

RESOLUTION NO. 15-27

**ADOPTION OF PROPOSED EMERGENCY REGULATIONS FOR THE
CHARTER SCHOOL FACILITY GRANT PROGRAM
AND AUTHORIZING THE READOPT EMERGENCY RULEMAKING PROCESS**

September 9, 2015

WHEREAS, the Charter School Facility Grant Program provides annual assistance with facilities rent and lease costs for pupils in California's charter schools meeting certain eligibility criteria; and

WHEREAS, Section 47614.5(m) of the Education Code provides that the California School Finance Authority shall adopt emergency regulations to implement this Program; and

WHEREAS, Assembly Bill 93 reduced Program eligibility for schools with sixty percent (60%) of its students (or located within a local elementary school boundary serving student) eligible for free and reduced price meals to fifty-five percent (55%); and

WHEREAS, the Authority has determined that an emergency rulemaking action is necessary in order to conform to the change in eligibility for the 2015-16 funding round; and

WHEREAS the Authority's current emergency regulations will expire on October 27, 2015 and a readopt is necessary for additional time to submit a Certificate of Compliance to the Office of Administrative Law; and

WHEREAS, Education Code Section 17175 authorizes the board to delegate to the Executive Director or any other official or employee of the authority any powers and duties that the authority deems proper.

NOW, THEREFORE, BE IT RESOLVED by the California School Finance Authority as follows:

Section 1. The proposed emergency regulations are hereby readopted and approved.

Section 2. The Executive Director is hereby authorized and directed to take such actions, including making or causing to be made such changes to the regulations and such steps to the permanent rulemaking process as may be required for approval of the regulations by the Office of Administrative Law, and to execute and deliver any and all documents and take any and all steps that the Executive Director may deem necessary or advisable in order to effectuate the purposes of this resolution.

Section 3. This resolution shall take effect immediately upon its approval.

Section 4. This resolution expires one year after the adoption date. Extensions must be approved by the Authority in a public meeting.

Date of Adoption: September 9, 2015