MEMORANDUM

DATE: December 15, 2009

TO: The Honorable Denise Ducheny, Chair
Joint Legislative Budget Committee
State Capital, Room 5035
Sacramento, CA 95814

Mac Taylor
Legislative Analyst
925 L Street, #1000
Sacramento, CA 95814

Michael C. Genest, Director
Department of Finance
State Capital, Room 1145
Sacramento, CA 95814

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Secretary of the Senate
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Legislative Counsel
State Capital, Room 3021
Sacramento, CA 95814

E. Dotson Wilson
Chief Clerk of the Assembly
State Capital, Room 3196
Sacramento, CA 95814

FROM: Benjamin F. Quillian
Executive Vice Chancellor and
Chief Financial Officer

SUBJECT: California Student Athlete Fair Opportunity Act of 2005 Report

Section 89241, The California Student Athlete Fair Opportunity Act of 2005, was added to the Education Code on October 5, 2005. Enclosed please find a report on the status of the athletic-academic progress and athletic-academic support in the California State University system for all campuses that are members of the National Collegiate Athletic Association.

Supplemental report language to the California Student Athlete Fair Opportunity Act of 2005 requested that the California State University (CSU) to report on the following:

The report required by this subdivision shall include, but not necessarily be limited to, all of the following information:

CSU Campuses
Bakersfield
Channel Islands
Chico
Dominquez Hills
East Bay
Fresno
Fullerton
Humboldt
Long Beach
Los Angeles
Maritime Academy
Monterey Bay
Northridge
Pomona
Sacramento
San Bernardino
San Diego
San Francisco
San Jose
San Luis Obispo
San Marcos
Sonoma
Stanislaus
(A) A five-year history of the graduation rate and Academic Progress Rate of each team on each campus as calculated by the National Collegiate Athletic Association, to the extent these rates are available.

(B) Annual admission category information for each team on each campus that indicates the number and percent of students admitted who were not eligible for regular admission to the campus or university.

(C) A summary of the academic initiatives and support programs available to the athletes at each campus.

(D) If the campus participates in Division I, including any of its subparts, of the National Collegiate Athletic Association, and if any team or athletic program overall has an Athletic Progress Rate score of less than 925 for any year, a summary of the corrective action planned by the campus or athletic department as well as a report on sanctions, if any, imposed by the National Collegiate Athletic Association.

(E) The total budget for the athletic programs and each team, including an itemization of the amount spent on the athletic scholarships and the amount spent on summer athletic scholarships.

(i) The California State University shall not encumber, for the purposes of this section, any moneys from the state General Fund or any state university fee revenue.

If you have any questions, please contact Ray Murillo, Associate Director, Student Programs, Academic Affairs, at (562) 951-4707 or rmurillo@calstate.edu.

BFQ:rm

Attachment

c: Members, Joint Legislative Budget Committee (17 copies)
Glen W. Thomas, Secretary of Education
Charles B. Reed, CSU Chancellor
Robert Turnage, Assistant Vice Chancellor for Budget
Karen Y. Zamarripa, Assistant Vice Chancellor, Advocacy and State Relations
The California Student Athlete Fair Opportunity Act of 2005

Report to the Legislature
November 2009

Education Code Section 89241(h)(1), The California Student Athlete Fair Opportunity Act of 2005 required a report by November 1, 2007, including at a minimum, the following information:

- A five-year history of the graduation rate and Academic Progress Rate of each team on each campus as calculated by the National Collegiate Athletic Association, to the extent these rates are available.
- Annual admission category information for each team on each campus that indicates the number and percent of students admitted who were not eligible for regular admission to the campus or university.
- A summary of the academic initiatives and support programs available to the athletes at each campus.
- If the campus participates in Division I, including any of its subparts, of the National Collegiate Athletic Association, and if any team or athletic program overall has an Athletic Progress Rate score of less than 925 for any year, a summary of the corrective action planned by the campus or athletic department as well as a report on sanctions, if any, imposed by the National Collegiate Athletic Association.
- The total budget for the athletic programs and each team, including an itemization of the amount spent on the athletic scholarships and the amount spent on summer athletic scholarships.

The report that follows below is intended to respond to the California Student Athlete Fair Opportunity Act of 2005 requirement to report prescribed data regarding the status of the athletic academic progress and athletic support in the California State University for all campuses that are members of the National Collegiate Athletic Association.

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Overview

On October 5, 2005 the Governor signed Senate Bill 661, the California Student Athlete Fair Opportunity Act of 2005 ("The Act"). This bill added The Act as Section 89241 of the Education Code, requiring that the Trustees of the California State University provide appropriate academic support services to ensure that student athletes are provided a fair opportunity to earn a baccalaureate degree.
Executive Order 967 was issued on January 9, 2006 pursuant to Section 2(i) of the Standing Orders of the Board of Trustees of the California State University and in accordance with Section 89241 of the California Education Code.

With implementation guidance and advice from the Office of the Chancellor, the university presidents assumed campus responsibility to ensure that appropriate efforts and resources are directed toward meeting the requirements of the California Student Athlete Fair Opportunity Act of 2005, which seeks to improve the graduation rate of student athletes, particularly those athletes who were admitted as general exceptions for their athletic ability under Section 40900, Title 5 of the California Code of Regulations.

Summer Athletic Scholarships

Commencing with the 2006 summer term, National Collegiate Athletic Association member campuses of the California State University that provide athletic scholarships for student athletes shall provide summer athletic scholarships that shall be consistent with both the requirements of Title IX of the federal Education Amendments of 1972 and with bylaws of the National Collegiate Athletic Association, as amended.

The first priority for summer athletic scholarship assistance shall be provided to students who were admitted to the campus under provisions of Title 5, Section 40900 or 40901, of the California Code of Regulations, and who are at risk of not completing their degree before their athletic eligibility ends.

Summer athletic scholarships shall, at a minimum, be sufficient to cover the cost of tuition, fees, books, and supplies as calculated for purposes of the summer cost of attendance under the provisions of Title IV of the Higher Education Act of 1965, as amended. Summer athletic scholarships shall not be limited to any amount that is less than that which is allowed under the bylaws of the National Collegiate Athletic Association.

While the Act is not specific as to the number of summer athletic scholarships that are to be made available by each campus, it was the intent of the legislation for campuses to provide a limited number of summer athletic scholarships. Campuses that are Division I schools shall provide no fewer than two and not more that 10 summer athletic scholarships annually, and campuses that are Division II schools shall provide no fewer than two and not more than 5 summer athletic scholarships annually.

Campus Reporting Requirements

Each campus that is a member of the National Collegiate Athletic Association were required to provide a report to the Office of the Chancellor by October 1, 2006 and, thereafter, by October 1 of each odd-numbered year commencing with 2007, regarding the status of athletic academic progress and athletic academic support.
Reports for each Campus

Below are the campus reports in response to the California Student Athlete Fair Opportunity Act of 2005. The reports are sorted by the National Collegiate Athletic Association division and the California State University campus. The campus reports are in the following order.

NCAA Division I Programs
Bakersfield
Fresno
Fullerton
Long Beach
Northridge
Sacramento
San Diego
San Jose
San Luis Obispo

NCAA Division II Programs
Chico
Dominguez Hills
East Bay
Humboldt
Los Angeles
Monterey Bay
Pomona
San Bernardino
San Francisco
Sonoma
Stanislaus