

## FINAL STATEMENT OF REASONS

Title 2. Administration  
Division 2. Financial Operations  
Chapter 3. Department of General Services  
Subchapter 4. Office of Public School Construction  
Group 1. State Allocation Board  
Subgroup 5.5. Regulations relating to the Leroy F. Greene School Facilities Act of 1998

Section 1859.76. New Construction Additional Grant for Site Development Costs.

### Specific Purpose of the Regulation

To extend for up to an additional two years the additional grant for general site development costs available to school districts under the School Facility Program (SFP). Also, to make a non-substantive grammatical correction.

### Need for the Regulation

1st paragraph after (d)(3): It was necessary to extend until "no later than January 1, 2014" the suspension of the additional grant for general site development costs. This additional grant helps school districts cover the extra costs for items such as landscaping, finish grading, driveways, walkways, outdoor instructional play facilities, permanent playground equipment, and athletic fields. The two-year extension is necessary to prevent school districts from experiencing funding shortfalls in completing new construction projects as planned.

3rd paragraph after (d)(3): It was necessary to change "meet" to "meets" in order to make a non-substantive grammatical correction.

## SUMMARY OF PUBLIC COMMENT AT THE JULY 12, 2011 MEETING AND RESPONSE

### Mr. Lyle Smoot, representing the Los Angeles Unified School District

Mr. Smoot addressed the Board and requested that the general site development grant be made permanent rather than a series of Board-approved one-year extensions. Mr. Juan Mireles, representing the OPSC, responded that the original regulations were approved annually to give staff time to do a more full in-depth analysis of the new construction grant adjustment-funding model. He indicated that reports have been presented to the SAB but none has been adopted. The Board considered Mr. Smoot's comment and approved a two-year extension of the general site development grant until January 1, 2014 instead of the proposed one-year extension (until January 1, 2013).

### Technical Documents Relied Upon

The State Allocation Board's Action item, dated July 12, 2011, entitled "Additional Grant for General Site Development."

### Alternatives to the Proposed Regulatory Action that would be as Effective and Less Burdensome to Private Persons

The SAB finds that no alternatives it has considered would be more effective in carrying out the purpose of the proposed regulation or would be as effective and less burdensome to affected private persons than the proposed regulation.

## **Alternatives to the Proposed Regulatory Action that would Lessen any Adverse Economic Impact on Small Business**

The SAB has determined that the proposed regulation does not affect small businesses.

## **Finding of Significant Adverse Economic Impact on Businesses**

The SAB has determined that the adoption of the regulation will not affect businesses, including small businesses, because they are not required to comply with or enforce the regulation, nor will they benefit from or be disadvantaged by the regulation.

## **Impact on Local Agencies or School Districts**

The SAB has determined that the proposed regulation does not impose a mandate or a mandate requiring reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. It will not require local agencies or school districts to incur additional costs in order to comply with the proposed regulation.