CONFIRMATION OF PERIODIC REVIEW

Complete Boxes 1, 2, 3 and 4 and return to the Office of General Counsel.

Box #1 – Responsible Administrator
Name: Ferrin Reid
Title: Executive Assistant to the Chancellor

Box #2 – Subject matter
Board Rules Reviewed:
Legislation, Chapter III

Administrative Regulations Reviewed:

Box #3 – Outcome
☐ No changes are recommended at this time.
☒ Changes are recommended and
  ☐ Expected to be submitted to the Chancellor for authorization by
    (date)________________________
  ☐ Expected to be noticed for Board consideration by
    (date)________________________
  ☐ Already voted upon and approved by
    the Board on Oct. 5, 2011. See BT 2

Comments:
The process must be included as a Board Rule. Please note the attached
LACCD Process on State Legislative Positions.

Box #4 – Signature

Ferrin Reid
SIGNED
Oct. 19, 2012
DATED
October 5, 2011

Los Angeles Community College District
Process on State Legislative Positions

In an effort to issue legislative positions in a timely manner and advocate effectively on behalf of the District, a new approach is being recommended by the LACCD Board of Trustees’ Legislative Committee. In the past, the District’s practice of issuing legislative positions has posed a number of challenges. Given that many bills need to be considered by the Board quickly and it does not convene often enough to do so, the Chancellor proposed a modified process. To accommodate the legislative process and the rapid pace with which authors amend bills over the course of review by various legislative committees, it seems prudent to allow the Chancellor greater flexibility and authority. As a consequence, the District will be able to influence legislation more readily and have a stronger impact on issues affecting public higher education in the state.

While maintaining appropriate oversight, the Board of Trustees will delegate authority to the Chancellor to communicate positions to legislators, other CCC district CEOs, governmental relations staffers, and other representatives and allies of public higher education. The Chancellor or his designee will communicate with leaders of LACCD constituency groups to establish or strengthen shared advocacy efforts. Whenever possible, the Chancellor will seek to work in coalition with other stakeholders for the purpose of furthering the District’s legislative goals.

Process:
The Chancellor will support legislative positions that protect and enhance the fiscal health of the District and promote its primary mission with respect to basic skills, CTE, and transfer curricula and training. Additionally, the Chancellor will support legislative positions that facilitate the growth and stability of the District including, but not limited to, issues related to public bond funds, land acquisition and sale, facilities renovation and capital building programs. All proffered legislative positions will be aligned with the LACCD Strategic Plan.

The Chancellor will be authorized to take and communicate bill positions on behalf of the District within the following parameters:
After discussing the bills and seeking advice from two members of the Board Legislative Committee, but without sharing the views of one Trustee with another, **except** when:

a. The District has adopted a similar legislative position in the past (e.g., review Board’s historical record).

b. Time constraints (e.g., the need to issue a position before a bill moves to a critical stage in the legislative process) preclude the Chancellor from consulting two members of the Legislative Committee. In this instance, the position taken must protect the District’s fiscal health and support its overarching mission.

c. The bill is consistent with Board policies.

Under these enumerated exceptions, the Chancellor shall be authorized to formulate and announce District legislative positions without prior consultation with two members of the Legislative Committee.

Other than the exceptions previously noted, the Chancellor or his designee shall consult two members of the Legislative Committee before legislative positions are registered.

The Brown Act prohibits communication about Legislative Committee business by all three members of the Committee outside of the public arena. Consequently, it is important that legislative discussions which occur outside of a Board of Trustees meeting include only two members of the Legislative Committee and do not involve the development of a consensus among the majority or the issuance of a directive.

Subsequent to communicating District legislative positions, the Chancellor shall report significant positions to the full Board as an agenda item and list other positions in the Board Letter. In both instances, the Chancellor will provide his rationale for adopting each legislative position. The Board retains the right to direct a change or different position.
The Board of Trustees shall evaluate this process annually to determine its effectiveness; this evaluation shall occur at the end of each legislative session. If necessary, modifications may be made at this point in time.

Once a policy is adopted by the Board, staff will provide a recommended Board Rule for the institutionalization of the policy.