

By Senator Forman

32-1026A-98

1 A bill to be entitled
2 An act relating to sports programs; requiring
3 the Department of Environmental Protection to
4 establish the Smoke-free Youth Sports Program
5 to provide grant funds to acquire or develop
6 facilities for use by sports programs operated
7 in a tobacco-free environment; providing for
8 funding the grant program from moneys received
9 by the state in settlement of a specified court
10 action; requiring the Department of
11 Environmental Protection to adopt rules for
12 selecting governmental entities to receive
13 grant funds; requiring that any facility funded
14 under the program be subject to an ordinance
15 that prohibits the use of tobacco on the
16 premises of the facility; requiring an entity
17 that receives grant funds to present a health
18 education program to children who participate
19 in sports activities; requiring that the
20 Science Center Consortium of Florida, Inc., the
21 Department of Education, and the Department of
22 Children and Family Services develop the health
23 education program; providing for development
24 costs of the health education program to be
25 funded by moneys received by the state in
26 settlement of a specified court action;
27 providing an effective date.
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29 Be It Enacted by the Legislature of the State of Florida:
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31 Section 1. Smoke-free Youth Sports Program.--

1 (1)(a) The Department of Environmental Protection
2 shall establish the Smoke-free Youth Sports Program to provide
3 grants to qualified local governmental entities to acquire or
4 develop land to be used by the local entity to operate a youth
5 sports program in a smoke-free and tobacco-free environment.
6 Grant funds may also be used for the operational expenses of a
7 program, including, but not limited to, the cost of facility
8 maintenance, staff salaries, and transportation for program
9 participants.

10 (b) The grant program shall be funded by moneys the
11 state receives in settlement of the court action that was
12 filed in the Fifteenth Judicial Circuit, Palm Beach County,
13 and styled "The State of Florida, et al., v. The American
14 Tobacco Company, et al."

15 (2)(a) The Department of Environmental Protection
16 shall adopt, by rule, procedures to govern the program, which
17 must include, but need not be limited to, a competitive
18 project-selection process designed to maximize the creation of
19 sports programs for children of all ages.

20 (b) Selection criteria shall, at a minimum, rank
21 requests for program funding according to:

22 1. The number of children to be involved in the
23 program.

24 2. The extent to which the program would reduce the
25 number of children in the local community who are waiting for
26 available space to participate in a sports program.

27 3. The percent of local funds or resources that the
28 governmental entity pledges as matching funds or resources for
29 the program.

30 (3)(a) Any program funded under this section must:
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1 1. Be subject to a local ordinance that prohibits
2 smoking and tobacco use by any person on the premises of the
3 sports facility. The governmental entity operating the program
4 must agree to enforce the ordinance.

5 2. Provide athletic fields for sports activities.

6 3. Agree to provide a match of local resources, which
7 may include, but is not limited to, funds, lands, maintenance
8 or operational services, volunteer coaching services, or
9 transportation services.

10 (b) Funds shall be released, beginning January 1,
11 1999, for each project selected by the Department of
12 Environmental Protection as provided in subsection (2).

13 (4)(a) As a condition of receiving funds under this
14 grant program, the local governmental entity must agree to
15 present a 15-minute health education program during the first
16 2 weeks of the athletic season for each sport included in the
17 program. The educational program shall be presented to each
18 child who participates in a sports activity.

19 (b) The Science Center Consortium of Florida, Inc.,
20 the Department of Education, and the Department of Children
21 and Family Services shall develop the materials to be
22 presented in the health education program, which must provide
23 information on personal health and nutrition, injury
24 prevention and safety, the prevention of drug and alcohol
25 abuse, and the dangers of cigarette smoking and tobacco use.
26 Appropriate program materials shall be developed for children
27 in grade level kindergarten through grade level 3, grade level
28 4 through grade level 6, grade level 7 through grade level 9,
29 and grade level 10 through grade level 12.

30 (c) The costs of developing the health education
31 program shall be funded by moneys the state receives in

1 settlement of the court action that was filed in the Fifteenth
2 Judicial Circuit, Palm Beach County, and styled "The State of
3 Florida, et al., v. The American Tobacco Company, et al."

4 Section 2. This act shall take effect July 1, 1998.

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7 SENATE SUMMARY

8 Requires that the Department of Environmental Protection
9 establish the Smoke-free Youth Sports Program. Provides
10 for grants to be awarded to local governmental entities
11 to acquire or develop sports facilities and operate
12 sports programs. Requires that any facility funded under
13 the program be operated as a smoke-free and tobacco-free
14 facility. Provides for the grants to be funded by moneys
15 the state receives in settlement of the court action that
16 was filed in the Fifteenth Judicial Circuit, Palm Beach
17 County, and styled "The State of Florida, et al., v. The
18 American Tobacco Company, et al." Requires that the
19 Science Center Consortium of Florida, Inc., the
20 Department of Education, and the Department of Children
21 and Family Services develop materials on health education
22 to be presented to the children who participate in the
23 sports program.
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