report shall also include a summary of the discussions
20 of the TAC, including any limitations in data to respond to the
21 suggested indicators described in this section.

22 (C) The LAO shall consider any concerns provided in writing
23 by the Joint Legislative Budget Committee, the Governor, or both,
24 within the 30 days following release of the report specified in
25 subparagraph (B). The LAO, in consultation with the Department
26 of Finance, shall revise its report as it deems appropriate to respond
27 to these concerns.

28 (D) To the extent that the Governor and the Legislature concur
29 with the recommendations of the LAO, it is the intent of the
30 Legislature that these data and indicators be formally adopted by
31 statute, and may be modified in any year, as part of the annual
32 budget process.

33 67053. (a) (1) Commencing August 1, 2012, and on or before
34 August 1 of each even-numbered year thereafter, the California
35 Postsecondary Education Commission (CPEC) shall submit to the
36 Legislature and the Governor a report of data it has collected under
37 subdivisions (c) and (d) of Section 67052. A copy of the report
38 shall be made available to the Director of Finance, ~~the Secretary~~
39 ~~for Education~~, and the governing body of each of the segments of
40 postsecondary education. The report shall present statewide data

1 for each of the indicators described in Section 67052, as well as
2 any other indicators requested pursuant to law. The CPEC shall
3 make the data report available on an Internet Web site open to the
4 public.

5 (2) A report to be submitted pursuant to paragraph (1) shall be
6 submitted in compliance with Section 9795 of the Government
7 Code.

8 (b) Within 120 days of receipt of the report described in
9 subdivision (a), the LAO, in consultation with the postsecondary
10 education segments, shall analyze the data contained in that report
11 and do all of the following:

12 (1) Assess the extent to which California has made progress on
13 the six questions in Section 67052.

14 (2) Identify significant factors which may explain the level of
15 progress that has been achieved.

16 (3) Identify higher education policy and funding issues suggested
17 by the data for the Governor and the Legislature to consider.

18 (c) The LAO shall present its analysis at a joint hearing of the
19 appropriate legislative policy committees and appropriate budget
20 subcommittees, to be convened on or before December 30, 2012,
21 and each even-numbered year thereafter.

22 (d) It is the intent of the Legislature that the accountability
23 information collected by CPEC shall be made available, with due
24 concern for student privacy, to the Legislature, the Governor, and
25 other researchers.

26 (e) The three boards and organization identified in Section 67054
27 may provide biennial reports on their respective postsecondary
28 education segments at the joint hearing held pursuant to subdivision
29 (c). These biennial segment reports are intended to become part
30 of the state accountability record. The reports shall provide a key
31 link between the state postsecondary education accountability
32 reporting structure and segmental accountability efforts. These
33 biennial reports shall include all of the following:

34 (1) The segment's main priorities for each of the state's goal
35 areas.

36 (2) The major activities underway to address each priority.

37 (3) The performance indicators used to track progress toward
38 each goal.

39 (4) Major highlights or issues from the data that have state-level
40 significance.

(5) The segment's institutional goals for student learning outcomes, including core competencies and the capacity to learn; how they assess progress toward these goals; what they are learning from their assessments; and how they are using their assessments to improve learning.

(6) A summary of any activity undertaken to address all of the following:

(A) System efforts being undertaken to address instruction in occupational programs of high state need.

(B) Programs implemented to assist elementary and secondary pupils with academic preparation, and the extent to which these efforts assist elementary and secondary pupils to meet both placement and admission standards of each segment, and programs implemented to provide professional development for new and practicing teachers.

(C) Remediation efforts and outcomes for students admitted to college who are underprepared for college-level writing and math.

(D) Expansion of capacity to effectively and efficiently serve students, including, but not necessarily limited to, the collaborative use of facilities across higher education segments, distance learning, operation during evenings, weekends, and summer sessions, including quantifiable measures of increased productivity.

67054. For the purposes of this chapter, the segments of postsecondary education are defined as the California Community Colleges, the California State University, the University of California, and independent colleges and universities. These segments are represented by the Board of Governors of the California Community Colleges, the Board of Trustees of the California State University, the Board of Regents of the University of California, and the official organization representing the largest number of independent colleges and universities, as defined in subdivision (b) of Section 66010, in the state. For purposes of this chapter, only the Chancellor of the California Community Colleges shall be required to report available information at the community college level.

SEC. 5. Chapter 12.7 (commencing with Section 67070) is added to Part 40 of Division 5 of Title 3 of the Education Code, to read:

67070. (a) In order to provide prospective students and their families access to critical institution-specific information regarding enrollment, retention, and student success, it is the intent of the Legislature that the University of California, the California State University, the Chancellor of the California Community Colleges, and the independent colleges and universities in California provide a highly visible and accessible array of tools designed to assist with their decisionmaking processes.

(1) The number and types of degrees or certificates awarded at the undergraduate and graduate level, by campus.

(3) The average units-to-degree for undergraduates, by campus.

(5) The total cost to students of annual enrollment, including all campus-based and other fees.

67071. (a) To the extent that the University of California, the California State University, the Chancellor of the California Community Colleges, and the independent colleges and universities participate voluntarily in existing informational reporting for students and parents, those efforts may be deemed to meet the Legislature's intent, as outlined in Section 67070.

(b) For the purposes of this section, information reporting frameworks may include, but need not be limited to, those developed by national higher education organizations and federal data collection entities. However, every attempt shall be made to ensure that information reporting provides students and families with information that will improve their understanding and comparison of postsecondary educational institutions.

67072. In implementing this chapter and Chapter 12.5 (commencing with Section 67050), state agencies, local educational agencies, and the officers and appointees of those agencies shall consider and comply with state and federal privacy law, and ensure that the highest, appropriate security protections are in place in order to provide the maximum protection of privacy, consistent with the requirements under the United States and California Constitutions and all applicable federal laws, including the Family Educational Rights and Privacy Act of 2001 (20 U.S.C. Sec. 1232g) and its implementing regulations (34 C.F.R. 99).

SEC. 6. Chapter 4.5 (commencing with Section 99180) of Part 65 of Division 14 of Title 3 of the Education Code is repealed.