

SENATE No. 2122

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to opportunity in scholastic athletics..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any special or general law to the contrary, beginning with
2 the 2009-2010 academic year, each school district in the commonwealth shall file annually not
3 later than January 1 for approval a sports resource summary for public school athletics with the
4 department of elementary and secondary education. The department shall consider the following
5 in determining whether to approve each plan: (a) the percentage of the budget that each district
6 spends on athletics; (b) the condition of athletic facilities; (c) the number of programs offered;
7 (d) the percentage of the student population participating in school athletic programs; and (e)
8 gender equality in athletic programs. In considering the percentage of the budget that each
9 district allocates to athletics, the department shall take into account any private fundraising
10 activities that generate funds for scholastic athletics, any fees assessed to student-athletes, and
11 utilization of existing school administration personnel. If the department determines that the
12 sports resource summary is deficient, the department may request from any district a more
13 detailed sports management improvement plan or additional information relating to a specific
14 factor evaluated by the department in making its assessment. The department shall promulgate

- 15 rules, regulations and other written guidance as needed to carry out the provisions of this Act.
- 16 The indicators presented by each school district to the department shall demarcate both
- 17 elementary and secondary programs.