

# UNDERSTANDING EDUCATION CODE AND TITLE 5

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# OVERVIEW

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- ✘ Define Ed Code and Title 5
- ✘ Important Sections of Ed Code
- ✘ Important Sections of Title 5
- ✘ What Title 5 Sections do you most need to be familiar with?
- ✘ How do you find what you're looking for in Title 5 or Ed Code?

# EDUCATION CODE

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- ✘ Laws resulting from legislation
- ✘ Requires legislation to be changed
  - + Can also be changed by budget action
- ✘ Always supercedes Title 5 regulation
- ✘ Governance was amended by AB 1725 in 1988

# IMPORTANT SECTIONS OF ED CODE

- ✘ Beginning with section 22000, codifies STRS
- ✘ Title 3, Division 7: California Community Colleges
  - + 70900 General Provisions
    - ✘ 70902 Academic Senate has primary responsibility for recommendations regarding curriculum
- ✘ 72000 Districts and Governing Boards
- ✘ 76200 Student Records, including privacy
- ✘ 84000 Finance and Budget
- ✘ 84750 Apportionment and Funding

# IMPORTANT SECTIONS OF ED CODE

- ✘ 87000 Employees
  - + 87600 Employment of Faculty
  - + 87660 Evaluation of Faculty
  - + 87730 Reduction in Force
  - + 87801 Faculty Salaries

# NAVIGATING ED CODE WEBSITE

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✘ <http://www.leginfo.ca.gov/calaw.html>

# TITLE 5

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- ✘ California Code of Regulations
- ✘ Derived and approved by the Board of Governors from the California Education Code
- ✘ Division 6 - applies to California Community Colleges
- ✘ Regulation with the force of law

# IMPORTANT SECTIONS OF TITLE 5

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- ✘ Division 6 is on California Community Colleges
  - + Chapter 1: Board of Governors
  - + Chapter 4: Employees
  - + Chapter 5: Students
  - + Chapter 6: Curriculum and Instruction
  - + Chapter 9: Fiscal Support
  - + Chapter 10: Administration of Colleges
    - ✘ Includes instructional materials (subchapter 7)

# WHAT TITLE 5 SECTIONS DO YOU MOST NEED TO BE FAMILIAR WITH?

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- ✘ Section 53200 (b)
  - + Defines and empowers academic senates
- ✘ Section 53200 (c)
  - + Lists the 10+1
- ✘ Section 53200 (d)
  - + Defines “consult collegially,” “primarily rely,” and “mutually agree”

# WHAT TITLE 5 SECTIONS DO YOU MOST NEED TO BE FAMILIAR WITH?

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## × Section 53203

### + Defines Academic senate powers

- × Further definitions of primarily rely and mutually agree.
- × Senate's right to speak directly to the board
- × Senate's right to make appointments to all bodies dealing with academic and professional matters

# WHAT TITLE 5 SECTIONS DO YOU MOST NEED TO BE FAMILIAR WITH?

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## × Section 55002

- + Defines the curriculum committee and how it is to be formed
- + Defines the role of the curriculum committee in recommending curriculum
- + Defines standards for credit, noncredit, and community service courses

# WHAT TITLE 5 SECTIONS DO YOU MOST NEED TO BE FAMILIAR WITH?

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## ✘ Section 53021

- + Requirements for recruitment of all positions, including both faculty and administration
- + Recruitment exceptions
- + Interim positions

# DEMONSTRATION OF FINDING CITATION

- ✘ Title 5
- ✘ [https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?transitionType=Default&contextData=\(sc.Default\)&bhcp=1](https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?transitionType=Default&contextData=(sc.Default)&bhcp=1)

# HOW DO YOU FIND WHAT YOU'RE LOOKING FOR?

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## ✘ Education Code

- + Not searchable
- + Table of Contents is detailed
- + Best to know what you are looking for

# HOW DO YOU FIND WHAT YOU'RE LOOKING FOR?

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## × Title 5 Search Strategies

- + First search that comes up expects you to know what you are looking for: Title and section
- + Additional Options:
  - × Search for Words
  - × Search Within a Specific Title

# HOW DO YOU FIND WHAT YOU'RE LOOKING FOR?

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- ✘ “Word Search” covers all of regulations, so you get a lot of results
- ✘ “Within a Title” is a more specific word search, but still covers all of Title 5, which is all segments of education
- ✘ Community College Section of T5 is the 50000 band, so you can skip to results with those numbers
- ✘ Put quotation marks around the phrase you are searching for

# HOW DO YOU FIND WHAT YOU'RE LOOKING FOR?

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- ✘ The best way to find things in Title 5 is to familiarize yourself with the document. It is organized into fairly logical sections.
- ✘ Make note of the references you find so that you can search by section next time. It is much faster that way.
- ✘ You can always ask for help or guidance from ASCCC.

# **PCAH – THE PROGRAM AND COURSE APPROVAL HANDBOOK**

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- ✘ SECTION 1: CHANCELLOR'S OFFICE CURRICULUM REVIEW**
- ✘ SECTION 2: COMPREHENSIVE CURRICULUM TOPICS**
- ✘ SECTION 3: CREDIT CURRICULUM**
- ✘ SECTION 4: NONCREDIT CURRICULUM**

# RESOURCES

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- ✘ Link to WestLaw

[https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?transitionType=Default&contextData=\(sc.Default\)&bhcp=1](https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?transitionType=Default&contextData=(sc.Default)&bhcp=1)

- ✘ Link to PCAH

[http://extranet.cccco.edu/Portals/1/AA/ProgramCourseApproval/Handbook\\_5thEd\\_BOGapproved.pdf](http://extranet.cccco.edu/Portals/1/AA/ProgramCourseApproval/Handbook_5thEd_BOGapproved.pdf)

- ✘ Link to Credit Course Repetition Guideline

<http://extranet.cccco.edu/Portals/1/AA/Credit/2013Files/MemoCourseRepetitionGuidelines.pdf>

# QUESTIONS AND COMMENTS

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Thank you for coming