

AMENDED IN ASSEMBLY MARCH 16, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 80

Introduced by Assembly ~~Member Campos~~ *Members Campos and Alejo*

January 5, 2015

An act to add Chapter 3.4 (commencing with Section 8265) to Division 1 of Title 2 of the Government Code, relating to state government, and ~~declaring the urgency thereof, to take effect immediately~~ *government*.

LEGISLATIVE COUNSEL'S DIGEST

AB 80, as amended, Campos. Interagency Task Force on the Status of Boys and Men of Color.

The California Constitution prohibits a person from being deprived of life, liberty, or property without due process of law, or from being denied equal protection of the laws. The United States Constitution prohibits a state from denying to any person within its jurisdiction the equal protection of the laws. Existing law establishes various advisory boards and commissions in state government with specified duties and responsibilities.

The federal My Brother's Keeper Initiative, launched by the President in February 2014, required the establishment of the My Brother's Keeper Task Force, an interagency effort to improve the expected educational and life outcomes for and address the persistent opportunity gaps faced by boys and young men of color in the United States.

This bill would create the Interagency Task Force on the Status of Boys and Men of Color, a multiagency advisory body that would serve as a support mechanism for department agency and systems leaders by

taking coordinated action in meeting the myriad of challenges facing boys and men of color in California, and assisting the respective departments and agencies in more successfully improving life outcomes for this population. The membership of the task force would include members of the Legislature, as well as representatives of specified agencies, departments, and private entities. The bill would set forth the initial and ongoing responsibilities of the task force, including, among others, an assessment of state program alignment with the objectives of the My Brother's Keeper program and the Assembly Select Committee on the Status of Boys and Men of Color in California, and the development of strategies to enhance positive outcomes and eliminate or mitigate negative outcomes for boys and men of color in the state. This bill would establish the Boys and Men of Color Task Force Fund, to carry out the bill's requirements in support of the task force, upon appropriation by the Legislature. The bill would authorize the task force to accept federal funds, gifts, donations, grants, or bequests for all or any of its purposes.

~~This bill would declare that it is to take effect immediately as an urgency statute.~~

Vote: $\frac{2}{3}$ -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. The Legislature finds and declares as follows:
- 2 (a) On February 27, 2014, the President of the United States
- 3 launched the My Brother's Keeper initiative to address persistent
- 4 opportunity gaps faced by boys and young men of color and to
- 5 ensure that all young people can reach their full potential.
- 6 (b) The My Brother's Keeper Task Force recognizes that
- 7 challenges facing boys and young men of color affect others as
- 8 well and that it is important to break down barriers wherever they
- 9 exist and identify means of creating ladders of opportunity for all.
- 10 (c) The My Brother's Keeper Task Force was established to
- 11 develop a coordinated federal effort to significantly improve the
- 12 expected life outcomes for boys and young men of color, including
- 13 Black Americans, Hispanic Americans, and Native Americans,
- 14 and to improve their contributions to the nation's prosperity, so
- 15 that all youth have an equal opportunity at the American dream.

1 (d) The My Brother’s Keeper Task Force noted that significant
2 diversity exists within and among boys and men of color as a
3 segment of the population. Differences of language status, income,
4 disability, sexual orientation, and many other factors influence the
5 identity and experience of these young people, just as with any
6 other population.

7 (e) My Brother’s Keeper is focused on the following milestones:
8 (1) getting a healthy start and entering school ready to learn; (2)
9 reading at grade level by third grade; (3) graduating from high
10 school ready for college and career; (4) successfully entering the
11 workforce; and (5) keeping kids on track and giving them second
12 chances.

13 (f) The My Brother’s Keeper Task Force Report to the President
14 (May 2014) cites numerous areas in which boys and men of color
15 consistently experience disproportionately negative outcomes.
16 These areas include living in poverty, living without a male parent
17 in the household, high school dropout rates, unemployment, death
18 by homicide, and imprisonment.

19 (g) The My Brother’s Keeper Task Force has identified initial
20 recommendations and areas of opportunity at each of these key
21 milestones or “focus areas.” The task force has also identified
22 several cross-cutting areas of opportunity that span all focus areas.

23 (h) The recommendations in the My Brother’s Keeper Task
24 Force Report to the President inform and influence California
25 policy and California’s compliance with those recommendations
26 makes the state more competitive for federal funding and
27 strengthens its economic competitiveness.

28 (i) Our state’s future prosperity and health depend on all
29 Californians having a fair chance to thrive and succeed. One of
30 the best investments we can make is to be certain we do everything
31 possible to help young people become healthy, productive adults.
32 As California becomes more diverse, we must nurture and harness
33 the talents, skills, and hopes of young people of color— — boys
34 and young men in particular.

35 (j) The Department of Finance projects California’s population
36 of boys and men of color will increasingly represent a growing
37 percentage of the state’s male population, reaching close to 80
38 percent for boys and men of color compared to 20 percent for
39 non-Hispanic white males by 2050.

1 (k) The Assembly Select Committee on the Status of Boys and
2 Men of Color in California has recognized that boys and young
3 men of color are in jeopardy, and this poses a serious threat to
4 California’s economic strength and competitiveness.

5 (l) The Assembly Select Committee on the Status of Boys and
6 Men of Color’s policy framework emphasizes the following issues:
7 (1) health and safety; (2) education; (3) juvenile justice; (4)
8 employment and wealth; and (5) youth development. Related issues
9 that have been recommended for expansion of the committee’s
10 work include higher education, immigration, and housing.

11 (m) Community and youth leaders from across the state have
12 taken a significant interest in partnering with government and
13 systems leaders through the Alliance for Boys and Men of Color
14 in order to improve the health and success of our state’s young
15 people of color.

16 SEC. 2. Chapter 3.4 (commencing with Section 8265) is added
17 to Division 1 of Title 2 of the Government Code, to read:

18

19 CHAPTER 3.4. INTERAGENCY TASK FORCE ON THE STATUS OF
20 BOYS AND MEN OF COLOR

21

22 8265. (a) (1) There is in state government the Interagency
23 Task Force on the Status of Boys and Men of Color, which shall
24 serve as a support mechanism for department, agency, and systems
25 leaders by taking coordinated action in meeting the myriad
26 challenges facing boys and men of color, and assisting the
27 respective departments and agencies in more successfully
28 improving life outcomes for this population.

29 (2) It is the intent of the Legislature that the task force include
30 participation from a core set of department, agency, and systems
31 leaders with discretion and responsibility for policy areas of
32 primary importance to the fulfillment of the Final Report and Policy
33 Platform for State Action (2012–18) of the Assembly Select
34 Committee on the Status of Boys and Men in California.

35 (b) The task force shall be comprised of the following ~~21~~ 20
36 members:

37 (1) One Member of the Senate, appointed by the President pro
38 Tempore of the Senate, and one Member of the Assembly,
39 appointed by the Speaker of the Assembly, *as ex officio, nonvoting*

- 1 *members, and to the extent that participation is not incompatible*
2 *with their position as Members of the Legislature.*
3 (2) The Superintendent of Public Instruction, or his or her
4 designee.
5 ~~(3) The Secretary for Education, or his or her designee.~~
6 ~~(4)~~
7 (3) The President of the University of California, or his or her
8 designee.
9 ~~(5)~~
10 (4) The Chancellor of the California State University, or his or
11 her designee.
12 ~~(6)~~
13 (5) The Chancellor of the California Community Colleges, or
14 his or her designee.
15 ~~(7)~~
16 (6) The Secretary of California Health and Human Services, or
17 his or her designee.
18 ~~(8)~~
19 (7) The State Public Health Officer, or his or her designee.
20 ~~(9)~~
21 (8) The Deputy Director of the Office of Health Equity, or his
22 or her designee.
23 ~~(10)~~
24 (9) The Secretary of Business, Consumer Services, and Housing,
25 or his or her designee.
26 ~~(11)~~
27 (10) The Secretary of Labor and Workforce Development, or
28 his or her designee.
29 ~~(12)~~
30 (11) The Director of Employment Development, or his or her
31 designee.
32 ~~(13)~~
33 (12) The Executive Director of the California Workforce
34 Investment Board, or his or her designee.
35 ~~(14)~~
36 (13) The Chair of the California Workforce Investment Board,
37 or his or her designee.
38 ~~(15)~~
39 (14) The Secretary of Transportation, or his or her designee.
40 ~~(16)~~

1 (15) The Director of Finance, or his or her designee.

2 ~~(17)~~

3 (16) The Attorney General, or his or her designee.

4 ~~(18)~~

5 (17) The Secretary of the Department of Corrections and
6 Rehabilitation, or his or her designee.

7 ~~(19)~~

8 (18) The Chair of the Board of State and Community
9 Corrections, or his or her designee.

10 ~~(20)~~

11 (19) The Chief Justice of California, or his or her designee.

12 (c) The task force shall elect one of its members to serve as
13 chair of the task force. Desirable qualifications for the position of
14 chair shall include, but not be limited to, all of the following:

15 (1) He or she should possess a broad and deep understanding
16 of the issues facing boys and men of color.

17 (2) He or she should be a political appointee with a senior
18 leadership role either leading a department or agency or managing
19 a significant and pertinent body of work.

20 (3) He or she should have a demonstrated strong and positive
21 working relationship with the members of the Legislature and the
22 Governor.

23 (d) All members of the task force shall hold office until the
24 appointment of their successors.

25 8266. Meetings of the task force shall be subject to the
26 Bagley-Keene Open Meetings Act (Article 9 (commencing with
27 Section 11120) of Chapter 1 of Part 1 of Division 3).

28 8267. The task force shall have the powers and authority
29 necessary to carry out the duties imposed upon it by this chapter,
30 including, but not limited to, all of the following:

31 (a) To employ any administrative, technical, or other personnel
32 necessary for the performance of its powers and duties.

33 (b) To hold hearings, make and sign any agreements, and to do
34 or perform any acts that may be necessary, desirable, or proper to
35 carry out the purposes of this chapter.

36 (c) To cooperate with, and secure the cooperation of, any
37 department, division, board, bureau, commission, or other agency
38 of the state to facilitate the task force properly to carry out its
39 powers and duties.

1 (d) To appoint advisers or advisory committees from time to
2 time when the task force determines that the experience or expertise
3 of the advisers or advisory committees is needed for projects of
4 the task force. Section 11009 shall apply to these advisers or
5 advisory committees.

6 (e) To accept any federal funds granted, by act of Congress or
7 by executive order, for all or any of the purposes of this chapter.

8 (f) To accept any gifts, donations, grants, or bequests for all or
9 any of the purposes of this chapter.

10 8268. (a) Within six months after the effective date of this
11 chapter, the task force shall complete all of the following
12 requirements:

13 (1) Assess existing department and agency programs that align
14 with the priorities outlined in the May 2014 My Brother's Keeper
15 Task Force Report to the President. Based on this assessment, the
16 task force shall identify state opportunities to partner and
17 coordinate with the work of the federal My Brother's Keeper Task
18 Force.

19 (2) Assess the Governor's Budget to identify those areas in
20 which the budget priorities are in alignment with the objectives of
21 the task force.

22 (3) Review the action plan of the Final Report and Policy
23 Platform for State Action (2012–18) of the Assembly Select
24 Committee on the Status of Boys and Men of Color in California,
25 and identify ambitious state goals for boys and men of color, as
26 well as barriers to achieving desired results.

27 (b) Upon completion of the requirements in subdivision (a), the
28 long-term, ongoing responsibilities of the task force shall include
29 all of the following:

30 (1) Assessing state policies, regulations, and programs with
31 respect to boys and men of color, and the development of proven
32 and promising strategies to enhance positive outcomes and
33 eliminate or mitigate negative outcomes.

34 (2) Preparing population and agency-specific data on boys and
35 men of color in California. The task force shall aggregate the data
36 and make it publicly available in a manner that does not reveal
37 personally identifiable information or otherwise conflict with
38 federal or state privacy laws.

39 (3) Serving as a liaison to departments and agencies by ensuring
40 engagement and partnership with other public, nonprofit, and

1 philanthropic entities among the various member agencies and
2 with the task force as a whole, and recommend ways to strengthen
3 partnerships with external leaders advancing strategies relevant to
4 boys and men of color.

5 (c) The first meeting of the task force shall be convened on or
6 before January 31, 2016. Subsequently, the task force shall convene
7 on no less than a quarterly basis to assess progress on its ongoing
8 responsibilities pursuant to subdivision (b), and to provide support
9 and ensure coordination across agencies.

10 (d) (1) Notwithstanding Section 10231.5, the task force shall
11 prepare and submit to the Legislature an annual report on
12 department and agency findings pursuant to this section. The task
13 force shall also report these findings at the Assembly Select
14 Committee on the Status of Boys and Men of Color in California's
15 annual hearing on the status of advancing the committee priorities
16 and policies.

17 (2) A report submitted pursuant to this subdivision shall be
18 submitted in compliance with Section 9795.

19 8269. With respect to its duties under Section 8268, the task
20 force shall be an advisory body only, and there shall be no right
21 or obligation on the part of the state, or the parties meeting and
22 conferring, to implement the findings of the task force without
23 further legislation that specifically authorizes that the evaluations,
24 determinations, and findings of the task force be implemented.

25 8269.5 The Boys and Men of Color Task Force Fund is hereby
26 created as a fund in the State Treasury to carry out this chapter in
27 support of the task force, upon appropriation by the Legislature.
28 Subject to the approval of the Department of Finance, all moneys
29 collected or received by the task force from gifts, bequests, or
30 donations shall be deposited in the State Treasury to the credit of
31 the Boys and Men of Color Task Force Fund in accordance with
32 the terms of the gift or donation from which the moneys are derived
33 and in accordance with Sections 8647, 11005, 11005.1, and 16302
34 of the Government Code.

35 ~~SEC. 3.— This act is an urgency statute necessary for the~~
36 ~~immediate preservation of the public peace, health, or safety within~~
37 ~~the meaning of Article IV of the Constitution and shall go into~~
38 ~~immediate effect. The facts constituting the necessity are:~~

39 ~~In order to act quickly to address the challenges facing boys and~~
40 ~~young men of color by breaking down barriers wherever they exist~~

1 ~~in state agencies, and to identify means of creating ladders of~~
2 ~~opportunity for all, it is necessary for this act to take effect~~
3 ~~immediately.~~

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