



1961 Amendments to the California State Education Code: Chapter 12

Source: *Statutes and Amendments to the Codes. 1960, ch. 12, §§ 1-163*

Chapter 12

An act to repeal Sections 358, 23602, 24851, 24853, 24854, 4855, 25051, 25052, and 25055 of, and to repeal Article 3 (commencing with Section 24801), Article 5 (commencing with Section 24901), Article 7 (commencing with Section 25001), Article 9 (commencing with Section 25101), Article 10 (commencing with Section 25151), Article 11 (commencing with Section 25201), Article 12 (commencing with Section 25251), and Article 14 (commencing with Section 25351) of Chapter 13, Division 18 of, and to amend Sections 152, 253, 254, 256, 257, 258, 260, 261, 265, 355, 356, 357, 360, 401, 403, 404, 405, 554, 557, 1094, 1095, 5451, 5711, 6301, 8003, 10652, 13319, 22600, 22601, 22603, 22604, 22605, 22606, 2607, 22700, 22703, 23601, 23603, 23604, 23605, 23607, 23608, 23609, 23610, 23651, 23652, 23653, 23657, 23658, 23701, 23703, 23706, 23707, 23751, 23752, 23753, 23754, 23757, 23760, 23761, 23801, 23803, 23851, 23852, 23853, 23854, 23855, 23856, 23858, 23859, 23860, 23862, 23863, 23864, 23865, 23866, 23901, 23902, 23903, 23951, 23952, 23953, 24000, 24051, 24052, 24053, 24054, 24101, 24102, 24103, 24104, 24351, 24352, 24353, 24354, 24355, 24452, 21153, 21454, 24456, 24502, 24581, 24582, 24601, 24651, 24701, 24702, 21703, 24753, 21754, 24755, 24952, and 24954 of, to amend the heading of Chapter 3 (commencing with Section 22600), Division 16.5 of, and to amend

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and renumber the article heading of Article 4 (commencing with Section 24851), Article 4.5 (commencing with Section 24856), Article 6 (commencing with Section 24951), and Article 8 (commencing with Section 25051) of Chapter 13, Division 18 of, and to add Sections 23600, 23604.1, 23604.2, 23604.3, 23611, 23612, 23613, 23614, 23615, 23616, 23617, 23618, 23619, 23620, 23621, 23622, 23623, 24003, 24004, 24005, 24351.1, 24352.1, and 24358 to, and to add a new chapter heading, Chapter 1.5 (commencing with Section 23603) to Division 18 of, the Education Code, relating to the California State Colleges.

In effect September 15, 1961

[Approved by Governor March 3, 1961. Filed with Secretary of State March 3, 1961.]

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

Section 1. Legislative intent.

In enacting this act, the Legislature intends to conform the affected provisions of the Education Code to the Donahoe Higher Education Act (Statutes of 1960 (1st Extraordinary Session), Chapter 49) without making any substantive change in the laws affected by this act. To the extent that any conflict may exist between the provisions of this act and the Donahoe Higher Education Act, the Legislature hereby declares that it intends the provision of said Donahoe Higher Education Act to prevail over the provisions of this act. The sections of law added or amended by this act, insofar as they are substantially the same as existing statutory provisions relating to the same subject matter shall be construed as restatements and continuations and not as new enactments.

Sec. 2. Rules and regulations.

Section 152 of the Education Code is amended to read:

152. The board shall adopt rules and regulations not inconsistent with the laws of this State (a) for its own government (b) for the government of its appointees and employees (c) for the government of the day and evening elementary schools, the day and evening secondary schools, and the technical and vocational schools of the State, and (d) for the government of such other schools, excepting the University of California and the California State Colleges, as may receive in whole or in part financial support from the State.

The rules and regulations adopted shall be published for distribution as soon as practicable after adoption.

Sec. 3. Duties.

Section 253 of said code is amended to read:

253. The Superintendent of Public Instruction shall:

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- (a) Superintend the schools of this State.
- (b) Prepare, have printed, and furnish to teachers and to all officers charged with the administration of the laws relating to the public schools such blank forms and books as may be necessary to the discharge of their duties, including blank teachers' certificates to be used by county and city and county boards of education.
- (c) Visit the several orphan asylums to which state appropriations are made, and examine into the course of instruction in the asylums.
- (d) Visit the schools in the different counties, and inquire into their condition; and the actual traveling expense thus incurred, not exceeding one thousand eight hundred dollars (\$1,800) per annum, shall be allowed, audited and paid out of the General Fund in the same manner as other claims are audited and paid.
- (e) Authenticate with his official seal all drafts or orders drawn by him, and all papers and writings issued from his office.
- (f) Have bound, at the state bindery, all valuable school reports, journals, and documents in his office, or received by him.
- (g) Deliver over, at the expiration of his term of office, on demand, to his successor, all property, books, documents, maps, records, reports, and other papers belonging to his office, or which may have been received by him for the use of his office.

Sec. 4. Contracts, etc., with federal government.

Section 254 of said code is amended to read:

254. The Superintendent of Public Instruction shall prescribe regulations under which contracts, agreements or arrangements may be made with agencies of the federal government for funds, services, commodities, or equipment to be made available to schools of the public school system, except the California State Colleges.

Sec. 5. Aeronautics courses agreement.

Section 256 of said code is amended to read:

256. The Superintendent of Public Instruction may enter into an agreement with the government of the United States or any agency thereof relative to the establishment of courses of study in aeronautics in the junior

colleges and technical schools of the public school system except the California State Colleges.

Sec. 6. Agreements with federal government.

Section 257 of said code is amended to read:

257. The Director of Education may enter into agreements with any agency of the federal government for the education of persons in the service of the federal government in schools under the jurisdiction of the Department of Education. All money received from an agency of the federal government for the education of persons in any such school is hereby appropriated for the support of such school in addition to such other funds as may be appropriated therefor by the Legislature.

Sec. 7. Same: Performance of services.

Section 258 of said code is amended to read:

258. The Director of Education may enter into agreements with agencies of the federal government, county superintendents of schools, county boards of education, any school district, and state college foundations or other auxiliary organizations, including those established pursuant to Sections 23801, 24451, 24581, 24582, and 24601, for the performance of any services for such agencies by any school under the jurisdiction of the Department of Education. All money received under any such

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agreement, except recovery of contributions to the State Employees' Retirement Fund, is hereby appropriated for the support of such school in addition to such other funds as may be appropriated therefor by the Legislature.

Sec. 8. Length of vacations.

Section 260 of said code is amended to read:

260. Other than for persons in the state civil service, the length of, and the time for, vacations of teachers, officers, and employees of the schools for the deaf, the school for the blind, and orientation centers for the blind shall be prescribed by the Director of Education, except that the length of vacations for teachers at orientation centers for the blind shall not exceed 30 days.

Sec. 9. Report to Governor.

Section 261 of said code is amended to read:

261. The Superintendent of Public Instruction shall report to the Governor, on or before the 15th day of September, preceding each regular session of the Legislature, a statement of the condition of the public elementary and secondary schools, and other educational institutions supported in whole or in part by the State and under the jurisdiction of the Department of Education.

He shall accompany his report with tabular statements, showing:

- (a) The number attending public schools, and the average attendance.
- (b) The amount of state school funds apportioned, and the sources from which derived.
- (c) The amount raised by county, city and county, and district taxes, or from other sources of revenue, for school purposes.
- (d) The amount expended for salaries of teachers, for building schoolhouses, for district school libraries, and for incidental expenses.

Sec. 10. Exchange and employment of teachers.

Section 265 of said code is amended to read:

265. Notwithstanding anything to the contrary in Article 2 (commencing with Section 1940) of Chapter 2 of Part 7 of Division 2 of the Labor Code, the Director of Education may enter into an agreement with any political entity mentioned in Section 13271 for the exchange and employment of persons serving as teachers in schools under the jurisdiction of the Department of Education and employees of public schools of the political entity. The exchange and employment shall be made under comparable circumstances, subject to comparable conditions, with comparable effect as to tenure and retirement rights, subject to comparable requirements as to payment of salary and deductions therefrom, and for the same period of time as set forth in Sections 13271, 13272, and 13273 with respect to the exchange of school district employees, except that the circumstances, conditions, rights, and requirements shall be those appropriate to the employment relationship between the teachers and the Department of Education.

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Sec. 11. Conduct of department.

Section 355 of said code is amended to read:

355. The provisions of Article 2 (commencing with Section 11180), Chapter 2, Part 1, Division 3 of Title 2 of the Government Code, shall govern and apply to the conduct of the Department of Education in every respect as if such provisions were herein set forth at length.

Sec. 12. "Head of department."

Section 353 of said code is amended to read:

356. Wherever in Article 2 (commencing with Section 11180), Chapter 2, Part 1, Division 3 of Title 2 of the Government Code, the term "head of the department," or similar designation occurs, it shall, for the purposes of Section 355 mean the Director of Education.

Sec. 13. Successor to powers.

Section 357 of said code is amended to read:

357. The Department of Education is the successor to, and is vested with all the duties, powers, purposes, responsibilities, and jurisdiction of the State Board of Education as they existed on July 30, 1921, of the board of directors of the California School for the Deaf and the Blind, and of the several officers, deputies, and employees of such bodies and offices.

Sec. 14. Repeal.

Section 358 of said code is repealed.

Sec. 15. Administration of laws.

Section 360 of said code is amended to read:

360. The Department of Education shall administer and enforce all laws now or hereafter imposing any duty, power, or function upon any of the bodies, offices, officers, deputies, or employees transferred to the Department of Education under the provisions of Section 357.

Sec. 16. Expenditure of money.

Section 401 of said code is amended to read:

401. The department may expend the money in any appropriation, or in any special fund in the State Treasury now remaining or made available by law for the administration of the provisions of any of the statutes enumerated in this article or for the use, support, or maintenance of any board, commission, office, or officer that is abolished by the provisions of Section 361, and whose duties, powers, and functions are, by the provisions of Section 357, transferred to and conferred upon the Department of Education, excepting that the funds of the State Board of Education in respect to functions retained by it, including such funds as are now or may hereafter be entrusted to the State Board of Education for administration, and the funds of the Superintendent of Public Instruction shall be administered as heretofore.

Sec. 17. Gifts and bequests.

Section 403 of said code is amended to read:

403. The Director of Education may, with the approval of the Director of Finance, accept on behalf of, and in the name of, the State such gifts, donations, bequests, and devises as may be made to the Department of Education, or to any school or other institution administered by the Director of Education or the Department of Education, which in his judgment would be of benefit to the State and, if made to a school or other institution, would be of benefit to the school or other institution. Gifts, donations, bequests, and devises may be

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made subject to such conditions or restrictions as the Director of Education may deem advisable.

Sec. 18. Disposition of funds.

Section 404 of said code is amended to read:

404. Money received under Section 403 may, with the approval of the Director of Finance, be deposited by the Director of Education to the credit of the department or of the school or institution designated by him, in accounts in banks or transmitted by him to the State Treasurer for deposit in trust accounts. Withdrawals may be made from any such bank account or trust account by the Director of Education or any employee of the Department of Education authorized by him to make withdrawals therefrom.

Sec. 19. Appropriation: Education of veterans.

Section 405 of said code is amended to read:

105. All moneys received by or for any school under the jurisdiction of the Department of Education from any agency of the federal government, directly or indirectly, for the education of veterans, is hereby appropriated for the support of such school in addition to such other funds as may be appropriated therefor by the Legislature.

Sec. 20. Power to receive, expend, etc., federal funds.

Section 554 of said code is amended to read:

554. The board of governors of the State Nautical School on behalf of the State Nautical School, and the governing board of a school district on behalf of any school or junior college maintained by the district is vested with all necessary power and authority to perform all acts necessary to receive the benefits and to expend the funds provided by said act of Congress and with all necessary power and authority to co-operate

with the government of the United States, or any agency or agencies thereof, and with the State Board of Education for the purpose of receiving the benefits and expending the funds provided by said act of Congress, in accordance with said act, or any rules or regulations adopted thereunder, or any state plan or rules or regulations of the State Board of Education adopted in accordance with said act of Congress.

Sec. 21. Student loan fund.

Section 557 of said code is amended to read:

557. The president or the administrative head of each junior college and the State Nautical School may establish and administer student loan funds pursuant to said act of Congress. Money allocated for the purpose of establishing a student loan fund at the State Nautical School may be withdrawn from the State Treasury and deposited to the credit of that institution in a trust account in accordance with the provision of Government Code Sections 16305-16305.7 for the purpose of making loans to students in accordance with the federal act.

Sec. 22. Service Agreements: School Districts.

Section 1094 of said code is amended to read:

1094. The governing board of any school district or the county superintendent of schools of any county may enter into agreements to render to a state college, to the University of California, or to any state institution any service which such governing board or county superintendent of schools is authorized to provide to school districts. Any such agreement

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must provide for the payment for services rendered of an amount not less than the cost of rendering such service. The Trustees of the California State Colleges, the Regents of the University of California, and the Director of Finance are hereby authorized to enter into such agreements as to any state college, the University of California, and any state institution respectively.

All funds received by a county superintendent of schools under this section shall be paid by him into the county treasury to the county school service fund and all funds received by the governing board of a school district under this section shall be paid by it into the county treasury to the credit of the general fund of the district.

Sec. 23. Practice teaching.

Section 1095 of said code is amended to read:

1095. The governing board of any school district may enter into agreements with a state college, the University of California, or any other university or college accredited by the State Board of Education as a teacher education institution, to provide teaching experience through practice teaching and to provide for supervised field experience in the public schools in such areas as may be called for in the requirements of the various authorized credentials for public school service to students enrolled in teacher education curricula of such institutions. Any such agreement may provide for the payment for the services rendered by the school district of an amount not to exceed the actual cost to the school district of the services rendered or such agreement may provide for the rendering of services to the school district of a value not to exceed the actual cost to the school district of the services rendered by the district. The Trustees of the California State Colleges and Regents of the University of California are hereby authorized to enter into such agreements with the governing board of any school district as to any state college, and the University of California, respectively.

All funds received by the governing board of a school district under this section shall be paid by it into the county treasury to the credit of the general fund of the district.

Sec. 24. Education by state colleges.

Section 5451 of said code is amended to read:

5451. The governing board of any elementary school district within which a state college is located may contract with the Trustees of the California State Colleges for the education by the state college of pupils eligible to attend school in the elementary school district. The pupils educated by the state college under the contract may be housed on the campus of the state college or in a building of the school district.

Sec. 25. Junior colleges: Contracts.

Section 5711 of said code is amended to read:

5711. The governing board of any school district which is authorized to maintain a junior college may contract with the Trustees of the California State Colleges for the maintenance of a junior college in a state college situated in the district. Any contract executed pursuant to this section shall include

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among its provisions a requirement that all expenditures incurred for junior college maintenance shall be payable only on order of the governing board as all other expenditures of the district are payable, and an additional provision that the president of the state college shall serve as principal of the junior college and in that capacity shall be responsible to the governing board through the superintendent of schools of the district if there is one. Otherwise he shall be responsible directly to the governing board.

Sec. 26. Agreements for education of veterans.

Section 6301 of said code is amended to read:

6301. Subject to the provisions of this article, the Department of Education acting by and through the Director of Education is hereby authorized to enter into an agreement, or agreements, with the Veterans Administration, or any other agency of the federal government, for the education of veterans in any of the schools of the public school system except the California State Colleges. Such contract shall provide for the payment to such schools through the Department of Education or otherwise of the maximum amount permitted by the act, or acts, of Congress under which the agreement, or agreements, is entered into by the Veterans Administration, or any other agency of the federal government.

Sec. 27. Public safety.

Section 8003 of said code is amended to read:

8003. The Trustees of the California State Colleges in standardizing the courses of instruction offered in the state colleges shall prescribe a course in public safety and shall make the completion of the course a requirement for graduation.

Sec 30. Children of disabled veterans.

Section 10652 of said code is amended to read:

10652. No state-owned college, university, or other school shall charge any tuition, or incidental fees to any dependent receiving assistance under Division 4, Chapter 4, Article 2 of the California Military and Veterans Code or to any child of any veteran of the United States military service who has a service-connected disability, and whose annual income not including governmental compensation for such service-connected disability, does not exceed three thousand dollars (\$3,000). Nothing contained in this section shall prevent

the Regents of the University of California from charging to and collecting from nonresident students an admission fee and rate of tuition in accordance with Section 23053, nor shall anything in this section prevent the charging and collecting of fees required of nonresident students admitted to schools under the jurisdiction of the Department of Education or the Director of Education or to a state college under the jurisdiction of the Trustees of the California State Colleges.

Sec. 31. Teachers in state institution at junior college.

Section 13319 of said code is amended to read:

13319. Any employee in a position requiring certification qualifications of a junior college school district who teaches in a four-year state institution of higher education maintained on the campus of the junior college pursuant to contracts entered into between the Trustees of the California State Colleges and said district, shall, without regard to subject or

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grade taught, whether of junior college level or higher, acquire and retain all rights to employment in said district the same as though said employee were teaching exclusively in a junior college of the said district; provided, that nothing in this section shall be construed to prevent said employee from resigning from employment in said district pursuant to the provisions of Section 13401 of this code.

Sec. 32. "Trustees."

Section 23600 is added to said code, immediately following the chapter heading of Chapter 1 (commencing with Section 23601) of Division 18 of said code, to read:

23600. As used in this division, "trustees" means the Trustees of the California State Colleges, created under Section 22600.

Sec. 33. State colleges.

Section 23601 of said code is amended to read:

23601. The California State Colleges include the following state colleges:

- (a) San Jose State College.
- (b) San Francisco State College.
- (c) Chico State College.
- (d) Humboldt State College.
- (e) San Diego State College.
- (f) Fresno State College.
- (g) California State Polytechnic College.
- (h) Long Beach State College, located in the area consisting of Orange County and the southeastern part of Los Angeles County.
- (i) Los Angeles State College of Applied Arts and Sciences, located in the City of Los Angeles
- (j) Sacramento State College, located in the County of Sacramento and within five miles of the State Capitol.
- (k) State College for Alameda County, located in the southern portion of Alameda County.
- (l) San Fernando Valley State College, located in the San Fernando Valley.
- (m) Orange County State College, located in Orange County.
- (n) Stanislaus State College, located in Stanislaus County.

- (o) Sonoma State College, located in Sonoma County.
- (p) San Bernardino-Riverside State College, located in San Bernardino County.
- (q) South Bay State College, located in Los Angeles County, in the vicinity of the Los Angeles International Airport.

Sec. 34. Repeal.

Section 23602 of said code is repealed.

Sec. 35. New Chapter Heading.

A new chapter heading, Chapter 1.5, is added to Division 18 (commencing with Section 23600) of said code, immediately preceding Section 23603, to read:

CHAPTER 1.5 POWERS OF THE TRUSTEES OF THE CALIFORNIA STATE COLLEGES

Sec. 36. Administration of colleges.

Section 23603 of said code is amended to read:

23603. The state colleges are in the charge of the trustees for purposes of administration.

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Sec. 37. Rules.

Section 23604 of said code is amended to read:

23604. The trustees shall adopt rules and regulations not inconsistent with the laws of this State for:

- (a) The government of the trustees.
- (b) The government of their appointees and employees.
- (c) The government of the state colleges.
- (d) The reports of officers and teachers of the colleges and for visiting other schools and institutions.

The rules and regulations shall be published for distribution as soon as practicable after adoption.

Sec. 38. Inspection.

Section 23604.1 is added to said code, to read:

23604.1. The trustees shall provide for the visitation and inspection of each state college from time to time, and an inquiry into its condition and management.

Sec. 39. Meetings and executive sessions.

Section 23604.2 is added to said code, to read:

23604.2. All meetings of the trustees shall be open and public. Nothing contained in this section shall be construed to prevent the trustees from holding executive sessions to consider the employment or dismissal of an officer or employee of the trustees to hear complaints or charges brought against such officer or employee by another officer, person, or employee unless such officer or employee requests a public hearing. The trustees may also exclude from any such public or private meeting, during the examination of a witness, any or all other witnesses in the matter being investigated by the trustees.

Sec. 40. Records.

Section 23604.3 is added to said code, to read:

23504.3. All records of the trustees shall be open to inspection by the public during regular office hours, except as otherwise provided by law.

Sec. 41. Annual joint meeting: Trustees and college representatives.

Section 23605 of said code is amended to read:

23605. A joint meeting of the trustees and the representatives of the several state colleges shall be held annually at such time as is determined by the rules of the trustees to consider and act upon matters pertaining to the several state colleges.

Sec. 42. Matters to be considered.

Section 23607 of said code is amended to read:

23607. At the joint meeting of the trustees and the representatives of each individual state college, matters affecting the colleges may be presented by individual trustees, and by the representatives of the colleges, and, after due presentation and consideration, the trustees may adopt rules and regulations for the government of state colleges pursuant to this division (commencing with Section 23600).

Sec. 43. Agreements for clinical experience and facilities.

Section 23608 of said code is amended to read:

23608. The trustees may contract with any public or private hospital or other public or private institution or agency having clinical facilities for furnishing clinical experience and the use of clinical facilities to the State in connection with approved state college programs requiring such facilities and experience.

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Sec. 44. Right to contract for television broadcasts.

Section 23609 of said code is amended to read:

23609. The trustees on behalf of any state college, may enter into contracts, either alone or in co-operation with the governing board of any school district, or a county superintendent of schools with the permission of the governing boards and acting on behalf of such school districts, for the purpose of participating in or the procuring of television broadcasts for use in the educational program of the college. Nothing contained in this section, however, shall be construed as authorizing the trustees to own, lease, or operate a television broadcasting station.

Sec. 45. Agreements with federal agencies.

Section 23610 of said code is amended to read:

23610. The Director of Finance may enter into agreements with any agency of the federal government for the construction of housing and other educational facilities for students and faculties of any college under the jurisdiction of the trustees if the director determines that the income, rent and charges for the use of the facilities will be sufficient in amount to repay the principal and interest on the amount secured from the federal government for the construction of the facilities. Whenever necessary to secure the full benefits of any federal

statutes pertaining to loans or grants to educational institutions for housing and other educational facilities, the director may give such security as may be required and may comply with such conditions as may be imposed by the federal government.

Sec. 46. Agreements with federal agencies: For services, funds, etc.

Section 23611 is added to said code, to read:

23611. The trustees shall prescribe regulations under which contracts, agreements or arrangements may be made with agencies of the federal government for funds, services, commodities, or equipment to be made available to the California State Colleges.

Sec. 47. Agreements with federal agencies: Courses in aeronautics.

Section 23612 is added to said code, to read

23612. The trustees may enter into an agreement with the government of the United States or any agency thereof relative to the establishment of courses of study in aeronautics in the state colleges.

Sec. 48. Education of federal government personnel.

Section 23613 is added to said code, to read:

23613. The trustees may enter into agreements with any agency of the federal government for the education of persons in the service of the federal government in colleges under the jurisdiction of the trustees. All moneys received from an agency of the federal government for the education of persons in any such college is hereby appropriated for the support of such college in addition to such other funds as may be appropriated therefor by the Legislature.

Sec. 49. Agreements for services.

Section 23614 is added to said code, to read:

23614. The trustees may enter into agreements with agencies of the federal government, county superintendents of schools, county boards of education, any school district, and state college foundations or other auxiliary organizations, including those established pursuant to Sections 23801, 24451,

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24581, 24582, and 24601, for the performance of any services for such agencies by any college under the jurisdiction of the trustees. All money received under any such agreement, except recovery of contributions to the State Employees' Retirement Fund, is hereby appropriated for the support of such college in addition to such other funds as may be appropriated therefor by the Legislature.

Sec. 50. Subpoenas.

Section 23615 is added to said code, to read:

23615. The trustees shall issue subpoenas to compel the attendance of witnesses before the trustees, or any member thereof, in the same manner as any court in this State. Whenever the testimony of any witness upon any matter pending before them is material, the trustees shall cause the attendance of the witnesses before the trustees, or a member of the trustees, to testify concerning the matter, and the trustees may make a reasonable allowance for this purpose not exceeding the fees of witnesses in civil cases. The allowance shall be paid for out of the appropriation for the expense of the trustees, but in no instance shall an allowance be made in favor

of a witness who appears in behalf of a claimant. The provisions of this section shall not apply to proceedings conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Sec. 51. Biennial Reports to Governor.

Section 23616 is added to said code, to read:

23616. The trustees shall submit to the Governor biennially on or before the 15th day of September next preceding the general session of the Legislature, a statement of the condition of the state colleges and a report of transactions of the trustees for the preceding two years, together with recommendations of its needs for the coming biennium, and such recommendations as to changes in laws or new educational legislation as may seem to the trustees to be necessary.

Sec. 52. Powers.

Section 23617 is added to said code, to read:

23617. The trustees shall have the powers conferred upon heads of departments of the State by Article 2 (commencing with Section 11180), Chapter 2, Part 1, Division 3, Title 2 of the Government Code.

Sec. 53. Printing.

Section 23618 is added to said code, to read:

23618. All printing or binding required by the trustees shall be performed by the Department of Finance in the form and manner and at the prices of other state printing, and be paid for in like manner.

Sec. 54. Sales of publications, etc.

Section 23619 is added to said code, to read:

23619. With the approval of the Department of Finance, the trustees may fix the price for the sale of any bulletin or publication of the trustees, or any state college.

Sec. 55. Price.

Section 23620 is added to said code, to read:

23620. When the trustees fix the price of any publication, it shall specify the class of persons or institutions that may receive copies of the publication free of charge.

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Sec. 56. Purchase of publications.

Section 23621 is added to said code, to read:

23621. Any county, or any school district, in this State may purchase the publications described in Section 23619 from the trustees.

Sec. 57. Deposit of funds.

Section 23622 is added to said code, to read:

23622. All money received from the sale of publications shall be deposited in the State Treasury to the credit of the fund against which the cost of printing the publication was charged.

Sec. 58. Traveling expenses.

Section 23623 is added to said code, to read:

23623. For the purposes of Government Code Section 11032, the following constitute, among other proper purposes of like or different character, state business for officers and employees of the trustees for which the officers and employees shall be allowed actual and necessary traveling expenses:

- (a) Attending meetings of any national association or organization having as its principal purpose the study of matters relating to education or to a particular field or fields of education, or any agency of such association.
- (b) Conferring with officers or employees of the United States, or appearing before committees of either house of the Congress of the United States, relative to problems relating to education in California.
- (c) Conferring with officers or employees of other states engaged in the performance of similar duties.
- (d) Obtaining information useful to the trustees in the conduct of their work.

When traveling is outside the State, traveling and expense shall be approved by the Governor and Director of Finance as provided in Government Code Section 11032.

Sec. 59. State college advisory boards.

Section 23651 of said code is amended to read:

23651. For each state college, except as otherwise provided in this chapter, there shall be an advisory board of not less than seven nor more than 13 members, who shall be appointed by the trustees. Each member of the advisory board of a state college shall reside in the area in which the college is located. No person shall be appointed to serve as a member of an advisory board who at the time holds any salaried educational position.

Sec. 60. Terms of office.

Section 23652 of said code is amended to read:

23652. The terms of office of the members of each board shall be four years, except as otherwise provided, and they shall hold office until the appointment and qualification of their successors. The terms of the first members of each advisory board shall be fixed by the trustees and in such manner as will provide for the expiration each year of the terms of, as nearly as may be possible, one-fourth of the members.

Sec. 61. Vacancies.

Section 23653 of said code is amended to read:

23653. A vacancy shall be filled by appointment by the trustees. The appointee shall hold office only for the balance of the unexpired term.

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Sec. 62. Reports.

Section 23657 of said code is amended to read:

23657. The executive secretary of each board shall keep the trustees fully informed with respect to the activities of the board and immediately following each meeting thereof shall forward to the trustees a complete report of the meeting, including all recommendations made by the board.

Sec. 63. Applicability.

Section 23658 of said code is amended to read:

23658. This chapter does not apply to the California State Polytechnic College.

Sec. 64. Standards for admission and transfer.

Section 23701 of said code is amended to read:

23701. The trustees at the joint meeting of the trustees and the representatives of each state college may adopt rules and regulations for the government of the state colleges in prescribing the standards of admission for students entering the state colleges, and the rules for transfer of students from one state college to another.

Sec. 65. Admission of students.

Section 23703 of said code is amended to read:

23703. Students shall be admitted to the state colleges in accordance with the rules and regulations of the trustees pursuant to this article.

Sec. 66. Qualifications.

Section 23 706 of said code is amended to read:

23706. Teachers holding valid certificates to teach in any county in the State, and such other persons as are qualified for admission under the rules and regulations of the trustees may be admitted to any state college.

Sec. 67. Exclusion.

Section 23707 of said code is amended to read:

23707. The trustees may on recommendation of the faculty and president of a college exclude students who, because of poor scholarship or other evidence of unfitness, are judged incapable of completing the college course or who violate in any substantial manner generally accepted standards of conduct.

Sec. 68. Fees and deposits.

Section 23751 of said code is amended to read:

23751. The trustees may require and collect tuition fees and deposits of students enrolled in state colleges. The trustees may require and collect special fees to cover cost of materials for specific courses in either regular or summer sessions, other fees as the trustees determine to be necessary to cover cost of accommodation services and other services provided students, and fees for extension and correspondence courses, but such fees shall not be considered as part of the general tuition fee.

Sec. 69. Unexpended portion.

Section 23752 of said code is amended to read:

23752. The unexpended portion of any fee, as determined by regulations prescribed by the trustees and approved by the Department of Finance, collected from a student in any state college may be refunded to such person.

Sec. 70. Fees for transcripts.

Section 23753 of said code is amended to read:

23753. With the approval of the trustees, fees may be required of and collected from, applicants for admission to state colleges and from former students of state colleges, for the evaluation of transcripts or furnishing of transcripts. The fee

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for each evaluation of a transcript or for each transcript furnished shall not exceed two dollars (\$2).

Sec. 71. Placement service and fee.

Section 23754 of said code is amended to read:

23754. A placement service may be maintained at any state college for the placement of students and former students of the college. A placement service fee in the amount fixed by the trustees may be charged former students using such service.

Sec. 72. Nonresident fee.

Section 23757 of said code is amended to read:

23757. Except as otherwise specially provided, an admission fee and rate of tuition fixed by the trustees shall be required of each nonresident student. The rate of tuition to be paid by each nonresident student shall not be less than one hundred eighty dollars (\$180) per year.

Exchange students. No admission fee or tuition fee shall be required of any student who is a citizen and resident of a foreign country and who attends a state college under an agreement entered into by a governmental agency formed under the Constitution or laws of this State or a nonprofit corporation or organization so formed, with a similar agency, or corporation or association, domiciled in and organized under the laws of a foreign country, where a principal purpose of the agreement is to encourage the exchange of students with the view of enhancing international good will and understanding. The trustees shall, in each instance, determine whether the conditions for such exemption from fees exist and may prescribe appropriate procedures to be complied with in obtaining the exemption.

Sec. 73. Determination of residence.

Section 23760 of said code is amended to read:

23760. The residence of each student shall be determined in accordance with the rules for determining residences prescribed by Sections 243 and 244 of the Government Code, except that for the purpose of this section it shall be deemed that the residence of an unmarried minor who has a parent living cannot be changed by either his own act or that of his guardian. Every alien student is deemed to be a nonresident student unless he has been lawfully admitted to the United States for permanent residence in accordance with all applicable provisions of the laws of the United States.

Nothing in this section or in Sections 243 and 244 of the Government Code prevents the trustees from causing to be classified as a resident student:

- (a) Any citizen of the United States, or any alien who has been lawfully admitted to the United States for permanent residence in accordance with all applicable provisions of the laws of the United States, who has attained his majority according to the laws of this State, and who for a period of one year immediately preceding the opening day of a semester during which he proposes to attend a state college has been entirely self-supporting and actually present in the State, with the intention of acquiring a residence therein.
- (b) Any minor child, a citizen of the United States, or any alien, who is a minor child, who has been lawfully admitted to

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the United States for permanent residence in accordance with all applicable provisions of the laws of the United States, who does not receive and has not for a period of more than one year immediately preceding the opening day of a semester during which he proposes to attend a state college received, directly or indirectly, any support or financial assistance from his father, if the minor lives with his mother, who is and has been for a period of more than one year immediately preceding the opening day of the semester actually present in the State with the intention of making her permanent home therein.

Sec. 74. Oaths re residence.

Section 23761 of said code is amended to read:

23761. The trustees shall designate a person employed at each state college to administer oaths or affirmations in connection with the taking of testimony relative to any residence status.

Sec. 75. Establishment of study body organizations.

Section 23801 of said code is amended to read:

23801. A student body organization may be established at any state college under the supervision of the college officials for the purpose of providing essential activities closely related to, but not normally included as a part of, the regular instructional program of the college. The activities conducted by such an organization shall be designed to contribute to the development of skill and facility in human relations, the development of leadership ability, and the recreational and social needs of students. The activities may include but shall not be limited to the operation of campus publications, musical organizations, speech and dramatics activities, student government activities, intramural and intercollegiate sports, and the sponsorship of clubs and organizations which are designed for students specializing in various major subject matter areas offered by the college. Such an organization may also operate a campus store, a cafeteria, and other projects not inconsistent with the purposes of the college.

If a student body organization is established at any state college and upon the favorable vote of two-thirds of the students voting in an election held for this purpose, in such manner as the trustees shall prescribe, and open to all regular students enrolled in such college, the trustees shall fix a membership fee which shall be required of all regular students attending such college. This required fee may be subject to referendum at any time upon the presentation of a petition to the president of the college containing the signatures of 35 percent of the regularly enrolled students at such college. A successful referendum shall take effect with the beginning of the academic year following that in which the election was held. The trustees may also fix student body organization membership fees for limited and summer session students attending such college. Such fees shall not be charged to students registering solely in extension classes offered by the college. Each state college student shall pay the required membership fee, or at his option shall agree to work off the amount of the fee at the

prevailing student rate of the college, as a prerequisite to enrollment in the college. No student shall be required to pay student body membership fees in an aggregate amount exceeding twenty dollars (\$20) annually.

Sec. 76. Use of fees.

Section 23803 of said code is amended to read:

23803. All money collected by a state college on behalf of a student body organization under Sections 23801, 23802, 24051, 24101, 24102, 24581, 24582, and 24601 shall be available for such purposes of the student body organization as are approved by the trustees. These funds may be drawn against by the appropriate officers of the student body organization for expenditures necessary to carry out the purpose of the organization.

Sec. 77. Length of courses.

Section 23851 of said code is amended to read:

23851. The courses of instruction in any state college shall be of such length as may be necessary to fulfill the requirements for the various credentials approved for the teacher-training program of that college by the trustees.

Sec. 78. Courses of study.

Section 23852 of said code is amended to read:

23852. The trustees may:

- (a) Establish courses for training of teachers in any or all of the subjects for which special credentials of the elementary and secondary grade are granted, and upon the satisfactory completion of these courses grant diplomas of graduation therefrom.
- (b) Establish such additional teacher-training courses as are authorized by law or by the trustees in accordance with law.
- (c) Establish courses of instruction and teacher-training leading to a baccalaureate degree, and grant the degree.
- (d) Establish courses of instruction leading to a master degree, and grant the degree.

Sec. 79. Rules.

Section 23853 of said code is amended to read:

23853. The trustees, at the joint meeting of the board and the representatives of each individual state college, may adopt rules and regulations for the government of the state colleges in the following matters:

- (a) The standardizing, as far as the trustees deem wise and necessary, of the courses of instruction offered in the several state colleges for the preparation of teachers for the public schools of the State.
- (b) The establishing and conducting in any or all of the state colleges of courses for the training of teachers in any or all of the subjects for which special certificates of the elementary and the secondary grade may by law be granted.

Sec. 80. Military science and tactics.

Section 23854 of said code is amended to read:

23854. The trustees may establish at any one or more of the state colleges courses in military science and tactics complying with the laws of the United States made and provided with reference to R.O.T.C. units in educational institutions. No student enrolled in any state college shall be required to enroll in any course in military science and tactics.

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Sec. 81. Bond.

Section 23855 of said code is amended to read:

23855. The trustees may give in the name of the State of California such bond as may be required by the federal government or any officer or agency thereof, for the care, safekeeping, and return of property of the United States issued to any state college for the Reserve Officer Training Corps unit maintained at such state college.

Sec. 82. Model and training schools.

Section 23856 of said code is amended to read:

23856. The trustees may establish and maintain model and training schools of the kindergarten, elementary, and intermediate or junior high school grade, and require the students of the state colleges to teach and instruct classes therein.

Sec. 83. Agriculture.

Section 23858 of said code is amended to read:

23858. Such state colleges as are designated by the trustees to do so, shall prepare students to become teachers of elementary agriculture.

The amount of time devoted to such preparation shall be equal to that devoted by the state colleges to preparation for the teaching of any other subject taught in the public elementary schools.

Sec. 84. Fire prevention.

Section 23859 of said code is amended to read:

23859. In standardizing the courses of instruction offered in the several state colleges the trustees shall prescribe a course of fire prevention and shall make the completion of the course a requirement for graduation.

Sec. 85. Physical Education.

Section 23860 of said code is amended to read:

23860. In standardizing the courses of instruction offered in the several state colleges the trustees shall prescribe a course in physical education. The completion of the course shall be a requirement for graduation unless an exemption shall have been granted as herein provided. The president of each state college may grant temporary exemption to students who are ill or injured where a modified program to meet the needs of the students cannot be provided, and to students while enrolled for one-half, or less, of the work normally required of full-time students. Permanent exemption may be granted a student who has reached his 25th birthday.

Sec. 86. Teaching sight and hearing.

Section 23862 of said code is amended to read:

23862. The trustees may establish in any one or more of the state colleges courses for the giving of adequate instruction in the best methods of testing sight and hearing of public school pupils.

Sec. 87. Training for teachers of handicapped.

Section 23863 of said code is amended to read:

23863. The trustees may authorize the establishment of a teacher-training program for teachers of speech correction, lipreading, the deaf, the blind, spastics, physically handicapped, and mentally retarded at a state college.

Sec. 88. Summer session.

Section 23864 of said code is amended to read:

23864. The trustees may authorize a state college to conduct and maintain an annual summer session.

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Sec. 89. Tuition fees.

Section 23865 of said code is amended to read:

23865. Tuition fees adequate, in the long run, to meet the cost of maintaining summer sessions in the state colleges shall be required of, and collected from, students enrolled in each such summer session under and pursuant to rules and regulations prescribed by the trustees.

Sec. 90. Special fees.

Section 23866 of said code is amended to read

23866. The trustees may require and collect special fees to cover cost of materials for specific services and other fees to cover the cost of accommodation services and other services provided students from students enrolled in each summer session.

Sec. 91. Textbooks.

Section 23901 of said code is amended to read:

23901. At the joint meeting of the board and the representatives of the individual state colleges, the trustees may adopt rules and regulations for the government of the state colleges in prescribing the use, in the grades and classes for which they are adopted, of the state series of textbooks.

Sec. 92. Summer session.

Section 23902 of said code is amended to read:

23902. The trustees shall provide for the purchase of apparatus, furniture, equipment, stationery, and textbooks for the use of the students of state colleges. The provisions of Article 1 (commencing with Section 4300) of Chapter 4, Division 5, Title 1 of the Government Code shall not apply to the purchase of musical instruments made pursuant to this section.

Sec. 93. Wind tunnel.

Section 23903 of said code is amended to read:

23903. A wind tunnel and necessary appurtenances may be erected and maintained on the campus of the San Diego State College for use in the study of problems relating to aircraft.

The wind tunnel and appurtenances may be erected and maintained by the federal government, or by any agency thereof, or may be erected and maintained through funds granted to the State, or any agency thereof, by the federal government, or any agency thereof. The construction, maintenance, and use thereof shall, in any case, be subject to such terms and conditions as are agreed upon by the federal government or any of its agencies and the trustees.

The wind tunnel and appurtenances may be leased, in the manner provided by law, to industries engaged in furnishing supplies and materials to the federal government, or any agency or agencies thereof, and to educational institutions.

Sec. 94. Standards.

Section 23951 of said code is amended to read:

23951. At the joint meeting of the trustees and of the representatives of each individual state college, the trustees may adopt rules and regulations for:

- (a) The determination of the time and standards for graduation from the state colleges except that no student who is not a candidate for a teaching credential shall be required as a condition to graduation or otherwise to enroll in more than six units of pedagogy.

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No student shall be required as a condition to graduation, or for any other purpose, to enroll in any course in military science and tactics.

- (b) The prescribing of standards for the granting of designated baccalaureate and master degrees by the state colleges.
- (c) The establishing of standards for the maintenance of collegiate and degree-granting status by any of the state colleges.
- (d) The authorizing of any state college, upon its application therefor and upon proper showing that it has met the standards established and prescribed, to grant baccalaureate and master degrees.

Sec. 95. Diplomas and master degrees.

Section 23952 of said code is amended to read:

23952. The trustees, upon the recommendation of the faculty, may issue to those students, who worthily complete the full course of study and training prescribed, diplomas of graduation and master degrees from any of the courses of study and training authorized by law.

Sec. 96. Board of examiners for vocational teachers.

Section 23953 of said code is amended to read:

23953. There is hereby continued in existence a board of examiners for vocational teachers. The board shall consist of the Commission for Vocational Education, as created and established by the State Board of Education and two other members, selected by the trustees who are presidents of state colleges and who shall hold office at the pleasure of the trustees.

Sec. 97. Gifts and donations.

Section 24000 of said code is amended to read:

24000. The trustees may accept on behalf of the State any gift or donation of real or personal property whenever such gift and the terms and conditions thereof will aid in carrying out the primary functions of the state colleges as specified in Section 22606. Neither Section 11005 of the Government Code (or any other provision of law requiring approval by a state officer of gifts and donations shall apply to such gifts or donations. Such gifts or donations shall be annually reported to the Co-ordinating Council for Higher Education.

Sec. 98. Appropriation of federal monies received.

Section 24003 is added to said code, to read:

24003. All money received by or for any state college under the jurisdiction of the trustees from any agency of the federal government, directly or indirectly, for the education of veterans, is hereby appropriated for the support of such state college in addition to such other funds as may be appropriated therefor by the Legislature. Such money shall augment such support appropriation of the state college current at the date of issuance of the State Controller's receipt therefor as may be designated by the state college prior to its deposit in the State Treasury.

Sec. 99. National defense education act.

Section 24004 is added to said code, to read:

24004. The trustees are vested with all necessary power to perform acts, receive and expend funds, and cooperate with state and federal agencies as provided in Section 554 for the purpose of receiving and spending the funds provided by the act of Congress entitled "An act to strengthen the national

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defense and to encourage and assist in the expansion and improvement of educational programs to meet critical national needs; and for other purposes" (National Defense Education Act of 1958), approved September 2, 1958.

Sec. 100. Student loan fund.

Section 24005 is added to said code, to read:

24005. The president of each state college may establish and administer student loan funds pursuant to the act of Congress cited in Section 24004. Money allocated for the purpose of establishing a student loan fund at a state college may be withdrawn from the State Treasury and deposited to the credit of that institution in a trust account in accordance with the provisions of Government Code Sections 16305 to 16305.7, inclusive, for the purpose of making loans to students in accordance with the federal act.

Sec. 101. Expenditure of money.

Section 24051 of said code is amended to read:

24051. The trustees shall control and expend all money appropriated for the support and maintenance of the state colleges, and all money received as donations.

Sec. 102. Accreditation costs.

Section 24052 of said code is amended to read:

24052. The trustees shall, from any money appropriated for the support and maintenance of a state college, pay the necessary expenses of individuals assigned by accreditation associations or organizations to investigate and evaluate a college for purposes of accreditation and to pay the fees required by accreditation associations or organizations for each college accredited by or belonging to each such association or organization.

Sec. 103. Rules: Collection, etc. of money.

Section 24053 of said code is amended to read:

24053. The trustees shall prescribe rules and regulations subject to the approval of and audit by the Department of Finance covering the collection, custody, and disposition of all money collected by any state college.

Sec. 104. Audit of auxiliary funds.

Section 24054 of said code is amended to read:

24054. The Department of Finance, or a public accountant selected by the organizations or funds hereafter described and in accordance with procedures prescribed by the Department of Finance, shall audit any and all state college auxiliary funds and funds of organizations using the name of the State, state college, or representing an official relationship with the college, or funds in which college officials participate as directors as part of their official position, whether such funds be maintained on campus or not. The operation of state college auxiliary organizations shall be conducted in conformity with regulations established by the trustees and approved by the Director of Finance.

Sec. 105. Lease of property.

Section 24101 of said code is amended to read:

24101. The trustees, subject to the approval of the Department of Finance, may lease any property of a state college to a nonprofit organization composed exclusively of students of the college or of members of the faculty of the college, or of both, for purposes related to the activities of the college or

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to activities of organizations of students or members of the faculty.

Sec. 106. Lease of property.

Section 24102 of said code is amended to read:

24102. The trustees, with the approval of the Director of Finance, may lease land of a state college to any nonprofit organization, including but not limited to fraternities, sororities, and student clubs, for the purpose of constructing and using thereon buildings as living quarters for students of the state college and buildings as meeting places for organizations composed of students of the state college. Such leases shall be for a period of not to exceed 99 years and otherwise upon such terms and conditions as shall be in the best interest of the State.

Sec. 107. Lease of property.

Section 24103 of said code is amended to read:

24103. The president of a state college, with the approval of the trustees and Director of Finance, may let any property of the state college for any purpose which will not interfere with the requirements of the state college. The trustees and the Director of Finance may each exempt from the requirement of their or his approval under this section certain types or classes of transactions and authorize the entering into of such transactions without submitting them for their or his approval.

Any rental received under this section shall be deposited in the State Treasury and credited to the support appropriation or appropriations of the college current during the period of occupancy.

Sec. 108. Driver training insurance.

Section 24104 of said code is amended to read:

24104. The trustees may insure the owner of any motor vehicle used in driver training and employees of state colleges and the students instructed by them against any liability, other than a liability which may be insured against under Division 4 (commencing with Section 3201) of the Labor Code, for injuries or damages resulting from the negligent operation of any motor vehicle while such motor vehicle is operated by the employees or by students in connection with the giving of instruction in the operation of motor vehicles within the curricula of the state college.

Sec. 109. Attendance at institutes.

Section 24351 of said code is amended to read:

24351. The trustees may authorize the president of any college, or any member of the faculty of his college designated by him, to attend any county institute as a lecturer or instructor, or to attend other educational meetings and conferences.

Sec. 110. Contracts for education of veterans.

Section 24351.1 is added to said code, to read:

24351.1. The trustees may enter into an agreement, or agreements, with the Veterans Administration, or any other agency of the federal government, for the education of veterans in any of the state colleges. Such contract shall provide for the payment to such schools and colleges through the trustees or otherwise of the maximum amount permitted by the act, or acts, of Congress under which the agreement, or agreements,

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is entered into by the Veterans Administration, or any other agency of the federal government.

The trustees are vested with all necessary power and authority to co-operate with any such agency of the federal government in the administration of any applicable act of Congress and rules and regulations adopted thereunder.

Sec. 111. Contracts for education of veterans: Powers.

Section 24352 of said code is amended to read:

24352. The trustees may do any and all things required or authorized to be done by them or by any college under their jurisdiction under any agreement entered into by the trustees under Section 24351.1, including, but not limited to, the purchase of books, supplies, and equipment for veterans educated in such college under such agreement.

Sec. 112. Contracts for education of veterans: Funds.

Section 24352.1 is added to said code, to read:

24352.1. The State Treasurer is designated as the custodian of all funds received by the State from the government of the United States or of any agency or agencies thereof under Section 24351.1 and he may receive, and provide for the proper custody of, all money so received.

The funds received by the State under Section 24351.1 shall be expended by the officers or agency administering the program to carry out the provisions of the act of the Congress and rules and regulations lawfully adopted thereunder. Such funds are exempt from the provisions of Section 16003 of the Government Code and shall be paid out by the Treasurer on warrants drawn by the State Controller on claims submitted by the trustees.

Sec. 113. Extension courses.

Section 24353 of said code is amended to read:

24353. The trustees shall authorize the president of any state college to establish extension and field services, including extension courses, workshops, conferences, and institutes.

Sec. 114. Laboratory demonstration elementary school.

Section 24354 of said code is amended to read:

24354. The trustees, with the approval of the Director of Finance, and the governing board of any school district within which a state college is located, may enter into an agreement providing for the leasing by the State of a school building of the school district for use by the state college as a laboratory demonstration elementary school on such terms and conditions as may be agreed upon by the trustees and the governing board of the elementary school district except as otherwise herein provided.

Sec. 115. Laboratory demonstration elementary school: Lease period.

Section 24355 of said code is amended to read:

24355. The lease may be for a period of not to exceed 20 years and shall in addition to any other terms and conditions set forth therein (a) require the school district to maintain the building at its own expense (b) require the trustees to maintain a school therein open to pupils of the school district residing in the attendance district for the school as established by the governing board of the district, and (c) require the school district to pay annually to the State on or before the end of each fiscal year an amount determined by computing the current expenditures per pupil in the elementary schools of

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the district for the fiscal year and multiplying the amounts so computed by the average daily attendance for the fiscal year in the school in excess of 400.

Sec. 116. Laboratory demonstration elementary school: Exchange of teachers.

Section 24358 is added to said code, to read:

24358. Notwithstanding anything to the contrary in Article 2 (commencing with Section 1940) of Chapter 2 of Part 7 of Division 2 of the Labor Code, the trustees may enter into an agreement with any political entity mentioned in Section 13271 for the exchange and employment of persons serving as teachers in state college laboratory demonstration elementary schools and employees of public schools of the political entity. The

exchange and employment shall be made under comparable circumstances, subject to comparable conditions, with comparable effect as to tenure and retirement rights, subject to comparable requirements as to payment of salary and deductions therefrom, and for the same period of time as set forth in Sections 13271, 13272, and 13273 with respect to the exchange of school district employees, except that the circumstances, conditions, rights, and requirements shall be those appropriate to the employment relationship between the teachers and the trustees.

Sec. 117. Unmarried minors.

Section 24452 of said code is amended to read:

24452. The president of a state college, with the approval of the trustees, may require unmarried minor students of the state college, not living with a parent or guardian, to reside in private homes or other dwellings approved by the college, or to occupy student housing facilities provided at the college by the State.

Sec. 118. Rents, etc.

Section 24453 of said code is amended to read:

34453. The trustees, with the approval of the Director of Finance, shall fix the rents, charges, and fees to be required of students utilizing student housing facilities operated by a state college, but such rents, charges, and fees shall be fixed to yield not less than the annual revenue required to meet annual operating and maintenance expenses, including repairs and the replacement of equipment.

All rents, charges, and fees collected pursuant to this section shall be paid into a working capital revolving fund in the State Treasury, to be designated the College Auxiliary Enterprise Fund, which fund is hereby continued in existence.

All money in the College Auxiliary Enterprise Fund is hereby appropriated to the trustees for the maintenance, repair, and operation of student housing facilities established under the provisions of this section and for the construction, including repayment of loans or advances for initial costs, improvement, and equipment of such student housing facilities pursuant to the provisions of this section, and for the payment of refunds of rents, charges, and fees to any person entitled thereto, as determined by the trustees in accordance with law.

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Sec. 119. Refunds.

Section 24454 of said code is amended to read:

24454. Rents, charges, and fees collected in error may be refunded by the trustees in accordance with regulations prescribed by the trustees and approved by the Department of Finance.

Refunds of rents, charges, and fees collected for facilities requested by students and not utilized by them may be made for good cause by the trustees in such amounts and under such conditions as may be prescribed by regulations adopted by the trustees and approved by the Director of Finance.

Sec. 120. Applicability.

Section 24456 of said code is amended to read:

24456. Notwithstanding any other provisions of this article to the contrary the President of the California State Polytechnic College may, with the approval of the trustees and the Director of Finance, contract with the California State Polytechnic College Foundation to operate student housing facilities of the college embraced

within the provisions of this article.

Sec. 121. Definitions.

Section 24502 of said code is amended to read:

24502. The following terms wherever used or referred to in this article, or in any indenture entered into pursuant hereto, shall have the following meanings, respectively, unless a different meaning appears from the context:

- (a) "Board" means the Trustees of the California State Colleges.
- (b) "State college" means a state college maintained under the authority of this code.
- (c) The term "project" means any one or more dormitories or other housing facilities, boarding facilities, student union or activity facilities, vehicle parking facilities or any other auxiliary or supplementary facilities for individual or group accommodation, owned or operated or authorized to be acquired, constructed, furnished, equipped and operated by the board for use by students, faculty members or other employees of any one or more state colleges, or a combination of such facilities, which may include facilities already completed and facilities authorized for future completion, designated by the board as a project in providing for the issuance of revenue bonds.
- (d) The term "bonds" or "revenue bonds" means the written evidence of any obligation issued by the board with the approval of the State Board of Control, payment of which is secured by a pledge of revenues or any part of revenues, as provided in this article, in order to obtain funds with which to carry out the purposes of this article, irrespective of the form of such obligations.
- (e) The term "revenues" means and includes any and all fees, rates, rentals and other charges received or receivable in connection with, and any and all other incomes and receipts of whatever kind and character derived by, the board from the operation of or arising from a project, including any such revenue as may have been or may be impounded or deposited in any fund in the State Treasury created by this article for

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the security of any revenue bonds issued hereunder, or for the purpose of providing for the payment thereof or the interest thereon.

- (f) The "holder of bonds" or "bondholder" or any similar terms shall mean any person who shall be the bearer of any outstanding revenue bond or bond registered to bearer or not registered or the registered owner of any such outstanding revenue bond or bond which shall at the time be registered other than to bearer.
- (g) The term "indenture" means an agreement entered into by the board pursuant to which revenue bonds are issued, regardless of whether such agreement is expressed in the form of a resolution of the board or by other instrument.
- (h) The term "person" includes any individual, firm, corporation, association, copartnership, trust, business trust or receiver or trustee or conservator for any thereof, but does not include this State or any public corporation, political subdivision, city, county, district or any agency thereof or of this State.
 - (i) (a) The present tense includes the past and future tenses; and the future, the present.
 - (b) The masculine gender includes the feminine and neuter.
 - (c) The singular number includes the plural, and the plural the singular.
 - (d) "Shall" is mandatory and "may" is permissive.

Sec. 122. Cafeterias.

Section 24581 of said code is amended to read:

24581. The trustees may authorize an organization maintaining a co-operative store on the campus of a state college pursuant to Sections 23801 or 24601 to establish and maintain a cafeteria in connection with the store.

Sec. 123. Cafeterias.

Section 24582 of said code is amended to read:

24582. The trustees may provide for the establishment and maintenance of cafeterias in the state colleges whenever in their judgment it is desirable to do so. The food served shall be sold to the patrons of the cafeterias at such price as will pay the cost of operating and maintaining the cafeterias.

Sec. 124. Co-operative Stores.

Section 24601 of said code is amended to read:

24601. The trustees may rent, in the name of the State, any space in the buildings of any state college not needed for other authorized purposes to any organization composed entirely of students attending the college or members of the faculty, or both, for the purpose of establishing and maintaining co-operative stores on the campus of the colleges for the sale of materials and supplies required by students in the classes of the college and such activities of the college as are approved by the trustees, after a survey of the conditions, and a public hearing in the community where it is proposed to locate the store. The trustees shall fix a reasonable rental.

The rental fixed by the trustees shall be transmitted monthly to the State Treasurer to be placed to the credit of the General Fund.

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Sec. 125. Security patrol.

Section 24651 of said code is amended to read:

24651. The trustees may appoint one or more persons to constitute a security patrol for each state college. Persons employed and compensated as members of a security patrol, when so appointed and duly sworn, are peace officers only upon the campus of the state college and other grounds or properties of the state college.

Sec. 126. Summer school of music rules.

Section 24701 of said code is amended to read:

24701. The Fresno State College may establish a summer school of music at or near Huntington Lake, California. The Fresno State College, with the approval of the trustees, shall make rules and regulations for the operation and maintenance of the summer school of music.

Sec. 127. Summer school of music: Fees.

Section 24702 of said code is amended to read:

24702. Only such fees as are authorized by the trustees, with the approval of the Department of Finance, may be charged in connection with the operation of the school.

Sec. 128. Summer school of music: Funds.

Section 24703 of said code is amended to read:

24703. All tuition and other fees received in conducting and operating the school shall be paid into the State Treasury to the credit of the "Summer School of Music Fund" which fund is continued in existence. All money in the fund is appropriated for the maintenance, operation, and support of the school and for construction of necessary housing and other facilities at the school. No money shall ever be paid from the General Fund in the State Treasury for any purpose in connection with the summer school of music.

All funds expended from the Summer School of Music Fund shall be approved by the trustees.

Sec. 129. Disposal of property.

Section 24753 of said code is amended to read:

24753. The trustees, with the consent of the Director of Finance, may sell or trade such of the property belonging to the State and used for the California State Polytechnic College as may in the judgment of the trustees be disposed of advantageously. The proceeds of the sale shall be used for the purchase of such other land for the use of the California State Polytechnic College as the trustees and the Director of Finance may deem necessary.

Sec. 130. Additional land.

Section 24754 of said code is amended to read:

24754. The trustees, with the consent of the Director of Finance, may purchase such additional land as the trustees and the Director of Finance may deem necessary and may expend for such purpose any money donated or the proceeds from the sale of real or personal property acquired as gifts by the California State Polytechnic College or which is otherwise made available for the use and benefit of the California State Polytechnic College.

Sec. 131. Law applicable.

Section 24755 of said code is amended to read:

24755. The California State Polytechnic College shall be governed by the laws governing and regulating the state colleges insofar as such laws are applicable to the college.

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Sec. 132. Repeal.

Article 3 (commencing with Section 24801) of Chapter 13, Division 18 of said code is repealed.

Sec. 133.

The heading of Article 4 (commencing with Section 24851) of Chapter 13, Division 18, of said code is amended and renumbered to read:

Article 3. Los Angeles State College of Applied Arts and Sciences

Sec. 134. Repeal.

Section 24851 of said code is repealed.

Sec. 135. Repeal.

Section 24853 of said code is repealed.

Sec. 136. Repeal.

Section 24854 of said code is repealed.

Sec. 137. Repeal.

Section 24855 of said code is repealed.

Sec. 138.

The heading of Article 4.5 (commencing with Section 24856) of Chapter 13, Division 18 of said code is amended and renumbered to read:

Article 4. Los Angeles State College of Applied Arts and Sciences in San Bernardino County

Sec. 139. Repeal.

Article 5 (commencing with Section 24901) of Chapter 13, Division 18 of said code is repealed.

Sec. 140.

The heading of Article 6 (commencing with Section 24951) of Chapter 13, Division 18 of said code is amended and renumbered to read:

Article 5. San Francisco State College Child Care Center

Sec. 141. Fees.

Section 24952 of said code is amended to read:

24952. The trustees shall determine the fee which the college shall charge the parents or guardian of any child admitted to the center. All fees shall be used to reimburse the college for the cost of operating and maintaining the center.

Sec. 142. Budget.

Section 24954 of said code is amended to read:

24954. The budget for the center may be prepared and submitted to the trustees with the budget of the state college.

Sec. 143.

Article 7 (commencing with Section 25001) of Chapter 13, Division 18 of said code is repealed.

Sec. 144.

The heading of Article 8 (commencing with Section 25051) of Chapter 13, Division 18 of said code is amended and renumbered to read:

Sec. 145. Repeal.

Section 25051 of said code is repealed.

Sec. 146. Repeal.

Section 25052 of said code is repealed.

Sec. 147. Repeal.

Section 25055 of said code is repealed.

Sec. 148. Repeal.

Article 9 (commencing with Section 25101) of Chapter 13, Division 18 of said code is repealed.

Sec. 149. Repeal.

Article 10 (commencing with Section 25151) of Chapter 13, Division 18 of said code is repealed.

Sec. 150. Repeal.

Article 11 (commencing with Section 25201) of Chapter 13, Division 18 of said code is repealed.

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Sec. 151. Repeal.

Article 12 (commencing with Section 25251) of Chapter 13, Division 18 of said code is repealed.

Sec. 152. Repeal.

Article 14 (commencing with Section 25351) of Chapter 13, Division 18 of said code is repealed.

Sec. 153.

The heading of Chapter 3 (commencing with Section 22600) of Division 16.5 of said code is amended to read:

CHAPTER 3. THE CALIFORNIA STATE COLLEGES

Sec. 154. Administration.

Section 22600 of said code is amended to read:

22600. The California State Colleges shall be administered by a board designated as the Trustees of the California State Colleges, which is hereby created.

Sec. 155. Members of board.

Section 22601 of said code is amended to read:

22601. The board shall be composed of the following four ex officio members: the Governor, the Lieutenant Governor, the Superintendent of Public Instruction, and the person named by the trustees to serve as the chancellor of the California State Colleges; and 16 appointive members appointed by the Governor, except that the members, as of the effective date of this section, of the State Board of Education shall serve ex officio as and among the first appointive trustees. The Speaker of the Assembly shall have the status of a legislative interim committee on the subject of the California State Colleges and shall meet with the board and participate in its work to the extent that such participation is not incompatible with his position as a Member of the Legislature.

Sec. 156. Chancellor of California State Colleges.

Section 22603 of said code is amended to read:

22603. If the trustees and the Regents of the University of California both consent, the chancellor of the California State Colleges shall sit with the Regents of the University of California in an advisory capacity and the President of the University of California shall sit with the trustees in an advisory capacity.

Sec. 157. Successor of powers.

Section 22604 of said code is amended to read:

22604. The Trustees of the California State Colleges shall succeed to the powers, duties and functions with respect to the management, administration and control of the state colleges heretofore vested in the State Board of Education or in the Director of Education, including all powers, duties, obligations, and functions specified in Article 2 (commencing at Section 24501) of Chapter 11 of Division 18 of this code, and all obligations assumed by the State Board of Education pursuant to that article prior to July 1, 1961.

On and after July 1, 1961, the Trustees of the California State Colleges shall have full power and responsibility in the construction and development of any state college campus, and any buildings or other facilities or improvements connected with the California State Colleges. Such powers shall be exercised by the Trustees of the California State Colleges notwithstanding the provisions of Chapter 2 (commencing at Section 14100) and Chapter 3 (commencing at Section 14250) of Part

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5 of Division 3 of Title 2 of the Government Code, except that the powers shall be carried out pursuant to the procedures prescribed by these laws.

The provisions of this chapter relating to the transfer of the powers, duties, and functions with respect to the management, administration and control of the state colleges shall become operative on July 1, 1961.

Sec. 158. Political influence.

Section 22605 of said code is amended to read:

22605. The California State Colleges shall be entirely independent of all political and sectarian influence and kept free therefrom in the appointment of its trustees and in the administration of its affairs, and no person shall be debarred admission to any department of the state colleges on account of sex.

Sec. 159. Primary function.

Section 22606 of said code is amended to read:

22606. The primary function of the state colleges is the provision of instruction for undergraduate students and graduate students, through the master's degree, in the liberal arts and sciences, in applied fields and in the professions, including the teaching profession. Presently established two-year programs in agriculture are authorized, but other two-year programs shall be authorized only when mutually agreed upon by the Trustees of the California State Colleges and the State Board of Education. The doctoral degree may be awarded jointly with the University of California, as provided in Section 22552. Faculty research is authorized to the extent that it is consistent with the primary function of the state colleges and the facilities provided for that function.

Sec. 160. Transfer of state employees.

Section 22607 of said code is amended to read:

22607. All state employees employed on June 30, 1961, in carrying out functions transferred to the Trustees of the California State Colleges by this chapter, except persons employed by the Director of Education in the Division of State Colleges and Teacher Education of the Department of Education, are transferred to the California State Colleges.

Nonacademic employees so transferred shall retain their respective positions in the state service, together with the personnel benefits accumulated by them at the time of transfer, and shall retain such rights as may attach under the law to the positions which they held at the time of transfer. All nonacademic positions filled by the trustees on and after July 1, 1961, shall be by appointment made in accordance with Chapter 9 (commencing at Section 24201) of Division 18 of this code, and persons so appointed shall be subject to the provisions of Chapter 9.

The trustees shall provide, or co-operate in providing, academic and administrative employees transferred by this section with personnel rights and benefits at least equal to those accumulated by them as employees of the state colleges, except that any administrative employee may be reassigned to an academic or other position commensurate with his qualifications at the salary fixed for that position and shall have a right to appeal from such reassignment, but only as to whether the position

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to which he is reassigned is commensurate with his qualifications. All academic and administrative positions filled by the trustees on and after July 1, 1961, shall be filled by appointment made solely at the discretion of the trustees. The trustees shall establish and adjust the salaries and classifications of all academic and administrative positions and neither Section 18004 of the Government Code nor any other provision of law requiring approval by a state officer or agency for such salaries or classifications shall be applicable thereto. The trustees, however, shall make no adjustments which require expenditures in excess of existing appropriations available for the payment of salaries. The provisions of Chapter 9 (commencing at Section 24201) of Division 18 of this code relating to appeals from dismissal, demotion or suspension shall be applicable to academic employees.

Persons excluded from the transfer made by this section shall retain all the rights and privileges conferred upon civil service employees by law. Personnel of state agencies employed in state college work other than those transferred by this section and who are employed by the trustees prior to July 1, 1962, shall likewise be provided with personnel rights and benefits at least equal to those accumulated by them as employees of such state agencies.

Sec. 161. Co-ordinating Council for Higher Education.

Section 22700 of said code is amended to read:

22700. There is hereby created an advisory body, the Co-ordinating Council for Higher Education, to be composed of three representatives each of the University of California, the California State Colleges, the public junior colleges, the private colleges and universities in the State, and the general public. The university shall be represented by three representatives appointed by the regents. The California State Colleges shall be represented by the chancellor and two trustees appointed by the trustees. Public junior colleges shall be represented by a member of the State Board of Education or its chief executive officer as the board may from time to time determine, and a member of a local public junior college governing board and a public junior college administrator. The junior college governing board member shall be selected by the State Board of Education from a list or lists of five names submitted for its consideration by any association or associations of statewide coverage which represent junior college governing boards. The public junior college administrator shall be selected by the State Board of Education from a list of five names submitted for its consideration by the California Junior College Association. The private colleges and universities shall be represented by three persons, each of whom shall be affiliated with a private institution of higher education as a governing board member or as a staff member in an academic or administrative capacity and shall be appointed by the Governor after consultation with an association or associations of such private institutions. The general public

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shall be represented by three members appointed by the Governor. Appointments and removals made pursuant to this section shall be at the sole discretion of the appointing authority specified herein.

Sec. 162. Functions.

Section 22703 of said code is amended to read:

22703. The co-ordinating council shall have the following functions, advisory to the governing boards of the institutions of public higher education and to appropriate state officials; (1) review of the annual budget and capital outlay requests of the university and the California State Colleges, and presentation of comments on the general level of support sought; (2) advice as to the application of the provisions of this division delineating the different functions of public higher education and counsel as to the programs appropriate to each segment thereof, and in connection therewith shall submit to the Governor and to the Legislature within five days of the beginning of each general session a report which contains recommendations as to necessary or desirable changes, if any, in the functions and programs of the several segments of public higher education; and (3) development of plans for the orderly growth of public higher education and the making of recommendations on the need for and location of new facilities and programs.

Sec. 163. Definition.

Whenever the term "Trustees of the State College System of California" or the term "chief executive officer of the State College System" is used, such terms shall be deemed to mean the Trustees of the California State Colleges and the chancellor of the California State Colleges respectively.