

SENATE BILL

No. 27

Introduced by Senator Yee

August 17, 2011

An act to add Section 89500.5 to the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 27, as introduced, Yee. Public postsecondary education: executive officer compensation.

(1) Existing law establishes the University of California, which is administered by the Regents of the University of California; the California State University, which is administered by the Trustees of the California State University; and the California Community Colleges, which is administered by the Board of Governors of the California Community Colleges, as the 3 segments of public postsecondary education in this state. Existing law authorizes the regents, the trustees, and the board to employ officers and other employees.

This bill would prohibit the trustees from increasing the monetary compensation, as defined, of, or approving a monetary bonus for, any executive officer, as defined, of the California State University in any fiscal year in which the General Fund appropriation to the California State University in the annual Budget Act is less than, or equal to, the General Fund appropriation to the university in the annual Budget Act for the immediately preceding fiscal year. The bill would request the regents to not increase the monetary compensation of, or approve a monetary bonus for, any executive officer, as defined, of the University of California, in any fiscal year in which the General Fund appropriation to the University of California in the annual Budget Act is less than, or

equal to, the General Fund appropriation to the university in the annual Budget Act for the immediately preceding fiscal year.

(2) The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. Governor Schwarzenegger issued a proclamation declaring a fiscal emergency, and calling a special session for this purpose, on December 6, 2010. Governor Brown issued a proclamation on January 20, 2011, declaring and reaffirming that a fiscal emergency exists and stating that his proclamation supersedes the earlier proclamation for purposes of that constitutional provision.

This bill would state that it addresses the fiscal emergency declared and reaffirmed by the Governor by proclamation issued on January 20, 2011, pursuant to the California Constitution.

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 89500.5 is added to the Education Code,
2 to read:
3 89500.5. (a) The trustees shall not increase the monetary
4 compensation of, or approve payment of a monetary bonus to, any
5 executive officer in any fiscal year in which the amount of General
6 Fund moneys appropriated to the California State University in
7 the annual Budget Act is less than, or equal to, the amount of
8 General Fund moneys appropriated to the California State
9 University in the annual Budget Act for the immediately preceding
10 fiscal year.
11 (b) As used in this section, the following terms have the
12 following meanings:
13 (1) "Executive officer" includes, but is not limited to, the
14 Chancellor of the California State University, a vice chancellor of
15 the university, an executive vice chancellor of the university, the
16 general counsel of the university, the trustees' secretary, and the
17 president of an individual campus.
18 (2) "Monetary compensation" includes, but is not limited to, a
19 salary, a vehicle allowance, and a housing allowance.
20 (c) Subdivision (a) shall apply only to executive officers who
21 enter into or renew a contract for employment with the California
22 State University on or after January 1, 2012.

1 SEC. 2. (a) The Regents of the University of California are
2 requested to not increase the monetary compensation of, or approve
3 payment of a monetary bonus to, any executive officer in any fiscal
4 year in which the amount of General Fund moneys appropriated
5 to the University of California in the annual Budget Act is less
6 than, or equal to, the amount of General Fund moneys appropriated
7 to the University of California in the immediately preceding fiscal
8 year.

9 (b) As used in this section, the following terms have the
10 following meanings:

11 (1) “Executive officer” includes, but is not limited to, the
12 President of the University of California, the chancellor of an
13 individual campus, a vice president of the university, the treasurer
14 of the university, the assistant treasurer of the university, the
15 general counsel of the university, and the regents’ secretary.

16 (2) “Monetary compensation” includes, but is not limited to, a
17 salary, a vehicle allowance, and a housing allowance.

18 (c) Subdivision (a) shall apply only to executive officers that
19 enter into or renew a contract for employment with the University
20 of California on or after January 1, 2012.

21 SEC. 3. This act addresses the fiscal emergency declared and
22 reaffirmed by the Governor by proclamation on January 20, 2011,
23 pursuant to subdivision (f) of Section 10 of Article IV of the
24 California Constitution.

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