

AMENDED IN ASSEMBLY JANUARY 6, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 230

Introduced by Assembly Member Maienschein

February 5, 2013

An act to add Chapter 2.7 (commencing with Section 18900) to Division 8 of the Business and Professions Code, relating to ~~mental health~~ youth athletic programs.

LEGISLATIVE COUNSEL'S DIGEST

AB 230, as amended, Maienschein. ~~Mental health.~~ Youth athletic programs: background checks.

Existing law authorizes specified entities to receive state summary criminal history information from the Department of Justice. Existing law also requires mandated reporters, as defined, to report child abuse and neglect to local law enforcement. Existing law authorizes a community youth athletic program, as defined, to request state and federal level criminal offender record information and subsequent arrest notification for a volunteer coach or hired coach candidate.

This bill would require a community youth athletic program to provide written notice to the parent or guardian of a youth participating in the program regarding the program's policies relating to criminal background checks for volunteer and hired coaches in the program, as specified.

~~Existing law authorizes the State Department of State Hospitals, the State Department of Health Care Services, and other departments as necessary to perform various duties relating to mental health services.~~

~~This bill would state the intent of the Legislature to enact legislation relating to mental health.~~

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. Chapter 2.7 (commencing with Section 18900)
2 is added to Division 8 of the Business and Professions Code, to
3 read:

4
5 CHAPTER 2.7. COMMUNITY YOUTH ATHLETIC PROGRAMS
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7 18900. (a) (1) Commencing January 1, 2016, a community
8 youth athletic program shall provide written notice to the parent
9 or guardian of any youth participating in the program regarding
10 the program’s policies relating to whether the program obtains
11 criminal background checks for hired or volunteer coaches or
12 both.

13 (2) If criminal background checks are obtained for hired or
14 volunteer coaches, the written notice shall also contain both of
15 the following:

16 (A) A statement regarding whether the criminal background
17 check includes state and federal criminal history information and
18 whether the program obtains subsequent arrest notification for
19 those individuals.

20 (B) Contact information regarding where the parent or guardian
21 of a child participating in a community youth athletic program
22 can obtain additional information about the program’s background
23 check policy, such as the entity providing the criminal background
24 check obtained by the community youth athletic program or the
25 nature of the type of offenses the program looks for.

26 (b) As used in this section, a “community youth athletic
27 program” means an employer having as its primary purpose the
28 promotion or provision of athletic activities for youth under 18
29 years of age.

30 (c) Nothing in subdivision (a) shall require or authorize a
31 community youth athletic program to disclose confidential criminal
32 history information in violation of Article 3 (commencing with
33 Section 11100) of Chapter 1 of Title 1 of Part 4 of the Penal Code.

34 (d) As used in this section, “written notice” may include posting
35 on the community youth athletic program’s Internet Web site.

1 ~~SECTION 1. It is the intent of the Legislature to enact legislation~~
2 ~~relating to mental health.~~

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