

**Fullerton College Faculty Senate
approved minutes
21-Mar 2024**

present

At-large	Brandon Floerke, Karen Markley
Business/CIS	Dale Craig, Richard Ghidella
Counseling	Porsha Boyd, Deanna Smedley
Fine Arts	Nicola Dedmon, Phil Dimitriadis, Jaime Perez
Humanities	Danielle Fouquette, Elizabeth Gaitatjis, Cynthia Guardado, Adriana Sanchez, Kim Vandervort
Library	Tim Ream
Math/Comp. Sci.	Laura Loney, Nicole Rossi
Natural Sci.	Kim Rosales, Stephanie Nobles
Part-time	Naveen Kanal
Physical Ed.	
Social Sci.	Ziza Delgado Noguera, Archie Delshad, Matt Tribbe
Student Services	Nadia Gabaldon
Tech./Engineering	Ben Cuatt, Jessica Langlois
Associated Students	
Classified Senate	Antoinette Triefenbach
President	Jeanette Rodriguez
Past-President	Jennifer Combs
Treasurer	Bridget Kominek
Secretary	Heather Halverson
Guests	Pepe Barton, Interim Director of Campus Communications Daniel Berumen, Director of Institutional Research & Planning Gilbert Contreras, Vice President of Student Services

John Ison, English faculty
David Jacobsen, Anthropology faculty
Rosie Kar, Ethnic Studies faculty
Belinda Sanchez Landeros, Specialist, Transfer Center
José Ramón Núñez, Vice President of Instruction
Cynthia Olivo, FC President
Joel Salcedo, Communication Studies faculty

I. CALL TO ORDER

The meeting was called to order at 3:02P by Jeanette Rodriguez.

II. APPROVAL OF THE AGENDA

M/S/U (Fouquette/Vandervort) to approve the meeting agenda.

III. APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING

M/S/U (Delshad/Kanal) to approve the 7-March 2024, meeting minutes.

Abstain: Boyd, Langlois

IV. PUBLIC COMMENTS

Rosie Kar shared information about the Asian Pacific Islander Desi American (APIDA) Scholarship. She informed senators of upcoming APIDA events, including the Fill Up Your Boba Cup! On 7-May, APIDA Heritage Kick Off on 9-May, and the APIDA Cultural Graduation on 17-May.

Belinda Sanchez Landeros shared information about Transfer Center events taking place during University Week, starting 15-Apr. Faculty and staff are encouraged to wear their alma mater spirit gear.

Kim Rosales shared information about the Biotech Open House on 20-Apr and the Forensic Summer Camp 10-Jun through 13-Jun, 9A to 3P.

On behalf of Jefferson Tiangco, Brandon Floerke shared the following statement:

I wanted to give some feedback on the proposed BP/AP revisions related to nonresident tuition fees and describe some of the experiences of ESL students directly affected by these policies and procedures.

Here's the official Ed Code language as amended by **AB 1232**.

Ed Code 76140. (a) A community college district may admit, and shall charge a tuition fee to, nonresident students, except that a community college district may exempt from all or parts of the fee any person described in paragraph (1), (2), (3), or (6), and shall exempt from all of the fee any person described in paragraph (4), (5), or (7):

Paragraph 7

(A) A nonresident student who enrolls in a credit English as a second language (ESL) course at a California Community College and who is any of the following:

(i) A recent immigrant, as defined in Section 1101(a)(15) of Title 8 of the United States Code.

(ii) A recent refugee, as defined in Section 1101(a)(42) of Title 8 of the United States Code.

(iii) A person who has been granted asylum by the United States, as defined in Section 1158 of Title 8 of the United States Code.

(B) This exemption shall apply only to individuals who, upon entering the United States, settled in California and who have resided in California for less than one year.

(C) This exemption shall apply only to the tuition fee for credit ESL courses.

(Source AB 1232 - https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB1232)

According to the **2022 California Community Colleges Chaptered Legislation Report** (Source: CCCCO), "The purpose of this is to help provide a smooth transition to the United States (U.S) for recent immigrants, refugees, and asylees by offering a nonresident tuition exemption for enrollment in credit ESL courses." The report adds, "Districts should communicate the availability of this nonresident tuition exemption as part of their financial aid materials, policies, and practices."

What ESL students experience

Before this law, prospective ESL students had to establish California residency for at least 1 year prior to the day of their first semester to avoid being charged the nonresident tuition fee (**\$331/unit in 2021-2022**). However, there had been cases where even students with established residency still get charged nonresident tuition fees erroneously. This may have happened due to inaccurate information being entered into the college's application form. For a student taking a 5-unit ESL course, that's over \$1,500 of tuition added to regular student fees. At this point, some students talk to their ESL professors to get help on how to prove they have residency, while others, unfortunately, decide to drop or stop attending their classes without seeking help.

FC's information about residency requirements is in A&R's website at <https://admissions.fullcoll.edu/residency/>, much of which are in legalese that's highly intimidating and inaccessible to any English language learner, especially recent arrivals to the United States. Here's an example: "The burden of proof to clearly demonstrate both physical presence and the intent to establish California residence lies with the student." Often times, successful resolution happens when the ESL department connects students directly with A&R staff, but that only happens when students are persistent enough to reach out to us and ask for help.

In **spring 2023**, when AB 1232 came into effect, the ESL department was once again helping a student prove their residency. We reached out to A&R to find out whether AB 1232 procedures were being implemented to follow the new law. An A&R rep said, *"I am ... getting some reports created so we can send targeted emails to students who we determine may qualify. The behind the scenes process of checking to see if individual students qualify for the waiver requires a "hands-on" approach, which cannot be automated easily. I am also working with our district I.S. to figure out how we can waive tuition for only ESL courses. This is the first time we have encountered a waiver for one subject, usually waivers are set per student for all of their courses."*

Since then, the changes we have seen include AB 1232 language being posted on the Residency Requirements A&R webpage and the College Catalog online. However, the status quo seems to remain.

In **fall 2023**, a family member of a potential student emailed the ESL department and said, *"I called admission yesterday. They informed me if the person did not go to high school here, the exemption will not apply. He will still have to pay non-resident fee (for*

residing in CA less than a year), even if he's a US citizen. I still don't understand why, but he doesn't qualify for the exemption." A&R responded, "It sounds like someone may have confused the new AB 1232 regulations with AB540 regulations. We will reach out to the family member of the student to get more information and assist." In this case, the student was cleared and was able to take ESL classes that semester

This **spring 2024** semester, a student once again was charged nonresident tuition fees and decided to stop attending her class. It was only after she was notified to pay her outstanding balance that she contacted the ESL department to get help. Her message describes her experience best:

"I thought my course was not registered successfully because I did not pay the relevant tuition fee. I would like to attend ESL course as a resident (after July 2024) so that I can apply for a waiver after I consulted with ... the Applications/Residency Dept. Admissions & Records of Fullerton College in December 2023. I'm a permanent resident card holder and there is not a waiver that will apply to the ESL course when my entry date is less than 1 year in California. Based on California entry date and permanent resident card I will be able to establish residency in California in the Fall 2024 term. I remember that the system informed me that the registration won't be ok unless I paid the tuition. I thought my course was registered unsuccessfully because I did not pay for that. So no further action to transfer the course to Fall 2024 from my side. But recently I received an email to remind me to pay the tuition fee to avoid fine. I actually don't know the next action I should take."

In this case, the student was provided inaccurate information and was not informed that ESL courses are exempt from nonresident fees. The nonresident fee was eventually cleared, and the student was reinstated after already missing the first two weeks of the semester.

This continues to be a common occurrence semester after semester.

The policy revisions

The added language in **BP 5020** states, "(4.3) Students who would otherwise be charged nonresident tuition fees for credit English as a Second Language courses shall be exempt **if they demonstrate** they are a recent immigrant, a recent refugee, or a person who has been granted asylum by the United States. This exemption applies only to individuals who, upon entering the United States, settled in California and who have resided in California for less than one year."

It seems that the burden of proof still remains with the student. For a recent immigrant, refugee, or asylee developing their English language skills, this is more than a burden. It's an obstacle that could deter them from going to Fullerton College. It's still also unclear how the District and Fullerton College plan to require students to "demonstrate" they are recent immigrants, refugees, or asylees to get "qualified" for nonresident tuition fee exemption.

In addition, **AP 5030** states, "(4.1) All registration fees must be paid in full within **seven (7) calendar days** of registering." However, the revision adds, "AP 5030 (4.1.3) For nonresident students excluding international students, tuition must be paid in full within **72 hours of registering**. Failure to do so will result in the students being dropped from all registered classes unless the student enrolls and actively participates in the payment plans offered by the District."

Does this mean that new ESL students who are erroneously charged nonresident tuition fees only have 3 days to demonstrate they qualify for the exemption while other students get 7 days? Is there a reason why our students are only given 3 days? This just seems inequitable for our ESL student population, who constantly face barriers in our college.

The ESL Department is already working on providing clear, English-language-learner-friendly information (with relevant language translations) about AB 1232 on our website and social media accounts.

However, there has to be more effort in changing our internal processes in the college and making it more accessible to our English language learner population in the community if Fullerton College truly wishes to fulfill the intent of the law and our college mission by building a supportive and inclusive environment for everyone, including new arrivals to the United States.

Joel Salcedo expressed his concern regarding the vote taken at the Curriculum Committee to remove COMM 120 Intercultural Communication from the list of courses approved to meet the Multicultural Education Requirement for graduation. Criteria used to determine how courses meet this requirement are not in the Curriculum Handbook and he called on Senate to ensure that criteria are disseminated widely. He stated that if the College continues to have this graduation requirement, then all courses currently on the list of approved courses should have to go through this same level of scrutiny.

Cynthia Guardado shared information on the Principles of Equity Part I and Part II on 1-Apr and 10-May.

V. REPORT FROM FULLERTON COLLEGE PRESIDENT

Dr. Olivo shared that Luciano Rodriguez, Computer Science faculty, took a group of students to the Collegiate Testing Penetration Competition where they received 3rd place in the Southern California region. She thanked Amber Gonzalez for taking the lead on the Mujeres de Maiz en Movimiento Book Release Party and Live Art Show. She thanked Danielle Fouquette for her continued leadership throughout the accreditation process.

Dr. Olivo shared that a team from Fullerton College attended the A²MEND conference last week. Dr. Olivo has asked that the college have Black History Month every month. She shared events taking place throughout this year to celebrate.

She thanked Cynthia Guardado for working with Dr. Regina Stanback Stroud to bring Principles of Equity Part I and Part II to Fullerton College.

She is putting a workgroup together to rename academic probation. She also encouraged faculty to remind students to apply for FC scholarships.

She visited with the Study Abroad group in Paris, France. She thanked Angela Henderson, Jeanne Costelo, Phil Mayfield and Catherine Reinhardt for their work with these students.

VI. STANDING REPORTS

President's Report

Jeanette Rodriguez shared that the Integrated Planning Workgroup Proposal was approved at PAC. The workgroup to change the name of academic probation was also

approved. A proposal for moving the prayer Room to the Library was presented as a first read.

PBSC is discussing a rubric for reviewing program review proposals.

At the recent CBF meeting, Henry Hua shared information about a Student Success Advocate Pilot. There are \$14 million in uncommitted funds in the budget. There is a \$9.4 million projected deficit that would come out of these funds. If the SERP is approved, that would be another \$10 million expense.

Jeanette thanked the Ethnic Studies Department for their efforts for the Mujeres de Maiz en Movimiento event.

Treasurer's Report

Bridget Kominek thanked Ben Cuatt, Elizabeth Gaitatjis and Brandon Floerke for providing snacks for this meeting.

Curriculum Chair Report

John Ison shared the following report:

The Curriculum Committee is processing courses for Fall 2025. Courses that are being submitted for UC transfer or Cal-GETC must be Board-approved in May 2024, so that our Articulation Officer meets the June 1 submission deadline. He will be repeating this announcement for the rest of the semester.

Some brief reminders of other curriculum-related topics:

- AA GE update
- District workgroup, "Non-Credit to Credit Pathways"
- Updating the course internship hour change to 54 hours, based on state mandate
- clarifying minimum qualifications, FSAs and the curriculum process
- Continuing work on Credit for Prior Learning implementation.
- No updates on Common Course Numbering yet...but he will keep everyone posted.

· On the second and fourth Wednesdays of each month, at 130pm, John has a curriculum training meeting on Zoom. Here's the information: <https://fullcoll-edu.zoom.us/j/99379858233?pwd=Z1VGLzVmdnJRU0FNcUQxWkNvY2lKdz09>. Meeting ID: 993 7985 8233. Passcode: 968966

He is always happy to answer any questions you may have.

Associated Students Report

No report.

Accreditation Steering Committee Report

Danielle Fouquette shared the following report:

1. The Open Forum with the visiting team went well. There was a good turnout with a mix of faculty, classified professionals, and students. Approximately 45 people from the college attended. The feedback was generally positive, with some thoughtful observations about the college's strengths and areas for improvement.

Two themes emerged from the feedback:

- The college can do more to build on the spirit of shared governance that exists on the campus by adopting/following procedures that allow for more participation in decision-making, particularly for classified professionals.

- Students feel supported by professors and classified professionals and appreciate the services offered that allow them to be successful.

We also got some positive feedback from the chair of the committee about the plan outlined in the QFE to better align planning and resource allocation (aka the IPWG proposal). He said he was eager to see how we implemented the ideas in the plan, and that he expected members of the team would be borrowing our ideas. He used the phrase "cracked the code," so no pressure there!

2. On Monday, members of the visiting team met with the ASC and others invited by Dr. Olivo to attend the Virtual Meet and Greet. Some of the highlights from that meeting:

- Core inquiries report will be sent to Dr. Olivo by end of first week in April, but we may hear something before that.

- o Core inquiry: based on ISER and evidence, team is looking for more information to ascertain compliance with standard

Q: How do both teams work on Standards related to the district?

A: The chair of each team met and went through the ISER to focus on areas where the district has primary responsibility as per the DFM and identified any potential core inquiries for the district.

- In the fall, a "small but mighty" group of people from the visiting team will come to campus, just looking at areas of core inquiries

- Verbal report out at an open forum in the fall. One way communication (team to college) then team departs

- Site visit: week of Sept 16, 23, or 30?

3. The ASC be reviewing the new accreditation standards next month to identify significant changes. Two potential outcomes from this process, which will continue in the Fall:

- a. We may have some recommendations from changes in processes, policies, procedures, and other aspects of the college's work to better align with the new standards.

- b. We may make a recommendation for a reconfiguration of ASC based on the new standards and the new template and process that will be used for the ISER.

VII. UNFINISHED BUSINESS

BP-AP 5020 Nonresident Tuition and AP 5030 Fees

Senators provided feedback to the Faculty Senate President. There were concerns regarding placing the burden of proof on students and the complications for students going through this process. Jeanette will take this feedback to the next DCC meeting.

VIII. NEW BUSINESS

Office of Institutional Effectiveness – Survey

Daniel Berumen shared updates regarding surveys that have been administered. Results from surveys are available on the Office of Institutional Effectiveness website.

M/S/U (Fouquette/Vandervort) to have a Survey Inquiry Group (SIG) 2.0.

ASCCC Area D – Resolutions Packet

Jeanette Rodriguez shared Area D resolutions that will be voted on at Spring Plenary.

IX. ELECTIONS

Faculty Senate President Elect, Fall 2024 – Spring 2025 **Bridget Kominek (Hum)**

Faculty Senate Diversity, Equity, Inclusion, and Anti-Racism (DEIA) Ombudsperson, Fall 2024 – Spring 2025 **Archie Delshad (Soc Sci)**

Faculty Senate Secretary, Fall 2024 – Spring 2025 **Heather Halverson (Coun)**

Faculty Senate Treasurer, Fall 2024 – Spring 2025 **Cynthia Guardado (Hum)**

Academic Probation Policy and Procedures Workgroup, Spring 2024 **Ziza Delgado (Soc Sci), Kim Vandervort (Hum)**

Third-Year Management Evaluations – Faculty Representatives, Spring 2024

- Deniz Fierro, Director, EOPS/CARE/Cal WORKS **Brandon Floerke (Hum)**
- Steve Selby, Director, Campus Safety **Jeanette Rodriguez (Hum)**
- Albert Abutin, Dean, Enrollment Services **Bridget Kominek (Hum)**
- Oscar Saghieh, Project Manager, Campus Capital project **Adriana Sanchez (Hum)**
- Larry Lara, Director, Physical Plant/Facilities **Ben Cuatt (Tech/Eng)**
- Henry Hua, VP, Administrative Services **Cynthia Guardado (Hum)**
- Gilbert Contreras, VP, Student Services **Heather Halverson (Coun)**
- José Ramón Núñez, VP, Instruction **Dale Craig (Bus/CIS)**

Friends of Fullerton College Foundation Executive Director Hiring Committee, Spring – Summer 2024 **Leonard Cho (Math/CS), Naveen Kanal (PE)**

Faculty Senate Representative, Humanities (replacement for 2023-2025 term) **Danielle Fouquette (Hum)**

Strategic Enrollment and Retention Committee, Social Science Representative (replacement for 2023-2025 term) **Ruben Lopez (Soc Sci)**

X. LIASON REPORTS

AdFac

Naveen Kanal that healthcare for adjunct faculty will continue for another year. AdFac will hold elections within the next month.

United Faculty

No report.

Classified Senate

Antoinette Triefenbach reported that Cynthia Guardado attended the Classified Senate meeting to solicit feedback regarding how to offer the Race Conscious Certificate in a format that works with the Classified Professionals schedule. Classified Senate voted to approve the Integrated Planning Workgroup Proposal. CSEA is working on stipends for Classified Professionals serving on hiring committees. Antoinette reminded everyone about the Tea Tuesday events. She asked that everyone wear blue on Tuesdays to show support during CSEA negotiations.

The meeting adjourned at 4:42P.

Respectfully submitted,
Heather Halverson, secretary