

Trustees of the California State University

Resolutions

**July 21, 2009 in the Dumke Auditorium located at the California State University Office of
the Chancellor, 401 Golden Shore, Long Beach, CA 90802**

BOARD OF TRUSTEES

Establishment of Ad Hoc Committee to Monitor the Implementation of the Access to Excellence Plan (RBOT 07-09-06)

RESOLVED, By the Board of Trustees of the California State University, that the Ad Hoc Committee to Monitor the Implementation of the Access to Excellence plan be established for 2009-10. The following trustees will serve on the ad hoc committee:

Roberta Achtenberg, chair
Kenneth Fong
Margaret Fortune
Henry Mendoza
Glen Toney

COMMITTEE ON UNIVERSITY AND FACULTY PERSONNEL

Proposed Title 5 Revisions: Addition of Article 6.8 Regarding Furloughs of Non-Represented Employees; Addition of Article 6.9 Regarding Reductions in Pay for Non-Represented Employees; and Amendment to Holidays Provision (RUF 07-09-02)

RESOLVED by the Board of Trustees of the California State University that Article 6.8, Section 43200 of Title 5 of the California Code of Regulations be added as follows:

Title 5, California Code of Regulations
Division 5 – Board of Trustees of the California State Universities
Chapter 1 – California State University
Subchapter 7 – Employees
Article 6.8 – Furloughs of Non-Represented Employees

§ 43200. Furloughs

a. The following terms are defined for this Article:

(1) “Furlough” means mandatory, temporary unpaid time off work. No earned accrued leave or any other compensated time may be used for any portion of a furlough.

(2) “Financial crisis” means an event(s), occurrence(s) or state of affairs creating an imminent and substantial deficiency in California State University financial resources that severely impacts the California State University’s ability to sustain ongoing operations or to fulfill its mission.

b. Upon a finding by the Chancellor of a natural disaster, epidemic or other major debilitating event that significantly impacts the operations of the California State University, or a financial crisis as defined in this Article, either systemwide or on one or more campuses, the Chancellor may implement furloughs for non-represented, Management Personnel Plan and Executive employees. The Chancellor may suspend any Title 5 regulation(s) and/or any California State University policy(ies) encompassing work hours and/or wages which he or she deems necessary to effectuate this provision. The Chancellor will determine the period of time furloughs will remain in effect.

And be it further

RESOLVED by the Board of Trustees of the California State University that Article 6.9, Section 43220 of Title 5 of the California Code of Regulations be added as follows:

Title 5, California Code of Regulations
Division 5 – Board of Trustees of the California State Universities
Chapter 1 – California State University
Subchapter 7 – Employees
Article 6.9 – Reductions in Pay for Non-Represented Employees

§ 43220. Reductions in Pay

a. The following terms are defined for this Article:

(1) “Reduction in pay” means a reduction in base pay.

(2) “Financial crisis” means an event(s), occurrence(s) or state of affairs creating an imminent and substantial deficiency in California State University financial resources that severely impacts the California State University’s ability to sustain ongoing operations or to fulfill its mission.

b. Upon a finding by the Chancellor of a natural disaster, epidemic or other major debilitating event that significantly impacts the operations of the California State University, or a financial crisis as defined in this Article, either systemwide or on one or more campuses, the Chancellor may implement reductions in pay for non-represented, Management Personnel Plan and Executive employees. The Chancellor may suspend any Title 5 regulation(s) and/or any California State University policy(ies) encompassing work hours and/or wages which he or she deems necessary to effectuate this provision. The Chancellor will determine the period of time reductions in pay will remain in effect.

c. Nothing in this section limits or restricts the Chancellor’s, or any President’s, ability to reduce pay as authorized or permitted elsewhere in this Subchapter 7, or in any California State University policy.

And be it further

RESOLVED by the Board of Trustees of the California State University that Section 42920 of Title 5 of the California Code of Regulations be amended as follows:

Title 5, California Code of Regulations
Division 5 – Board of Trustees of the California State Universities
Chapter 1 – California State University
Subchapter 7 – Employees
Article 4.1 – Holidays

§ 42920. Holidays.

The Chancellor for the systemwide staff and the President for each campus shall be responsible for the administration of paid holidays for the employees under their supervision.

(a) The following holidays, when not occurring on a Saturday or Sunday, shall be observed on the days specified:

- (1) January 1
- (2) Third Monday in January (Martin Luther King, Jr. Day)
- (3) March 31 (Cesar Chavez Day)
- (4) July 4
- (5) First Monday in September (Labor Day)
- (6) November 11 (Veterans Day)
- (7) Thanksgiving Day
- (8) December 25
- (9) Any other day designated by the Governor of this state for a public fast or holiday.

(b) The following days are designated holidays which the Chancellor or President may reschedule to another day consistent with the needs of the campus or systemwide offices:

(1) Third Monday in February (President's Day)

(2) February 12 (Lincoln's Birthday)

(3) Last Monday in May (Memorial Day)

(4) September 9 (Admission Day)

(5) Second Monday in October (Columbus Day)

(6) Personal holiday, to be designated by each employee. The employee may be required to supply reasonable advance notice of intent to take the personal holiday.

(c) Any holiday which falls on a Saturday shall be observed on the preceding Friday and any holiday which falls on a Sunday shall be observed on the following Monday.

(d) On days when the campuses or systemwide office are observing holidays, particular employees may be required to work to perform necessary services.

(e) Notwithstanding the above provisions, the Chancellor shall have discretion to determine whether the holidays identified in this Article shall be paid or unpaid for non-represented, Management Personnel Plan and Executive employees.

COMMITTEE ON EDUCATIONAL POLICY

Proposed Title 5 Revision: California Code of Regulations - Conferral of Degree upon Completion of Degree Requirements (REP 07-09-03)

RESOLVED, by the Board of Trustees of the California State University, acting under the authority prescribed herein and pursuant to Section 89030.1 of the Education Code, that Title 5 is amended to add Section 40411 as follows:

Title 5, California Code of Regulations
Division 5 -- Board of Trustees of the California State Universities
Chapter 1 -- California State University
Subchapter 2 – Educational Program
Article 5 – General Requirements for Graduation

§ 40411. Conferral of Degree upon Completion of Degree Requirements.

The president of each campus may preclude any student from enrolling in any additional state-supported courses when that student has met all necessary requirements for a degree, and may take the actions necessary to confer the degree. 1

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

COMMITTEE ON FINANCE

State University Fee Increase (RFIN 07-09-04)

RESOLVED, By the Board of Trustees of the California State University, that the following academic year schedule of the State University Fee is approved effective fall term 2009 and until further amended:

State University Fees

<u>Units Per Term</u>	<u>Undergraduate</u>	<u>Credential Program Participants</u>	<u>Graduate and Other Post-Bac Students</u>
6.1 or more	\$4,026	\$4,674	\$4,962
0 to 6.0	\$2,334	\$2,712	\$2,880

The fees provided in the above table are for an academic year. The applicable per term fee schedules consistent with these academic year fees for campuses on semester, quarter and other calendars, for regular students (6.1 units or more per term) and part time students (up to 6.0 units per term), and for the academic year and summer terms are provided on the Budget Office website:

<http://www.calstate.edu/budget/student-fees/mandatory-fees/index.shtml>

And, be it further

RESOLVED, That the Chancellor may approve individual campus State University Fee rates that do not exceed the maximum fee rates established by this fee schedule, and be it further

RESOLVED, That the Chancellor is delegated authority to further adopt, amend, or repeal the State University Fee rate increase if such action is required by changes to the 2009-10 Budget Act, and that such changes made by the Chancellor are communicated promptly to the Trustees.

Nonresident Tuition Increase (RFIN 07-09-05)

RESOLVED, By the Board of Trustees of the California State University, that the Nonresident Tuition schedule for the 2009-10 academic year, effective for all campuses with the Fall 2009 term and until further amended, shall be as follows:

	Quarter Term	Semester Term
Non-resident tuition Per Unit Charge:	\$248	\$372

The academic year nonresident tuition maximum is \$11,160. The fee paid per term shall be determined by multiplying the number of units taken by the charge per unit in accordance with this schedule.

And, be it further

RESOLVED, The Chancellor is delegated authority to further adopt, amend, or repeal the nonresident tuition fee rate increase if such action is required by the budget act approved for 2009-10, and that such changes made by the Chancellor are communicated promptly to the Trustees.