

# California Educational Facilities Authority



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## Bond Financing Program Application

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# CALIFORNIA EDUCATIONAL FACILITIES AUTHORITY (CEFA)

## BOND FINANCING PROGRAM

### APPLICATION

**INSTRUCTIONS:** Applications are typically due by the first business day of the month to be considered at that month's scheduled Board meeting. Completed applications (including exhibits) may be submitted electronically to [cefabond@treasurer.ca.gov](mailto:cefabond@treasurer.ca.gov). CEFA staff is available to answer any questions you may have about the application or review process and assist you with the application. CEFA staff can be reached at (916) 653-2799 or questions can be emailed to [cefa@treasurer.ca.gov](mailto:cefa@treasurer.ca.gov)

### Information To Be Provided By Borrower

#### Contact Information:

Please provide the following information:

Legal Name of Applicant:	_____
Street Address:	_____
City, State & ZIP Code:	_____
County:	_____
Contact Person / Title:	_____
Phone:	_____
Email:	_____
Campus Location:	_____

#### Project Information:

Please provide the estimated par amount of the proposed bond issue and a description of the use of the proceeds (new money projects or refinancing/refunding).

- For new money projects, please provide information on the projects to be financed (location, purpose of project and projected outcomes) with bond proceeds. Please provide a copy of any California Environmental Quality Act (CEQA) documentation in connection with the project, such as a Notice of Determination or Exemption, or any Environmental Impact Report, as applicable.
- For refinancing/refunding of non-CEFA Bonds, please provide information on the refunded bonds, such as prior use of proceeds, current balance outstanding, purpose of refunding/refinancing, and any estimated savings.

### **Accreditation:**

Provide a copy of the latest accreditation letter from the Western Association of Schools and Colleges.

### **Financial Information:**

Please provide the most recent three years audited financial statements. If the most recent three years' statements are posted on the Municipal Securities Rulemaking Board (MSRB) Electronic Municipal Market Access (EMMA) website, submittal of statements is not necessary.

### **Exhibits:**

Please complete the following Exhibits:

- A Application Certification (Original signature page must be submitted)
- B Legal Status Questionnaire
- C Iran Contracting Act Certification (To be signed by the Underwriter(s))

### **Additional Information: \***

- Indicate whether the financing is a public offering or direct placement
  - If a public offering, draft Appendix A or borrower's information from most recent official statement
  - If a direct placement, draft term sheet
- Details of the bond structure, credit enhancement, funded capitalized interest, or any reimbursements
- Estimated sources and uses of proceeds
- Estimated amortization schedule
- Distribution list for the financing team\*\*
- Financing timeline
- Expected ratings on bonds, if any

\* Information to be provided by other financing team members may be submitted under a separate cover.

\*\* Bond counsel, and any municipal advisor or underwriter, must be in the respective approved pools maintained by the State Treasurer's Office (STO). For more information, see [www.treasurer.ca.gov/bonds](http://www.treasurer.ca.gov/bonds).

## Exhibit A

### Application Certification

Please transfer the following certification language onto your organization's letterhead and have the appropriate official sign and date the certification.

Please submit the certification with an original signature via mail (a copy may be submitted with initial application).

I, (name of signatory), as (name of position), an authorized officer of (name of institution), certify that, to the best of my knowledge, the information contained in this application, including all Exhibits and Attachments contained therein, is true and accurate.

I certify that (name of applicant) does not restrict the admission of students based on their race or ethnicity.

I acknowledge that in connection with the financing requested (including new financing or refinancing), (name of applicant) will be required to covenant that no bond proceeds will be used to finance any facility, place, or building used or to be used primarily in connection with any part of a program of a school or department of theology through the useful life of the facility, place or building.

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By (Print Name)

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Signature

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Title

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Date

## Exhibit B

### Legal Status Questionnaire

**Note:** You may respond directly on this form or attach additional pages as needed.

1. Financial Viability

Disclose material information relating to any legal or regulatory proceeding or investigation in which the applicant/borrower/project sponsor is or has been a party and which might have a material impact on the financial viability of the project or the applicant/borrower/project sponsor. Such disclosures should include any parent, subsidiary, or affiliate of the applicant/borrower/project sponsor that is involved in the management, operation, or development of the project.

Response:

2. Fraud, Corruption, or Serious Harm

Disclose any civil, criminal, or regulatory action in which the applicant/borrower/project sponsor, or any current board members (not including volunteer board members of non-profit entities), partners, limited liability corporation members, senior officers, or senior management personnel has been named a defendant in such action in the past ten years involving fraud or corruption, matters related to employment conditions (including, but not limited to wage claims, discrimination, or harassment), or matters involving health and safety where there are allegations of serious harm to employees, the public or the environment.

Response:

*Disclosures should include civil or criminal cases filed in state or federal court; civil or criminal investigations by local, state, or federal law enforcement authorities; and enforcement proceedings or investigations by local, state or federal regulatory agencies. The information provided must include relevant dates; the nature of the allegation(s), charges, complaint or filing; and the outcome.*

## Exhibit C

### Iran Contracting Act Certification (Public Contract Code Sections 2200-2208)

Prior to bidding on, submitting a proposal or executing a contract or renewal for a State of California contract for goods or services of \$1,000,000 or more, a vendor must either: a) certify it is **not** on the current list of persons engaged in investment activities in Iran created by the California Department of General Services (“DGS”) pursuant to Public Contract Code Section 2203(b) and is not a financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person, for 45 days or more, if that other person will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS; or b) demonstrate it has been exempted from the certification requirement for that solicitation or contract pursuant to Public Contract Code Section 2203(c) or (d).

To comply with this requirement, please insert your vendor or financial institution name and Federal ID Number (if available) and complete **one** of the options below. Please note: California law establishes penalties for providing false certifications, including civil penalties equal to the greater of \$250,000 or twice the amount of the contract for which the false certification was made; contract termination; and three-year ineligibility to bid on contracts. (Public Contract Code Section 2205.)

#### **OPTION #1 - CERTIFICATION**

I, the official named below, certify I am duly authorized to execute this certification on behalf of the vendor/financial institution identified below, and the vendor/financial institution identified below is **not** on the current list of persons engaged in investment activities in Iran created by DGS and is not a financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person/vendor, for 45 days or more, if that other person/vendor will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS.

<i>Vendor Name/Financial Institution (Printed)</i>	<i>Federal ID Number (or n/a)</i>
<i>By (Authorized Signature)</i>	
<i>Printed Name and Title of Person Signing</i>	<i>Date Executed</i>

#### **OPTION #2 – EXEMPTION**

Pursuant to Public Contract Code Sections 2203(c) and (d), a public entity may permit a vendor/financial institution engaged in investment activities in Iran, on a case-by-case basis, to be eligible for, or to bid on, submit a proposal for, or enters into or renews, a contract for goods and services.

If you have obtained an exemption from the certification requirement under the Iran Contracting Act, please fill out the information below, and attach documentation demonstrating the exemption approval.

<i>Vendor Name/Financial Institution (Printed)</i>	<i>Federal ID Number (or n/a)</i>
<i>By (Authorized Signature)</i>	
<i>Printed Name and Title of Person Signing</i>	<i>Date Executed</i>