

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: May 28, 2009
POSITION: Oppose

BILL NUMBER: SB 248
AUTHOR: J. Oropeza

BILL SUMMARY: Educational Equity: Title IX

This bill would require K-12 school districts and campuses of the California Community Colleges (CCCs) and the California State University (CSU) to post a list of specified rights under Title IX of the Education Amendments of 1972 (20 U.S.C.1681 et seq.) on their websites by July 1, 2010. Additionally, this bill would require the CSU to post this list on the entrances to their gymnasiums and in the locker rooms by July 1, 2010. The required list would include the name and contact information for the gender equity coordinator of the school, college, or university. Further, this bill would request the University of California (UC) to post the list on its website and on the entrances to their gymnasiums and in the locker rooms.

FISCAL SUMMARY

By requiring K-12 school district and community college campuses to post the Title IX list on their websites, this bill would create a reimbursable state mandate with one-time Proposition 98 General Fund costs in the tens of thousands of dollars. This estimate assumes it would cost approximately \$50 per school district or community college campus (1100 K-12 districts and 110 community college campuses) to design and post the list on their respective websites.

The CSU has estimated that the one-time cost to post the Title IX information at its 23 campuses would be about \$9,000, which includes the costs of developing and printing posters (ten to each campus) and web development and posting. The CSU noted, however, that the cost could be as high as \$31,000 if they distributed twenty posters per campus, and provided higher quality laminated posters. According to the UC, the campuses do not currently post the Title IX information that would be required by this bill. However, the UC stated that the costs to display this information would be minor.

COMMENTS

The Department of Finance is opposed to this bill for the following reasons:

- This bill would create a state-reimbursable mandate by requiring school districts and CCCs to post a list of specified rights under Title IX resulting in the tens of thousands of dollars in Proposition 98 General Fund costs.
The bill is unnecessary since current state law already requires the State Department of Education to post information set forth in the federal regulations implementing Title IX on its website.

Federal law (Title IX of the Education Amendments of 1972) prohibits discrimination on the basis of sex in any federally funded education program or activity. The principle objective of Title IX is to avoid the use of federal money to support sexually discriminatory practices in education programs such as sexual harassment and employment discrimination, and to provide individual citizens effective protection against those practices.

Analyst/Principal Date Program Budget Manager Date
(0352) L. Del Castillo Jeannie Oropeza

Department Deputy Director Date

Governor's Office: By: Date: Position Approved
Position Disapproved

BILL ANALYSIS Form DF-43 (Rev 03/95 Buff)

J. Oropeza

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Chapter 386, Statutes of 2005 (AB 322, Oropeza) required the State Department of Education to post on its website, by July 1, 2006, in both English and Spanish and at reading level that may be comprehended by pupils in high schools, the information set forth in the federal regulations implementing Title IX of Education Amendments of 1972.

Examples of pupil rights under Title IX include: (1) right to fair and equitable treatment; (2) right to an equitable opportunity to participate in all academic extracurricular activities; (3) right to inquire of the athletic director as to the available athletic opportunities; (4) right to apply for athletic scholarships; (5) right to receive equitable treatment and benefits regarding athletic equipment, facilities, and services; (6) right to the access to a gender equity coordinator for questions regarding gender equity laws; (7) right to contact the State Department of Education on gender equity laws; (8) right to file a confidential discrimination complaint and to be protected against retaliation; and (9) right to pursue civil remedies if a pupil has been discriminated against.

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)								Fund Code
	LA	(Dollars in Thousands)								
	CO	PROP								
	RV	98	FC	2009-2010	FC	2010-2011	FC	2011-2012		
6110/Dept of Educ	LA	Yes		Tens of thousands in one-time Prop 98 GF costs						0001
6870/Comm College	LA	Yes		----- See Fiscal Summary -----						0001
6610/CSU	SO	No	C	\$9		--		--		0001
6440/UC	SO	No		----- No/Minor Fiscal Impact -----						0001