



## **UC Davis State Government Relations Update March 2018**

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### **HIGH PRIORITY LEGISLATION**

Spring recess began for the legislature upon the adjournment of floor session on March 22<sup>nd</sup>. They will reconvene on Monday April 2<sup>nd</sup>. Below are bills of interest to the University that have been matriculating through the legislative process and will continued to do so after the recess.

#### ***Sponsored Legislation:***

##### **AB 2311 (Arambula) - UCLA IMG Program**

Deletes the sunset date of the “pilot” program, and instead authorizes UCLA’s International Medical Graduate (IMG) program to permanently allow program participants to engage in supervised patient care activities. Status: The Assembly Business and Professions Committee is scheduled to hear the bill on April 3<sup>rd</sup>. .

##### **AB 3186 (Medina) - Best Value Procurement**

Eliminates the sunset on UC’s existing Best Value Procurement pilot program, thus providing UC with ongoing authority to take in account factors other than just lowest-cost in the procurement of goods and services. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 17<sup>th</sup>.

#### ***Active bills:***

##### **AB 1435 (Gonzalez) - College Athlete Protection Act**

Establishes the College Athlete Protection Act. Status: Pending - Senate Business, Professions & Economic Development Committee.

##### **AB 1895 (Calderon I) - California DREAM Loan Program: Repayment**

Requires a CSU or UC campus participating in the DREAM Loan Program to adopt procedures for a borrower to select an income-based repayment plan for the repayment of a DREAM loan. The University has raised concerns around the high cost of implementing and administering an income based

repayment program for DREAM loan recipients to the author's office. Status: Pending hearing in Assembly Appropriations Committee.

**AB 1896 (Cervantes) - Sexual assault counselor-victim privilege**

Includes within the definition of "sexual assault counselor" a person who is engaged in a program on the campus of a public institution of higher education, whose primary purpose is the rendering of advice or assistance to victims of sexual assault and who has met specified qualifications. Status: Referred to the Assembly Higher Education Committee and the Assembly Judiciary Committee.

**AB 2041 (Caballero) - UC Investments: Diversity Pledge**

Urges the regents to require the CIO to adopt and implement a diversity pledge, as specified, and implement a hiring strategy that requires that candidates from underrepresented groups be given full consideration whenever an OCIO position is to be filled; and requires that OCIO's partner firms implement a similar diversity pledge and hiring strategy. Also requires the OCIO to submit, on or before January 1, 2020, a report to the chairs of the appropriate policy committees of both houses of the Legislature that includes specified information relating to the issues raised in this bill. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 3<sup>rd</sup>.

**AB 2081 (Melendez) - Campus Free Speech Act**

Establishes the Campus Free Speech Act. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 3<sup>rd</sup>.

**AB 2202 (Gray) - UC Merced School of Medicine**

Appropriates an unspecified GF sum of moneys to UC for the creation, construction, and establishment of the UC Merced School of Medicine. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 3<sup>rd</sup>.

**AB 2203 (Gray) - Medi-Cal: Primary Care Services**

Requires that the basic Medi-Cal rate for primary care services provided by a primary care service provider be not less than 100% of the payment rate that applies to those services as established by the Medicare Program. Status: Referred to the Assembly Health Committee.

**AB 2220 (Bonta) - Student Athlete Bill of Rights**

Requires all intercollegiate athletic programs at UC, CSU, private postsecondary educational institutions, independent institutions of higher education that provide athletic scholarships for student athletes to comply with the Student Athlete Bill of Rights. Status: Scheduled to be heard by the Assembly Arts, Entertainment, Sports, Tourism and Internet Media Committee on April 4<sup>th</sup> and scheduled to be heard by the Assembly Higher Education Committee on April 17<sup>th</sup>.

**AB 2248 (McCarty) – Cal Grant Program**

Defines "full time" for purposes of determining Cal Grant eligibility to mean 30 or more units in an academic year, or the equivalent. AB 2248 would apply to new awards in beginning in 2019-20, and would be fully phased-in (apply to all awards) in the fourth year (2023 – 2024). UC opposes this bill. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 3<sup>rd</sup>.

**AB 2361 (Weber) – UC outsource contracts**

Relates to UC service work performed by contractors. The bill requires contractors agree to provide to UC and the office of the State Controller with specified information and requires UC to provide to the

office of the State Controller specified information regarding service work performed pursuant to an outsource contract during the prior calendar year. Status: Scheduled to be heard by the Assembly Higher Education Committee on April 3<sup>rd</sup>.

**AB 2374 (Kiley) – Free Expression**

The University has issued a “Support” position letter on AB 2374. The bill would require the California Community Colleges (CCC), California State University (CSU), and request UC to create and disseminate statements that affirm the importance of free expression, and to provide opportunities for teaching the history and value of the First Amendment. The Assembly Higher Education Committee is scheduled to hear the bill on April 3, 2018.

**AB 2389 (Harper) – State Travel Ban**

This measure would expand the list of activities that are exempt from the California travel ban imposed by AB 1887 (Low). The additional activities would include 1) attendance at academic conferences, 2) participation in collegiate athletic competitions and 3) participation in athletic athlete recruitment activities. This measure was pulled from the Assembly Judiciary Committee agenda on March 19<sup>th</sup> – but it has been reset for April 3<sup>rd</sup>.

**AB 2477 (Rubio/Low) – Dream Resource Liaison**

The University has issued a “Support” position letter on AB 2477. The bill would require the California Community Colleges (CCC) and California State University (CSU), and request UC, to designate a Dream Resource Liaison on each of their respective campuses to assist students, including undocumented students, by streamlining access to all available financial aid and academic opportunities commencing with the 2019-20 academic year. The Assembly Higher Education Committee is scheduled to hear the bill on April 3, 2018.

**AB 2571 (Gonzalez) - UC Retirement System Investments**

Requires that – after January 2019 - public investment funds (CalPERS, CalSTRS and UCRS) only make new or renewed investments in an alternative investment vehicle if the investment manager adopts and commits to a race and gender equity policy outlined in the bill. IMPAC and SGR are currently working with the CIO’s office to collect their feedback. Status: Referred to the Assembly Public Employees, Retirement and Social Security Committee.

**AB 2771 (Eggman) - Higher Education Facilities Bond**

Spot bill: Enacts the Higher Education Facilities Bond Act of 2018 to assist in meeting the capital outlay financing needs of UC and CSU. It is the author’s intent to request \$7 billion via amendment language that will be forthcoming in the days ahead. Status: Referred to the Assembly Higher Education Committee. (Jason Murphy)

**AB 3153 (Levine) - Summer Cal Grants**

This bill adds the equivalent of two summer sessions at University of California or California State University to be included in Cal Grant A award. Sponsored by UCSA. Status: Referred to the Assembly Higher Education Committee.

**ACA 26 (Weber) - Suspension and Expulsion of UC Regents**

Authorizes the Legislature to suspend or expel a regent by resolution adopted by rollcall vote entered in the journal, 2/3 of the membership of each house concurring. Status: Introduced.

**ACA 27 (Quirk-Silva) - UCOP Budget, UC Regents**

Prohibits the reappointment of members appointed to the UC Board of Regents before March 4, 2020 to additional terms after that date; and requires that members of the regents appointed on/after that date serve 4-year terms, except for 5 appointive positions that would be filled through appointments by the Governor, faculty, students, and classified employees of the university for 2-year terms. Requires UCOP to submit a written report to the regents, the Governor, and the appropriate policy and fiscal committees of the Legislature specifying its receipts and expenditures for the immediately preceding fiscal year. Requires that an appropriation for UCOP be made only in the annual Budget Bill relating solely to that office. Adds the CCC Chancellor to the regents as a voting ex officio member, and makes the UC President a nonvoting ex officio member. Prohibits any officer or employee of the university, other than a faculty member, from receiving a compensation over \$200,000 per year unless approved by a vote of the regents in a public meeting. (Karen French)

**Budget Act of 2018 - AB 1806 (Ting) & SB 839 (Mitchell)**

Budget Act of 2018. AB 1806 is pending referral to policy committee and SB 839 is referred to the Senate Education Committee. AB 1806 Status: Referred to the Assembly Budget Committee. SB 839 Status: Referred to the Senate Budget and Fiscal Review Committee.

**ACA 13 (Eggman) - Higher Education Assistance Fund**

Excludes the Higher Education Assistance Fund from the appropriations subject to constitutional limitation (Gann limit) and also exclude revenues derived from a tax from being deemed to be General Fund revenues, state revenues, or General Fund proceeds of taxes for purposes of calculating the minimum funding requirements for school districts and community college districts (Prop. 98). Status: Pending referral to policy committee.

**ACR 80 (Allen) - Reversal of UC Tuition Increase**

Urges the Regents of the University of California to reverse recently adopted tuition and fee increases for students at UC campuses statewide. Status: Pending referral to policy committee.

**SB 183 (Lara) - State Buildings: Federal Immigration Agents**

Prohibits federal immigration enforcement agents/officers/personnel from entering a building owned/leased/occupied by the state, a public school, or a CCC campus to perform surveillance, effectuate an arrest, or question an individual therein, without a valid federal warrant. Includes UC and CSU campuses within the definition of "State." Status: Pending referral to Assembly policy committee.

**SB 320 (Leyva) - Public Health: Public Postsecondary Education**

Requires each public university student health center to offer abortion by medication techniques. Student groups opposing the bill are planning to meet with SGR. Status: Do Pass (25-13) Senate Floor on Jan. 29<sup>th</sup>. Status: Pending referral to Assembly policy committee.

**SB 573 (Lara) - Student Financial Aid: Student Service Programs**

Authorizes UC, CSU, and CCC, to develop a student service program at each campus for specified students with financial need who qualify for the nonresident tuition exemption, including AB 540 students. Status: Pending on Assembly Inactive File.

**SB 691 (Lara) - Educational Equity: Immigration Status**

Adds immigration status to the list of covered classes of people afforded equal rights and opportunities in higher education institutions. Staff indicated that author is unlikely to amend. Status: Pending referral to Assembly policy committee.

**SB 968 (Pan) - Postsecondary Education Mental Health Counselors**

Requests UC and requires CSU, CCC, and qualifying independent higher education institutions to hire one full time equivalent mental health counselor per 1,000 students at each campus. Status: Pending hearing in the Senate Education Committee.

**SB 1152 (Hernandez) - Hospital Patient Discharge Process: Homeless Patients**

Requires specified health facilities to include within the hospital discharge policy, a written homeless patient discharge planning policy and process. Status: Introduced on February 14th. Pending - Senate Health Committee.

**SB 1225 (Glazer) - Higher Education Facilities Bond**

Enacts the Higher Education Facilities Bond Act of 2018 for a \$2B GO bond for UC and UC Hastings. UC submitted a letter of support on March 19<sup>th</sup>. Status: Passed out of the Senate Education Committee on March 21<sup>st</sup>. The University has a support position on this bill.

**SB 1275 (Stern) - Hunger Act Of 2018**

Enacts the Plan Against College Hunger Act of 2018 and establishes the Plan Against College Hunger Program to reimburse public postsecondary educational institutions that provide student meal plans at no cost to the students attending more than part-time and who are Cal Grant recipients. Status: Scheduled to be heard in Senate Education Committee on April 4<sup>th</sup>. (

**SB 1344 (Moorlach) – Education Savings Account**

Enacts the Education Savings Account Act of 2020, which prohibits nonresident freshman/sophomore applicants to UC or CSU from being admitted unless and until regents or trustees first determine that there are no resident applicants from specified groups who meet the admissions eligibility requirements, so that the funds in each Education Savings Account benefit California students. Status: Scheduled to be heard in Senate Education Committee on April 4<sup>th</sup>.

**SB 1381 (Nielsen) - Campus Free Expression Act**

Enacts the Campus Free Expression Act, which declares that outdoor areas of public postsecondary educational institutions are traditional public forums, and allows these institutions to maintain and enforce reasonable time, place, and manner restrictions if narrowly tailored in service of a significant institutional interest, employ clear, published, content/viewpoint-neutral criteria, and provide for ample alternative means of expression. Status: The bill is scheduled to be heard in the Senate Education Committee on April 4<sup>th</sup>. UC has presented amendments to the author which would remove our concerns.

**SB 1388 (Anderson) - Forming Open and Robust University Minds Act**

Establishes the Forming Open and Robust University Minds (FORUM) Act, which encourages UC to develop and adopt a policy on free expression that contains specified statements. Status: The bill is scheduled to be heard in the Senate Education Committee on April 4<sup>th</sup>.

**SCA 7 (Moorlach) - California Stem Cell Research and Cures Act: Repeal**

Repeals the Constitutional provisions of the Stem Cell Research and Cures Act which establishes the California Institute for Regenerative Medicine, and the right to conduct stem cell research. Status: Failed passage out of the SENATE Committee on HEALTH on June 7, 2017, and was granted reconsideration. Pending - Senate Health Committee.

**SCA 13 (Galgiani) - Limitation on Tuition Increase and Contracting Out**

Prohibits UC – in any year in which it has more than 600 managerial employees earning more than the Governor’s salary (currently \$190,100) - from 1) increasing systemwide student tuition and fees or 2) entering into a new services contract with a vendor paying wages lower than the rate of pay for UC employees performing similar work. This bill – a Senate Constitutional Amendment – has received a double-referral to policy committee: 1) Senate Education and 2) Senate Elections and Constitutional Amendments Committee. Status: Pending - Senate Education Committee.

**SCA 14 (Hernandez) - Terms of UC Regents & Direct Appropriation of UCOP’s Budget**

Prohibits the reappointment of members appointed to the UC Board of Regents before June 6, 2018 to additional terms after the completion of their current terms and would specify that new Regents appointed after that date serve only four-year terms – with an opportunity to be reappointed to two additional terms. In addition, new UC faculty, student, and classified employee representatives would be added to the Board of Regents (serving two-year terms), commencing with the expiration of 12-year terms on March 1 of 2020, 2021, 2022, and 2024. It would add the CCC Chancellor to the Regents as a voting ex officio member, and provide that the UC President be a nonvoting, rather than a voting, ex officio member. It would require, on or before October 1 annually, the UC Office of the President (UCOP) to submit a written report to the Regents, the Governor, and the appropriate policy and fiscal legislative committees specifying its receipts and expenditures for the immediately preceding fiscal year, and that an appropriation for UCOP be made only pursuant to an annual Budget Bill item relating solely to that office. The measure has received a double-referral to policy committee: 1) Senate Education Committee and 2) Senate Elections and Constitutional Amendments Committee. Status: Pending - Senate Education Committee.

**SCA 16 (Moorlach) – UC Admissions**

Subjects UC to legislative control as necessary to provide for priority in admissions for California residents, and authorizes the disbursement of funds pursuant to an agreement between the State and a parent/legal guardian of an eligible child for tuition and education related expenses and to provide tax or other public benefits to educational institutions to further the promotion of intellectual, scientific, moral, and agricultural improvement. Status: Referred to Senate Education Committee and Senate Elections and Constitutional Amendments Committee. Scheduled to be heard in Senate Education Committee on April 4<sup>th</sup>.

**Upcoming State Government Relations Events and Key Dates**

- **April 2** – Legislature reconvenes from Spring Recess
- **April 27** – Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house
- **May 11** – Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house
- **May 18** – Last day policy committees to meet prior to June 4

- **May 25** – Last day for fiscal committees to hear and report to the floor bills introduced in their house
- **May 25** – Last day for fiscal committees to meet prior to June 4

#### **Questions or Need Assistance?**

If you have any questions regarding the aforementioned items or would like assistance in connecting with state legislators and/or their staff, please do not hesitate to contact Adrian Lopez, Director, State Government Relations. He can be reached at [adnlopez@ucdavis.edu](mailto:adnlopez@ucdavis.edu) or by phone at (530) 752-9795.