

Amend Regulation Section 1859.163.1

Section 1859.163.1. Preliminary Charter School New Construction Apportionment Determination.

The Preliminary Charter School New Construction Apportionment shall be determined as follows:

- (a) The Preliminary Charter School Apportionment for construction costs shall be equal to the sum of (1) through (8) below:
 - (1) The amounts shown below for each pupil, based on the project capacity, included in a Preliminary Charter School Application:
 - (A) \$5,227 for each elementary school pupil.
 - (B) \$5,534 for each middle school pupil.
 - (C) \$7,226 for each high school pupil.
 - (D) \$16,653 for each pupil that is a Severely Disabled Individual with Exceptional Needs.
 - (E) \$11,137 for each pupil that is a Non-Severely Disabled Individual with Exceptional Needs.
 - (2) An amount equal to 12 percent of the amount determined in (1) for multilevel construction, if requested by the Charter School.
 - (3) An amount for site development cost determined, at the option of the Charter School, by one of the following:
 - (A) One-half of the site development cost for the specific site as authorized by Section 1859.76.
 - (B) One-half of the site development cost as authorized by Section 1859.76 using historical information in the Charter School General Location. Historical information that may be considered to determine this estimated cost may include prior SFP projects of the district or other districts in the Charter School General Location.
 - (C) \$70,000 multiplied by the proposed acres requested on the Form SAB 50-09.
 - (4) General Site Development costs within school property lines for an addition to an existing school site project wherein additional acreage is acquired or a new school project, determined as follows:
 - (A) \$9,600 per proposed acre requested on the Form SAB 50-09. This sum may be increased pursuant to the provisions in Section 1859.83(b). The per acre amount shown above shall be adjusted annually in the manner prescribed in Section 1859.71.
 - (B) 6 percent for Elementary School Pupils and Middle School Pupils and 3.75 percent for High School Pupils of the funding provided by Sections 1859.163.1(a)(1) ~~multiplied by two~~. For purposes of this calculation, the percentage amount for Severely Disabled Individuals with Exceptional Needs and Non-Severely Disabled Individuals with Exceptional Needs pupils shall be based on the type of project selected by the Charter School on the Form SAB 50-09.
 - (C) 6 percent for Elementary School Pupils and Middle School Pupils and 3.75 percent for High School Pupils of the funding provided by Sections 1859.163.1(a)(2) and (5) ~~multiplied by two~~.

Note: Authority cited: Sections 17070.35 and 17078.64, Education Code.

Reference: Sections 17078.52, 17078.58, and 17250.30, Education Code, and Section 1771.3, Labor Code.