

RESOLUTION NO. 2017-04

RESOLUTION OF THE CALIFORNIA ABLE ACT BOARD RELATING TO THE APPROVAL OF REGULATIONS FOR THE CALIFORNIA ABLE PROGRAM

WHEREAS, the California ABLE Act Board (the “Board”), pursuant to section 4877(c)(8) of the Welfare and Institutions Code, may carry out the duties and obligations of the ABLE program trust; and

WHEREAS, section 4882(a) of the Welfare and Institutions Code provides that the Board shall adopt regulations as it deems necessary consistent with the federal Internal Revenue Code and regulations issued pursuant to that code to ensure that California ABLE Program meets all criteria for federal tax-exempt benefits;

NOW, THEREFORE, BE IT RESOLVED, by the California ABLE Act Board as follows:

Section 1. The proposed regulations for the California ABLE Program are hereby approved in substantially the form submitted to the Board by Board staff. The Chair, any Deputy to the Chair, and Executive Director are each hereby authorized, for and on behalf of the Board, to submit such regulations with the supporting documentation required by law to the Office of Administrative Law and proceed with the procedures outlined in the Administrative Procedure Act.

Section 2. The Chair, any Deputy to the Chair, and Executive Director are each hereby authorized and directed to take such actions, including making or causing to be made such changes to the regulations as may be required for approval thereof by the Office of Administrative Law, and to execute and deliver any and all documents, including but not limited to forms STD399 and STD400, that he or she may deem necessary or advisable in order to effectuate the purposes of this resolution.

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

Attest: _____
Chairperson

Date of Adoption: April 27, 2017