

AMENDED IN ASSEMBLY APRIL 30, 2009

AMENDED IN ASSEMBLY MARCH 26, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 100

Introduced by Assembly Member Price

January 7, 2009

An act to amend Sections 116094 and 116095 of, *to add Section 116096 to, and to repeal Chapter 6 (commencing with Section 116091) of Part 10 of Division 104 of*, the Health and Safety Code, relating to school athletics.

LEGISLATIVE COUNSEL'S DIGEST

AB 100, as amended, Price. Pupil Athletic Access and Safety Program pilot project.

Existing law, subject to an appropriation in the Budget Act of 2001, ~~established~~ *establishes* the Pupil Athletic Access and Safety Program pilot project for the purpose of providing grants to private statewide nonprofit organizations in 2 regions to support a partnership to facilitate pupil participation and safety in high school interscholastic athletics that would primarily benefit low-income pupils. ~~Under the pilot project,~~ *Existing law required* the State Department of Education or its administering contracting entity, by May 1, 2002, ~~was required~~ to request and review proposals submitted by eligible ~~entities~~ *organizations*, and, by June 1, 2002, to select a proposal for each of the 2 regions for receipt of a grant. ~~The Existing law also required the~~ department or its administering contracting entity, by January 1, 2005, ~~was required~~ to submit a report to the Legislature on the evaluation of the pilot project, as specified.

This bill, subject to an appropriation in the annual Budget Act or other statute, would require the department or its administering contracting entity, by May 1, 2010, to request and review proposals submitted by eligible entities for the Pupil Athletic Access and Safety Program pilot project, and, by June 1, 2010, to select a proposal for each of the 2 regions for receipt of a grant. The department or its administering contracting entity, by ~~January 1, 2013~~ November 1, 2012, would be required to submit a report to the Legislature on the evaluation of the pilot project, as specified.

This bill would make these provisions inoperative on July 1, 2014, and would repeal them as of January 1, 2015.

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

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

- 1 SECTION 1. Section 116094 of the Health and Safety Code
- 2 is amended to read:
- 3 116094. (a) The State Department of Education shall establish
- 4 a competitive grant process for private, nonprofit organizations
- 5 that are registered with the Secretary of State to submit a grant
- 6 application for the development, administration, and
- 7 implementation of the Pupil Athletic Access and Safety Program.
- 8 (b) No later than May 1, 2010, the department, or its
- 9 administering contracting entity, shall request and review proposals
- 10 submitted by entities eligible for grants pursuant to this chapter.
- 11 By June 1, 2010, the department, or its administering contracting
- 12 entity, shall select a proposal for each of the two regions for receipt
- 13 of a grant. The selected proposal shall meet the criteria set forth
- 14 in this chapter and shall be selected on the basis of its ability to
- 15 provide the best, most feasible service to the largest number of
- 16 schools and pupils in the pilot area.
- 17 (c) Proposals shall include all of the following:
- 18 (1) A description of the program goals.
- 19 (2) A list of measurable objectives for the purpose of evaluation
- 20 by the department, or its administering contracting entity.
- 21 (3) A list of public secondary schools selected for participation,
- 22 and the criteria used for selection of those schools.
- 23 (4) A list of professional participants with curriculum vitae and
- 24 résumés attached. Athletic trainers who are proposed to participate

1 in the program shall be certified by the National Athletic Trainers
2 Association.

3 (5) A method of ensuring medical quality for the program.

4 (6) The method that will be used to gather and submit data to
5 the department, or its administering contracting entity.

6 (7) A clear description of the experience, expertise, and other
7 qualifications of the private, nonprofit organization.

8 (8) A proposed budget for expenditure of the grant, including
9 a proposed fundraising plan to raise the dollar-for-dollar match as
10 required in this chapter.

11 (d) The department, or its administering contracting entity, upon
12 making a selection pursuant to this chapter, shall fund the grant
13 no later than August 1, 2010.

14 (e) (1) The department may expend up to 10 percent of the
15 funds appropriated for the purposes of this chapter for the costs
16 associated with administration of the competitive grant process,
17 medical quality assurance and program oversight, data collection,
18 and evaluation of the pilot project. No additional funds may be
19 used for administration, oversight, or implementation of this
20 program.

21 (2) The department may contract with a nonprofit statewide
22 organization that specializes in administration of high school
23 interscholastic athletic programs to function as the department's
24 administering agency for the program. If the department enters
25 into a contract pursuant to this paragraph, the funds provided for
26 administrative costs as set forth in paragraph (1) shall be expended,
27 pursuant to the contract, by the nonprofit organization in its
28 administration of this program on behalf of the department. The
29 administering contracting entity shall be responsible for all aspects
30 of the program, including the establishment of the competitive
31 grant process, the selection of grantees and awarding of grants,
32 program administration, monitoring, and evaluation, and the report
33 required pursuant to Section 116095.

34 (f) The department, or its administering contracting entity, shall
35 monitor and evaluate the program to ensure the performance and
36 effectiveness of the program, including the following:

37 (1) Success in obtaining stated goals.

38 (2) Success in the pupil mentoring and scholarship programs.

39 (3) Reduction in injuries that occur during practice sessions and
40 during actual athletic competitions.

1 (4) Reduction in recurring injury incidents.

2 (g) For the purpose of evaluating the programs, the department,
3 or its administering contracting entity, shall, to the extent feasible,
4 compare available data relating to injuries that occurred during
5 practice sessions and official competitions in the school year prior
6 to the existence of the pilot program, with comparable data
7 collected in the second year of the pilot program.

8 If data regarding injuries has not been collected prior to the
9 establishment of the pilot program, then data submitted by each
10 grantee during the first six months of the program shall be used
11 as baseline data to compare against data collected in the second
12 year.

13 (h) In order to be eligible to receive funds pursuant to this
14 chapter, a pilot project shall receive matching private funds equal
15 to the public funds received.

16 SEC. 2. Section 116095 of the Health and Safety Code is
17 amended to read:

18 116095. ~~By January 1, 2013~~ *November 1, 2012*, the department,
19 or its administering contracting entity, shall submit a report to the
20 Legislature on the evaluation of the pilot projects pursuant to this
21 chapter, including the number of schools and pupils assisted by or
22 participating in the various components of the project, and the
23 extent to which the measurable objectives listed in the proposal
24 were met.

25 SEC. 3. *Section 116096 is added to the Health and Safety Code,*
26 *to read:*

27 116096. *This chapter shall become inoperative on July 1, 2014,*
28 *and, as of January 1, 2015, is repealed, unless a later enacted*
29 *statute, that becomes operative on or before January 1, 2015,*
30 *deletes or extends the dates on which it becomes inoperative and*
31 *is repealed.*

32 ~~SEC. 3.~~

33 SEC. 4. This act shall be implemented only to the extent that
34 funds for these purposes are appropriated in the annual Budget
35 Act or other statute. It is the intent of the Legislature that funding
36 appropriated in the Budget Act for the Pupil Athletic Access and
37 Safety Program pilot project is a one-time appropriation for this
38 purpose.