

## **RESOLUTION NO. 18-04**

### **ADOPTION OF CHANGES TO PERMANENT REGULATIONS FOR THE STATE CHARTER SCHOOL FACILITIES INCENTIVE GRANTS PROGRAM (CFDA#84.282D) AND AUTHORIZING THE RULEMAKING PROCESS**

**April 11, 2018**

**WHEREAS**, on behalf of the State of California, the California School Finance Authority (Authority) was awarded a grant for \$49,250,000 in 2004, a grant for approximately \$46,132,000 in 2009, and a grant for \$50,000,000 in 2014 through the United States Department of Education entitled the State Charter School Facilities Incentive Grants Program, CFDA #84.282D (Program); and

**WHEREAS**, Section 17180(o) of the Education Code provides that the Authority shall adopt regulations and guidelines relating to grant programs it administers; and

**WHEREAS**, the administration of the Charter School Facility Grant Program, a State-funded grant program for charter schools, was transferred to the Authority commencing with the 2013-14 fiscal year pursuant to AB 86 (Chapter 48, Statutes of 2013); and

**WHEREAS**, the Authority is proposing to implement amendments to the Program regulations, including updating the following sections: (1) definitions, (2) eligible applicant, (3) eligible costs, (4) maximum grant, (5) application submission, (6) content of application, (7) evaluation criteria, (8) award methodology, (9) approval of grant and notification of subgrantee, (10) obligation and expenditure of grant funds, (11) approval of grant use change, (12) grant agreements, (13) release of funds, and (14) audits and conflicts of interest.

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

**Section 1.** The proposed amended permanent regulations for the Program are hereby approved in substantially the form presented to the Authority by Authority staff. The Executive Director is hereby authorized, for and on behalf of the Authority, to submit such regulations, with any and all required supporting documentation, to the Office of Administrative Law and proceed as required under the Administrative Procedure Act.

**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 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.

Date of Adoption: April 11, 2018