STATE ALLOCATION BOARD
1130 K Street, Suite 400
Sacramento, CA 95814

IMPLEMENTATION COMMITTEE MINUTES

January 5, 2006

Legislative Office Building
1020 N Street, Room 100
Sacramento, CA

Members Present

Mavonne Garrity, SAB
Kathy Hicks, OPSC
Fred Yeager, CDE
Chad Rohrs, DOF
Richard Conrad, DSA (Alternate for Dennis Bellet)
Constantine Baranoff, SSD
Mark DeMan, LAUSD
Eric Hall, CASH
Dennis Dunston, CEFPI
William Cornelison, CCSESA
Lettie Boggs, CASBO (Alternate for John Palmer)

Members Absent

Jay Hansen, SBCTC
Brian Wiese, AIA
Gary Gibbs, CBIA
Debra Pearson, SSDA

IMPLEMENTATION OF ASSEMBLY BILL 491

The topic was introduced by Mavonne Garrity and presented by Office of Public School Construction (OPSC) staff members Eric Bakke and Masha Lutsuk.

The OPSC discussed the items introduced at the December 2005 meeting and presented draft School Facility Program (SFP) Regulations relating to the implementation of Assembly Bill (AB) 491, Chapter 710, Statutes of 2005 (Goldberg).

School district representatives advocated for a grandfathering provision to allow applications for funding to be submitted for classrooms that are occupied prior to the AB 491 regulations being approved by the Office of Administrative Law (OAL). As an alternative, and to accommodate districts with urgent housing needs, the OPSC proposed to file the AB 491 regulations on an emergency basis. The OPSC agreed to highlight the urgency issue in the presentation of the item to the State Allocation Board (SAB). The OPSC also emphasized, that in order to expedite the process, districts may file applications for the review of the alternative enrollment projection methods upon approval of regulations by the SAB and prior to filing of the regulations with the OAL.

As a result of the discussion at the December meeting, the OPSC has revised the requirements for historical data to support the alternative enrollment projection methodology from 10 years to a minimum of three years or more, if determined necessary by the Demographic Research Unit (DRU) of the Department of Finance.

The OPSC presented further details on proposed timelines and processing of applications by the DRU and the OPSC. Similar to the processes for other types of SFP applications, the OPSC will review the package for completion and issue a letter to the district prior to forwarding the application package to the DRU. During the review of the application by the DRU and when additional information, data or clarifications may be needed, the DRU will issue a 15-day letter followed by a 4-day letter if necessary. It was further agreed by the Committee to allow concurrent filing of applications for the review of the alternative projection method and new construction funding utilizing additional eligibility derived by the alternative method. New construction funding applications, however, cannot be filed until after the regulations have been approved by the OAL. In addition, the OPSC cannot recommend funding approval until the alternative enrollment projection method is approved by the OPSC and DRU.

AB 491 requires that projects utilizing alternative enrollment projection eligibility should relieve overcrowding, including but not limited to, elimination of Concept 6 calendars and bussing in excess of 40 minutes. The OPSC explained that in order to make that determination, districts will be required to submit a justification for the project that identifies the means by which the project relieves overcrowding.

The OPSC presented the proposed regulations with a requirement for districts to consider all available existing eligibility mechanisms (including but not limited to, an augmentation with dwelling units or student yield factor) prior to submitting a request for review of an alternative enrollment projection method. A member of the Committee requested an additional restriction to require that districts demonstrate that the Cohort Survival Enrollment Projection System provides an inaccurate enrollment projection. However, the general consensus of the Committee was that no further restrictions are necessary but the request would be noted to the SAB.

The Committee also requested the OPSC to make minor wording changes in the revisions to the SFP Regulations and the *Application for Funding*, Form SAB 50-04 (Rev. 01/06) and include the non-severe and severe special day class pupils as available categories for the alternative enrollment projection eligibility. The OPSC will revise the item accordingly and present the regulation package to the SAB for approval at the January 25, 2006 meeting.

ADJOURNMENT AND NEXT MEETING

The meeting adjourned at 11:30 am. The next Implementation Committee meeting is scheduled for Friday, February 3, 2006 at 9:30 a.m. and will be held at the State Capitol, Room 4203, in Sacramento.