



# Government Relations Webinar

September 19, 2023



- ❖ Master Plan for Career Education
- ❖ Federal Update
- ❖ Budget Update
- ❖ Legislative Update

# Master Plan for Career Education



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## Master Plan for Career Education

**CAREER EDUCATION**

# Federal Update

Tom Downs | Downs Government Affairs, LLC  
Washington, D.C. | September 19, 2023



# Appropriations Process for Fiscal Year 2024

The House Appropriations Committee has approved its version of each of the 12 appropriations bills required for the new fiscal year that starts October 1. Those measures passed mostly on party-line votes, with Democrats opposed.

- Only one of those FY 2024 appropriations bills, Veterans Affairs/Military Construction, has been approved by the full House of Representatives.

The Senate Appropriations Committee has approved its version of each of the 12 FY 2024 appropriations bills with bipartisan support.

- None of those bills has been approved by the full Senate.

# Appropriations Process for Fiscal Year 2024

## **A stopgap funding bill is needed**

With just 11 days before the start of fiscal year 2024, there is no realistic chance of any of the 12 annual appropriations bills becoming law.

Therefore, to avoid a government shutdown, enactment of a Continuing Resolution (CR) is required to carry forward FY 2023 funding levels into the new fiscal year.

A key issue is how long a CR should last – for only a month, as proposed by the House Republican leadership, or into December to allow sufficient time to conduct House-Senate conference negotiations.

# Appropriations Process for Fiscal Year 2024

## **It may not be a “clean” Continuing Resolution (CR)**

President Biden and Senate leaders want to add funding to the CR for disaster response and recovery, and military aid to Ukraine. Meanwhile, House Republicans want to use the CR to focus on the U.S-Mexico border, by:

- Restricting asylum eligibility for migrants;
- Reinstating family detention;
- Stiffening penalties for visa overstays; and
- Restarting border wall construction.



# Appropriations Process for Fiscal Year 2024

## **Reconciling appropriations bills won't be easy**

Congressional leaders are using the debt limit extension agreement Speaker of the House Kevin McCarthy (R-CA) negotiated with President Biden earlier this year as a benchmark for FY 2024 appropriations funding levels.

This requires FY 2024 appropriations bills to adopt funding amounts below the FY 2022 enacted levels. Yet, House conservatives want even steeper cuts.

The two chambers currently are \$72 billion apart on FY 2024 spending, before any further cuts to the House bills are made to try to placate conservatives.

# Appropriations Process for Fiscal Year 2024

## **At stake: Congressionally directed spending for 13 districts**

- Allan Hancock College
- Cabrillo College
- Cerritos College
- Compton College
- Glendale Community College
- Long Beach City College
- Mt. San Antonio Community College District
- Peralta Community College District
- Rio Hondo College
- Riverside Community College District
- San Diego Community College District
- Southwestern Community College
- Yosemite Community College District

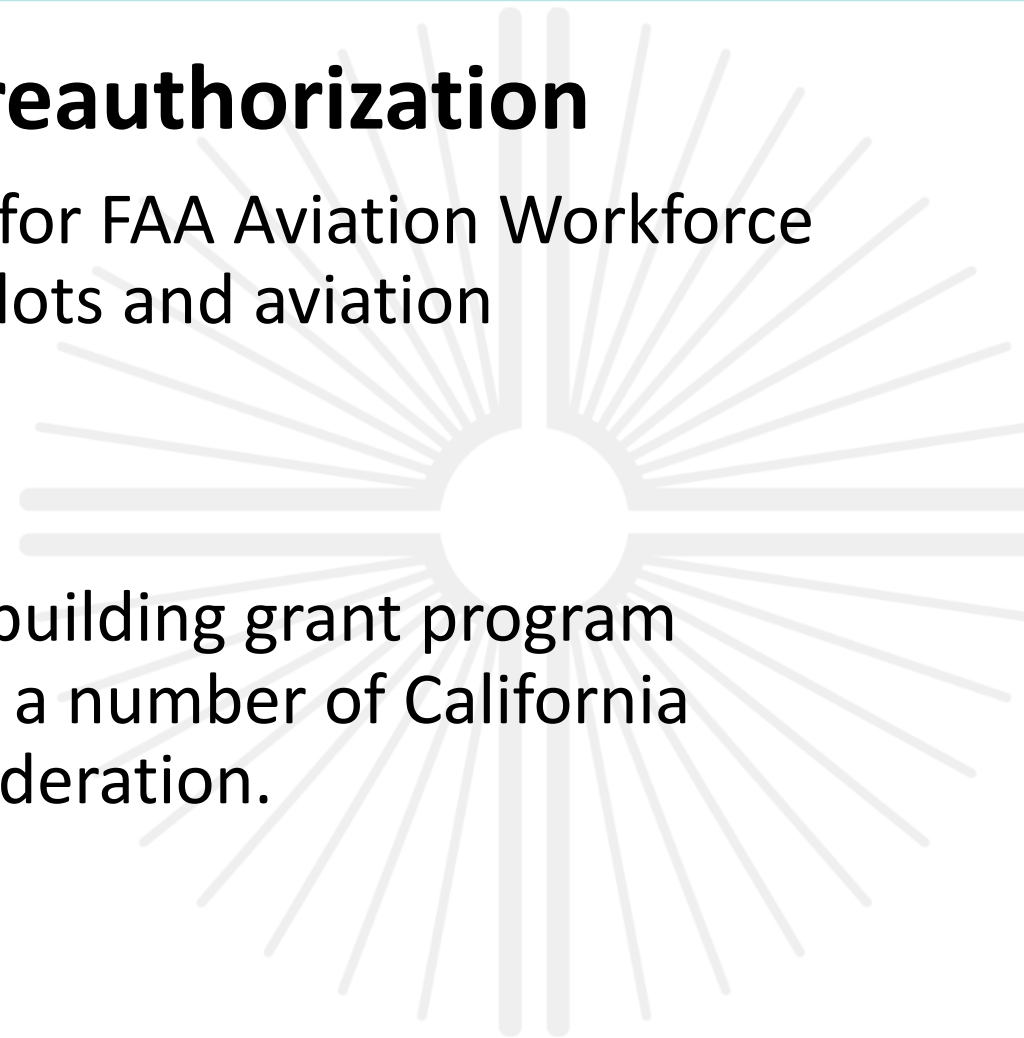
# Other Key Items on the Legislative Calendar

## **Federal Aviation Administration reauthorization**

- An opportunity to triple the funding level for FAA Aviation Workforce Development grant funding for training pilots and aviation maintenance technicians.

## **The Farm Bill**

- A new USDA community college capacity building grant program endorsed by AACCC, ACCT, the League, and a number of California community college districts is under consideration.



# Other Key Items on the Legislative Calendar

## **FY 2024 National Defense Authorization Act proposals –**

- Grant funding for community colleges and minority serving institutions;
- Community College Enlisted Training Corps Demonstration Program;
- Autonomous systems and cybersecurity funding;
- Centers for Military and Veterans Education; and
- STEM education funding.



# QUESTIONS?

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# Budget Update



# CA Fiscal Health: Despite Budget Shortfall, State Enjoys Unprecedented Liquidity

Even with the delay of tax payments for 2022 and early 2023 to October, the State estimates the need for only about \$10 billion of temporary cash borrowing from other state funds to the General Fund in September 2023, which would leave more than \$80 billion of available balances in non-General Fund accounts (including rainy day fund reserves) at that time.

## Comparing Today's Liquidity to 2009 (Great Recession)

	Estimated Cash Balance for June 30, 2024	Cash Balance on June 30, 2009
<b>General Fund</b>	\$29 Billion	0
<b>Other State Funds</b>	\$92 Billion	\$7 Billion

*Many of the most extreme budget actions of 2008-2010 were necessitated by the State's weak cash position, so today's unprecedented liquidity—including rainy day fund reserves—is a key budget buffer given the deficit forecasts for future years.*

# Projected Shortfalls

**2024-25 Deficit Forecast.** The forecast shows a \$14.3 billion negative balance in the Special Fund for Economic Uncertainties (SFEU), the state's main discretionary reserve account, in 2024-25. This means, if the forecast is perfect, that at least \$14.3 billion of corrective actions would be necessary to bring next year's budget into balance.

Next year's budget problem or surplus will begin to be formally estimated in November with release of the LAO's November *Fiscal Outlook*. The Governor's January 10, 2024 budget proposal will contain the administration's first formal estimate of the 2024-25 budget problem or surplus, which will then be updated with the 2024 May Revision.

General Fund Multiyear Forecast 2023 Budget Act (Dollars in Millions)					
	2022-23	2023-24	2024-25	2025-26	2026-27
<b>RESOURCES:</b>					
Prior Year Balance	\$55,810	\$26,352	\$9,112	-\$9,069	-\$25,542
Revenues/Transfers	\$205,678	\$208,688	\$207,280	\$206,180	\$212,205
Transfer to Budget Stabilization Account	-\$544	\$0	-\$180	-\$244	-\$546
<b>Total Resources</b>	<b>\$260,944</b>	<b>\$235,040</b>	<b>\$216,212</b>	<b>\$196,867</b>	<b>\$186,117</b>
<b>EXPENDITURES:</b>					
Proposition 99	\$78,117	\$77,457	\$79,739	\$81,675	\$83,849
Proposition 28 Arts and Music Education	\$0	\$938	\$0	\$0	\$0
Non-Proposition 98	\$154,306	\$145,196	\$143,935	\$139,431	\$141,977
Prop 2 Infrastructure/Deferred Maintenance	\$2,169	\$2,337	\$1,607	\$1,303	\$1,129
<b>Total Expenditures</b>	<b>\$234,592</b>	<b>\$225,928</b>	<b>\$225,281</b>	<b>\$222,409</b>	<b>\$226,955</b>
<b>FUND BALANCES:</b>					
Reserve for Encumbrances	\$5,272	\$5,272	\$5,272	\$5,272	\$5,272
SFEU	\$21,080	\$3,840	<b>-\$14,341</b>	-\$30,814	-\$46,110
Safety Net Reserve	\$900	\$900	\$900	\$900	\$900
Budget Stabilization Account (Mandatory Deposits)	\$20,453	\$20,132	\$20,312	\$20,556	\$21,102
Budget Stabilization Account (Total Deposits)	\$22,252	\$22,252	\$22,432	\$22,676	\$23,222
Public School System Stabilization Account	\$9,929	\$10,831	\$10,831	\$10,831	\$10,831
Total Reserves	\$54,161	\$37,823	\$19,822	\$3,594	-\$11,156
BSA mandatory balance as a percentage of General Fund Tax Proceeds	10.0%	10.0%	10.0%	10.0%	10.0%
SFEU/Safety Net/PSSSA/Total BSA as a percentage of Total Resources	20.8%	16.1%	9.2%	1.8%	-6.0%
Operating Surplus/Deficit with BSA Transfer	<b>-\$29,458</b>	<b>-\$17,240</b>	<b>-\$18,181</b>	<b>-\$16,472</b>	<b>-\$15,296</b>
One-time Investments (Prior years)	\$32,414	\$27,785	\$13,873	\$8,242	\$0
One-time Investments (One-time/Solutions)	-\$6,361	-\$11,952	-\$2,109	-\$2,688	\$972
Operating Surplus/Deficit—Excluding One-Time	<b>-\$3,404</b>	<b>-\$1,407</b>	<b>-\$6,417</b>	<b>-\$10,918</b>	<b>-\$14,324</b>

Note: Totals may not add due to rounding





# Housing



## SB 142: Signed into Law California Community Colleges (CCC) Student Housing Support.



Expresses legislative intent that, a statewide lease revenue bond, or other statewide financing or fiscal approach will be developed to support California community college affordable student housing projects



Shifts the support of three CCC and University of California (UC) intersegmental projects from CCC to UC.



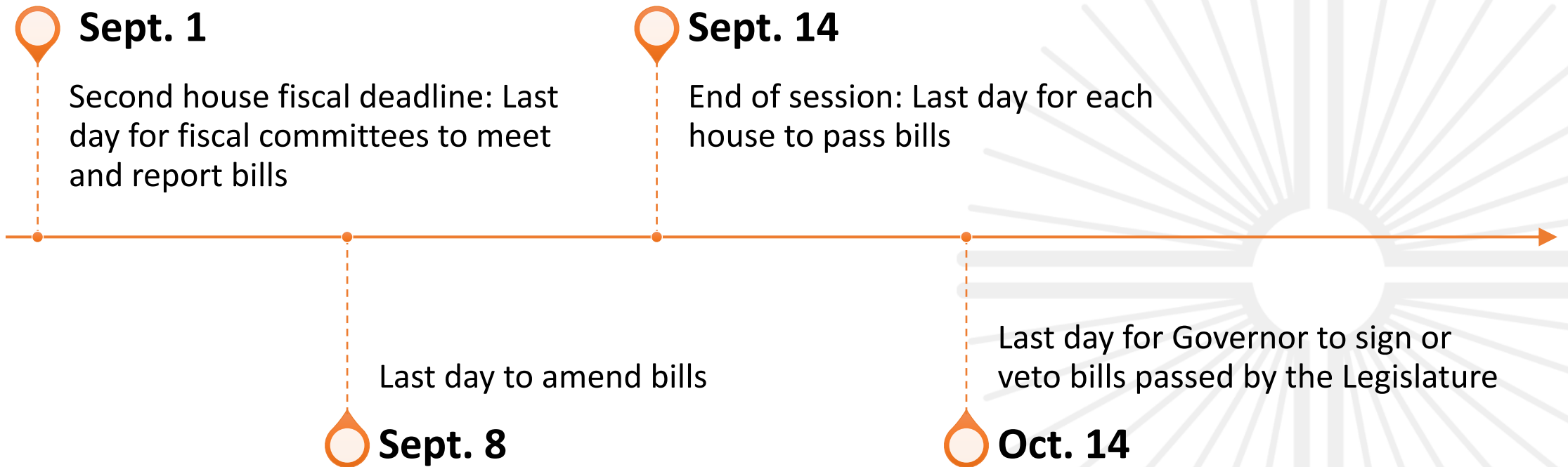
Clarifies that the CCC campuses that received General Fund support for grants in the Budget Act of 2022 shall revert those General Fund resources by June 29, 2024, or upon the enactment of the 2024 Budget Act, whichever is later.



# Legislative Update



# Legislative Calendar



# Legislation

## Academic Affairs:

- AB 634 (Ward) CDCP Programs: **SUPPORT**
- AB 811 (M. Fong) Repeatability: **WATCH**
- AB 1096 (M. Fong) Educational instruction: **WATCH**
- AB 1749 (McCarty) UC ADT Program: **WATCH**

## Collective Bargaining:

- AB 1699 (McCarty) K-14 Classified Employees: **OPPOSE**
- SB 433 (Cortese) Third Party Disciplinary Hearings: **OPPOSE**

## Workforce:

- AB 689 (Carrillo) Healthcare Workers: **OPPOSE**
- AB 746 (Sanchez) Learning-Aligned Employment Program: **SUPPORT**

## Facilities:

- AB 358 (Addis) Housing: **SUPPORT**
- AB 247 (Muratsuchi) Facilities Bond Act: **SUPPORT**

- SB 28 (Glazer) College Health and Safety Bond Act: **WATCH**

## Student Services:

- AB 252 (Holden) Athletics: **OPPOSE**
- AB 299 (Holden) Hazing: **OPPOSE**

## Financial Aid and Basic Needs:

- AB 91 (Alvarez) Non-Resident Tuition: **SUPPORT**
- AB 610 (Holden) Transit Passes: **SUPPORT**
- AB 1400 (Bryan) HBCU Transfer Students: **SUPPORT**
- AB 1542 (M. Fong) BOG Students: **SUPPORT**

## Governance:

- AB 1142 (M. Fong) CPEC 2.0: **WATCH**
- AB 1248 (Bryan) Independent Redistricting Commissions: **WATCH**
- AB 1541 (M. Fong) Student Trustee Advisory Vote: **SUPPORT**

# SB 447 by Senate President pro Tempore Toni G. Atkins

- Creates a new public awareness project that will consult with community leaders to promote California's values of acceptance and inclusion of the LGBTQ+ community across the country.
- And ends California's restriction on taxpayer-funded travel by state agencies and departments to states that have adopted discriminatory anti-LGBTQ+ laws.



# Bills that are no longer moving forward

## **AB 689 (Carrillo) Healthcare Workers**

Would ensure that at least 15% of students that are admitted in limited enrollment programs such as nursing are incumbent healthcare workers. If the college utilizes a priority enrollment system, incumbent healthcare workers would be eligible for priority enrollment

**Position: OPPOSE**

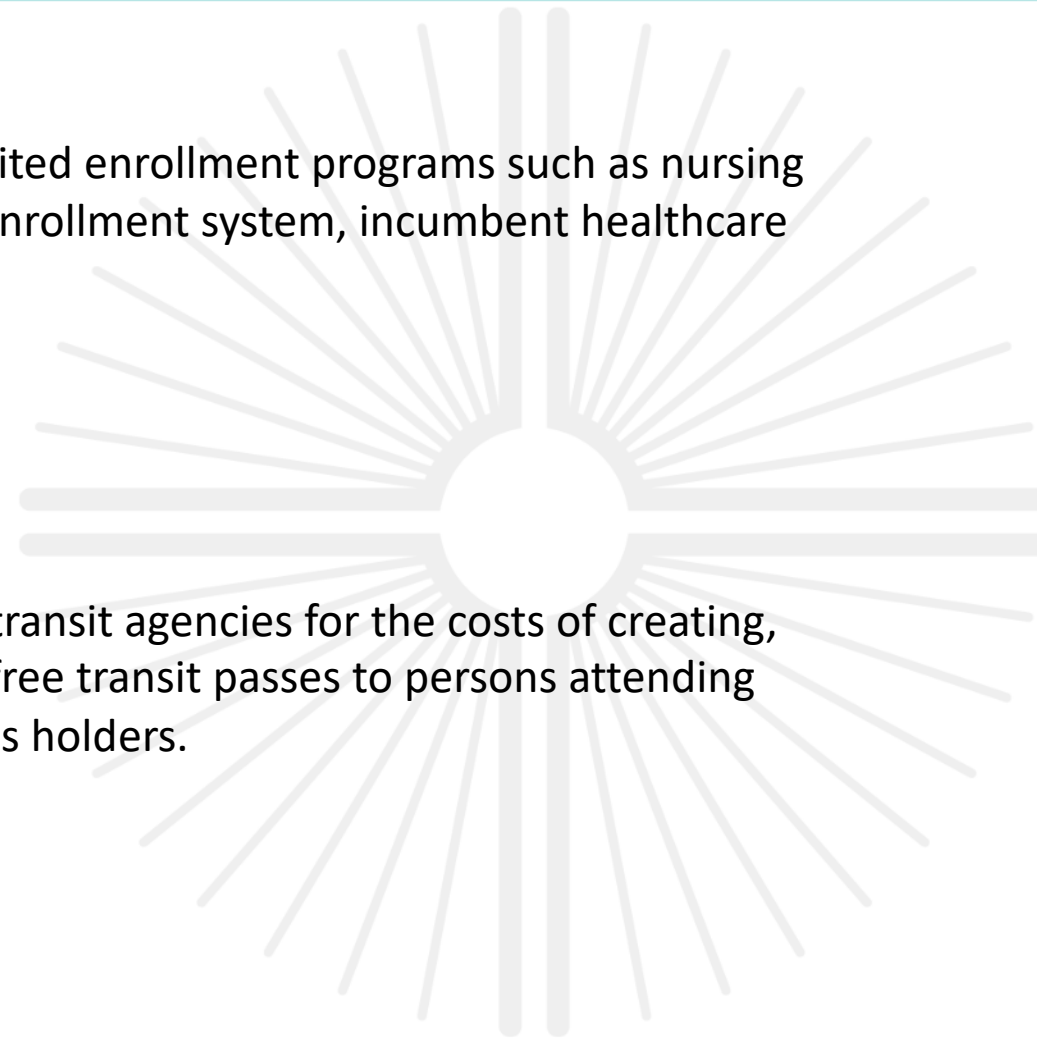
**Location: Held on Suspense.**

## **AB 610 (Holden) Transit Passes**

Would create a free student transit program by awarding grants to transit agencies for the costs of creating, designing, developing, advertising, distributing, and implementing free transit passes to persons attending certain educational institutions, providing free transit service to pass holders.

**Position: SUPPORT**

**Location: Moved to the Inactive File**



# Bills that are no longer moving forward

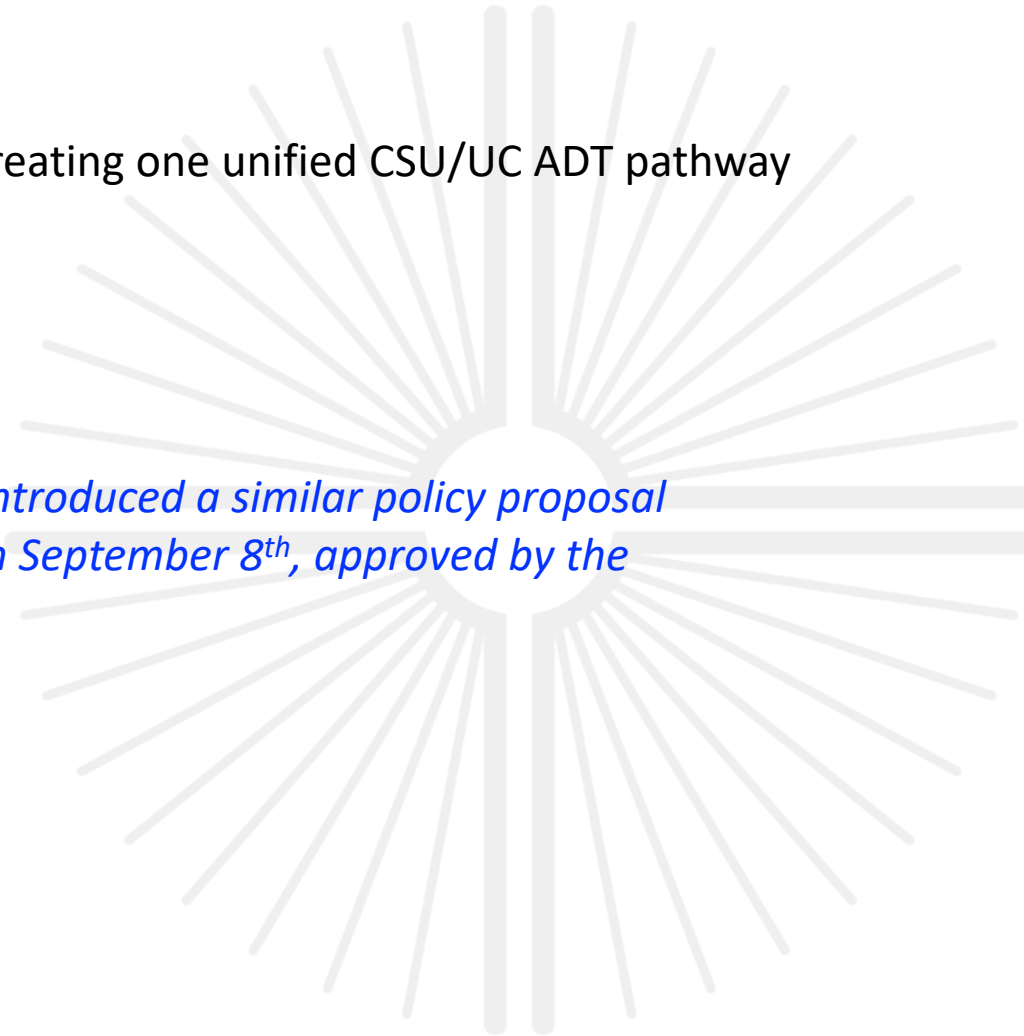
## **AB 1749 (McCarty) University of California ADT Program\***

Would require all UC campuses to participate in the ADT program, creating one unified CSU/UC ADT pathway per degree.

**Position: WATCH**

**Location: Held on Suspense.**

*\* Although this bill was held on suspense, the author of the bill has introduced a similar policy proposal within a new bill vehicle, AB 1291. AB 1291 was gut and amended on September 8<sup>th</sup>, approved by the Legislature on September 14<sup>th</sup>, and is now headed to the Governor.*





# Bills headed to the Governor: Veto Request

## **AB 1699 (McCarty) K-14 Classified Employees**

Would require local education agencies to offer any new part- or full-time classified assignments to existing classified employees before the assignment is publicly posted as long as the employee can reasonably perform the duties of the new job. If an unqualified employee is interested in the position but can become qualified Before starting the position, schools, and colleges would be required to provide it.

**Position: OPPOSE**

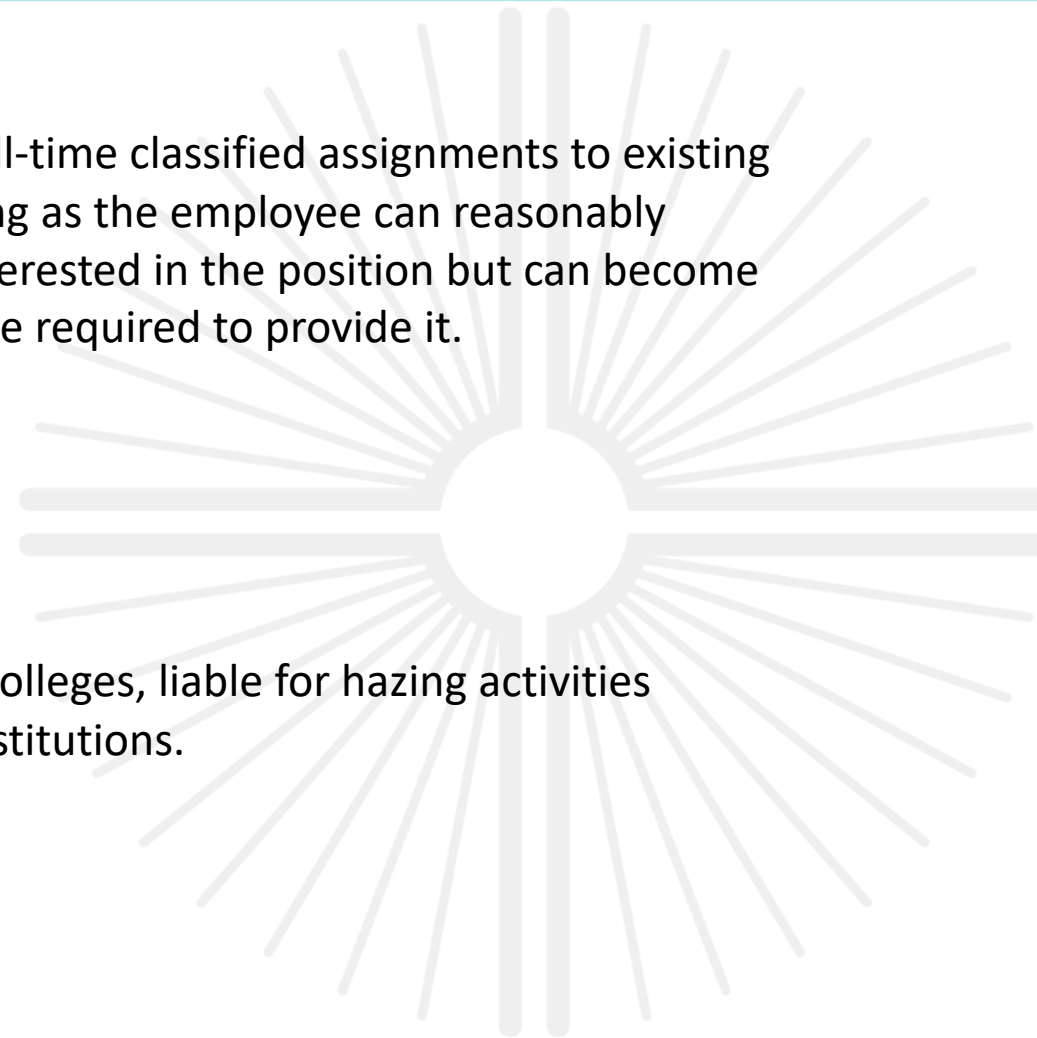
**Location:** Engrossing and Enrolling

## **AB 299 (Holden) Hazing: Institutional Liability**

Would make higher educational institutions, including community colleges, liable for hazing activities occurring within student body organizations affiliated with those institutions.

**Position: OPPOSE**

**Location:** Engrossing and Enrolling



# Bills headed to the Governor: Veto Request

## **SB 433 (Cortese) Third Party Disciplinary Hearings**

Removes the authority of a school or trustee board to discipline an employee and instead it gives the authority to a mutually agreed upon third party official. This is similar to a merit system of employee discipline.

**Position: OPPOSE**

**Location:** Engrossing and Enrolling



# Bills headed to the Governor: Signature Request

## **AB 634 (Ward) CDCP Programs**

Specifies that community college Career Development and College Preparation (CDCP) program courses and classes, for which credit is not given, are eligible for state funding if those courses are offered in both face-to-face and distance education instructional methods.

**Position:** **SUPPORT**

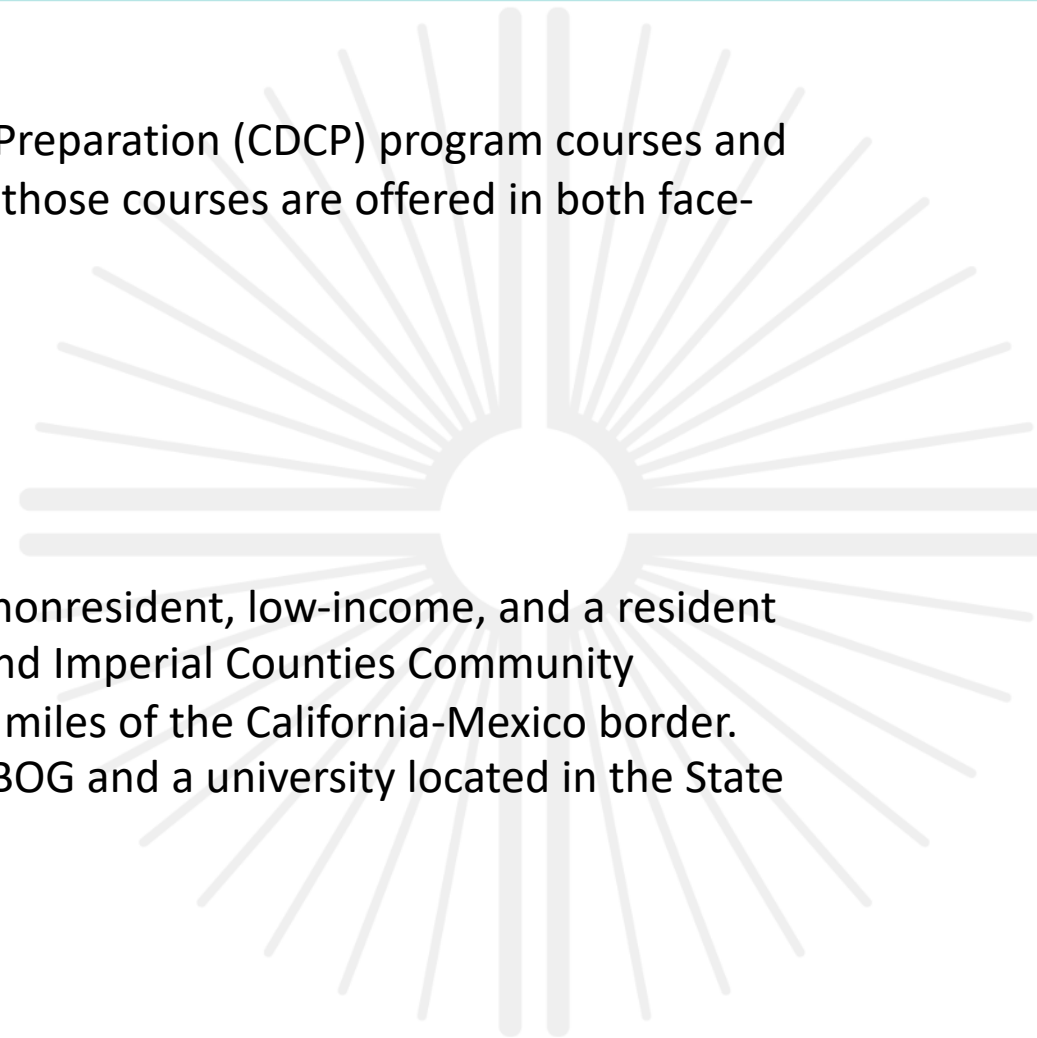
**Location:** Engrossing and Enrolling

## **AB 91 (Alvarez) Exemption from Non-Resident Tuition: SDICCCA**

Would exempt from the nonresident tuition fee a student who is a nonresident, low-income, and a resident of Mexico, who registers for lower division courses at a San Diego and Imperial Counties Community Colleges Association (SDICCCA) college and has residence within 45 miles of the California-Mexico border. Recent amendments require a reciprocity agreement between the BOG and a university located in the State of Baja California, Mexico.

**Position:** **SUPPORT**

**Location:** Presented to the Governor 9/15/23



# Bills headed to the Governor: Signature Request

## **AB 1400 (Bryan) Community college student transfers: HBCUs**

Would provide up to \$5,000 financial aid scholarships to community college students who are transferring to Historically Black Colleges and Universities. For funding, would redirect current funds received through the College Access Tax Credit Fund.

**Position:** SUPPORT

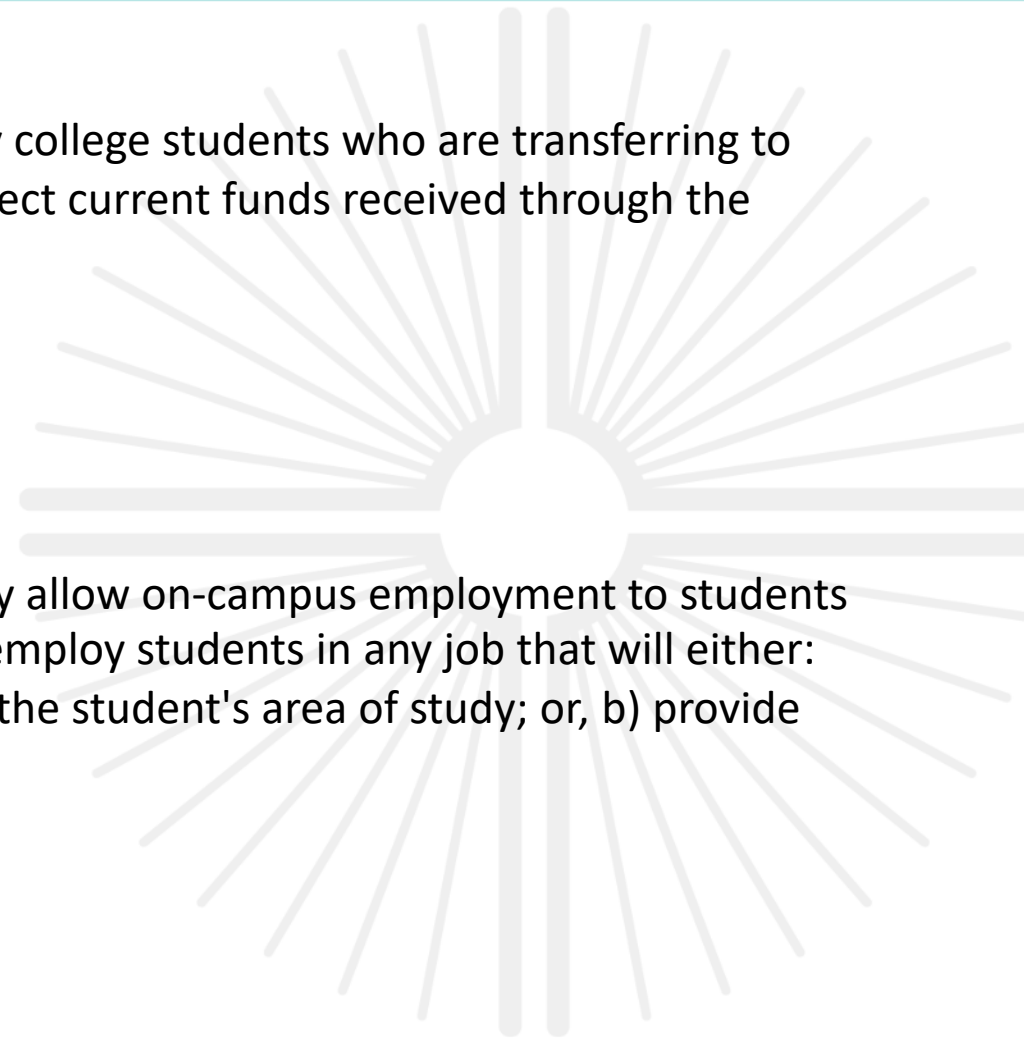
**Location:** Engrossing and Enrolling

## **AB 746 (Sanchez) Learning-Aligned Employment Program (LAEP)**

Would remove the current LAEP provision that limits colleges to only allow on-campus employment to students in research positions. Instead, this bill allows colleges the ability to employ students in any job that will either: a) provide skill-building opportunities necessary for employment in the student's area of study; or, b) provide employment experience related to the student's major.

**Position:** SUPPORT

**Location:** Engrossing and Enrolling



# Take Action: Submit a Letter to the Governor

[Home](#) / [Advocacy](#) / [Legislative Actions](#)

## Legislative Actions

California's community colleges are encouraged to take action on the following bills (to be updated) during the 2023-24 California legislative cycle. For questions about any of the bills or suggested actions, contact Andrew Martinez, Director of Government Relations, at [amartinez@cclleague.org](mailto:amartinez@cclleague.org).

[AB 1699 \(McCarty\)](#)

[AB 299 \(Holden\)](#)

[AB 1400 \(Bryan\)](#)

[AB 689 \(Carrillo\)](#)

[AB 358 \(Addis\)](#)

### AB 1699 – OPPOSE

**AB 1699** by Assemblymember Kevin McCarty would require job opportunities to be posted for internal applicants 10 days before external candidates may be considered. It also requires that an internal candidate that meets the minimum qualifications, or “could” meet the minimum qualifications with paid on-the-job training completed before their start date, have the right of first refusal for a position. This measure would impede current timely hiring processes and exacerbate vacancies.

The Governor has 30 days to sign or veto AB 1699, as all bills must be acted on by October 14th. Request for Veto letters are due to the Governor's legislative unit as soon as possible. Please email letters to [leg.unit@gov.ca.gov](mailto:leg.unit@gov.ca.gov) and [amartinez@cclleague.org](mailto:amartinez@cclleague.org) with the subject line “AB 1699 (McCarty) - Request for Veto”

# GUT AND AMEND

## Prop 54: 72 Hour Rule

Proposition 54 amended Article IV, Section 8(b) of the California Constitution.

Prohibits the Legislature from passing any bill unless it has been in print and published on the Internet for at least 72 hours before the vote, except in limited cases of public emergency declared by the governor.

# Gut and Amends: AB 1291

## **AB 1291 (McCarty) University of California Associate Degree for Transfer Pilot Program**

Would create the University of California ADT Pilot Program, which commences with UCLA then expands to at least 5 additional UCs. The program would be periodically reviewed with the Legislative Analyst's Office (LAO).

**Position: WATCH**

**Location:** Engrossing and Enrolling



# Gut and Amends: AB 1291 (Continued)

## **For UCLA, requires:**

1. By the 2026-27 academic year, UCLA must dedicate at least 8 majors to participate in the pilot program. Students transferring to UCLA within those majors who have earned an ADT will receive priority admission to UCLA.
2. By the 2028-29 academic year, 12 majors must be dedicated, and 4 of those 12 majors must be STEM.

## **For 5 Additional UCs, requires:**

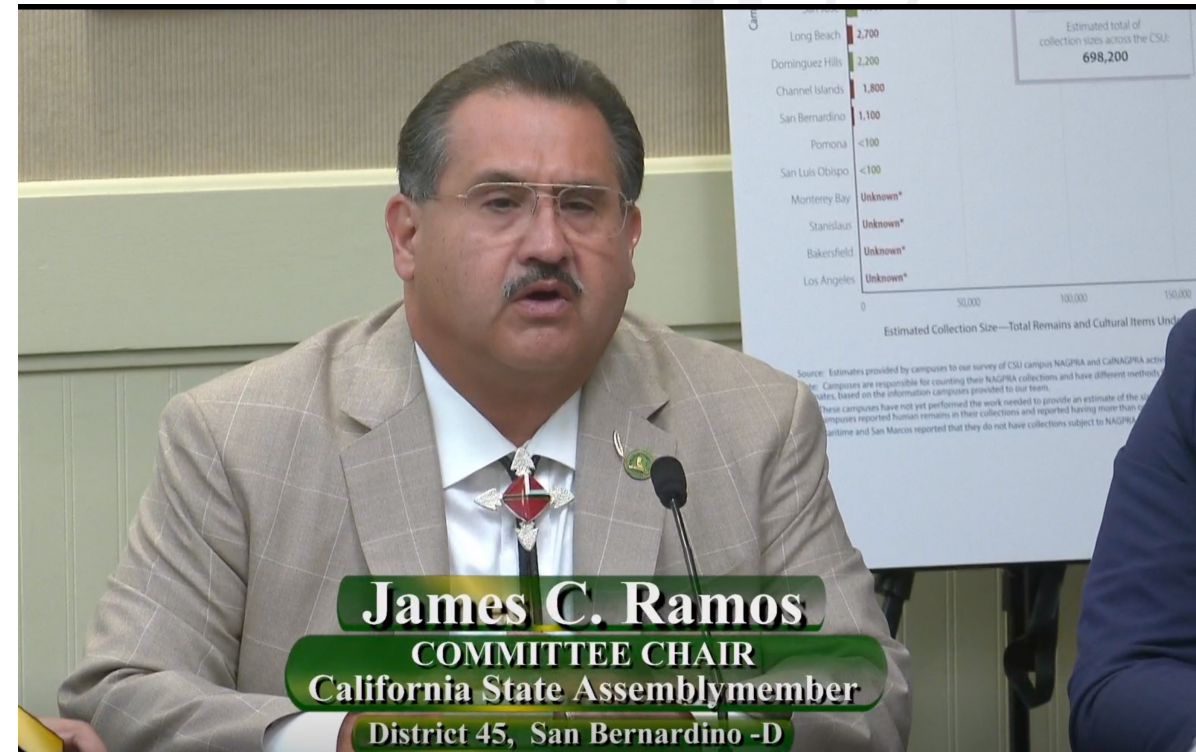
1. By the 2028-29 academic year, UC must designate at least 5 additional campuses to participate in the program. Campuses must declare at least 12 majors each and prioritize admission of a student who earns an ADT. The 12 major minimum does not apply to UC Merced.

## **For all participating UC campuses:**

1. The UC majors must align with the transfer model curricula from the select community colleges chosen by the campus.
2. Each UC campus can determine the appropriate admissions preference for a student who earns an ADT.
3. In the scenario where an ADT-earning student does not receive admission to the UC of their choice, they must be offered admission to another UC.



# Joint Hearing Joint Legislative Audit Committee and Assembly Select Committee on Native American Affairs, Tuesday, August 29, 2023



## AB 389 (Ramos) Native American repatriation: California Native American Graves Protection and Repatriation Act of 2001: California State University.

Prohibits California State University campuses from using Native American remains and cultural artifacts for teaching or research

AB 389 also requires the CSU system to follow recommendations from the State Auditor

And to obey state and federal laws—by repatriating remains and sacred artifacts to appropriate tribes.

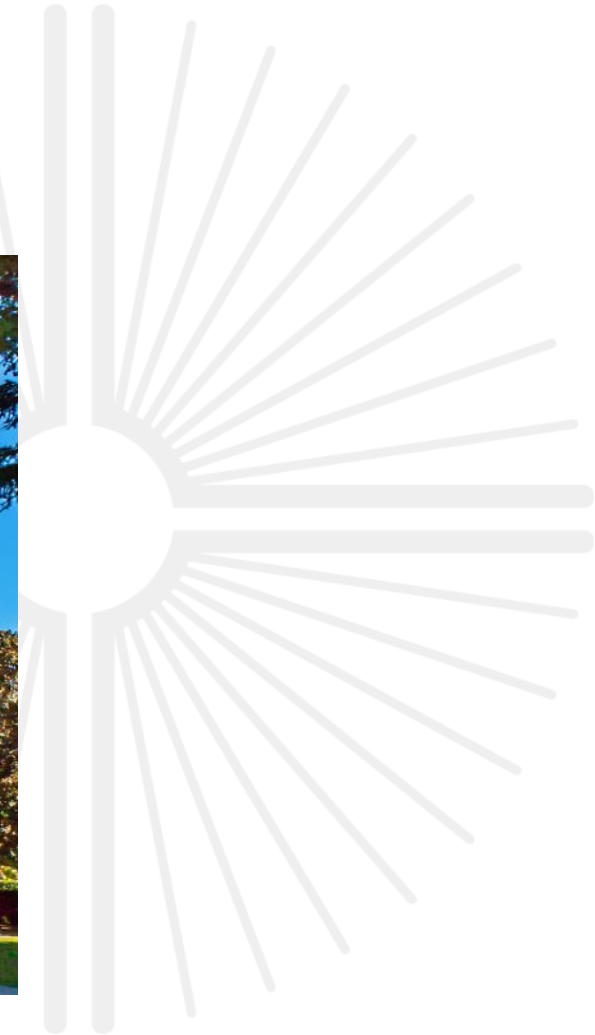
CSU system had almost 700,000 human remains and cultural objects in its possession despite a 1995 federal and state deadline to return the remains and artifacts to the proper tribes.

# Save the Date: 2024 Legislative Conference

## 2024 Annual Legislative Conference

Sunday, January 28th to Monday, January 29th

Sheraton Grand Hotel, Sacramento





Questions?





Thank you!



# Upcoming Events

Visit [ccleague.org/events](https://ccleague.org/events) for details

- Annual Convention- November 16- 18, 2023
  - Indian Wells
  - Registration deadline November 3

# Government Relations Webinar Schedule

Every third Tuesday of the month  
11 a.m. — 12 p.m.

- Tuesday, September 19
- Tuesday, October 17

# Connect with the League online!



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of California



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