

ASSEMBLY BILL

No. 1498

Introduced by Assembly Member DeVore

February 23, 2007

An act to amend Section 11139 of the Government Code, relating to state-funded programs.

LEGISLATIVE COUNSEL'S DIGEST

AB 1498, as introduced, DeVore. State-funded programs.

Existing law prohibits the state, a state agency, the California State University, a local agency, a state contractor, or a state grantee from denying any person full and equal access to all the benefits of any state-funded program or activity.

This bill would provide that these provisions shall not to be construed to apply to any activities, including the internal organization or membership compositions of an organization that is a state contractor or grantee, including a religious or faith-based organization, that do not pertain to the conduct, operation, and administration of the state-funded program or activity.

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

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

1 SECTION 1. Section 11139 of the Government Code is
2 amended to read:
3 11139. (a) The prohibitions and sanctions imposed by this
4 article are in addition to any other prohibitions and sanctions
5 imposed by law.

1 (b) This article shall not be interpreted in a manner that would
2 frustrate its purpose.

3 (c) *This article shall not be construed to apply to any activities,*
4 *including the internal organization or membership composition,*
5 *of an organization that is a state contractor or state grantee,*
6 *including a religious or faith-based organization, that do not*
7 *directly pertain to the conduct, operation, and administration of*
8 *the state-funded program or activity.*

9 (d) This article shall not be interpreted in a manner that would
10 adversely affect lawful programs which benefit the disabled, the
11 aged, minorities, and women.

12 (e) This article and regulations adopted pursuant to this article
13 may be enforced by a civil action for equitable relief, which shall
14 be independent of any other rights and remedies.