

ASSEMBLY BILL

No. 1653

Introduced by Assembly Member Weber

January 13, 2016

An act to amend Section 66302 of, and to add Section 66073 to, the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1653, as introduced, Weber. Postsecondary education: campus climate.

Existing law establishes the segments of postsecondary education in this state, including the University of California administered by the Regents of the University of California, the California State University administered by the Trustees of the California State University, the California Community Colleges administered by the Board of Governors of the California Community Colleges, and private postsecondary educational institutions.

This bill would require the board, the trustees, and the governing body of each private postsecondary educational institution, as defined, and encourage the regents, to each generate a report once every biennium of the legislative session, commencing with the 2017–18 Regular Session, that includes specified information related to the institution's campus climate, as defined, post the report on its Internet Web site, and submit the report to specified state bodies. For the purposes of the board's report, the bill would require the board to request certain information from community college districts, and would provide that the board's report shall be based on data available from participating community college districts. The bill would require the Department of Justice to provide guidance to the board, the trustees, the regents, and

the governing body of each private postsecondary educational institution on compliance with the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act and the Violence Against Women Reauthorization Act of 2013.

Existing law requests the trustees, the regents, and the governing board of each community college district to adopt and publish policies on harassment, intimidation, and bullying to be included within the rules and regulations governing student behavior, as provided.

This bill would require the trustees and the governing board of each community college district, if they expend funds to support activities related to campus climate, as defined, to adopt and publish the above-described policies. By requiring community college districts to adopt and publish these policies, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 66073 is added to the Education Code,
- 2 to read:
- 3 66073. (a) The Board of Governors of the California
- 4 Community Colleges and the Trustees of the California State
- 5 University are required, and the Regents of the University of
- 6 California are encouraged, to generate a report once every biennium
- 7 of the legislative session, commencing with the 2017–18 Regular
- 8 Session, that shall include all of the following as to the respective
- 9 segment:
- 10 (1) New and recent administrative efforts intended to affect
- 11 campus climate.
- 12 (2) Recent campus program developments that impact campus
- 13 climate related to the following:
- 14 (A) Gender.

- 1 (B) Race.
- 2 (C) Ethnicity.
- 3 (D) National origin.
- 4 (E) Religion.
- 5 (F) Sexual orientation.
- 6 (G) Disability.
- 7 (H) Gender identity.
- 8 (3) New and recent administrative efforts to reduce student food
- 9 insecurity and student homelessness.
- 10 (4) Data, including, but not limited to, both of the following:
- 11 (A) Student demographic data.
- 12 (B) Crime data, including, but not limited to, the data required
- 13 to be kept and disclosed in accordance with the Jeanne Clery
- 14 Disclosure of Campus Security Policy and Campus Crime Statistics
- 15 Act (20 U.S.C. Sec. 1092(f)) and the Violence Against Women
- 16 Reauthorization Act of 2013 (20 U.S.C. Sec. 1092(f)(8)), and other
- 17 hate crime statistics.
- 18 (b) The governing body of each private postsecondary
- 19 educational institution, as defined in Section 94858, shall generate
- 20 a report once every biennium of the legislative session,
- 21 commencing with the 2017–18 Regular Session, that shall include
- 22 all of the information specified in paragraphs (1) to (3), inclusive,
- 23 of subdivision (a) as to the institution.
- 24 (c) The Board of Governors of the California Community
- 25 Colleges, the Trustees of the California State University, and the
- 26 governing body of each private postsecondary educational
- 27 institution, as defined in Section 94858, are required, and the
- 28 Regents of the University of California are encouraged, to each
- 29 post the respective report on its Internet Web site.
- 30 (d) The Department of Justice shall provide guidance to the
- 31 Board of Governors of the California Community Colleges, the
- 32 Trustees of the California State University, the Regents of the
- 33 University of California, and the governing body of each private
- 34 postsecondary educational institution, as defined in Section 94858,
- 35 on compliance with the Jeanne Clery Disclosure of Campus
- 36 Security Policy and Campus Crime Statistics Act (20 U.S.C. Sec.
- 37 1092(f)) and the Violence Against Women Reauthorization Act
- 38 of 2013 (20 U.S.C. Sec. 1092(f)(8)).
- 39 (e) The Board of Governors of the California Community
- 40 Colleges shall request, but not require, the information specified

1 in paragraphs (1) to (3), inclusive, and subparagraph (B) of
2 paragraph (4), of subdivision (a), from community college districts.
3 The report of the board shall be based on data available from
4 participating community college districts.

5 (f) A report to be generated pursuant to this section shall be sent
6 to the Governor, the Attorney General, and the appropriate policy
7 committees of the Legislature.

8 (g) For purposes of this section, “campus climate” means a
9 measure of an individual’s experience within a learning
10 environment, specifically focusing on the current attitudes,
11 practices, policies, and behaviors of campus life that impact the
12 success and retention of all members of a campus community.

13 SEC. 2. Section 66302 of the Education Code is amended to
14 read:

15 ~~66302. The Trustees of the California State University, the~~
16 ~~Regents of the University of California, and the governing board~~
17 ~~of each community college district are requested to adopt and~~
18 ~~publish policies on harassment, intimidation, and bullying to be~~
19 ~~included within the rules and regulations governing student~~
20 ~~behavior within their respective segments of public postsecondary~~
21 ~~education. It~~

22 *66302. (a) If the Trustees of the California State University*
23 *and the governing board of each community college district expend*
24 *funds to support activities related to campus climate, as that term*
25 *is defined in subdivision (g) of Section 66073, the Trustees of the*
26 *California State University and the governing board of each*
27 *community college district shall adopt and publish policies on*
28 *harassment, intimidation, and bullying to be included within the*
29 *rules and regulations governing student behavior within their*
30 *respective segments of public postsecondary education.*

31 *(b) The Regents of the University of California are requested*
32 *to adopt and publish policies on harassment, intimidation, and*
33 *bullying to be included within their rules and regulations governing*
34 *student behavior.*

35 *(c) It is the intent of the Legislature that rules and regulations*
36 *governing student conduct be published, at a minimum, on the*
37 *Internet Web site of each public postsecondary educational campus*
38 *and as part of any printed material covering those rules and*
39 *regulations within the respective public postsecondary education*
40 *systems: system.*

1 SEC. 3. If the Commission on State Mandates determines that
2 this act contains costs mandated by the state, reimbursement to
3 local agencies and school districts for those costs shall be made
4 pursuant to Part 7 (commencing with Section 17500) of Division
5 4 of Title 2 of the Government Code.

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