

AMENDED IN SENATE APRIL 9, 2012

**SENATE BILL**

**No. 1515**

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**Introduced by Senator Yee**

February 24, 2012

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An act to amend Section 66602 of the Education Code, relating to the California State University.

LEGISLATIVE COUNSEL'S DIGEST

SB 1515, as amended, Yee. California State University: board of trustees: membership.

Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in this state. Under existing law, the board of trustees is composed of a total of 25 members, which includes 5 specified ex officio members, a representative of the alumni associations of the university, 16 members appointed by the Governor, subject to confirmation by  $\frac{2}{3}$  of the membership of the Senate, for 8-year terms, and 2 California State University students and one California State University *tenured* faculty member appointed by the Governor for 2-year terms.

This bill would decrease the 16 members appointed by the Governor to 14, 2 of which would be required to be ~~tenured~~ faculty members, and another 2 of which would be required to be represented permanent nonacademic employees, at the California State University. The bill would also increase the number of California State University students appointed by the Governor to 4, as specified, *and would no longer require the faculty member appointed for a 2-year term to be tenured.*

*The bill also would prohibit faculty and nonacademic employee members from sitting on a collective bargaining subcommittee of the*

*board, and would require them to be employed by the university for at least 2 years and at the time of employment, but not for the duration of the appointment. If a faculty, or nonacademic employee, member appointment is vacant for more than 2 meetings of the board, the bill would require the Academic Senate or the California State University Labor Council, as applicable, to vote to select an interim faculty, or nonacademic employee, member, until the Governor appoints a new member.*

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 66602 of the Education Code is amended  
 2 to read:  
 3 66602. (a) The board shall be composed of the following five  
 4 ex officio members: the Governor, the Lieutenant Governor, the  
 5 Superintendent of Public Instruction, the Speaker of the Assembly,  
 6 and the person named by the trustees to serve as the Chancellor  
 7 of the California State University; a representative of the alumni  
 8 associations of the state university, selected for a two-year term  
 9 by the alumni council, California State University, which  
 10 representative shall not be an employee of the California State  
 11 University during the two-year term; and 14 appointive members  
 12 appointed by the Governor and subject to confirmation by  
 13 two-thirds of the membership of the Senate. Of those 14 appointive  
 14 members, two shall be ~~tenured~~ faculty members and two shall be  
 15 represented permanent nonacademic employees at the California  
 16 State University.  
 17 (b) (1) Four students from the California State University, who  
 18 shall have at least a junior year standing at the institutions they  
 19 attend, and who remain in good standing as students during their  
 20 respective terms, shall also be appointed by the Governor to serve  
 21 on the board for two-year terms.  
 22 (2) In the selection of students as members of the board, the  
 23 Governor shall appoint the students from lists of names of at least  
 24 four, but not more than eight, persons furnished by the governing  
 25 board of any statewide student organization that represents the  
 26 students of the California State University and the student body  
 27 organizations of the campuses of the California State University.

1 Any appointment to fill a vacancy of a student member shall be  
2 effective only for the remainder of the term of the person's office  
3 that became vacated.

4 (3) The terms of office of two student members of the board  
5 shall commence on July 1 of an even-numbered year, and expire  
6 on June 30 two years thereafter. The terms of office of the other  
7 two student members of the board shall commence on July 1 of  
8 an odd-numbered year, and expire on June 30 two years thereafter.  
9 Notwithstanding paragraph (1), a student member who graduates  
10 from his or her college or university on or after January 1 of the  
11 second year of his or her term of office may serve the remainder  
12 of the term.

13 (4) During the first year of a student member's term, a student  
14 member shall be a member of the board and may attend all  
15 meetings of the board and its committees. At these meetings, a  
16 student member may fully participate in discussion and debate,  
17 but may not vote. During the second year of a student member's  
18 term, a student member may exercise the same right to attend  
19 meetings of the board, and its committees, and shall have the same  
20 right to vote as the members appointed pursuant to subdivision  
21 (a).

22 (5) Notwithstanding paragraph (4), if a student member resigns  
23 from office or a vacancy is otherwise created in that office during  
24 the second year of a student member's term, one of the remaining  
25 student members shall immediately assume the office created by  
26 the vacancy and all of the participation privileges of the  
27 second-year student member, including the right to vote, for the  
28 remainder of that term of office.

29 (c) (1) A faculty member from the California State University;  
30 ~~who shall be tenured at the California State University campus at~~  
31 ~~which he or she teaches, shall also~~ *also shall* be appointed by the  
32 Governor for a two-year term. In the selection of a faculty member  
33 as a member of the board, the Governor shall appoint the faculty  
34 member from a list of names of at least two persons furnished by  
35 the Academic Senate of the California State University.

36 (2) The faculty member of the board appointed by the Governor  
37 pursuant to this subdivision shall not participate on any  
38 subcommittee of the board responsible for collective bargaining  
39 negotiations.

1 (3) The term of office of the faculty member of the board shall  
2 commence on July 1, and shall expire on June 30 two years  
3 thereafter.

4 (d) *Faculty and nonacademic employee members shall not sit*  
5 *on a collective bargaining subcommittee of the board.*

6 (e) *Faculty and nonacademic employee members shall be*  
7 *employed by the California State University for at least two years*  
8 *and at the time of appointment. These members shall not be*  
9 *required to be employees of the California State University for the*  
10 *duration of their term to remain on the board.*

11 (f) (1) *If a faculty member appointment is vacant for more than*  
12 *two meetings of the board, the Academic Senate shall vote to select*  
13 *an interim faculty member until the Governor appoints a new*  
14 *faculty member.*

15 (2) *If a nonacademic employee member appointment is vacant*  
16 *for more than two meetings of the board, the California State*  
17 *University Labor Council shall vote to select an interim*  
18 *nonacademic employee member until the Governor appoints a*  
19 *new nonacademic employee member.*