

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, August 5, 2026

PROPOSED REGULATORY AMENDMENTS FOR THE SCHOOL FACILITY PROGRAM

PURPOSE OF REPORT

To present the State Allocation Board (Board) with clarifying language changes related to factors the Board may consider in determining whether to approve a single one-year extension of the time limit for a Preliminary Small School District Program Apportionment, and minor proposed amendments to the *Application for Funding* (Form SAB 50-04) and the *Application for Small School District Program Preliminary Apportionment* (Form SAB 50-12) related to the Small School District Program.

DESCRIPTION

On February 25, 2026 and April 29, 2026, the Board approved proposed regulatory amendments, on an emergency basis, that implemented the Small School District Program provisions in Proposition 2. The Office of Administrative Law (OAL) approved the regulatory amendments on an emergency basis with an effective date of June 15, 2026.

This item seeks Board approval of clarifying language changes that specify factors for the Board's consideration in cases where an applicant is requesting a single one-year extension of time for their Preliminary Small School District Program Apportionment. Under the Small School District Program, applicants have four years to convert their Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment. There may be cases where the applicant has encountered challenges and requires additional time to convert their application.

In addition, this item includes minor proposed amendments to the Form SAB 50-04 and the Form SAB 50-12 to clarify and correct aspects related to the Small School District Program.

AUTHORITY

Education Code Section 17070.35 states, in part:

(a) In addition to all other powers and duties as are granted to the board by this chapter, other statutes, or the California Constitution, the board shall do all of the following:

(1) Adopt rules and regulations, pursuant to the rulemaking provisions of the Administrative Procedure Act, Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, for the administration of this chapter...

STAFF ANALYSIS/STATEMENTS

After the emergency regulations were approved by the OAL [OAL File Number 2026-0605-01E], the Office of Public School Construction (OPSC) identified the need to address a clarity issue in Regulation Section 1859.157.6(b) by specifying factors for the Board's consideration when an applicant requests a single one-year extension of the time limit for a Preliminary Small School District Program Apportionment. OPSC acknowledges that these factors are not inclusive of every situation. In addition, there are proposed edits to the Form SAB 50-04 and the Form SAB 50-12. The edits are explained in this cover item, and are highlighted in yellow on Attachments A and B.

Below, please find a comparison of the Board's previously approved regulatory amendments from the February 25, 2026 Board meeting and the proposed clarifying language:

Previously Approved Language from February 25, 2026 (single underline):

Section 1859.157.6. Preliminary Small School District Program Apportionment Time Limit Extension.

An applicant that has received a Preliminary Small School District Program Apportionment pursuant to Section 1859.157.1 or 1859.157.2 may request a single one-year extension of the time limit prescribed in Section 1859.157.5. The Board may approve the request provided the criteria in (a) or (b) are met:

(a) The applicant has provided evidence of both of the following: (1) CDE has made a contingent or final approval for the project or of the proposed site; and, (2) DSA has confirmed that the final plans for the project have been submitted to the DSA for review and approval.

(b) Other evidence satisfactory to the Board justifying the extension.

A single one-year extension request from an applicant may be approved by the Board to extend the time limit prescribed in Section 1859.157.5. OPSC must receive the single one-year extension request from the applicant on or prior to the time limit prescribed in Section 1859.157.5.

Proposed Clarifying Language for August 5, 2026 (in bold and highlighted):

Section 1859.157.6. Preliminary Small School District Program Apportionment Time Limit Extension.

An applicant that has received a Preliminary Small School District Program Apportionment pursuant to Section 1859.157.1 or 1859.157.2 may request a single one-year extension of the time limit prescribed in Section 1859.157.5. The Board may approve the request provided the criteria in (a) or (b) are met:

(a) The applicant has provided evidence of both of the following: (1) CDE has made a contingent or final approval for the project or of the proposed site; and, (2) DSA has confirmed that the final plans for the project have been submitted to the DSA for review and approval.

STAFF ANALYSIS/STATEMENTS (cont.)

(b) **The applicant has provided other** Other evidence satisfactory to the Board justifying the extension. **If an applicant requests an extension under other evidence, the Board will consider factors that include, but are not limited to, challenges in locating a site; federal funding opportunities for school sites located on military installations; challenges in learning how to access state funding and navigate state requirements; fiscal and/or financial crises; pandemics; and other factors tending to impede the progress of the project.**

(c) A The single one-year extension request from an applicant may be approved by the Board to extend the time limit prescribed in Section 1859.157.5. OPSC must receive the single one-year extension request from the applicant on or prior to the time limit prescribed in Section 1859.157.5.

Proposed Amendments to the Form SAB 50-04 (Attachment A)

- Page 3: 2nd column, 2d., 3rd bullet, 3rd/4th lines, the words “are” and “calculations in Section 1859.78.7.1(b), (c), and (d)” have been added to correct the reference to calculation of the total pupil grant request for replacement of 75 Years or Older Facilities (Modernization only). The instructions were incorrect and no percentage factor is used in the calculation.
- Page 4: under “Specific Instructions,” Sections 5(d) and 6(b) have been included to provide instructions to school districts requesting the Project and Construction Management Grant, pursuant to Education Code Sections 17078.35 and 17078.37. The amendments align and are necessary for applicants to request the Project and Construction Management Grant when converting their Preliminary Apportionment to a Final Apportionment. Conforming edits are also proposed to renumbering due to the newly included sections.
Page 8: Sections 5(d) and 6(b) have been added, along with conforming edits to renumber subsequent items, to align with the “Specific Instructions” above.
- Page 12: under #25 Certification, a new certification for the Project and Construction Management Grant. This certification is necessary to ensure school districts understand that the total approved project costs will be reduced for failure to comply with this requirement. This certification also aligns with the certification on the Form SAB 50-12.

Proposed Amendments to the Form SAB 50-12 (Attachment B)

- Page 2: 2nd column, 1st bullet at top of the page, the words “are” and “calculations in Section 1859.78.7.1(b), (c), and (d)” have been added to correct the reference to calculation of the total pupil grant request for replacement of 75 Years or Older Facilities (Modernization only). The instructions were incorrect and no percentage factor is used in the calculation.
- Page 4: under “Specific Instructions,” Section 6(i) includes the option for five percent of the Modernization grant. This is in existing Regulation Section 1859.78.10(b) but was inadvertently omitted from being included on this Form. The edits provide a method to request the grant.

STAFF ANALYSIS/STATEMENTS (cont.)

Proposed Amendments to the Form SAB 50-12 (Attachment B)(cont.)

- Page 5: Non-substantive edit to include the word “School” in front of “District” and capitalize the defined term.
- Page 6: under 2d. fields are added for school districts to enter how many 75 Years or Older Pupil Grants are being requested. The language to request already exists under “Specific Instructions;” however, the field was inadvertently omitted from the Form and is necessary for school districts to request 75 Years or Older Pupil Grants as it aligns with the Form SAB 50-04. Without this field, school districts cannot indicate how many of the pupil grants will be requested, pursuant to existing Regulation Section 1859.78.7.1.
- Page 7: Section 6(i) aligns with the edits to Page 4 described above. The check boxes are necessary for school districts to select which option they are requesting for this supplemental grant.
- Page 8: under #16 there is a minor edit that corrects grammar and under #17 there is a non-substantive correction to a defined term.

With Board approval, OPSC will combine this regulatory action with the emergency regulatory action into one rulemaking file as part of the Administrative Procedure Act process to make the regulations permanent.

Attachment 1 is the previously approved Board item from the February 25, 2026 Board meeting with pertinent attachments (proposed regulations and the Forms SAB 50-04 and SAB 50-12).

RECOMMENDATIONS

1. Adopt the proposed regulatory amendments as shown under *Proposed Clarifying Language for August 5, 2026*, above.
2. Adopt the proposed amendments to the Form SAB 50-04 as shown on Attachment A.
3. Adopt the proposed amendments to the Form SAB 50-12 as shown on Attachment B.
4. Authorize the Executive Officer to combine both the proposed regulatory amendments in this Board item along with the emergency regulations previously approved by the OAL [OAL File Number 2026-0605-01E], into one rulemaking file and file the regulations with the OAL to make the regulations permanent.

This Item was approved by the State Allocation Board on August 5, 2026.

APPLICATION FOR FUNDING SCHOOL FACILITY PROGRAM

SAB 50-04 (REV 01/26 02/26)

ATTACHMENT A

GENERAL INFORMATION

If this Application is submitted when there is Insufficient Bond Authority, as defined in Regulation Section 1859.2, the School District must adopt and submit a school board resolution, pursuant to Regulation Section 1859.95.1. For information regarding remaining bond authority, contact the Office of Public School Construction (OPSC) prior to submittal of this Application.

If not previously submitted, a School District may file an Application for Modernization funding by use of this form concurrently with a determination of or an adjustment to the School District's Modernization Eligibility. The School District must submit a determination of or an adjustment to the School District's new construction baseline eligibility upon request, as described in Regulation Sections 1859.51 or 1859.70, as applicable. The Board will only provide new construction funding if this form is submitted prior to the date of occupancy of any classrooms included in the construction contract. If the School District has a pending reorganization election that will result in the loss of eligibility for the proposed project, the School District must submit an adjustment to the School District's new construction baseline eligibility as required in Section 1859.51 upon request. This may be accomplished by completion and submittal of Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 for the current enrollment year. Failure to submit the requested Forms may result in OPSC returning the funding Application to the School District unprocessed.

For purposes of Education Code Section 17073.25, the California Department of Education (CDE) is permitted to file Modernization Applications on behalf of the California Schools for the Deaf and Blind.

Requests for funding may be made as follows:

1. A separate Apportionment for site acquisition for a new construction project for environmental hardship pursuant to Section 1859.75.1. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE.
 - Preliminary appraisal of property.
 - Approval letter from the Department of Toxic Substances Control.
2. A separate Apportionment for site acquisition and/or design costs for a new construction project pursuant to Section 1859.81.1. This Apportionment is available only to School Districts that meet the financial hardship criteria in Section 1859.81. School Districts may apply for a separate Apportionment for the design and for site acquisition on the same project. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE (site Apportionment only).
 - Preliminary appraisal of property (site Apportionment only).
3. A separate Apportionment for district-owned site acquisition cost pursuant to Section 1859.81.2. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Site approval letter from the CDE.
 - Appraisal of district-owned site.
 - Cost benefit analysis as prescribed in Section 1859.74.6 or a copy of the Board finding that the non-school function on the district-owned site must be relocated.
4. A separate Apportionment for design cost for a Modernization project pursuant to Section 1859.81.1. This Apportionment is available only to School Districts that meet the financial hardship criteria in Section 1859.81. For purposes of this Apportionment, the Form SAB 50-03 must accompany this form (if not previously submitted).
5. A New Construction Adjusted Grant pursuant to Section 1859.70 or 1859.180. If the funding request includes site acquisition, the proposed site must either be owned by the School District, in escrow, or the School District has filed condemnation proceedings and received an order of possession of the site. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03.
 - Site/plan approval letter from the CDE.
 - Appraisal of property if requesting site acquisition funds.
 - Plans and specifications (P&S) for the project that were approved by the DSA. Submittal of plans may be on CD-ROM or "Zip Drive" readable in AutoCAD 14. The specifications may be provided on a diskette that is IBM compatible.
 - Cost estimate of proposed site development, if requesting site development funding.
 - If this request is pursuant to Section 1859.77.2 and the School District's housing plan is other than those listed in the certification section of this form, a copy of the school board resolution and the approved housing plan.
 - If the site Apportionment is requested pursuant to Regulation Section 1859.74.5, a cost benefit analysis as prescribed in Regulation Section 1859.74.6 or a copy of the Board finding that the non-school function on the district-owned site must be relocated.
 - If this request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, a justification of how the project relieves overcrowding, including but not limited to, the elimination of the use of Concept 6 calendars, four track year-round calendars, or bussing in excess of 40 minutes.
 - Written confirmation from the School District's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the School District consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
6. For purposes of the Overcrowding Relief Grant (ORG), School Districts must submit the Overcrowding Relief Grant District-Wide Eligibility Determination (Form SAB 50-11) prior to the submittal of this funding Application. In addition, School Districts must have had the CDE deem the site eligible for the ORG (pursuant to Section 1859.181) prior to the submittal of this Application. For purposes of this Apportionment, the following documents must be submitted with this form as well as the documents listed in section 5 above:
 - Overcrowding Relief Grant Eligibility Determination Form approved by the CDE.
 - Copies of the supporting documentation provided to the CDE when determining the density of the site, including the site diagram.

The School District is not required to submit its current CBEDS enrollment data.
7. Modernization Adjusted Grant pursuant to Section 1859.70. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-03 (if not previously submitted).

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- P&S for the project that were approved by the DSA.
- If the request includes funding for accessibility and fire code requirement pursuant to Section 1859.83(f), the DSA approved list of the minimum accessibility work required and a detailed cost estimate for the work in the plans.
- DSA approval letter for elevator to meet access compliance, if funding is requested.
- Cost estimate of the proposed site development necessary for the Reconfiguration of an existing high school.
- Plan approval letter from the CDE.
- Districtwide enrollment data on Form SAB 50-01 when requesting project assistance (if not previously submitted).
- If the request includes funding for 50 year old permanent buildings pursuant to Section 1859.78.6, a site diagram identifying all buildings to be modernized in the project. The diagram must specify those buildings that are at least 50 years old.
- Written confirmation from the School District's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the School District consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
- For requests to replace 75 Years or Older Building(s) per Section 1859.78.7.1, the School District must submit the following:
 - A completed *75 Years or Older Building Cost Estimate and Cost/Benefit Analysis* (Form SAB 57-75).
 - A copy of the demolition plans, or other supporting documentation, that demonstrate the demolition of the qualifying 75 Years or Older Building(s).
 - A detailed cost estimate that delineates the cost associated with the work to demolish and replace the qualifying 75 Years or Older Building(s), inclusive of the allowable site development costs per Section 1859.78.7.1, apart from the other Modernization work in the DSA-approved plans.
- If the request includes funding for the construction of a Minimum Essential Facility (MEF) per Section 1859.78.9.1, or a Transitional Kindergarten classroom(s) per Section 1859.78.9.2, the School District must submit a detailed cost estimate that delineates the cost associated with the work for the qualifying facility(s) in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans.

8. Final Charter School Apportionment for Charter School Facilities Rehabilitation pursuant to Section 1859.167.1. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):

- P&S for the project that were approved by DSA.
- If the request includes funding for accessibility and fire code requirement pursuant to Section 1859.167.3(d), the DSA approved list of the minimum accessibility work required and a detailed cost estimate for the work in the plans.
- DSA approval letter for elevator to meet access compliance, if funding is requested.
- High performance incentive (HPI) scorecard from DSA.
- Plan approval letter from the CDE.
- Construction cost estimate signed by the architect of record or design professional.
- Determination of financial soundness from the California School Finance Authority (CSFA).
- Written confirmation from the applicant's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the School District consistent with Education Code

Sections 51224, 51225.3(b), 51228(b), and 52336.1.

9. If the Application includes a request for Financial Hardship, the School District must comply with the requirements of Section 1859.81.
- If the Application is submitted when there is Insufficient Bond Authority, as defined in Section 1859.2, the School District must adopt a school board resolution pursuant to Section 1859.95.1(b).

If the School District is requesting New Construction funding after the initial baseline eligibility was approved by the Board and the School District's current CBEDS enrollment reporting year is later than the enrollment reporting year used to determine the School District's baseline eligibility or adjusted eligibility, the School District must complete a new Form SAB 50-01 based on the current year CBEDS enrollment data, and submit it to the OPSC with this form. In addition, if the School District's request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, the School District must update the Alternative Enrollment Projection to correspond with the CBEDS enrollment data for the current year. A Small School District with 2,500 or less enrollment as defined in Section 1859.2 will not have its eligibility reduced for a period of ~~three~~ five years from the date the Small School District's baseline eligibility was approved by the Board as a result of reduction in projected enrollment.

For a list of the documents that must be submitted in order for the OPSC to deem a funding request for new construction or Modernization complete and ready for OPSC processing, consult the SFP handbook and other information located on the OPSC Web site at www.dgs.ca.gov/opsc.

For purposes of completing this form for a Final Charter School Apportionment, a charter school shall be treated as a School District.

SPECIFIC INSTRUCTIONS

The School District must assign a Project Tracking Number (PTN) to this project. The same PTN is used by the OPSC, the DSA and the CDE for all project applications submitted to those agencies to track a particular project through the entire state application review process. If the School District has already assigned a PTN to this project by prior submittal of the P&S to either the DSA or the CDE for approval, use that PTN for this Application submittal. If no PTN has been previously assigned for this project, a PTN may be obtained from the OPSC Web site at www.dgs.ca.gov/opsc "PT Number Generator."

1. Type of Application

Check the appropriate box that indicates the type of School Facility Program (SFP) grant the School District is requesting for purposes of new construction, Modernization, a separate design and/or site Apportionment, site Apportionment as an environmental hardship or New Construction (Final Apportionment). If the Application is for the Modernization of school facilities and includes facilities that are eligible for an additional Apportionment pursuant to Section 1859.78.8, include a site diagram with this Application that specifies the age of each facility eligible for Modernization. The diagram should also indicate the date of its original DSA plan approval and the date the facility received its prior Modernization Apportionment. If known include the project modernization number on the diagram. If the Application is for Modernization of a California School for the Deaf or Blind, the CDE shall check the box identified as Modernization of California Schools for the Deaf/Blind. If the request is for a separate design Apportionment, the CDE shall check the appropriate box. If the eligibility for this project was established as a result of a health and safety threat pursuant to Section 1859.82.1, or a seismic replacement or seismic rehabilitation for the Most Vulnerable Category 2 Buildings pursuant to Section 1859.82.2, and/or the request is for a conceptual approval for a

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Facility Hardship Application pursuant to Section 1859.82.3(a) or a Seismic Mitigation Program Application pursuant to Section 1859.82.3(b), check the appropriate box(es).

If this request is for an addition to an existing site and advance funding for the evaluation and RA costs, check the appropriate box and refer to Section 1859.74.4.

If this request is for an Overcrowding Relief Grant, check the New Construction (Overcrowding Relief Grant) box.

If this request is to convert a Preliminary Apportionment or a Preliminary Charter School Apportionment to a Final Apportionment, check the New Construction Final Apportionment, New Construction Final Charter School Apportionment or the Rehabilitation Final Charter School Apportionment box, as appropriate.

If the School District is requesting a separate site and/or design Apportionment, complete boxes 2a, 3, 4, the site acquisition data in box 5 (d and e), and boxes 13, 14, 15, 16, and 25 only.

2. Type of Project

- a. Select the type of project that best represents this Application request and enter the total number of Pupils assigned to the project for each grade group. Include Pupils to be housed in a new or replacement school authorized by Section 1859.82 (a). The amount entered cannot exceed the School District's baseline eligibility determined on Form SAB 50-03 and will be the basis for the amount of the new construction or Modernization Grants provided for the project.

If this request is for a Final Apportionment, the Pupils assigned to the project must be at least 75 percent, but not more than 100 percent, of the Pupils that received the Preliminary Apportionment. Refer to Section 1859.147.

For ORG projects, the amount entered cannot exceed the Overcrowding Relief Pupil Eligibility (pursuant to Section 1859.182 and 1859.183) as reflected in the total number of eligible Pupils determined by the Form SAB 50-11 or the CDE Overcrowding Relief Grant Eligibility Determination form.

For Charter School Facilities Program Rehabilitation, leave the number of Pupils blank.

- b. Check the box if the project is eligible for funding for 50 year or older permanent buildings and report, at the option of the School District:
 - The total number of eligible classrooms or the total eligible Square Footage building area at the site. Refer to Section 1859.78.6(b)(1)(A) or (b)(2)(A).
 - The total number of permanent classrooms or the total permanent Square Footage building area that is at least 50 years old and not been previously modernized with state funds. Refer to Section 1859.78.6(b)(1)(B) or (b)(2)(B).
 - Enter the greater percentage as calculated under Regulation Section 1859.78.6(b)(1)(C) or Regulation Section 1859.78.6(b)(2)(C).
 - If this project includes eligible 50 year or older Pupil grants, enter the appropriate number assigned to the project for each grade group. The number of Pupils entered cannot exceed the cumulative number of 50 year or older permanent buildings Pupil grants requested for all Modernization funding Applications for the site as determined by using the percentage factor above.
- c. If this request includes Pupil grants generated by an Alternative Enrollment Projection Method, enter the number of Pupils by grade level.
- d. Check the box if the project is eligible for funding for 75 Years or Older Buildings and report the following, if applicable:

- The total number of eligible classrooms and/or the total eligible square footage building area being demolished. Refer to Section 1859.78.7.1.
 - The total number of eligible classrooms and/or the total eligible square footage building area being constructed. Refer to Section 1859.78.7.1.
 - Enter the appropriate number of Pupils assigned to the project for each grade group. The number of Pupils entered cannot exceed the cumulative number of Pupil grants requested in Section 2a. and is determined by using the calculations in Section 1859.78.7.1(b), (c), and (d) percentage factor above.
- e. Indicate if this request is for funding of a 6–8 school and/or an Alternative Education School.
 - f. Check the applicable box if the School District is requesting additional Pupil grants assigned to the project that exceed the capacity of the project or if the Pupils assigned represent eligibility determined at another grade level and check the appropriate box to indicate under which regulation the School District is applying. The Pupil capacity of the project may be determined by multiplying the classrooms reported in box 3 by 25 for K–6; 27 for 7–8, 9–12 grades; 13 for non-severe and 9 for severe.
 - g. Enter the Square Footage of the non-toilet area and toilet area contained in the Charter School Facilities Program Rehabilitation project.
 - h. Indicate the site scenario that best represents the project request.
 - i. For ORG projects, the School District must provide the following information in the space provided:
 - Name of the eligible school site(s) where portables will be replaced in this project
 - Number of portables being replaced at each school site
 - Number of site specific eligible Pupils being requested for this project for each school site. The total number of site specific eligible Pupils assigned to this project must equal the total number of Pupils in Section 2a.

3. Number of Classrooms

Enter the:

- Number of classrooms as shown on the plans and specifications (P&S). If there was demolition at the site, report the net increase in the number of classrooms showing in the P&S.
- Master plan site size, as recommended by the California Department of Education.
- Recommended site size, as determined by the California Department of Education.
- Existing Useable Acres already owned at that location (if any).
- Proposed Useable Acres that was/will be purchased as part of the Application (if any).

4. Financial Hardship Request

Check the appropriate box(es) if the School District is requesting Financial Hardship assistance because it is unable to meet its matching share requirement.

- If the Application includes a request for Financial Hardship, the School District must comply with the requirements of Section 1859.81.
- If there is Insufficient Bond Authority for the type of Application, check the second box and attach a school board resolution pursuant to Section 1859.95.1(b).

5. New Construction Additional Grant Request

Check the appropriate box(es) if the School District requests an augmentation to the New Construction Grant for "additional" grants for the items listed. Refer to Sections 1859.72 through 1859.76 for eligibility criteria. Enter the:

- a. Therapy area in square feet as provided in Section 1859.72.
- b. Multilevel classrooms in the P&S pursuant to Section 1859.73.
- c. Check the box if the School District is requesting project assistance pursuant to Section 1859.73.1. If the School District has not submitted a request for new construction baseline eligibility on a district-wide basis, it must submit a

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current Form SAB 50-01 based on district-wide enrollment data with this form.

d. Check the box if the School District is requesting the Project and Construction

Management Grant pursuant to Education Code Sections 17078.35 and 17078.37.

- e. d.** If the project the School District is requesting SFP funding for does not require an RA, refer to Section 1859.74. If a RA is required on a site that is not leased or an addition to an existing site, refer to Section 1859.74.2. If RAs are required on a leased site or an addition to an existing site, refer to Sections 1859.74.3 or 1859.74.4, respectively. The limitation of 50 percent may be exceeded when unforeseen circumstances exist, the CDE determines that the site is the best available site, and substantiation that the costs are the minimum required to complete the evaluation and RA.

- 1) Enter 50 percent of the actual cost.
- 2) Enter 50 percent of the appraised value of the site. If the request is made pursuant to Regulation Section 1859.74.5, enter 50 percent of the appraised value.
- 3) Enter 50 percent of the allowable relocation cost.
- 4) Enter two percent of the lesser of the actual cost or appraised value of the site (minimum \$25,000).
- 5) Enter 50 percent of the Department of Toxic Substances Control (DTSC) fee for review and approval of the phase one environmental site assessment and preliminary endangerment assessment reports. Refer to Sections 1859.74, 1859.74.1, 1859.74.5, 1859.75, 1859.75.1 and 1859.81.1.

A project that received site acquisition funds under the Lease-Purchase Program (LPP) as a priority two project is not eligible for site acquisition funds under the SFP. A district-owned site acquired with LPP, SFP or Proposition 1A funds is not eligible for funding under Regulation Section 1859.74.5.

f. e. Enter 50 percent of the amount allowable for hazardous materials/waste removal and/or remediation for the site acquired pursuant to Sections 1859.74.2, 1859.74.3, 1859.74.4, 1859.75.1 or 1859.81.1. If an RA is required, check the box.

g. f. Enter 50 percent of eligible service-site development, off-site development including pedestrian safety paths and utilities costs allowed pursuant to Section 1859.76. Attach cost estimates of the proposed site development work which shall be supported and justified in the P&S. All cost estimates shall reflect 100 percent of the proposed work.

Check the box if the School District is requesting an Additional Grant for General Site Development pursuant to Section 1859.76

h. g. If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(a), enter the percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.71.3(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete funding request.

i. h. Check the box(es) if the School District requests and the project qualifies for additional funding for fire code requirements authorized in Section 1859.71.2.

j. i. If the School District is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.70.4, enter the number of high performance points as prescribed in Section 1859.71.6 or 1859.77.4, as appropriate, subject to Education Code Section 17070.965.

6. Modernization Additional Grant Request

- a. Check the box if the School District is requesting project assistance allowance pursuant to Section 1859.78.2. If the School District has not submitted a request for new construction baseline eligibility on a district-wide basis, it must submit a current Form SAB 50-01 based on district-wide enrollment data with this form.

b. Check the box if the School District is requesting the Project and Construction Management Grant pursuant to Education Code Sections 17078.35 and 17078.37.

c. b. If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(a), enter the percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.78.5(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete funding request.

d. c. Check the box if the School District requests an additional grant for site development utility cost necessary for the Modernization of 50 years or older permanent building(s). Enter 60 percent of the eligible costs allowable pursuant to Section 1859.78.7(a).

e. d. Check the box if the School District requests an additional grant for site development utility cost necessary for the replacement of a 75 Years or Older Building, if not already provided under the provisions pursuant to Section 1859.78.7(a). Enter 60 percent of the eligible costs allowable.

f. e. Check the box(es) if the School District requests and the project qualifies for additional funding for fire code requirements authorized in Section 1859.78.4.

g. f. If the School District is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.70.4, enter the number of high performance points as prescribed in Section 1859.77.4, subject to Education Code Section 17070.965.

h. g. Check the box if the School District is requesting an Additional Grant for a Minimum Essential Facility pursuant to Regulation Section 1859.78.9.1. Check the box for the type of facility being requested (if the facility is a hybrid facility, select 'Hybrid' and indicate the type of facility on the line provided) and indicate the amount of eligible Toilet and Other square footage being built in the project. Check the appropriate box depending on whether the Minimum Essential Facility is permanent or portable construction. Check the box if the School District is requesting an additional grant for Site Development pursuant to Regulation Section 1859.78.9.1. At the School District's option, the School District may request 35 percent of the Minimum Essential Facility supplemental grant or enter 60 percent of the amount calculated pursuant to Regulation Section 1859.78.9.1(b)(7) or 1859.78.9.1(c)(7). Applicants who are requesting to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment shall use the enrollment determined by Section 1859.157.4(d)(1).

i. h. 1) Check the box if the School District is requesting an Additional Grant for Transitional Kindergarten classrooms for the construction of a new transitional kindergarten classroom(s) and/or retrofit of an existing school facility to be a transitional kindergarten classroom(s). Check the appropriate boxes if the School District is augmenting the grant with additional supplemental grants respective of the transitional kindergarten classroom project scope. Check the box if the School District is requesting an additional grant for Site Development pursuant to Regulation Section 1859.78.9.2. The School District may choose to request 35 percent of the Transitional Kindergarten supplemental grant, or enter 60 percent of minimum work amount, pursuant to Regulation Section 17070.965.

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1859.78.9.2(c)(4) or 1859.78.9.2(c)(5).

- 1.b** 2) The information needed to complete this section is based on the latest California Basic Educational Data System (CBEDS) enrollment data. Applications filed on or after November 1st must include the current school year enrollment. Enter the CBEDS enrollment for grades TK-3 at the school site for the current year and the three prior years' TK-3 enrollment, as appropriate. Applicants who are requesting to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment shall use the enrollment determined by Section 1859.157.4(d)(2).

Requests for funding shall include the documents as follows:

- Site map that includes labelling of all facilities and their current use, and identifies all classrooms constructed or previously retrofitted to house kindergarten students.
- Narrative that explains the current classroom and facility usage at the site, what the School District plans to do with the project, and the resulting usage at the completion of the project.

- 1.c** If the applicant is requesting an Additional Grant for Career Technical Education (CTE) Components pursuant to Section 1859.78.10, enter 60 percent of the costs for the eligible CTE component(s) in the entire Modernization Application.

7. Excessive Cost Hardship Request

Check the appropriate box to request an augmentation to the New Construction or Modernization Grants for an excessive cost hardship for the items listed. Refer to Section 1859.83 for eligibility criteria. Requests for excessive cost grants for accessibility requirements are allowed only if required by the Division of the State Architect (DSA). At the School District's option, the School District may request three percent of the Modernization base grant or enter the amount calculated pursuant to Regulation Section 1859.83(f). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements.

If the request is for the excessive cost grant for a new Alternative Education school pursuant to Section 1859.83(c)(2) and the School District wishes to request less than the maximum allowance, please submit a letter along with Application indicating the desired amount.

8. Charter School Facilities Program Rehabilitation – Additional Grant and Excessive Cost Hardship Request**Additional Grant Request**

- If the applicant is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete funding request. See Sections 1859.78.5 and 1859.167.1.
- If the applicant is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.77.4, enter the number of high performance points as prescribed in Section 1859.77.4.
- If the applicant is requesting an Additional Grant for Career Technical Education (CTE) Components pursuant to Section 1859.78.10, enter 50 percent of the costs for the eligible CTE component(s) in the entire Charter School Facilities Program Rehabilitation Application. See Sections 1859.78.10 and 1859.167.1.

Excessive Cost Hardship Request

Check the appropriate box to request an augmentation to the Charter School

Facilities Program Rehabilitation grants for an excessive cost hardship for the items listed. Refer to Section 1859.167.4 for eligibility criteria.

- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to Geographic Location pursuant to Section 1859.167.3(a).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant for a small size project pursuant to Section 1859.167.3(b).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to Urban Location, Security Requirements, and Impacted Site pursuant to Section 1859.167.3(c).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to accessibility and fire code requirements pursuant to Section 1859.167.3(d). Requests for excessive cost grants for accessibility requirements are allowed only if required by the Division of the State Architect (DSA). At the applicant's option, the applicant may request three percent of the Charter School Facilities Program Rehabilitation Grant or enter 50 percent of the amount calculated pursuant to Regulation Section 1859.167.3(d)(2). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements.

9. Project Priority Funding Order

Enter the priority order of this project in relation to other new construction Applications submitted by the School District on the same date. If Applications are not received on the same date, the OPSC will assign a higher School District priority to the Application received first. Check the box(es) if the project meets the criteria outlined in Section 1859.92(c)(3), (4) and (6), as appropriate. This information is needed for purposes of priority points.

10. Prior Approval Under the LPP

If the project the School District is requesting SFP grants for received a Phase P, S, or C approval under the LPP, report the Application number of that project, regardless if the project actually received funding or was included on an "unfunded" list. Failure to report this information may delay the processing of the Application by the OPSC.

11. Prior Apportionment Under the SFP

If the project received a separate Apportionment under the SFP for either site and/or design, or site environmental hardship, enter the Application number of the project. Failure to report this information may delay the processing of the Application by the OPSC.

12. Preliminary Apportionment to a Final Apportionment

If this request is to convert a Preliminary Apportionment to a Final Apportionment, enter the Application number of the Preliminary Apportionment. Failure to report this information may delay the processing of the Application by the OPSC.

13. Alternative Developer Fee

The School District must report certain alternative fees collected pursuant to Government Code Section 65995.7, as of the date of Application submittal to the OPSC. Refer to Section 1859.77 for details. School Districts are advised that the OPSC may perform an audit of the developer fees collected prior to Application approval by the Board.

14. Adjustment to New Construction Baseline Eligibility

Pursuant to Section 1859.51 certain adjustments to the School District's new construction baseline eligibility must be made each time a School District submits Form SAB 50-04, to the OPSC for SFP new construction or Modernization Grants. These adjustments are made by the OPSC based on information reported by the School District on this form.

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- a. Report all classroom(s) provided after the School District submitted its request for determination of its new construction baseline eligibility for the grades

shown, or indicate N/A if there are none. Refer to Section 1859.51(i).

In the additional classroom column, indicate the number of additional net classrooms provided if not previously reported.

In the replacement classroom column, indicate the number of classrooms that were included in the determination of the School District's New Construction Eligibility pursuant to Education Code Section 17071.75 but replaced in a locally funded project.

Enter the date the initial construction contract was signed for additional or replacement classrooms.

15. Pending Reorganization Election

Complete only for new construction projects. Indicate if there is a pending reorganization election that will result in a loss of eligibility for this project. If the answer is "yes", the School District must complete Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03, to adjust the School District's new construction baseline eligibility as a result of the reorganization and submit them with this form.

16. Joint-Use Facility/Leased Property

Check the box if:

- The facilities to be constructed/modernized as part of this project will be for joint use by other governmental agencies.
- The new construction or modernization grants will be used for facilities located or to be located on leased property.

17. Project Progress Dates

- Enter the date(s) the construction contract(s) was awarded for this project(s). If a construction contract has not been executed, enter N/A. (If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
- Enter the issue date(s) for the Notice to Proceed for the construction phase of the project, or enter N/A if a Notice to Proceed has not been issued.
- If a construction contract was awarded prior to January 1, 2012, check the appropriate box to indicate whether or not the School District has initiated and enforced a Labor Compliance Program (LCP) approved by the Department of Industrial Relations (DIR) pursuant to Labor Code Section 1771.7 for this project.

18. Prevailing Wage Monitoring and Enforcement Costs

If the construction contract(s) for this project was awarded on January 1, 2012 through June 19, 2014, check the appropriate box to indicate which of the following methods was or is being used to meet the requirement for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- DIR Public Works administration and enforcement
- A DIR-approved internal LCP
- A collective bargaining agreement that meets the criteria set forth in Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.

19. Construction Delivery Method

Check the box that best represents the construction delivery method that the School District has or will use for this project, if known.

Indicate if Career Technical Education (CTE) funds will be requested for classroom(s) included in the plans and specifications for this project pursuant to

Section 1859.193. If "Yes", enter the number of CTE classroom(s) shown on the P&S.

21. Overcrowding Relief Grant Narrative

The School District must either provide an explanation in the space provided or attach a letter signed by the district representative detailing how this project will relieve overcrowding.

22. Local Funding Adjustment Grant

Enter the following:

- The School District's total assessed valuation, pursuant to Section 1859.70.5(a)(1). The School District must provide a letter from the county auditor-controller that certifies the School District's total assessed valuation.
- The School District's gross bonding capacity, rounded to the nearest whole dollar. To calculate this, take the total assessed valuation and multiply that by 1.25% for non-unified School Districts or 2.5% for unified School District, rounded to two decimal places.
- The School District's unduplicated Pupil percentage as determined for purposes of the local control funding formula pursuant to Education Code Section 42238.02, rounded to two decimal places.
- The School District's enrollment, pursuant to Section 1859.70.5(a)(3) based on the latest California Basic Educational Data System (CBEDS) enrollment data as it would have been reported using the criteria in Parts A, C and D of the Form SAB 50-01. Applications filed on or after November 1 must include the current school year enrollment.
- Check Yes or No to indicate whether the project includes the use of a Project Labor Agreement for this Application. If the School District indicates it intends to have a Project Labor Agreement, but does not yet, it will be audited for compliance and the funding will be adjusted accordingly if it does not have a Project Labor Agreement.

23. Architect of Record or Licensed Architect Certification

The architect of record or the licensed architect must complete this section.

24. Architect of Record or Design Professional Certification

The architect of record or the appropriate design professional must complete this section.

25. Certification

The district representative must complete this section. For additional information regarding district certifications, refer to the SFP handbook located on the OPSC web site at www.dgs.ca.gov/opsc.

The School District named below applies to the State Allocation Board via the Office of Public School Construction for a grant under the provisions of Chapter 12.5, Part 10, Division 1, commencing with Section 17070.10, et seq., of the Education Code and the Regulations thereto.

SCHOOL DISTRICT		APPLICATION NUMBER
SCHOOL NAME		PROJECT TRACKING NUMBER
COUNTY	DISTRICT REPRESENTATIVE'S E-MAIL ADDRESS	HIGH SCHOOL ATTENDANCE AREA (HSAA) OR SUPER HSAA (IF APPLICABLE)

b. ☐ 50 Years or Older Building Funding (Modernization Only)

Total Eligible Classrooms/Square Footage: _____

Classroom/Square Footage at Least 50 Years Old: _____

Ratio of 50 Years Old Classrooms/Square Footage: _____ %

i. ORG Projects Only

NAME OF ELIGIBLE SCHOOL/SITE(S)	NUMBER OF PORTABLES BEING REPLACED	NUMBER OF SITE SPECIFIC ELIGIBLE PUPILS BEING REQUESTED
Total		102

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3 Number of Classrooms:

Master Plan Acreage Site Size (Useable): _____

Recommended Site Size (Useable): _____

Existing Acres (Useable): _____

Proposed Acres (Useable): _____

4 Type of Financial Hardship Request

- ☐ Submittal pending OPSC approval pursuant to Section 1859.81(h)
- ☐ Submittal with school board resolution, pursuant to Section 1859.95.1
(Insufficient Bond Authority)

5 New Construction Additional Grant Request—New Construction Only

- a. Therapy: _____ Toilets (sq. ft.) _____
Other (sq. ft.) _____
- b. Multilevel Construction (CRS): _____
- c. ☐ Project Assistance

d. ☐ Project and Construction Management Grant**e. ☐ Site Acquisition:**

- (1) 50 percent Actual Cost: \$ _____
- (2) 50 percent Appraised Value: \$ _____
- (3) 50 percent Relocation Cost: \$ _____
- (4) 2 percent (min. \$25,000): \$ _____
- (5) 50 percent DTSC Fee: \$ _____

f. ☐ 50 percent hazardous waste removal: \$ _____

- ☐ Response Action (RA)

g. ☐ Site Development

- ☐ 50 percent Service-Site: \$ _____
- ☐ 50 percent Off-Site: \$ _____
- ☐ 50 percent Utilities: \$ _____
- ☐ General Site

**h. ☐ Percent Above Energy Efficiency for each building: _____
Energy Code Compliance Approach Used (select one):**

- ☐ Prescriptive Only
- ☐ Prescriptive/Performance
- ☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

i. ☐ Automatic Fire Detection/Alarm System

- ☐ Automatic Sprinkler System

j. ☐ High Performance Incentive (Indicate Points): _____**6 Modernization Additional Grant Request**

- a. ☐ Project Assistance

b. ☐ Project and Construction Management Grant**c. ☐ Percent Above Energy Efficiency for each building: _____**

Energy Code Compliance Approach Used (select one):

- ☐ Prescriptive Only
- ☐ Prescriptive/Performance
- ☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

d. ☐ Site Development—60 percent utilities: \$ _____**e. ☐ Site Development—75 Years or Older: \$ _____****f. ☐ Automatic Fire Detection/Alarm System****g. ☐ High Performance Incentive (Indicate Points): _____****h. ☐ Minimum Essential Facility**

- ☐ Multipurpose
- ☐ Gymnasium
- ☐ Library
- ☐ Kitchen

☐ Hybrid: _____

Toilet (sq. ft.): _____

Other (sq. ft.): _____

Construction Type

- ☐ Permanent
- ☐ Portable

☐ Site Development pursuant to Section 1859.78.9.1☐ 35 percent of supplemental grant; or,☐ 60 percent of minimum work \$ _____**i. ☐ 1) Transitional Kindergarten Classroom(s)**

- ☐ New Construction

Number of Classroom(s): _____

☐ Automatic Fire Detection/Alarm System☐ Automatic Sprinkler System☐ Multilevel Classroom(s) Construction: _____

- ☐ Retrofit

Number of Classroom(s): _____

☐ Automatic Fire Detection/Alarm System☐ 50-year-old utilities☐ Site Development pursuant to Section 1859.78.9.2☐ 35 percent of supplemental grant; or,☐ 60 percent of minimum work \$ _____**j. ☐ 2) Enrollment Data for Site**

	3rd Prev.	2nd Prev.	Previous	Current
Grade	/	/	/	/
TK				
K				
1				
2				
3				
TOTAL	0	0	0	0

k. ☐ Career Technical Education Components – 60 percent: \$ _____**Z Excessive Cost Hardship Request****New Construction Only**☐ Geographic Percent Factor: _____ %☐ New School Project [Section 1859.83(c)(1)]☐ New School Project [Section 1859.83(c)(2)]☐ Small Size Project☐ Urban/Security/Impacted Site;

If a new site, \$ _____ per Useable Acre [Section 1859.83(d)(2)(C)]

Modernization Only☐ Geographic Percent Factor: _____ %☐ Small Size Project☐ Urban/Security/Impacted site☐ Accessibility/Fire Code☐ 3 percent of base grant; or,☐ 60 percent of minimum work \$ _____

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- ☐ Number of 2-Stop Elevators: _____
- ☐ Number of Additional Stops: _____

8 Charter School Facilities Program Rehabilitation Additional Grant and Excessive Cost Hardship Request**Additional Grant Request**

- a. ☐ Percent Above Energy Efficiency for each building: _____
Energy Code Compliance Approach Used (select one):
- ☐ Prescriptive Only
- ☐ Prescriptive/Performance _____
- ☐ Performance Only (with the exception of mandatory prescriptive measures)
- OPSC CA-CHPS Score (Indicate Points): _____
- b. ☐ High Performance Incentive (Indicate Points): _____
- c. ☐ Career Technical Education Components – 50 percent: \$ _____

Excessive Cost Hardship Request

- d. ☐ Geographic Percent Factor: _____ %
- e. ☐ Small Size Project
- f. ☐ Urban/Security/Impacted site
- g. ☐ Accessibility/Fire Code
- ☐ 3 percent of base grant; or,
- ☐ 50 percent of minimum work \$ _____
- ☐ Number of 2-Stop Elevators: _____
- ☐ Number of Additional Stops: _____

9 Project Priority Funding Order—New Construction Only

Priority order of this Application in relation to other new construction Applications submitted by the School District at the same time: # _____

Project meets:

- ☐ Density requirement pursuant to Section 1859.92(c)(3).
- ☐ Stock plans requirement pursuant to Section 1859.92(c)(4).
- ☐ Energy efficiency requirement pursuant to Section 1859.92(c)(6).

10 Prior Approval Under the LPP

New Construction: 22/ _____

Modernization: 77/ _____

11 Prior Apportionment Under the SFP

Site/Design—New Construction: 50/ _____

Design—Modernization: 57/ _____

12 Preliminary Apportionment to Final Apportionment

Preliminary Apportionment Application Number: # _____

13 Alternative Developer Fee—New Construction Only

Alternative developer fee collected and reportable pursuant to Regulation Section 1859.77: \$ _____

14 Adjustment to New Construction Baseline Eligibility

- a. Classroom(s) provided:
- | Additional | Replacement |
|-------------------|------------------|
| K-6: _____ | K-6 _____ |
| 7-8: _____ | 7-8 _____ |
| 9-12: _____ | 9-12 _____ |
| Non-Severe: _____ | Non-Severe _____ |
| Severe: _____ | Severe _____ |

Construction Contract(s) for the project signed on: _____

15 Pending Reorganization Election—New Construction Only

☐ Yes ☐ No

16 Joint-Use Facility/Leased Property

- a. ☐ Joint-Use Facility
- b. ☐ Leased Property

17 Project Progress Dates

- a. Construction Contract(s) awarded on: _____
(If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
- b. Notice(s) to Proceed issued on: _____
- c. If the Construction Contract(s) was awarded prior to January 1, 2012, have you initiated and enforced an LCP approved by the DIR pursuant to Labor Code Section 1771.7 for this project? ☐ Yes ☐ No

18 Prevailing Wage Monitoring and Enforcement Costs

If the Construction Contract(s) was awarded on January 1, 2012 through June 19, 2014, please indicate which monitoring requirement was or is being used, pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- ☐ DIR Public Works administration and enforcement
- ☐ DIR approved School District LCP
- ☐ Collective bargaining agreement, pursuant to Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014

19 Construction Delivery Method

- ☐ Design-Bid-Build
- ☐ Design-Build
- ☐ Developer Built
- ☐ Lease Lease-Back
- ☐ Energy Performance Contract
- ☐ This project includes or will include piggyback contract(s) as defined in Section 1859.2
- ☐ Other: _____

20 Career Technical Education Funds Request

Will CTE Funds be requested for classroom(s) included in the plans and specifications for this project? ☐ Yes ☐ No

Number of CTE classroom(s): _____

21 Overcrowding Relief Grant Narrative

22. Local Funding Adjustment Grant

- a. Total Assessed Valuation: _____
- b. School District's gross bonding capacity, (rounded to the nearest whole dollar): _____
- c. School District's unduplicated Pupil percentage, rounded to two decimal places: _____ %
- d. School District's enrollment: _____
- e. Does this project include the use of a Project Labor Agreement? ☐ Yes ☐ No

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23. Architect of Record or Licensed Architect Certification

I certify as the architect of record for the project or as a licensed architect that:

- The P&S for this project were submitted to the OPSC by electronic medium (i.e., CD-ROM, zip disk or diskette) or as an alternative, if the request is for a modernization Grant, the P&S were submitted in hard copy to the OPSC.
- Any portion of the P&S requiring review and approval by the Division of the State Architect (DSA) were approved by the DSA on _____ (enter DSA approval date).
- Any portion of the P&S not requiring review and approval by the DSA meets the requirements of the California Code of Regulations, Title 24, including any access and fire code requirements.
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, the P&S include the demolition of more classrooms than those to be constructed in the project, the difference is _____ classroom(s). (Indicate N/A if there are none.)
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, the P&S include the construction of more classrooms than those to be demolished in the project, the difference is _____ classroom(s). (Indicate N/A if there are none.)

ARCHITECT OF RECORD OR LICENSED ARCHITECT (PRINT NAME)

SIGNATURE

DATE

24. Architect of Record or Design Professional Certification

I certify as the architect of record for the project or the appropriate design professional, that:

- If the request is for a New Construction Grant, not including the ORG, I have developed a cost estimate of the proposed project which indicates that the estimated construction cost of the work in the P&S including deferred items (if any) relating to the proposed project, is at least 60 percent of the total grant amount provided by the State and the School District's matching share, less site acquisition costs and the High Performance Base Incentive Grant. This cost estimate does not include site acquisition, planning, tests, inspection, or furniture and equipment and is available at the School District for review by the OPSC.
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, I have developed a cost estimate of the proposed project which indicates that the estimated construction cost of the work in the P&S, including deferred items and interim housing (if any) relating to the proposed project, is at least 60 percent of the total grant amount provided by the State and the School District's matching share, less the High Performance Base Incentive Grant. This cost estimate does not include planning, tests, inspection or furniture and equipment and is available at the School District for review by the OPSC.
- If the request is for a Modernization Grant and includes replacement of a 75 Years or Older Building(s), the cost estimate must delineate the costs associated with the work for the qualifying facility(s) pursuant to Sections 1859.78.7.1. in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans and indicate that the estimated construction cost of the work in the P&S, including deferred items (if any) relating to the proposed project, is at least 60 percent of that portion of the grant amount provided by the State and the School District's matching share.
- If the request is for a Modernization Grant and includes a Minimum Essential Facility or new or retrofitted Transitional Kindergarten classroom(s), the cost

estimate must delineate the costs associated with the work for the qualifying facility(s) pursuant to Sections 1859.78.9.1, or 1859.78.9.2 in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans and indicate that the estimated construction cost of the work in the P&S, including deferred items and interim housing (if any) relating to the proposed project, is at least 60 percent of that portion of the grant amount provided by the State and the School District's matching share.

ARCHITECT OF RECORD OR DESIGN PROFESSIONAL (PRINT NAME)

SIGNATURE

DATE

25. Certification

I certify, as the District Representative, that the information reported on this form, with the exception of items 23 and 24, is true and correct and that:

- I am an authorized representative of the School District as authorized by the governing board of the School District; and,
- A resolution or other appropriate documentation supporting this Application under Chapter 12.5, Part 10, Division 1, commencing with Section 17070.10, et. seq., of the Education Code was adopted by the School District's governing board or the designee of the Superintendent of Public Instruction on, _____; and,
- The School District has established a "Restricted Maintenance Account" for exclusive purpose of providing ongoing and major maintenance of school buildings and has developed an ongoing and major maintenance plan that complies with and is implemented under the provisions of Education Code Section 17070.75 and 17070.77 (refer to Sections 1859.100 through 1859.102); and,
- The School District has considered the feasibility of the joint use of land and facilities with other governmental agencies in order to minimize school facility costs; and,
- If this funding request is for the Modernization of portable classrooms eligible for an additional Apportionment pursuant to Education Code Section 17073.15, the School District certifies that (check the applicable box below):
 - ☐ 1. The state Modernization funds will be used to replace the portable classrooms and permanently remove the displaced portables from the classroom use within six months of the filing of the Notice of Completion for the project; or,
 - ☐ 2. It has provided documentation to the Office of Public School Construction which indicates that modernizing the portable classrooms eligible for an additional Apportionment is better use of public resources than the replacement of these facilities.
- Facilities to be rehabilitated under the Charter School Facilities Program previously funded with School Facility Program State funds meet the requirements of Section 1859.163.6; and,
- All contracts entered on or after November 4, 1998 for the service of any architect structural engineer or other design professional for any work under the project have been obtained pursuant to a competitive process that is consistent with the requirements of Chapter 10 (commencing with Section 4525) of Division 5, of Title 1, of the Government Code; and,
- If this request is for new construction funding, the School District has received approval of the site and the plans from the CDE. Plan approval is not required if request is for separate design Apportionment; and,

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- If this request is for Modernization or Charter School Facilities Program Rehabilitation funding, the School District has received approval of the plans for the project from the CDE. Plan approval is not required if request is for separate design Apportionment; and,
 - The School District has or will comply with the Public Contract Code regarding all laws governing the use of force account labor; and,
 - This School District has or will comply with Education Code Section 17076.11 regarding at least a 3 percent expenditure goal for disabled veteran business enterprises; and,
 - The School District matching funds required pursuant to Sections 1859.77.1 or 1859.79 has either been expended by the School District, deposited in the County School Facility Fund or will be expended by the School District prior to the notice of completion for the project; and,
 - The School District has received the necessary approval of the plans and specifications from the Division of the State Architect unless the request is for a separate site and/or design Apportionment; and,
 - If the School District is requesting site acquisition funds as part of this Application, the School District has complied with Sections 1859.74 through 1859.75.1 as appropriate; and,
 - With the exception of an Apportionment made pursuant to Section 1859.75.1, the School District understands that the lack of substantial progress toward increasing the Pupil capacity or renovation of its facilities within 18 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105); and,
 - If the Apportionment for this project was made pursuant to Section 1859.75.1, the School District understands that the lack of substantial progress toward increasing the Pupil capacity or renovation of its facilities within 12 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105.1); and,
 - The School District understands that funds not released within 18 months of Apportionment shall be rescinded and the Application shall be denied (refer to Section 1859.90); and
 - The statements set forth in this Application and supporting documents are true and correct to the best of my knowledge and belief; and,
 - All school facilities purchased or newly constructed under the project for use by Pupils who are individuals with exceptional needs, as defined in Education Code Section 56026, shall be designed and located on the school site so as to maximize interaction between those individuals with exceptional needs and other Pupils as appropriate to the needs of both; and,
 - This form is an exact duplicate (verbatim) of the form provided by the OPSC. In the event a conflict should exist, the language in the OPSC form will prevail; and,
 - The School District understands that some or all of the State funding for the project must be returned to the State as a result of an audit pursuant to Sections 1859.105, 1859.105.1, 1859.106; and,
 - The School District has complied with the provisions of Sections 1859.76 and 1859.79.2 and that the portion of the project funded by the State does not contain work specifically prohibited in those Sections; and,
 - If the SFP grants will be used for the construction or Modernization of school facilities on leased land, the School District has entered into a lease agreement for the leased property that meets the requirements of Section 1859.22; and,
 - If the Application contains a "Use of New Construction Grant" request, the School District has adopted a school board resolution and housing plan at a public hearing at a regularly scheduled meeting of the governing board on _____ as specified in Sections 1859.77.2, or 1859.77.3, as appropriate. The School District's approved housing plan is as indicated (check all that apply):
 - ☐ 1. The School District will construct or acquire facilities for housing the Pupils with funding not otherwise available to the SFP as a School District match within five years of project approval by the SAB and the School District must identify the source of the funds. [Applicable for Sections 1859.77.2(a) and (b) and 1859.77.3(a) and (b)]
 - ☐ 2. The School District will utilize higher district loading standards providing the loading standards are within the approved School District's teacher contract and do not exceed 33:1 per classroom. [Applicable for Sections 1859.77.2(a) and (b) and 1859.73(a) and (b)]
 - ☐ 3. The Pupils requested from a different grade level will be housed in classrooms at an existing school in the School District which will have its grade level changed, to the grade level requested, at the completion of the proposed SFP project. [Applicable for Sections 1859.77.2(b) and 1859.77.3(b)].
 - If the School District requested additional funding for fire code requirements pursuant to Sections 1859.71.2 or 1859.78.4, the School District will include the automatic fire detection/alarm system and/or automatic sprinkler system in the project prior to completion of the project; and,
 - The School District has consulted with the career technical advisory committee established pursuant to Education Code Section 8070 and the need for vocational and career technical facilities is being adequately met in accordance with Education Code Sections 51224, 51225.3(b), and 51228(b), and 52336.1; and,
 - If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Sections 1859.71.3 or 1859.78.5, the plans and specifications exceed the nonresidential building energy-efficiency standards specified in Part 6 of Title 24 of the California Code of Regulations and the increased costs for the energy efficiency components in the project exceeds the amount of funding otherwise available to the School District; and,
 - If this Application is submitted after January 1, 2004 for Modernization funding, the School District has considered the potential for the presence of lead-containing materials in the Modernization project and will follow all relevant federal, state, and local standards for the management of any identified lead; and,
 - The School District has initiated and enforced an LCP that has been approved by the DIR, pursuant to Labor Code Section 1771.7, if the project is funded from Propositions 47 or 55 and the Notice to Proceed for the construction phase of the project is issued on or after April 1, 2003 and before January 1, 2012; and,
 - The School District has contracted with the DIR for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3(a) in effect on January 1, 2012 through June 19, 2014, if the construction contract was awarded on January 1, 2012 through June 19, 2014 and the School District has not obtained a waiver for the requirement, pursuant to Labor Code Section 1771.3(b) in effect on January 1, 2012 through June 19, 2014. The School District understands that if it fails to meet this requirement, it will be required to repay all state bond funds received including interest; and,
 - Beginning with the 2005/2006 fiscal year, the School District has complied with Education Code Section 17070.75(e) by establishing a facilities inspection system to ensure that each of its schools is maintained in good repair; and,
 - If this Application is submitted pursuant to Section 1859.180, the School District certifies that within six months of occupancy of the permanent classrooms, it will remove the replaced portables from the eligible school site and K-12 grade classroom use with the exception of schools described in Education Code Section 17079.30(c); and,
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**APPLICATION FOR FUNDING
SCHOOL FACILITY PROGRAM**

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- The School District has considered the feasibility of using designs and materials for the new construction or Modernization project that promote the efficient use of energy and water, maximum use of natural light and indoor air quality, the use of recycled materials and materials that emit a minimum of toxic substances, the use of acoustics conducive to teaching and learning, and the other characteristics of high performance schools; and,
 - If the School District is requesting an additional grant for high performance incentive funding, the School District governing board must have a resolution on file that demonstrates support for the high performance incentive grant request and the intent to incorporate high performance features in future facilities projects; and,
 - If this Application is submitted when there is Insufficient Bond Authority, the School District has adopted a school board resolution pursuant to Section 1859.95.1; and,
 - The School District will comply with all laws pertaining to the construction or Modernization of its school building; and,
 - If the School District marked the box for 'Yes' in Section 22 e. of this Application that it has or will include a project labor agreement, the use of a project labor agreement will be verified as part of the audit required in EC Section 41024. If it is determined that a project labor agreement was not used, the additional Local Share Adjustment Grant funding provided as a result of the points assigned to the project to determine the matching share percentage will be required to be returned, with interest (based on the interest rate earned in the Pooled Money Investment Account at the time of fund release) until funds are returned; and,
 - If the School District is requesting the Modernization supplemental grant for Minimum Essential Facilities pursuant to Section 1859.78.9.1 as part of this Application, the School District certifies that any classrooms displaced as a result of reconfiguration are replaced in the same plan set, or the School District certifies that the classrooms are not being replaced due to a demonstrated lack of need and the School District acknowledges that no adjustment to the School District's New Construction Eligibility will be made for the removal of these classrooms; and,
 - If this funding request is for the retrofit of kindergarten classrooms, the School District certifies that the classrooms did not meet design requirements for a kindergarten classroom at the time they were built or previously retrofitted to meet kindergarten standards; and,
 - If funding for new or retrofitted Transitional Kindergarten classrooms is being requested, the School District certifies that _____ classrooms were constructed or previously altered to meet the requirements for a kindergarten classroom; and,
 - With regards to providing Transitional Kindergarten instruction as pursuant to Section 1859.78.9.2, the School District certifies that the School District is currently or will provide Transitional Kindergarten at the project site.
- If the applicant is requesting an Additional Grant for CTE Components pursuant to Section 1859.78.10, the following conditions are met (check all that apply):
 - ☐ 1. The applicant has included the costs associated with the CTE component(s), as outlined in Section 1859.78.10(b)(2), in the scope of the work and certifies that these costs exceed the Modernization/Charter Rehabilitation funding available.
 - ☐ 2. The local educational agency operates a comprehensive high school and has an active career technical advisory committee.
 - ☐ 3. The applicant has included a copy of the plan score issued by the CDE, dated on or after July 3, 2024, verifying a minimum score of 105 points.
 - ☐ 4. The contracts for construction or acquisition of equipment were, or will be entered into on or after July 3, 2024.
 - As applicable, the district certifies that a Five-Year School Facilities Master Plan, pursuant to Education Code Section 17070.54, was approved by the governing board of the school district on _____ and was filed with OPSC on _____.
- Pursuant to SFP Regulation Section 1859.18(b), the district certifies that:
- ☐ There are no material changes to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, or
 - ☐ There has been a material change(s) to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, and an updated Master Plan or governing board resolution to acknowledge and address these changes has been included as a component of this application, or
 - ☐ This application is subject to an alternative Master Plan submittal timeline pursuant to SFP Regulation Section 1859.18.1 and a governing board resolution acknowledging any apportionment may be rescinded for failure to submit a valid Master Plan by the required timeline has been included as a component of this application.
- The School District acknowledges that if the Project and Construction Management Grant is requested pursuant to Education Code Sections 17078.35 and 17078.37, and the School District does not obtain project and/or construction management services from a County Office of Education, other Local Educational Agency with applicable school facilities construction expertise, applicable State Department, or a certified private construction consulting entity, or expend funds on these services, the total approved project costs will be reduced by the Project and Construction Management Grant and associated required matching share.

NAME OF DISTRICT REPRESENTATIVE (PRINT)

PHONE NUMBER

SIGNATURE OF DISTRICT REPRESENTATIVE

DATE

GENERAL INSTRUCTIONS

This form is used to request a preliminary Apportionment for new construction or Modernization of school facilities for Small School Districts. This Apportionment is available only to School Districts that meet the definition of a Small School District in Section 1859.2 for new construction projects. For Modernization projects, this Apportionment is available only to School Districts that have 2,500 or less Pupils in their District on their latest California Basic Education Data System (CBEDS) enrollment reporting. The Apportionment will be a reservation of funds for the project to allow time to receive the necessary approvals from other State entities and shall be converted to a Final Small School District Program Apportionment based on Sections 1859.157.4 through 1859.157.8.

If not previously submitted, a School District may file an application for Modernization funding by use of this form concurrently with a determination of or an adjustment to the School District's Modernization Eligibility in accordance with Section 1859.60. The School District must submit a determination of or an adjustment to the School District's new construction baseline eligibility upon request, in accordance with Regulation Sections 1859.20 or 1859.51, as applicable. The Board will only provide new construction funding if this form is submitted prior to the date of occupancy of any classrooms included in the construction contract. If the School District has a pending reorganization election that will result in the loss of eligibility for the proposed project, the School District must submit an adjustment to the School District's new construction baseline eligibility as required in Section 1859.51 upon request. This may be accomplished by completion and submittal of Form SAB 50-01, Form SAB 50-02, and Form SAB 50-03 for the current enrollment year. Failure to submit the requested Forms may result in the Office of Public School Construction (OPSC) returning the funding application to the School District unprocessed.

For purposes of Education Code Section 17073.25, the California Department of Education (CDE) is permitted to file Modernization applications on behalf of the California Schools for the Deaf and Blind.

Requests for funding may be made as follows:

- 1 A Preliminary Small School District Program Apportionment for new construction pursuant to Section 1859.157.1. School Districts may apply for a Preliminary Small School District Program Apportionment for the design and/or for site acquisition on the same project. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02, and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE or a final site approval letter from the CDE (site Apportionment only).
 - Real estate appraisal of property with valuation date within six months of the Form SAB 50-12 submittal, may be preliminary (site Apportionment only).
 - Relocation cost estimate (if requested).
 - Department of Toxic Substances Control (DTSC) cost estimate (if requested).
 - Hazardous waste removal cost estimate (if requested).
 - Cost benefit analysis as prescribed in Section 1859.74.6 or a copy of the Board findings that the non-school function on the district-owned site must be

relocated (if applicable).

If the School District is requesting a Preliminary Small School District Program Apportionment for new construction funding after the initial baseline eligibility was approved by the Board and the School District's current CBEDS enrollment reporting year is later than the enrollment reporting year used to determine the School District's baseline eligibility or adjusted eligibility, the School District must complete a new Form SAB 50-01 based on the current year CBEDS enrollment data, and submit it to OPSC with this form. The School District must also update its eligibility by separation of Special Day Class as provided in Section 1859.2 for Non-Severely Disabled Individual with Exceptional Needs and Severely Disabled Individual with Exceptional Needs from regular TK-12 grade level Pupils by submitting a revised Form SAB 50-02 and Form SAB 50-03, if it has not already done so. In addition, if the School District's request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, the School District must update the Alternative Enrollment Projection to correspond with the CBEDS enrollment data for the current year. A Small School District with 2,500 or less enrollment as defined in Section 1859.2 will not have its eligibility reduced for a period of five years from the date the School District's baseline eligibility was approved by the Board as a result of reduction in projected enrollment.

- 2 A Preliminary Small School District Program Apportionment for Modernization pursuant to Section 1859.157.2. For purposes of this Apportionment, the Form SAB 50-03 must accompany this form (if not previously submitted).

A complete list of the application submittal guidelines can be found on OPSC's website.

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

SAB 50-12 (New 02/26)

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SPECIFIC INSTRUCTIONS

The School District must assign a Project Tracking Number (PTN) to this project. The same PTN is used by OPSC, the Division of the State Architect (DSA) and CDE for all project applications submitted to those agencies to track a particular project through the entire state application review process. If the School District has already assigned a PTN to this project by prior submittal of an application to either DSA or CDE for approval, the School District must use that PTN for this application submittal. If no PTN has been previously assigned for this project, a PTN may be obtained through OPSC Online.

1. Type of Application

Check the appropriate box that indicates the type of request the School District is requesting with this form.

- a. If the School District is requesting upfront funding for either site and/or design in a new construction project or requesting upfront funding for design in a Modernization project, check the appropriate box in addition to the box for the Preliminary Small School District Program Apportionment above.

2. Type of Project

- a. Select the type of project that best represents this application request and enter the total number of Pupils assigned to the project for each grade group.
- b. Check the box if the project is eligible for funding for 50 year or older permanent buildings and report, at the option of the School District:
- The total number of eligible classrooms or the total eligible Square Footage of building area at the site. Refer to Section 1859.78.6(b)(1)(A) or (b)(2)(A). Or,
 - The total number of permanent Classrooms or the total permanent Square Footage of building area that is at least 50 years old and not been previously modernized with state funds. Refer to Section 1859.78.6(b)(1)(B) or (b)(2)(B).
 - Enter the greater percentage as calculated under Regulation Section 1859.78.6(b)(1)(C) or Regulation Section 1859.78.6(b)(2)(C).
 - If this project includes eligible 50 year or older Pupil grants, enter the appropriate number assigned to the project for each grade group. The number of Pupils entered cannot exceed the cumulative number of 50 year or older permanent buildings Pupil grants requested for all Modernization funding applications for the site as determined by using the percentage factor above.
- c. If this request includes Pupil grants generated by an Alternative Enrollment Projection Method, enter the number of Pupils by grade level.
- d. Check the box if the project may be eligible for funding for 75 Years or Older Buildings and report the following, if applicable:
- The estimated total number of eligible Classrooms and/or the estimated total eligible Square Footage of building area being demolished. Refer to Section 1859.78.7.1.
 - The estimated total number of eligible Classrooms and/or the

estimated total eligible Square Footage of building area being constructed. Refer to Section 1859.78.7.1.

- Enter the appropriate number of Pupils assigned to the project for each grade group. The estimated number of Pupils entered cannot exceed the cumulative number of Pupil grants requested in Section 2a. and is determined by using the calculations in Section 1859.78.7.1(b), (c), and (d) percentage factor above.
- e. Indicate if this request is for funding of a 6–8 school and/or an Alternative Education School.
- f. Indicate the site scenario that best represents the project request.

3. Number of Classrooms/Useable Acres

Enter the:

- Estimated number of Classrooms in the proposed project.
- Existing Useable Acres (if addition to existing site).
- Estimated Proposed Useable Acres to be acquired for the project.

4. Type of Financial Hardship Request

If the School District is requesting Financial Hardship assistance because it is unable to meet its matching share requirement on this application, the School District must check the box and comply with the requirements of Section 1859.81.

5. Preliminary Small School District Program Apportionment – New Construction Only

Check the appropriate box(es) if the School District is planning to request the item listed as part of the Final Small School District Program Apportionment. All remaining item requests that are not released as part of the Preliminary Small School District Program Apportionment, but are made on this form, will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.157.1 for eligibility criteria and further details. The School District may be required to submit supporting documentation to substantiate any of the requests being made. Enter the:

- a. Estimated amount of therapy area in square feet as provided in Section 1859.72.
- b. Check the box if the applicant is requesting additional funding due to multilevel construction. See Section 1859.157.1(a)(4).
- c. Check the box if the School District is planning to request project assistance grant pursuant to Section 1859.73.1.
- d. Check the box if the School District is planning to request the Project and Construction Management Grant pursuant to Section 1859.157.1(b).
- e. Site Acquisition
Enter either:
1) Enter the estimated 50 percent amount of the actual cost, or
2) Enter 50 percent of the appraised value or the preliminary appraised value or the Median Cost of the property. See Section 1859.157.1(a). If the purchase price of the site is being determined using the Median Cost of the General Location enter the nearest street intersection to the school site. **200**

Enter the following:

3) To determine an allowance for relocation cost and DTSC cost, the applicant may request 15 percent of the property value determined above or specific historic values of these costs. See Section 1859.157.1(a)(6)(B)(3.). If specific or historic values are reported, the applicant must submit appropriate documentation to support the amount reported.

4) Enter 50 percent of the amount allowable for hazardous material/waste removal and/or remediation for the site acquired pursuant to Sections 1859.74.2, 1859.74.3, 1859.74.4, 1859.75.1 or 1859.81.1. This amount may not exceed the limit set in Section 1859.157.1(a)(6)(B)(5.). If a Response Action (RA) is required, check the box.

If the project the School District is planning to request SFP funding for does not require an RA, refer to Section 1859.74. If the project the School District is planning to request SFP funding for may require an RA on a site that is not leased or an addition to an existing site, refer to Section 1859.74.2. If the project the School District is planning to request SFP funding for may require an RA on a leased site or an addition to an existing site, refer to Sections 1859.74.3 or 1859.74.4, respectively. The limitation of 50 percent may be exceeded when unforeseen circumstances exist. CDE determines that the site is the best available site, and the School District must submit substantiation that the costs are the minimum required to complete the evaluation and RA.

A project that received site acquisition funds under the Lease-Purchase Program (LPP) as a priority two project is not eligible for site acquisition funds under the SFP. A School District-owned site acquired with LPP, SFP or Proposition 1A funds is not eligible for funding under Section 1859.74.5.

- f. To determine an allowance for site development, the applicant may request 50 percent of a specific or historic value of the estimated costs pursuant to Section 1859.157.1(a)(7)(A) or Section 1859.157.1(a)(7)(B), or \$70,000 per proposed Usable Acres requested on the Form SAB 50-12 pursuant to Section 1859.157.1(a)(7)(C), or 35 percent of the New Construction base grant. If specific or historic estimated costs are used, the applicant must submit appropriate cost estimate of the proposed work conforming to Section 1859.76.

In addition, check the box if the applicant is requesting General Site Development pursuant to Section 1859.157.1.

- g. If the School District is planning to request an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(a), enter the estimated percentage amount of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.71.3(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete request for Final Small School District Program Apportionment.
- h. Check the box(es) if the School District plans to request additional funding for fire code requirements authorized in Section 1859.71.2.

6. Preliminary Small School District Program Apportionment Modernization Only

Check the appropriate box(es) if the School District is planning to request the item listed as part of the Final Small School District Program Apportionment. All remaining item requests that are not released as part of the Preliminary Small School District Program Apportionment, but are made on this form, will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.157.2 for eligibility criteria and further details.

- a. Check the box if the School District is planning to request project assistance grant pursuant to Section 1859.78.2.
- b. Check the box if the School District is planning to request the Project and Construction Management Grant pursuant to Section 1859.157.2(b).
- c. If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(a), enter the estimated percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.78.5(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete request for Final Small School District Program Apportionment. If the School District does not have an estimate available, the School District can enter five percent of the New Construction or Modernization Grant amount for the projects eligible service-site development, off-site development, and utilities costs.
- d. Check the box if the School District plans to request an additional grant for site development utility costs necessary for the Modernization of 50 years or older permanent building(s) pursuant to Section 1859.78.7(b) for 20 percent of funding authorized by Section 1859.78.6.
- e. Check the box if the School District requests an additional grant for site development costs necessary for the replacement of a 75 Years or Older Building for either 35 percent of the grant determined by Section 1859.78.7.1 (b) and (d) or enter 60 percent of the eligible costs allowable pursuant to Section 1859.78.7.1(e), if not already provided under the provisions pursuant to Section 1859.78.7(a).
- f. Check the box(es) if the School District plans to request additional funding for fire code requirements pursuant to Section 1859.78.4.
- g. Check the box if the School District is planning to request an Additional Grant for a Minimum Essential Facility pursuant to Section 1859.78.9.1. Check the box for the type of facility the School District is anticipating requesting (if the facility is a hybrid facility, select 'Hybrid' and indicate the type of facility on the line provided) and indicate the estimated amount of eligible Toilet and Other Square Footage to be constructed in the project. Check the appropriate box depending on whether the anticipated Minimum Essential Facility in the project is permanent or portable construction. Check the box if the School District is planning to request an additional grant for Site Development pursuant to Section 1859.78.9.1. The School District may request 35 percent of the Minimum Essential Facility supplemental grant or enter 60 percent of the

amount calculated pursuant to Section 1859.78.9.1 (b)(7) or 1859.78.9.1 (c)(7).

- h. 1) Check the box if the School District is planning to request an Additional Grant for the construction of a new Transitional Kindergarten classroom(s) and/or retrofit of an existing school facility to be a Transitional Kindergarten classroom(s). Check the appropriate boxes if the School District is planning to augment the grant with additional supplemental grants respective of the Transitional Kindergarten Classroom project scope. Check the box if the School District is planning to request an additional grant for Site Development pursuant to Regulation Section 1859.78.9.2. The School District may choose to request 35 percent of the Transitional Kindergarten supplemental grant, or enter 60 percent of minimum work amount, pursuant to Regulation Section 1859.78.9.2(c)(4) or 1859.78.9.2(c)(5)(A).
- 2) The information needed to complete this section is based on the latest CBEDS enrollment data. Applications filed on or after November 1st must include the current school year enrollment data. Enter the CBEDS enrollment for grades TK-3 at the school site the current year and the three prior years' TK-3 enrollment, as appropriate.

Requests for funding shall include the following:

- Site map that includes labelling of all facilities and their current use, and identifies all Classrooms constructed or previously retrofitted to house kindergarten students.
 - Narrative that explains the current Classroom and facility usage at the site, what the Small School District plans to do with the project, and the resulting usage at the completion of the project.
- i. If the School District is requesting an Additional Grant for Career Technical Education (CTE) Components pursuant to Section 1859.78.10, **check the box for five percent to reserve the maximum grant amount allowable pursuant to (b)(1) or check the box and enter 60 percent of the estimated costs for the eligible CTE component(s) in the entire Modernization application pursuant to (b)(2).**

7. Additional Project Information – Excessive Cost Hardship Request

Check the appropriate box(es) if the School District is planning to request an excessive cost hardship for the item listed as part of the Final Small School District Program Apportionment. The requests will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.83 for eligibility criteria.

Requests for excessive cost grants for accessibility requirements are allowed only if required by DSA. At the School District's option, the School District may request three percent of the Modernization base grant or enter the amount calculated pursuant to Regulation Section 1859.83(f). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements. If the request is for the excessive cost grant for a new Alternative Education school pursuant to Section 1859.83(c)(2) and the School District elects to request less than the maximum allowance, the School District must submit a letter along with application indicating the requested amount.

8. Prior Apportionment

If the School District received a separate Apportionment for the project under the SFP for either site and/or design, enter the application number of the project. Failure to report this information may delay the processing of the application by OPSC.

9. Alternative Developer Fee

The School District must report certain alternative fees collected pursuant to Government Code Section 65995.7, as of the date of application submittal to OPSC. Refer to Section 1859.77 for details. School Districts are advised that OPSC may perform an audit of the developer fees collected prior to application approval by the Board.

10. Adjustment to New Construction Baseline Eligibility

Pursuant to Section 1859.51 certain adjustments to the District's new construction baseline eligibility must be made each time a School District submits an application for funding, to OPSC for SFP New Construction or Modernization Grants. These adjustments are made by OPSC based on information reported by the School District on this form.

- Report all Classroom(s) provided after the School District submitted its request for determination of its new construction baseline eligibility for the grades shown, or indicate N/A if there are none. Refer to Section 1859.51(i).
- In the additional Classroom column, indicate the number of additional net Classrooms provided if not previously reported.
- In the replacement Classroom column, indicate the number of Classrooms that were included in the determination of the School District's New Construction Eligibility pursuant to Education Code Section 17071.75 and replaced in a locally funded project.
- Enter the date the initial construction contract was signed for additional or replacement Classrooms.

11. Pending Reorganization Election – New Construction Only

Complete only for new construction projects. Indicate if there is a pending reorganization election that will result in a loss of eligibility for this project. If the answer is "yes", the School District must complete Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03, to adjust the School District's New Construction Eligibility as a result of the reorganization and submit them with this form.

12. Joint-Use Facility/Leased Property

Check the box if:

- a. The facilities to be constructed/modernized as part of this project will be for joint use by other governmental agencies.
- b. The New Construction or Modernization Grants will be used for facilities located or to be located on leased property.

13. Local Funding Adjustment Grant

Enter estimated amounts for each of the following:

- a. The School District's total assessed valuation, pursuant to Section 1859.70.5(a)(1). The School District must provide a letter from the county

auditor-controller that certifies the School District's total assessed valuation.

- b. The School District's gross bonding capacity, rounded to the nearest whole dollar. To calculate this, take the total assessed valuation and multiply that by 1.25 percent for non-unified School Districts or 2.5 percent for unified School Districts, rounded to two decimal places.
- c. The School District's unduplicated Pupil percentage as determined for purposes of the local control funding formula pursuant to Education Code Section 42238.02, rounded to two decimal places.
- d. The School District's Pupil enrollment, pursuant to Section 1859.70.5(a)(3) based on the latest CBEDS enrollment data as it would have been reported using the criteria in Parts A, C and D of the Form SAB 50-01. Applications filed on or after November 1 must include the current school year enrollment.
- e. Check Yes or No to indicate whether the project includes the use of a Project Labor Agreement for this application. If the School District indicates it intends to have a Project Labor Agreement, but does not yet, it will be audited for compliance and the funding will be adjusted accordingly if it does not have a Project Labor Agreement.

14. Project Progress Dates

- a. Enter the date(s) the construction contract(s) was awarded for this project(s). If a construction contract has not been executed, enter N/A. (If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
- b. Enter the issue date(s) for the Notice to Proceed for the construction phase of the project, or enter N/A if a Notice to Proceed has not been issued.

15. Prevailing Wage Monitoring and Enforcement Costs

If the construction contract(s) for this project was awarded on January 1, 2012 through June 19, 2014, check the appropriate box to indicate which of the following methods was or is being used to meet the requirement for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- DIR Public Works administration and enforcement
- A collective bargaining agreement that meets the criteria set forth in Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.

16. Construction Delivery Method

Check the box that best represents the construction delivery method that the School District has or will use for this project, if known.

17. Certification

The District Representative must complete this section. For additional information regarding School District certifications, refer to the SFP handbook located on OPSC website at www.dgs.ca.gov/opsc.

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

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f. Site Development

- ☐ 50 percent of specific or historical cost: \$ _____
- ☐ \$70,000 per proposed usable acre
- ☐ 35 percent of New Construction base grant
- ☐ General Site

g. ☐ Percentage Above Energy Efficiency for each building: _____
Energy Code Compliance Approach Used (select one):

- ☐ Prescriptive Only
- ☐ Prescriptive/Performance
- ☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

- h. ☐ Automatic Fire Detection/Alarm System**
- ☐ Automatic Sprinkler System

6. Preliminary Small School District Program Apportionment - Modernization Only

- a. ☐ Project Assistance
- b. ☐ Project and Construction Management
- c. ☐ Percentage Above Energy Efficiency for each building: _____
Energy Code Compliance Approach Used (select one):
- ☐ Prescriptive Only
- ☐ Prescriptive/Performance
- ☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

- d. ☐ Site Development (utilities) – 50 Years or Older Buildings
- e. ☐ Site Development—75 Years or Older pursuant to 1859.78.7.1:
☐ 35 percent of base grant pursuant to 1859.78.7.1(b) and (d); or
☐ 60 percent of minimum work \$ _____

- f. ☐ Automatic Fire Detection/Alarm System

- g. ☐ Minimum Essential Facility**
- ☐ Multipurpose
- ☐ Gymnasium
- ☐ Library
- ☐ Kitchen
- ☐ Hybrid: _____

Toilet (sq. ft.): _____

Other (sq. ft.): _____

Construction Type

- ☐ Permanent
- ☐ Portable

- ☐ Site Development pursuant to Section 1859.78.9.1
- ☐ 35 percent of supplemental grant; or
- ☐ 60 percent of minimum work \$ _____

h. 1) Transitional Kindergarten Classroom(s)

- ☐ New Construction
Number of Classroom(s): _____
- ☐ Automatic Fire Detection/Alarm System
- ☐ Automatic Sprinkler System
- ☐ Multilevel Classrooms(s) Construction: _____
- ☐ Retrofit

Number of Classroom(s): _____

- ☐ Automatic Fire Detection/Alarm System
- ☐ 50-year-old utilities

- ☐ Site Development pursuant to Section 1859.78.9.2

- ☐ 35 percent of supplemental grant; or
- ☐ 60 percent of minimum work \$ _____

h. 2) Enrollment Data for Site

	3rd Prev.	2nd Prev.	Previous	Current
Grade	L	L	L	L
TK				
K				
1				
2				
3				
TOTAL	0	0	0	0

i. Career Technical Education Components☐ 5 percent of Modernization Grant pursuant to 1859.78.10(b)(1); or☐ 60 percent of OPSC-approved costs pursuant to 1859.78.10(b)(2)

\$ _____

7. Additional Project Information – Excessive Cost Hardship Request**New Construction Only**

- ☐ Geographic Percent Factor: _____ %
- ☐ New School Project [Section 1859.83(c)(1)]
- ☐ New School Project [Section 1859.83(c)(2)]
- ☐ Small Size Project
- ☐ Urban/Security/Impacted Site:
If a new site, \$ _____ per Useable Acre [Section 1859.83(d)(2)(C)]

Modernization Only

- ☐ Geographic Percent Factor: _____ %
- ☐ Small Size Project
- ☐ Urban/Security/Impacted site
- ☐ Accessibility/Fire Code
- ☐ 3 percent of base grant; or
- ☐ 60 percent of minimum work \$ _____
- ☐ Number of 2-Stop Elevators: _____
- ☐ Number of Additional Stops: _____

8. Prior Apportionment

Site/Design—New Construction: 50/ _____

Design—Modernization: 57/ _____

9. Alternative Developer Fee—New Construction Only

Alternative developer fee collected and reportable pursuant to

Regulation Section 1859.77: \$ _____

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

SAB 50-12 (New 02/26)

10. Adjustment to New Construction Baseline Eligibility

Classroom(s) provided:

Additional Replacement

TK-6: TK-6:

7-8: 7-8:

9-12: 9-12:

Non-Severe: Non-Severe:

Severe: Severe:

Construction Contract(s) for the project signed on:

11. Pending Reorganization Election – New Construction Only☐ Yes ☐ No**12. Joint-Use Facility/Leased Property**a. ☐ Joint-Use Facilityb. ☐ Leased Property**13. Local Funding Adjustment Grant**

a. Total Assessed Valuation: _____

b. School District's gross bonding capacity, (rounded to the nearest whole dollar): _____

c. School District's unduplicated Pupil percentage, rounded to two decimal places: _____ %

d. School District's enrollment: _____

e. Does this project include the use of a Project Labor Agreement?

☐ Yes ☐ No**14. Project Progress Dates**a. Construction Contract(s) awarded on: _____
(If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)

b. Notice(s) to Proceed issued on: _____

15. Prevailing Wage Monitoring and Enforcement Costs

If the Construction Contract(s) was awarded on January 1, 2012 through June 19, 2014, please indicate which monitoring requirement was or is being used, pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

☐ DIR Public Works administration and enforcement☐ DIR approved District LCP☐ Collective bargaining agreement, pursuant to Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.**16. Construction Delivery Method**☐ Design-Bid-Build☐ Design-Build☐ Developer Built☐ Lease Lease-Back☐ Energy Performance Contract☐ This project includes or will include piggyback contract(s) as defined in Section 1859.2☐ Other: _____**17. Certification**

I certify, as the District Representative, that the information reported on this form is true and correct and that:

- I am an authorized representative of the School District as authorized by the governing board of the School District; and,
- A resolution or other appropriate documentation supporting this application under Chapter 12.5, Part 10, Division 1, Article 11, commencing with Section 17070.10, et. seq., of the Education Code was adopted by the School District's governing board or the designee of the Superintendent of Public Instruction on, _____; and,
- The School District will establish a "Restricted Maintenance Account" for exclusive purpose of providing ongoing and major maintenance of school buildings and has developed an ongoing and major maintenance plan that complies with and is implemented under the provisions of Education Code Section 17070.75 and 17070.77 (Refer to Sections 1859.100 through 1859.102); and,
- The School District has or will consider the feasibility of the joint use of land and facilities with other governmental agencies in order to minimize school facility costs; and,
- If this funding request is for the Modernization of a Portable Classroom(s) eligible for an additional Apportionment pursuant to Education Code Section 17073.15, the School District certifies that (check the applicable box below):
 - ☐ 1. The state Modernization funds will be used to replace the Portable Classroom(s) and permanently remove the displaced Portable Classroom(s) from the Classroom use within six months of the filing of the Notice of Completion for the project; or,
 - ☐ 2. It has provided documentation to the Office of Public School Construction which indicates that modernizing the Portable Classroom(s) eligible for an additional Apportionment is better use of public resources than the replacement of these facilities.
- All contracts entered on or after November 4, 1998 for the service of any architect structural engineer or other design professional for any work under the project have been obtained pursuant to a competitive process that is consistent with the requirements of Chapter 10 (commencing with Section 4525) of Division 5, of Title 1, of the Government Code; and,
- If this request is for new construction funding, the School District has received approval of the site and the plans from CDE. Plan approval is not required if request is for separate design Apportionment; and,
- The School District has or will comply with the Public Contract Code regarding all laws governing the use of force account labor; and,
- This School District has or will comply with Education Code Section 17076.11 regarding at least a 3 percent expenditure goal for disabled veteran business enterprises; and,
- The School District matching funds are required or will be required to be met pursuant to Sections 1859.77.1 or 1859.79 and either need to be expended by the School District, deposited in the County School Facility Fund, or will need to be expended by the School District prior to the notice of completion for the project
- The School District acknowledges this request has or will be subject to the material inaccuracy penalty provisions in Section 1859.104.1; and
- All school facilities purchased or newly constructed under the project for use by Pupils who are individuals with exceptional needs, as defined in Education Code Section 56026, shall be designed and located on the school site so as to maximum interaction between those individuals with exceptional needs and other Pupils as appropriate to the needs of both; and,
- This form is an exact duplicate (verbatim) of the form provided by the OPSC. In the event a conflict should exist, the language in the OPSC form will prevail; and,
- The School District understands that some or all the State funding for the project must be returned to the State as a result of an audit pursuant to

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

SAB 50-12 (New 02/26)

Section 1859.157.5; and,

- The School District has or will comply with the provisions of Sections 1859.76 and 1859.79.2 and that the portion of the project funded by the State does not contain work specifically prohibited in those Sections; and,
- If the Preliminary Small School District Program Apportionment is requested for the construction of school facilities on leased land, the School District has or will enter into a lease agreement for the leased property that meets the requirements of Section 1859.22; and,
- If the Application contains a "Use of New Construction Grant" request, the School District has adopted a school board resolution and housing plan at a public hearing at a regularly scheduled meeting of the governing board on _____ as specified in Sections 1859.77.2, or 1859.77.3, as appropriate. The School District's approved housing plan is as indicated (check all that apply):
 - ☐ 1. The School District will construct or acquire facilities for housing the Pupils with funding not otherwise available to the SFP as a School District match within five years of project approval by the SAB and the School District must identify the source of the funds. [Applicable for Sections 1859.77.2(a) and (b) and 1859.77.3(a) and (b)]
 - ☐ 2. The School District will utilize higher School District loading standards providing the loading standards are within the approved School District's teacher contract and do not exceed 33:1 per classroom. [Applicable for Sections 1859.77.2(a) and (b) and 1859.73(a) and (b)].
 - ☐ 3. The Pupils requested from a different grade level will be housed in Classrooms at an existing school in the School District which will have its grade level changed, to the grade level requested, at the completion of the proposed SFP project. [Applicable for Sections 1859.77.2(b) and 1859.77.3(b)].
- If the School District requests a reservation now and is planning to request additional funding for fire code requirements pursuant to Sections 1859.71.2 or 1859.78.4 at the time of conversion, the School District understands that they will need to include the automatic fire detection/alarm system and/or automatic sprinkler system in the project prior to completion of the project and on the conversion Form SAB 50-04 application; and,
- The School District has or will receive the necessary approval of the plans and specifications from the Division of the State Architect; and,
- If the School District is requesting site acquisition funds as part of this application, the School District has or will comply with Sections 1859.74 through 1859.75.1 as appropriate; and,
- The School District understands that the lack of substantial progress toward increasing the Pupil capacity or renovation of its facilities within 18 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105); and,
- The School District has or will utilize the Preliminary Small School District Program Apportionment for new construction or Modernization purposes; and,
- The statements set forth in this application and supporting documents are true and correct to the best of my knowledge and belief; and,
- The School District has consulted with the career technical advisory committee established pursuant to Education Code Section 8070 and the need for vocational and career technical facilities is being adequately met in accordance with Education Code Sections 51224, 51225.3(b), and 51228(b), and 52336.1; and,
- If the School District is requesting a reservation now and is planning to request an Additional Grant for Energy Efficiency pursuant to Sections 1859.71.3 or 1859.78.5 at the time of conversion, the plans and specifications exceed the nonresidential building energy-efficiency standards specified in Part 6 of Title 24 of the California Code of Regulations and the increased costs for the energy efficiency components in the project must exceed the amount of funding otherwise available to the School District at the time the conversion Form SAB 50-04 application is reviewed; and,
- If this application is submitted after January 1, 2004 for Modernization

funding, the School District has or will consider the potential for the presence of lead-containing materials in the modernization project and will follow all relevant federal, state, and local standards for the management of any identified lead; and,

- The School District has initiated and enforced an LCP that has been approved by the DIR, pursuant to Labor Code Section 1771.7, if the project is funded from Propositions 47 or 55 and the Notice to Proceed for the construction phase of the project is issued on or after April 1, 2003 and before January 1, 2012; and,
- The School District has contracted with the DIR for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3(a) in effect on January 1, 2012 through June 19, 2014, if the construction contract was awarded on January 1, 2012 through June 19, 2014 and the School District has not obtained a waiver for the requirement, pursuant to Labor Code Section 1771.3(b) in effect on January 1, 2012 through June 19, 2014. The School District understands that if it fails to meet this requirement, it will be required to repay all state bond funds received including interest; and,
- Beginning with the 2005/2006 fiscal year, the School District has or will comply with Education Code Section 17070.75(e) by establishing a facilities inspection system to ensure that each of its schools is maintained in good repair; and,
- The School District has or will consider the feasibility of using designs and materials for the new construction or modernization project that promote the efficient use of energy and water, maximum use of natural light and indoor air quality, the use of recycled materials and materials that emit a minimum of toxic substances, the use of acoustics conducive to teaching and learning, and the other characteristics of high performance schools; and,
- The School District has or will comply with all laws pertaining to the construction or Modernization of its school building.
- If the School District marked the box for 'Yes' in Section 14e. of this application that it has or will include a project labor agreement, the use of a project labor agreement will be verified as part of the audit required in EC Section 41024. If it is determined that a project labor agreement was not used at the time of conversion, any additional Local Share Adjustment Grant funding provided as a result of the points assigned to the project to determine the matching share percentage would be required to be returned, with interest (based on the interest rate earned in the Pooled Money Investment Account at the time of fund release) until funds are returned.
- If the School District is requesting a reservation now and is planning to request the Modernization supplemental grant for Minimum Essential Facilities pursuant to Section 1859.78.9.1 as part of this Application, the School District certifies that any Classrooms displaced or that will be displaced as a result of reconfiguration will be replaced in the same plan set, or the School District certifies that the Classrooms will not be replaced due to a demonstrated lack of need and the School District acknowledges that no adjustment to the School District's New Construction Eligibility would be made for the removal of these Classrooms; and,
- If this funding request is requesting a reservation now and is planning to request for the retrofit of kindergarten classrooms, the School District certifies that the classrooms did not or will not meet design requirements for a kindergarten classroom at the time they were built or previously retrofitted to meet kindergarten standards; and,
- If this funding request is requesting a reservation now and is planning to request for new or retrofitted Transitional Kindergarten classrooms, the School District certifies that _____ classrooms were or will be constructed or previously altered to meet the requirements for a kindergarten classroom; and,
- With regards to providing Transitional Kindergarten instruction as pursuant to Section 1859.78.9.2, the School District certifies that the School District is currently or will provide Transitional Kindergarten at the project site; and,
- The School District understands that if the submittal of this Application for a Preliminary Small School District Program Apportionment will result in the need for a return of an Application with the same scope of work that was previously submitted to OPSC prior to the effective date for the Small School District Program, the School District is responsible for

ensuring that they comply with Section 1859.107 for the return of the

Application with the same scope of work. Failure to report this information may result in a delay for the processing of this Application by OPSC and/or the return of this Application unprocessed by OPSC; and,

- The School District understands that an offset for prior funding received on a previously funded new construction site and/or design or Modernization design application that is indicated in this application will occur on either the Preliminary Small School District Program Apportionment or the Final Small School District Program Apportionment to adjust for prior funding that was previously received by the School District for the same scope of work being completed.
- The School District understands that when the Preliminary Small School District Program Apportionment is converted to a Final Small School District Program Apportionment, the funding available for the Final Small School District Program Apportionment will be subject to the provisions of Sections 1859.157.7 and 1859.157.8; and,
- The School District has or will comply with the reporting requirements in Section 1859.158 and shall annually hold, at a regularly scheduled meeting of the School District's governing board, a public hearing to discuss, and receive public comment regarding the report(s); and,
- The School District understands that if the Project and Construction Management Grant is requested pursuant to 1859.157.1 or 1859.157.2, and the School District does not obtain project and/or construction management services from a County Office of Education, other Local Educational Agency with applicable school facilities construction expertise, applicable State Department, or a certified private construction consulting entity, or expend funds on these services, the total approved project costs will be reduced by the Project and Construction Management Grant and associated required matching share.
- As applicable, the district certifies that a Five-Year School Facilities Master Plan, pursuant to Education Code Section 17070.54, was approved by the governing board of the school district on _____ and was filed with OPSC on _____. Pursuant to SFP Regulation Section 1859.18(b), the district certifies that:
 - ☐ There are no material changes to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, or
 - ☐ There has been a material change(s) to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, and an updated Master Plan or governing board resolution to acknowledge and address these changes has been included as a component of this application, or
 - ☐ This application is subject to an alternative Master Plan submittal timeline pursuant to SFP Regulation Section 1859.18.1 and a governing board resolution acknowledging any apportionment may be rescinded for failure to submit a valid Master Plan by the required timeline has been included as a component of this application.

NAME OF DISTRICT REPRESENTATIVE (PRINT)

PHONE NUMBER

SIGNATURE OF DISTRICT REPRESENTATIVE

DATE

ATTACHMENT 1

REPORT OF THE EXECUTIVE OFFICER State Allocation Board Meeting, February 25, 2026

PROPOSED EMERGENCY REGULATORY AMENDMENTS FOR THE SCHOOL FACILITY PROGRAM

PURPOSE OF REPORT

To present the State Allocation Board (Board) with recommendations for the adoption of School Facility Program (SFP) regulatory amendments, on an emergency basis, for the Kindergarten through Grade 12 Schools and Local Community College Public Education Facilities Modernization, Repair, and Safety Bond Act of 2024 (Proposition 2), which was approved by a majority of California's voters on November 5, 2024. These proposed amendments are related to the implementation of the Small School District Program (Program).

AUTHORITY

See Attachment A.

DESCRIPTION

To implement Proposition 2 provisions, the Office of Public School Construction (OPSC) conducted multiple stakeholder meetings to discuss and receive feedback on proposed regulatory amendments resulting from statutory additions and amendments to Education Code (EC). At several of these stakeholder meetings, OPSC introduced proposed concepts and regulations for the Program.

Based upon staff proposals at these stakeholder meetings and the feedback received, OPSC determined that the proposed regulatory amendments related to this topic are able to move forward for Board consideration after some minor adjustments to the version presented in the most recent stakeholder meeting, which are summarized in the Staff Analysis/Statements component of this item.

This item seeks Board approval of staff's recommendation to adopt the proposed regulatory amendments to the SFP regulations to implement and align with new statutory requirements pursuant to the provisions of Proposition 2. This item also seeks Board approval of staff's recommendation to adopt the new *Application for Small School District Program Preliminary Apportionment* (Form SAB 50-12) to align with the proposed regulatory amendments.

BACKGROUND

The passage of Proposition 2 made numerous changes to the SFP that are applicable to applications received on or after October 31, 2024. Staff held six stakeholder meetings for the proposed regulatory amendments presented in this item, on February 13, April 17, June 26, September 18, December 10, 2025, and January 29, 2026. This item includes the seventh set of proposed regulatory amendments for the Board's consideration to implement Proposition 2 provisions

BACKGROUND (cont.)

for applications received on or after October 31, 2024. Additional proposed amendments will be presented at future Board meetings.

Below is an overview of the relevant Proposition 2 statute.

Small School District Program

EC Article 11.5, comprised of EC Sections 17078.35, 17078.36, 17078.37, and 17078.38, was made operative with passage of Proposition 2 to allow the Board to provide a preliminary application process, preliminary apportionment, separate design grants, project assistance grants, and project and construction management grants to Small School Districts (Districts) that meet eligibility requirements and have an enrollment of 2,500 or fewer pupils. The following is a summary of the new statutes:

EC Section 17078.35 defines the following terms for the purposes of Article 11.5:

- “Final Apportionment” has the same meaning as “apportionment” as defined in subdivision (a) of EC Section 17070.15, which is “an allocation of funds for the purpose of eligible new construction, modernization, or hardship approved by the [State Allocation Board] for an applicant school district.”
- “Preliminary Application” means an application for a preliminary apportionment.
- “Preliminary Apportionment” means a reservation of bond authority for eligible applicants in advance of full compliance with all the application requirements otherwise required for an apportionment under the SFP.
- “Project and Construction Management Grant” means a grant for purposes of obtaining the services from a county office of education, other local educational agency with applicable school facilities construction expertise, applicable state department, or a certified private construction consulting entity from a list established by the California Department of Education (CDE) pursuant to EC Section 17078.47(d)(2), to assist with the planning, site acquisition, preconstruction, construction, and closeout of a project.
- “Small School District” is a school district, as defined in EC Section 17070.15, with an enrollment of fewer than 2,501 pupils. “Fewer than 2,501 pupils” is equal to “2,500 or fewer pupils,” the phrasing used in this discussion. The term “School District” is defined in EC Section 17070.15(q) to mean a School District or a County Office of Education.

EC Section 17078.36 states that all SFP provisions apply to the Program except for provisions that expressly conflict with provisions in Article 11.5. This section also specifies that projects funded under Article 11.5 shall not exceed the amounts made available under Proposition 2. EC Sections 101412(a)(1)(A) and (a)(2)(A) authorize up to ten percent of the amounts allocated in Proposition 2 to New Construction and Modernization to be available for the Program. At its January 22, 2025 meeting, the Board set aside the full ten percent of New Construction and

BACKGROUND (cont.)

Modernization bond authority for the Program: \$330 million for New Construction projects and \$400 million for Modernization projects.

EC Section 17078.37 states that all Program projects must submit a preliminary application to the Board and meet all applicable eligibility requirements for applications for New Construction (pursuant to Article 3, commencing with EC Section 17071.75) or Modernization (pursuant to Article 6, commencing with EC Section 17073.10). This means that the bond authority for the total estimated state costs of a project will be reserved at the time of preliminary apportionment, and then the grants will be amended to reflect the actual scope of work in the approved plan set when the full funding conversion application is processed. If requested and determined to be eligible, the Board will also provide a project and construction management grant that is equal to five percent of the state share of the preliminary apportionment.

EC Section 17078.38 requires the Board to adopt regulations on the following:

- Preliminary application
- Preliminary apportionment
- Apportionment of design grants, project assistance grants, and project and construction management grants to qualifying financial hardship applicants, as part of the preliminary apportionment
- Substantial progress requirements on apportionments for design and site grants
- Requirements for a final apportionment for the project

STAFF ANALYSIS/DISCUSSION**Stakeholder Meetings**

Stakeholder meetings were conducted on February 13, April 17, June 26, September 18, December 10, 2025, and January 29, 2026. At the initial February 2025 meeting, OPSC provided an overview of the new statutory requirements for the Program codified in EC Sections 17078.35 through 17078.38 and discussed broader components of implementing the statute.

The June meeting was the first time OPSC presented proposed regulations, and the September meeting was the first time OPSC presented the Form SAB 50-12 outside of conceptual discussion. At the December meeting, OPSC proposed updates to the regulations and the Form SAB 50-12 as it was previously presented to update certifications and align with the proposed regulations. Finally, at the January 2026 meeting, OPSC proposed additional updates to the regulations to provide clarity to the site acquisition and various supplemental grants associated with a Preliminary Program Apportionment, in conjunction with proposed amendments to the *Fund Release Authorization* (Form SAB 50-05) and the Grant Agreement [Proposition 2].

STAFF ANALYSIS/DISCUSSION (cont.)**Stakeholder Feedback**

Staff appreciate those who attended and those who raised questions or provided feedback. Feedback that was received for each respective stakeholder meeting may be found on Attachment H, alongside the items as previously presented. The table below provides summaries and responses to the feedback OPSC received after the last stakeholder meeting held on January 29, 2026. Collectively, staff's recommendations presented in this item were informed by stakeholder feedback and represent staff's final recommendations for implementation of the Program provisions in Proposition 2.

Stakeholder Feedback	OPSC Response
1. At the January 29, 2026 stakeholder meeting, OPSC clarified the existing "Occupancy Requirement" pursuant to SFP Regulation Section 1859.70(a), as it relates to the submittal process of a New Construction application within the Program. OPSC stated that school districts may not occupy classroom facilities within a New Construction project prior to the submittal of the Form SAB 50-12 and the <i>Application for Funding</i> (Form SAB 50-04). The stakeholder raised a concern that this proposal may prevent school districts from receiving funds for eligible New Construction projections, to the extent that there are school districts that need to construct and occupy classrooms after the passage of Proposition 2, but prior to January 15, 2027, which is the proposed date that OPSC would begin accepting Program applications for New Construction. While there is currently New Construction bond authority remaining for new applications in the standard SFP, the stakeholder expressed that authority could potentially be exhausted prior to January 15, 2027. The stakeholder indicated that if small school districts are unable to submit an application for either the standard SFP	1. OPSC acknowledges the stakeholder's concern related to the New Construction bond authority remaining under the standard SFP in anticipation of the Program's opening date for New Construction applications. However, based on currently available New Construction bond authority and a projected annual New Construction processing rate of approximately \$469.2 million (based on the 2025 processing rate for New Construction funding), OPSC estimates that New Construction bond authority from Proposition 2 will be available into 2031. Therefore, it appears highly unlikely that New Construction bond authority for the standard SFP will be exhausted prior to the Program's proposed opening date of January 15, 2027, for New Construction applicants. Applicants that may need to occupy classrooms prior to the Program opening date have the option to submit a New Construction application to the standard SFP.

STAFF ANALYSIS/DISCUSSION (cont.)

Stakeholder Feedback	OPSC Response
1. (cont.) or the new Program prior to occupying classrooms in this circumstance, then they would not be able to participate in either program. The stakeholder suggested considering grandfathering options for small school districts who must proceed with occupying classroom facilities prior to the Program opening date.	1. (cont.)

Proposed SFP Regulations

Below is a summary of the proposed SFP Regulation amendments, which are included as Attachment B:

SFP Regulation Section 1859.2 – Definitions

The new term “Final Small School District Program Apportionment” means a Preliminary Program Apportionment that has been converted to a Final Program Apportionment in accordance with Sections 1859.157.4 through 1859.157.7.

The new term “Form SAB 50-12” means the *Application for Small School District Program Preliminary Apportionment* (Form SAB 50-12), which is proposed to be incorporated by reference.

The existing term “General Location” is amended to add a reference to Section 1859.157.1.

The existing term “Median Cost” is updated to include a reference to EC Section 17078.24 and the Preliminary Program Apportionment pursuant to EC Section 17078.37, which indicates that preliminary applications shall be accepted and apportionments made for new construction and modernization grants “in a manner substantially identical to the preliminary apportionment requirements established in EC Section 17078.24...”

The new term “Preliminary Small School District Program Apportionment” means a reservation of bond authority for eligible applicants under the statutory authority of the Education Code. This reservation of bond authority is in advance of full compliance with all of the application requirements otherwise required for a Final Program Apportionment pursuant to Chapter 12.5 of the Education Code.

The new term “Project and Construction Management Grant” means a grant for purposes of obtaining the services from a county office of education, other local educational agency with applicable school facilities construction expertise,

STAFF ANALYSIS/DISCUSSION (cont.)

applicable state department, or a certified private construction consulting entity from the list maintained pursuant to paragraph (2) of subdivision (d) of EC Section 17078.47, to assist with the planning, site acquisition, preconstruction, construction, and closeout of a project.

SFP Regulation Section 1859.18.1 – Five Year School Facilities Master Plan

The Board approved proposed regulations on an emergency basis related to the five-year school facilities master plan (Master Plan) required by Proposition 2 for applications submitted on or after October 31, 2024, at the January 28, 2026, Board meeting. Section 1859.18.1(f) is added within those regulations, subject to Office of Administrative Law approval, to include timeframes for applicants to the Program, illustrated in the table below:

Small School District Program Applications		
Date of Application Submittal	When is a local governing board resolution required?	When is the Master Plan required?
On or after October 31, 2024	At the time of application submittal for a Preliminary Apportionment	By the time the application request for Final Apportionment is submitted to OPSC using the <i>Application for Funding</i> (Form SAB 50-04)

SFP Regulation Section 1859.51 – Adjustments to the New Construction Baseline Eligibility

The proposed amendments to this section are as follows:

- The addition of the phrase “complete and valid” as it relates to Forms SAB 50-01 or 50-05 submitted to OPSC, consistent with existing regulatory language pertaining to the submittal of applications to OPSC.
- Capitalizing the defined term “School District” throughout for consistency with existing regulatory language.

SFP Regulation Section 1859.74.1 – Site Acquisition Guidelines

This section is proposed to be amended to include certification information for Districts that submit a Form SAB 50-12 and request site acquisition funding authorized by Section 1859.74.

SFP Regulation Section 1859.90.2 – Priority Funding Process

The proposed amendments to this section are as follows:

- Introductory text is amended to include reference to the Preliminary Program Apportionment.

STAFF ANALYSIS/DISCUSSION (cont.)

- Subsection (a) is amended to include reference to approved advance release of design, project assistance, the Project and Construction Management Grant, and/or any site acquisition funds from a Preliminary Program Apportionment as it relates to a District providing a priority funding request.
- Subsection (c) is added to describe the requirements for participation in the Priority Funding process for a District to request an Apportionment or approved advance release of funds resulting from a Preliminary Program Apportionment.
- Non-substantive amendments are also added to this Section, primarily to capitalize defined terms, and subsequent subsections have been relabeled appropriately.

SFP Regulation Section 1859.90.3 – Participation in the Priority Funding Process

This section is updated to specify that the advance release of design, project assistance, the Project and Construction Management Grant, and any site acquisition funds from a Preliminary Program Apportionment are excluded from occurrences related to non-participation in the Priority Funding Process.

SFP Regulation Section 1859.106 – Program Accountability Expenditure Audit

Subsection (f) is added to the regulations to specify that if a District requests the Project and Construction Management Grant and does not obtain project and/or construction management services described in EC Section 17078.35, and does not expend any funds on these services, the total project cost will be reduced for the Project and Construction Management Grant and associated required matching share.

SFP Regulation Section 1859.107 – Amending and Withdrawal of Applications

Amendments within this Section are proposed to specify how OPSC will address circumstances when a District submits more than one application for the same scope of work under one or more Board-administered programs to OPSC.

Additions to this section are as follows:

- OPSC has added a paragraph to this section that states if a District submits more than one application for the same scope of work under one or more Board-administered program(s), OPSC will return all other applications containing the common scope of work upon the first Board action on an application for funding sharing the common scope of work.
- This section also outlines the process by which a District may request a modification of scope in an application that shares a common scope of work with another application (but may not add any additional scope), prior to the first Board action on one of these applications.
- Non-substantive amendments are made to capitalize defined terms.

The intention of the addition to this section is to specify the process for a District when it has more than one application(s) for funding under one or more Board

STAFF ANALYSIS/DISCUSSION (cont.)

administered program(s) that share a common project scope. Upon processing and prior to any Board action on an application for funding, OPSC will verify if there are any other application(s) received by OPSC in which a shared common project scope is identified. Once identified, and prior to any Board action on the application for funding, OPSC will collaborate with the District to verify if the District requests to modify the scope of work in the identified application(s) for funding by clearly delineating remaining eligible scope of work. Otherwise, OPSC shall return all other application(s) containing the common scope of work after Board action.

Modifications Since the Last Stakeholder Meeting

OPSC has updated the proposed amendments to this section to replace references to an “Approved Application” with “application(s) for funding received by OPSC,” so as to more broadly refer to all Board-administered program(s) with respect to applications that may share the same scope of work.

Article 13.5 – Small School District Program

Article 13.5 is proposed to be added to the SFP Regulations, consisting of sections 1859.156 through 1859.158.

SFP Regulation Section 1859.156 – General

This section is created to establish that if a District wishes to participate within the Program pursuant to the provisions of EC Sections 17078.35 through 17078.38, the District must submit a Form SAB 50-12.

This section also specifies that applications for Preliminary Program Apportionments will be processed in order of receipt of a complete and valid Form 50-12, and lists the requirements for New Construction and Modernization eligibility separately from one another. New Construction eligibility establishment and adjustments must be submitted with the Form SAB 50-12 using the current enrollment year. Additionally, this section indicates that the Form SAB 50-12 must be submitted prior to the date of occupancy for any classrooms.

Modifications Since the Last Stakeholder Meeting

As discussed, but not previously presented within the proposed regulations in the January 29, 2026 stakeholder meeting, this section states that applicants must meet the occupancy requirements pursuant to Section 1859.70(a), wherein “...The Board shall only provide New Construction funding if the Approved Application was received by the OPSC prior to the date of Occupancy for any classrooms included in the construction contract.”

OPSC would like to clarify that, consistent with the treatment of Preliminary Applications under the Charter School Facility Program, applicants who have the necessary plan approvals and contracts signed at the stage of submitting a Form SAB 50-12 to OPSC may submit a Form SAB 50-04 for purposes of a Final Program Apportionment concurrently or immediately following the submittal of a

STAFF ANALYSIS/DISCUSSION (cont.)

Form SAB 50-12.

SFP Regulation Section 1859.157 – Application Process

This proposed regulation section is added to do the following:

- Specifies that OPSC, on behalf of the Board, will begin accepting Program Modernization applications on November 2, 2026, and New Construction applications on January 15, 2027.
- Outlines the application process, wherein valid and complete applications will be processed and funded in date order received, and in the event that there are more applications submitted on the same date than can be funded with available program authority, a lottery system will be used to select the project(s) to be funded.
- Specifies the process for when Program funds set aside pursuant to EC Sections 101412(a)(1)(A) and 101412(a)(2)(A) are exhausted, wherein the Board would cease accepting Form SAB 50-12 submittals and return any Form SAB 50-12 submittals that were not approved due to insufficient funds for the Program.

Staff notes that at the December 3, 2025 Board meeting, the Board approved regulatory amendments that require all document submittals related to programs administered by the Board to be completed using OPSC Online beginning January 1, 2027. Subject to approval of these regulations by the Office of Administrative Law, Program applications submitted on or after January 1, 2027 must be submitted via OPSC Online. OPSC will provide outreach and technical assistance to applicants to facilitate this process.

SFP Regulation Section 1859.157.1 – Preliminary Apportionment Grant Determination for New Construction Applications⁸

This proposed regulation section is added for purposes of Preliminary Apportionment Grants for New Construction applications, and specifies the following:

- Defines the calculation for the Preliminary Program Apportionment for New Construction funding.
- Within subsection (a), delineates additional grants that will be provided for eligible New Construction applicants, in addition to methodologies for determining site acquisition and site development value calculations at the time of Preliminary Program Apportionment, in alignment with the Critically Overcrowded Schools (COS) regulatory framework.
- Subsection (b) outlines the calculation for the inflator factor for New Construction projects.
- Subsection (c) specifies that the calculation for the Project and Construction Management Grant will be made after the inflator factor is calculated for the Preliminary Program Apportionment (subsection [b]), and that the grant will be equal to five percent of the sum of the amounts determined in subsections (a) and (b).

STAFF ANALYSIS/DISCUSSION (cont.)Modifications Since the Last Stakeholder Meeting

This section has been updated since the stakeholder presentation on January 29, 2026, to reorganize the supplemental grants to better align with their presentation on the Form SAB 50-12. Additionally, subsection (a)(6)(A) was updated to include the Actual Site Cost pursuant to Section 1859.74(a), to align with the Form SAB 50-12.

SFP Regulation Section 1859.157.2 – Preliminary Apportionment Grant Determination for Modernization Applications

This proposed regulation section is added for purposes of Preliminary Apportionment Grants for Modernization applications, and specifies the following:

- Defines the calculation for determining the Preliminary Program Apportionment for Modernization funding.
- Within subsection (a), delineates additional grants that will be provided for eligible Modernization applicants.
- Subsection (b) outlines the calculation for the inflator factor for Modernization projects.
- Subsection (c) specifies that the calculation for the Project and Construction Management Grant will be made after the inflator factor is calculated for the Preliminary Program Apportionment (subsection [b]), and that the grant will be equal to five percent of the sum of the amounts determined in subsections (a) and (b).

Modifications Since the Last Stakeholder Meeting

Subsection 1859.157.2(a)(10) was added to reference the Career Technical Education supplemental grant, as this was erroneously omitted in prior presentations of the proposed regulations.

Additionally, subsections (a)(1) through (a)(15) were re-ordered to align with the Form SAB 50-12 supplemental grants.

SFP Regulation Section 1859.157.3 – Preliminary Small School District Program Apportionment Fund Release

This proposed regulation section is added to define qualifications for an applicant to receive an advance release of funds at the time of a Preliminary Program Apportionment, and the amount of advance funds that may be released.

Subsections (a) and (b) specify that applicants eligible for Financial Hardship assistance can receive an advance release of funds for design and/or site acquisition at the time of a Preliminary Program Apportionment. Staff notes that Attachment G illustrates the application and fund release process for Financial Hardship applicants to the Program.

STAFF ANALYSIS/DISCUSSION (cont.)

Subsection (c) specifies that any applicant (irrespective of eligibility for Financial Hardship assistance) can receive an advance release of funds for environmental hardship site acquisition at the time of a Preliminary Program Apportionment.

Applicants who are neither eligible for Financial Hardship assistance nor an advance release of funds for environmental hardship site acquisition at the time of a Preliminary Program Apportionment would not be eligible to receive funds until the Preliminary Program Apportionment is converted to a Final Program Apportionment and the District submits a Form SAB 50-05 and grant agreement for fund release.

SFP Regulation Section 1859.157.4 – Conversion of Preliminary Small School District Program Apportionment

This proposed regulation section is added to define the parameters for a District requesting conversion of a Preliminary Program Apportionment to a Final Program Apportionment, wherein the District must submit a valid and complete Form SAB 50-04 and meet all of the criteria outlined in the following subsections:

- Subsection (a) specifies that the total number of pupil grants requested on the Form SAB 50-04 cannot exceed the number approved on the Preliminary Program Apportionment. Additionally, this subsection specifies the total number on the Form SAB 50-04 must be for at least 50 percent of the pupil grants approved by the Board on the Preliminary Program Apportionment for New Construction funding, or for at least 60 percent of the pupil grants approved by the Board on the Preliminary Program Apportionment for Modernization funding.
- Subsection (b) notes that applicants seeking Financial Hardship assistance during their request to convert to a Final Apportionment must re-qualify using the Form SAB 50-04 at the time of conversion.
- Subsection (c) states that any applicant with a qualifying Small School District enrollment of 2,500 students or fewer at the time the applicant received a Preliminary Program Apportionment may convert to a Final Program Apportionment. This subsection is intended to ensure that applicants who received a Preliminary Program Apportionment can convert to a Final Program Apportionment even in the event that the applicant's current enrollment exceeds 2,501 students at the time the applicant submits a Form SAB 50-04.
- Subsection (d) states that funding for Modernization supplemental grants shall be calculated using the enrollment demonstrated within the Preliminary Program Apportionment for purposes of the Minimum Essential Facility and Transitional Kindergarten Classroom supplemental grants.

STAFF ANALYSIS/DISCUSSION (cont.)Modifications Since the Last Stakeholder Meeting

Staff added an additional paragraph within this proposed Section to clarify that if desired, applicants may submit a complete and valid Form SAB 50-04 at the same time as the submittal of a complete and valid Form SAB 50-12.

SFP Regulation Section 1859.157.5 – Time Limit on Preliminary Small School District Program Apportionment

This proposed regulation section specifies the following:

- Subsection (a) requires a complete and valid request to convert a Preliminary Program Apportionment to a Final Program Apportionment to be made within four years of the date of the Preliminary Program Apportionment, unless the applicant receives Board approval of a one-year extension.
- Subsection (b) specifies that if subsection (a) is not met, then the Preliminary Program Apportionment shall be rescinded without further Board action and returned to the fund source.
- Subsection (c) specifies that if subsection (a) is not met, and the District has received an advance release of funds as provided in Section 1859.157.3, the following shall occur:
 - The Preliminary Program Apportionment shall be rescinded without further Board action and funds not released to the applicant shall be returned to the fund source.
 - Applicable New Construction or Modernization eligibility shall be adjusted by the number of pupil grants not used, equal to the number requested on the Form SAB 50-12, less the pupil grants equivalent to the total amount of state funding retained by the applicant.
 - Funds released pursuant to Section 1859.157.3(a) or (b) shall be reduced to cost incurred and closed out pursuant to Section 1859.106, with a corresponding New Construction or Modernization baseline eligibility adjustment for the pupil grants assigned to the Preliminary Program Application. These funds shall be returned to the fund source.

To clarify the meaning of “fund source” within this Section, in accordance with EC Sections 101412(a)(1)(A) and (a)(2)(A), up to 10 percent of the New Construction and Modernization authority authorized under Proposition 2 shall be available to Districts for purposes of the Program pursuant to Article 11.5. At the January 2025 Board meeting, the Board took action to make the full amounts available for the Program. With that action, any funds returned will remain in the Small School District Program unless the Board takes an alternative action in the future.

SFP Regulation Section 1859.157.6 – Preliminary Small School District Program Apportionment Time Limit Extension

This proposed regulation section outlines the process wherein an applicant may request a single-one year extension to the time limit prescribed in Section 1859.157.5, provided the District has provided evidence of one of the following:

STAFF ANALYSIS/DISCUSSION (cont.)

- CDE has made a contingent or final approval for the project or proposed site and the Division of the State Architect (DSA) has confirmed that the final plans for the project have been submitted for DSA review and approval, or
- Other evidence satisfactory to the Board.

Additionally, this section specifies that OPSC must receive the one-year extension request from the applicant on or prior to the deadline for the time limit elapsing.

Modifications Since the Last Stakeholder Meeting

Since the last stakeholder meeting, this section has been updated to clarify language regarding the deadline for OPSC's receipt of a one-year extension request.

SFP Regulation Section 1859.157.7 – Final Small School District Program Apportionment Grant Determination

This proposed regulation section specifies how the amount of the Final Program grant is determined, and the process for Board approval of conversions from Preliminary Program Apportionments to Final Program Apportionments.

Specifically:

- Subsection (a) outlines that if the Final Program Apportionment is equal to or less than the Preliminary Program Apportionment, the Final Program Apportionment shall be funded entirely, with any difference being returned to the fund source, and the Final Program Apportionment being full and final.
- Subsection (b) notes that if the Final Program Apportionment is greater than the Preliminary Program Apportionment, the Board shall approve an increase using any remaining balance in the fund source, if applicable, subject to the following provisions:
 - Subsection (b)(1) specifies that availability of any remaining balance in the fund source shall be prioritized in date order that OPSC received a complete and valid Form SAB 50-04.
 - Subsection (b)(2) states that in the event there are more applications submitted on the same date than can be funded with the balance in the fund source, a lottery system will be used to determine the funding order.

SFP Regulation Section 1859.157.8 – Final Small School District Program Apportionment Fund Release

This proposed regulation section notes that after an applicant has converted a Preliminary Program Apportionment to a Final Program Apportionment, it may request a release of the remaining funds, pursuant to Sections 1859.90 or 1859.90.2.

STAFF ANALYSIS/DISCUSSION (cont.)*SFP Regulation Section 1859.158 – Substantial Progress and Expenditure Reporting Timelines*

This proposed regulation section is added to outline substantial progress and expenditure reporting timelines for Districts receiving funds through the Program. Specifically, this proposed regulation requires the following:

- Subsection (a) states that School Districts must submit an expenditure report on the *Expenditure Report* (Form SAB 50-06) in accordance with the following Program reporting requirements:
 - (a)(1) requires that the first expenditure report is due one year from the date any funds were released for the project, or upon notice of completion of the project to OPSC, whichever occurs first. A project is deemed complete when either of the following occur:
 - (a)(1)(A) specifies a project is complete when the notice of completion for the project has been filed with OPSC, all invoices, claims, and change orders are satisfied and the facility is in use.
 - (a)(1)(B) specifies three years from the date of the final fund release for an elementary school project or four years from the date of the final fund release for a middle or high school project.
 - (a)(2) further denotes that the second and subsequent expenditure reports (as applicable) are due annually beginning one year from the first report, or upon notice of completion of the project to OPSC, whichever occurs first. The final report must be made no later than three years from the date of the final fund release for an elementary school or four years from the date of the final fund release for a middle or high school project.
- Subsection (b) requires a progress report in the form of a narrative due 18 months from the date any funds were released, except as specified. This report is to include information regarding the progress the School District has made toward substantial completion of the project.
- Subsection (c) requires a progress report in the form of a narrative due 12 months from the date the site acquisition funds were apportioned to the School District, pursuant to Section 1859.75.1. This report must include information regarding the progress the School District has made towards acquiring the site.
- Subsection (d) outlines the certification process related to district-owned site acquisition costs for respective school sites.

Proposed Form SAB 50-12

The proposed Form SAB 50-12 on Attachment C is the application the District shall use to apply for a Preliminary Program Apportionment. This form incorporates all of the proposed and existing regulatory requirements, and is a multiuse form for both New Construction and Modernization funding requests for the Program.

STAFF ANALYSIS/DISCUSSION (cont.)

The funds that can be reserved at the Preliminary Small School District Program Apportionment stage include pupil grants; 50 years or older pupil grants; replacement funding for 75 years or older facilities; all New Construction and Modernization funding supplemental grants, including those recently provided as a result of the passage of Proposition 2; the Project and Construction Management Grant; excessive cost hardship grants; and the local funding adjustment grant.

Modifications Since the Last Stakeholder Meeting

Within the General Instructions of the Form SAB 50-12, OPSC has added further definition specific to Special Day Class pupils to align the language on the Form to existing regulatory language.

Additionally, Section 5.e.3) on the Specific Instructions of the Form SAB 50-12 is modified to add a more exact regulatory reference. Section 5.e.4) is updated to delete duplicative hazardous material/waste removal instructions, to include a more exact regulatory reference, and to add language regarding a Response Action checkbox.

Section 5.f. is updated to provide additional detail and more exact regulatory references regarding an allowance for site development.

Next, Section 6.d. is updated to include a specific reference to the amount that may be requested at the Preliminary Program Apportionment stage, respective to site development costs for 50 years or older permanent buildings.

Within the body of the Form SAB 50-12, Section 5.e.4) is updated to include a checkbox for a Response Action, as applicable.

Next, the previously presented Section 8, Priority Order, has been removed since the January 29, 2026 stakeholder meeting. Applicants will not indicate a priority order as all applications will be processed in date order received, rather than by a priority order number, in alignment with the proposed Section 1859.157. This amendment rennumbers subsequent sections.

Three additional sections have been added to the Form SAB 50-12: Section 14 (Project Progress Dates), Section 15 (Prevailing Wage Monitoring and Enforcement Costs), and Section 16 (Construction Delivery Method). These sections mirror the Form SAB 50-04, both in the form and in the instructions, to ensure Districts that have signed construction contracts and are submitting a Form SAB 50-12 may indicate that information upon application submittal. This amendment rennumbers subsequent sections.

Finally, within the Certification Section of the Form SAB 50-12, a certification is added to reflect the Five-Year School Facilities Master Plan requirements for applications submitted to OPSC on or after October 31, 2024.

STAFF ANALYSIS/DISCUSSION (cont.)**Proposed Amendments to the Form SAB 50-05**

Staff proposes to amend the Form SAB 50-05, as shown on Attachment D, to include fund release requests for applications for the Program.

This amendment includes a new Part III for purposes of requesting a Preliminary Program Apportionment for design only or site acquisition, pursuant to the proposed regulation update to Section 1859.157.3.

Proposed Amendments to the Grant Agreement [Proposition 2]

Staff proposes to amend the Grant Agreement [Proposition 2], as shown on Attachment E, to include the following:

- Definitions for “Form SAB 50-12,” “Preliminary Small School District Program Apportionment,” and “Project and Construction Management Grant” are added.
- Section C (Project Execution) is updated to cite the Program authority.
- A Preliminary Small School District Program Apportionment section has been added to the Grant Agreement, wherein the Grantee agrees to comply with the requirements of Sections 1859.157.4 and 1859.157.7
- Section 1 is updated to include the Small School District Program – New Construction Separate Apportionment for Design Costs or Adjusted Grant.
- Section 2 is updated to include the Small School District Program – New Construction Separate Apportionment for Site Acquisition Costs.
- Section 3 is updated to include the Small School District Program – Adjusted Grant.
- Section 4 is updated to include the Small School District Program – Modernization Separate Apportionment for Design Costs.
- Section 5 is updated to include the Small School District Program – Adjusted Grant.
- Sections 1, 3, 4, and 5 under the Common Eligible Project Expenditures (G) are updated to clarify eligible expenditures related to the Project and Construction Management Grant. Sections 3, 4 and 5 under the Ineligible Project Expenditures (H) are updated to clarify ineligible expenditures related to the Project and Construction Management Grant.

Proposed Amendments to the Form SAB 50-04

At the January 29, 2026 SAB meeting, staff proposed Section 1859.157.4(d)(1) and (d)(2), which states that for purposes of determining the calculation(s) respective to the Minimum Essential Facility and Transitional Kindergarten modernization supplemental grants, applicants shall use the qualifying enrollment as determined at the time of the Preliminary Program Apportionment. OPSC determined since the meeting that the Form SAB 50-04 needed to be updated to align with the proposed regulations. As such, proposed amendments to the Form SAB 50-04 may be found on Attachment F. Specifically, under Sections 6 g. and 6 h., staff has included a sentence that directs applicants to use the enrollment as determined by Section

STAFF ANALYSIS/DISCUSSION (cont.)

1859.157.4 (d)(1) and (d)(2). The intention of this update is to ensure clarity of the timing of the determination and to align with the proposed regulations.

Additionally, staff identified a non-substantive amendment to the General Instructions under number nine, which amends “three” to “five,” as it relates to the period of time a District with 2,500 or fewer enrollment as defined in Section 1859.2 will not have its eligibility reduced for a period of five years from the date the district’s baseline eligibility was approved by the Board.

RECOMMENDATIONS

1. Adopt the proposed amendments to the SFP Regulations as shown on Attachment B.
2. Adopt the proposed Form SAB 50-12 as shown on Attachment C.
3. Adopt the proposed amendments to the Form SAB 50-05 as shown on Attachment D.
4. Adopt the proposed amendments to the Grant Agreement [Proposition 2] as shown on Attachment E.
5. Adopt the proposed amendments to the Form SAB 50-04 as shown on Attachment F.
6. Authorize the Executive Officer to file the proposed regulatory amendments with the Office of Administrative Law on an emergency basis and make the regulations permanent.

This Item was approved by the State Allocation Board on February 25, 2026.

AUTHORITY

Education Code (EC) Section 17070.35 – General Provisions

(a) In addition to all other powers and duties as are granted to the board by this chapter, other statutes, or the California Constitution, the board shall do all of the following:

(1) Adopt rules and regulations, pursuant to the rulemaking provisions of the Administrative Procedure Act, Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, for the administration of this chapter. However, the board shall have no authority to set the level of the fees of any architect, structural engineer, or other design professional on any project. The initial regulations adopted pursuant to this chapter shall be adopted as emergency regulations, and the circumstances related to the initial adoption are hereby deemed to constitute an emergency for this purpose. The initial regulations adopted pursuant to this chapter shall be adopted by November 4, 1998. If the initial regulations are not adopted by that date, the board shall report to the Legislature by that date, explaining the reasons for the delay.

(2) Establish and publish any procedures and policies in connection with the administration of this chapter as it deems necessary.

(3) Determine the eligibility of school districts to receive apportionments under this chapter.

(4) Apportion funds to eligible school districts under this chapter.

(b) The board shall review and amend its regulations as necessary to adjust its administration of this chapter to conform with the act that amended this section to add this subdivision. Regulations adopted pursuant to this subdivision shall be adopted by November 5, 2002, and shall be adopted as emergency regulations in accordance with the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code). The adoption of any emergency regulation pursuant to this subdivision filed with the Office of Administrative Law shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare. Notwithstanding subdivision (e) of Section 11346.1 of the Government Code, any emergency regulation adopted pursuant to this section shall remain in effect for no more than 365 days unless the board has complied with Sections 11346.2 to 11348, inclusive, of the Government Code.

EC Section 17078.24 – Critically Overcrowded School Facilities

(a) On the basis of the preliminary application and upon confirmation by the board of the applicant's eligibility, the board shall in a timely manner make a preliminary apportionment for applicants under this article exclusively from funds reserved expressly for the purposes of this article.

(b) Preliminary apportionments for site development and acquisition included in the preliminary application pursuant to subdivision (a) of Section 17078.22 shall be based either on the preliminary appraisal, if available, or on the median costs

AUTHORITY (cont.)

of appropriately sized parcels within the qualifying area, as determined by the board.

(c) Preliminary apportionments shall include the total estimated state costs of the project, including, but not limited to, site acquisition and development costs related to evaluations and elimination of hazardous materials, an inflation factor, any applicable excess cost allowances, and hardship costs, if any. The board shall adopt regulations establishing standards and methods for setting these costs and for making related estimates.

EC Section 17078.25 – Critically Overcrowded School Facilities

(a) Within the maximum time period set forth in Section 17078.30, the applicant shall have a period of up to four years from the date of the preliminary apportionment in which to complete the application for final apportionment.

(b) The applicant may request a single one-year extension of the period set forth in subdivision (a). The board shall grant the request for the single one-year extension if it determines that the applicant has made substantial progress towards completing the requirements for filing an application for final apportionment. The board may grant only one one-year extension for the project and may only grant the extension if granting the extension would not, in total, cause the project to exceed the maximum time period set forth in Section 17078.30.

...

EC Section 17078.35 – Assistance to Small School Districts

For purposes of this article, the following definitions apply:

(a) “Final apportionment” has the same meaning as “apportionment” as defined in subdivision (a) of Section 17070.15.

(b) “Preliminary application” means an application for a preliminary apportionment pursuant to this article.

(c) “Preliminary apportionment” means a reservation of bond authority for eligible applicants under this article in advance of full compliance with all of the application requirements otherwise required for an apportionment pursuant to this chapter.

(d) “Project and construction management grant” means a grant for purposes of obtaining the services from a county office of education, other local educational agency with applicable school facilities construction expertise, applicable state department, or a certified private construction consulting entity from the list maintained pursuant to paragraph (2) of subdivision (d) of Section 17078.47, to assist with the planning, site acquisition, preconstruction, construction, and closeout of a project.

(e) “Small school district” is a school district, as defined in Section 17070.15, with an enrollment of fewer than 2,501 pupils.

AUTHORITY (cont.)

EC Section 17078.36 – Assistance to Small School Districts

(a) Unless this article expressly provides otherwise, the provisions contained in the other articles of this chapter shall apply with equal force to a project funded under this article. This article shall control over the provisions of this chapter contained in other articles only to the extent that this article expressly conflicts with those provisions.

(b) This article shall apply only to a small school district that is otherwise eligible under this chapter for a project that meets both of the following:

(1) The project meets the criteria set forth in subdivision (a) of Section 17078.37.

(2) The project is to be funded from proceeds of state bonds approved by the voters at the November 5, 2024, statewide general election that shall not exceed the amounts made available pursuant to paragraphs (1) and (2) of subdivision (a) of Section 101412.

EC Section 17078.37 – Assistance to Small School Districts

Notwithstanding subdivision (a) of Section 17072.30 and subdivision (a) of Section 17074.16, as applicable:

(a) Applicants for funding pursuant to this article shall do both of the following:

(1) Submit preliminary applications to the board.

(2) Meet the eligibility requirements described in Article 3 (commencing with Section 17071.75) and Article 6 (commencing with Section 17073.10), as applicable.

(b) The board shall do both of the following:

(1) Accept a preliminary application from, and make a preliminary apportionment to, a small school district for new construction grants pursuant to Article 4 (commencing with Section 17072.10) or modernization grants pursuant to Article 7 (commencing with Section 17074.10) in a manner substantially identical to the preliminary apportionment requirements established in Section 17078.24, except that the eligibility of the applicant shall be based on the criteria established in paragraph (2) of subdivision (a).

(2) If requested, provide a preliminary apportionment of a project and construction management grant equal to 5 percent of the state share of the preliminary apportionment.

EC Section 17078.38 – Assistance to Small School Districts

The board shall adopt regulations setting forth all of the following:

(a) The preliminary application and preliminary apportionment.

(b) The apportionment of design grants, project assistance grants pursuant to subdivision (e) of Section 17072.10 and subdivision (e) of Section 17074.10, as applicable, and project and construction management grants to applicants that qualify for financial hardship assistance pursuant to Section 17075.15, as part of the preliminary apportionment.

ATTACHMENT 1

ATTACHMENT A

AUTHORITY (cont.)

(c) The existence of substantial progress requirements on apportionments for design and site grants identical to the requirements set forth in Section 1859.105 of Title 2 of the California Code of Regulations.

(d) The requirements for a final apportionment for the project in a manner substantially identical to the requirements of subdivisions (a) and (b) of Section 17078.25.

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PROPOSED REGULATIONS

Section 1859.2. Definitions.

...

“Final Small School District Program Apportionment” shall mean a Preliminary Small School District Program Apportionment that has been converted to a Final Small School District Program Apportionment in accordance with Sections 1859.157.4 through 1859.157.7.

...

“Form SAB 50-12” means the *Application For Small School District Program Preliminary Apportionment*, Form SAB 50-12 (New [XX/26]), which is incorporated by reference.

...

“General Location” means the proposed location of a new school as set forth in Education Code Section 17078.22 and Sections 1859.142 and 1859.157.1.

...

“Median Cost” means, for purposes of a Preliminary Apportionment pursuant to Education Code Section 17078.24 and a Preliminary Small School District Program Apportionment pursuant to Education Code Section 17078.37, the middle number in a given sequence of property value numbers, or the average of the middle two property value numbers when the given sequence of property value numbers has an even number of numbers.

...

“Preliminary Small School District Program Apportionment” means a reservation of bond authority for eligible applicants under Article 11.5 of Chapter 12.5 of the Education Code. The reservation of bond authority is in advance of full compliance with all of the application requirements otherwise required for a Final Small School District Program Apportionment pursuant to Chapter 12.5 of the Education Code.

...

“Project and Construction Management Grant” means a grant for purposes of obtaining the services from a county office of education, other local educational agency with applicable school facilities construction expertise, applicable state department, or a certified private construction consulting entity from the list maintained pursuant to paragraph (2) of subdivision (d) of Education Code Section 17078.47, to assist with the planning, site acquisition, preconstruction, construction, and closeout of a project.

...

Note: Authority cited: Sections 17070.35, 17075.20 and 17078.64, Education Code.

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Reference: Sections 8974, 17009.5, 17017.6, 17017.7, 17021, 17047, 17050, 17051, 17070.15, 17070.51(a), 17070.59, 17070.71, 17070.77, 17071.10, 17071.25, 17071.30, 17071.33, 17071.35, 17071.40, 17071.75, 17071.76, 17072.10, 17072.12, 17072.18, 17072.30, 17072.33, 17073.16, 17073.25, 17074.10, 17074.16, 17074.30, 17075.10, 17075.15, 17077.40, 17077.42, 17077.45, 17078.24, 17078.35, 17078.36, 17078.37, 17078.38, 17078.52, 17078.56, 17078.72(k), 17079, 17079.10, 17280, 56026 and 101012(a)(8), Education Code; Section 53311, Government Code; and Sections 1771.3 in effect on January 1, 2012 through June 19, 2014 and 1771.5, Labor Code.

Section 1859.18.1 Master Plan Submittal Time Frames

When submittal of a Master Plan or updated Master Plan is required pursuant to subsections (a) through (c) of Section 1859.18, inclusive, School Districts shall submit a complete and valid Master Plan and a local governing board resolution, as applicable, to OPSC within the time frames stated below. If a complete and valid Master Plan or a local governing board resolution is not submitted within the specified time frame, the application for funding shall be returned or the Apportionment may be rescinded.

...

(f) Applicants to the Small School District Program beginning with Section 1859.156 must submit a Master Plan as follows:

- (1) If the School District receives a Preliminary Small School District Apportionment on or after October 31, 2024, the Master Plan must be submitted with the Form SAB 50-04 request for Final Small School District Apportionment.
- (2) A local governing board resolution acknowledging the requirement in (e)(1) must be submitted with the Form SAB 50-12 requesting a Preliminary Small School District Apportionment.

Note: Authority cited: Sections 17070.35, Education Code.

Reference: Sections 17070.54, 17070.75, 17071.10, 17071.25, 17071.75, 17071.76 and 41024, Education Code.

Section 1859.51. Adjustments to the New Construction Baseline Eligibility.

The baseline eligibility for new construction determined on the Form SAB 50-03 will be adjusted as follows:

...

(e) Increased/decreased by changes in projected enrollment in subsequent enrollment reporting years for all School dDistricts using a fifth-year projection or a tenth-year projection, except decreases as provided in (j) below.

For all funding requests received by OPSC on or after June 6, 2017, OPSC will notify the School District in writing that OPSC is scheduled to begin processing the School District's Form SAB 50-04 and that the School District shall submit ~~the~~ a complete and

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valid Form SAB 50-01 based on School District enrollment data, as shown in the table below:

OPSC Received Date of Form SAB 50-01	Enrollment Reporting Year
July 1 through October 31	Submit Prior Fiscal Year Enrollment Data
November 1 through June 30	Submit Current Fiscal Year Enrollment Data

OPSC may return the Form SAB 50-04 to the School District for failure to submit the Form SAB 50-01 within 90 calendar days of OPSC's notification.

...

(j) For Small School Districts:

- (1) Decreased by any reduction in projected enrollment that follows a five-year period after the Small School dDistrict's eligibility was approved by the Board, and either (A) or (B), as applicable:
 - (A) Increased/decreased by changes in projected enrollment in the 2016/2017 enrollment year using a fifth-year projection or a tenth-year projection if the Form SAB 50-01 was received at OPSC by October 31, 2017.
 - (B) Increased/decreased by changes in projected enrollment in subsequent enrollment reporting years following 2016/2017 using a fifth-year projection or a tenth-year projection.
- (2) If the Small School District does not submit an adjustment under (A) or (B) prior to OPSC notification of its schedule to begin processing the School District's request for new construction funding that was received by OPSC on or after November 1, 2012, then the requirements of (e) shall apply.

...

Section 1859.74.1. Site Acquisition Guidelines.

To receive the funding authorized by Section 1859.74, the School Ddistrict must certify on the Form SAB 50-04 or Form SAB 50-12, as applicable, that the appraisal of the property was made utilizing the following criteria:

- (a) The land improvements and appurtenances, excluding fixtures, equipment and personal property, were appraised in an as is condition with the following exceptions:
 - (1) The site shall be appraised as if it were a clean site, safe of all toxic contaminants in accordance with CDE guidelines and pursuant to Title 5, California Code of Regulations commencing with Section 14001.

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(2) The site valuation included only proposed site improvements associated with grading the site to a mass graded or super pad condition, defined as a site graded to construction readiness without foundation or paving and proposed utilities stubbed to the site. Any proposed site improvements or utilities not covered by a performance bond equal to 100 percent of the estimated cost of the site improvements and utilities must be completed prior to the close of escrow and detailed separately in the report.

(b) Consideration in the appraisal was made for net useable acreage and severance damages.

(c) The School District or its legal counsel has contracted for appraisal services.

(d) The appraiser has certified to the School District that the appraisal complies with the Uniform Standards of Professional Appraisal Practices as promulgated by the Appraisal Standards Board of the Appraisal Foundation.

(e) The amount of a court award for a site acquired in condemnation may be used in lieu of the appraised value determined in (a) through (d) above, when specifically approved by the Board.

The School District shall be required to submit one appraisal. If the application includes a request for ~~f~~Financial ~~h~~Hardship as provided in Section 1859.81, the OPSC will review the appraisal for conformance with (a), (b), (c) and (d) prior to a recommendation for SFP funding to the Board.

Note: Authority cited: Section 17070.35, Education Code.

Reference: Sections 17070.35 and 17072.12, Education Code.

Section 1859.90.2. Priority Funding Process.

The priority funding process allows the Board to distribute available funds to School Districts or charter schools that request, pursuant to (a) or (b) below, as applicable, an Apportionment or an advance release of funds from a Preliminary Apportionment, Preliminary Small School District Program Apportionment, or Preliminary Charter School Apportionment, during specific 30-calendar day filing periods beginning with July 27, 2011 and continuing with the 2nd Wednesday of January and the 2nd Wednesday of July of 2012. Requests submitted during the filing periods described above are valid until the next filing period begins. The specific 30-calendar day filing periods subsequent to 2012 begin with January 9, 2013 and continue with the 2nd Wednesday of May and the 2nd Wednesday of November, each calendar year. Requests submitted during the filing period beginning with January 9, 2013 are valid until June 30, 2013. Requests submitted during a filing period beginning with the 2nd Wednesday of May are valid from July 1 until December 31 of that year. Requests submitted during a filing period beginning with the 2nd Wednesday in November are valid from January 1 until June 30

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of the following year. Requests must be physically received by the OPSC by the 30th calendar day of each filing period to be considered valid.

(a) In order to be considered for an Apportionment, approved advance release of design, project assistance, the Project and Construction Management Grant, and/or any site acquisition funds from a Preliminary Small School District Program Apportionment; approved advance release of design funds from a Preliminary Charter School Apportionment; or approved advance release of environmental hardship site acquisition funds from a Preliminary Apportionment, the School District or charter school must provide a priority funding request in the form of a written statement signed by an authorized representative that includes each of the project Application numbers, and the type of Apportionment request (e.g., Apportionment, separate Apportionment for design or site acquisition), within the 30-calendar day filing period, and shall contain the following:

(1) Statement that the request is to convert the unfunded approval to an Apportionment or to receive an approved advance release of funds; and

(2) Acknowledgement that a complete and valid, original signature Form SAB 50-05 must be submitted and ~~physically~~ received by the OPSC within 90 calendar days of Apportionment or approved advance release of funds request, except for a Career Technical Education Facilities Project in (a)(5), and that failure to do so will result in the rescission of the Apportionment or approved advance release of funds request without further Board action; and

(3) Acknowledgement that a Grant Agreement must be submitted pursuant to Section 1859.90.4 and physically received by the OPSC prior to, or concurrently with, the Form SAB 50-05 referenced in (a)(2); and

(4) Acknowledgement that, if the School District submits the Form SAB 50-05 on or after July 1, 2013 and is required to submit an LCP third party report, pursuant to Section 1859.97(b), the report will be submitted to the OPSC and the DIR at least 60 days prior to submitting the Form SAB 50-05; and

(5) For those receiving an Apportionment, acknowledgement that by participating in the priority funding process, the School District or Charter School is waiving its right to the timeline for fund release submittal described in Section 1859.90.

(6) For a Career Technical Education Facilities Project that was granted an unfunded approval without the required CDE plan approval and/or required DSA-approved plans and specifications, the applicant's request must include:

(A) Acknowledgement that the applicant must submit the required approval(s) to the OPSC within 12 months from the date of the Apportionment. If the required submittal(s) is not received within 12 months, the Apportionment shall be rescinded without further Board action pursuant to Section 1859.197(c)(1); and

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(B) Acknowledgement that a complete and valid, ~~original signature~~ Form SAB 50-05 must be submitted and ~~physically~~ received by the OPSC within 90 calendar days of the submittal described in (6)(A) and that failure to do so will result in the rescission of the Apportionment without further Board action; and

(C) Acknowledgement that a Grant Agreement must be submitted pursuant to Section 1859.90.4 and ~~physically~~ received by the OPSC prior to, or concurrently with, the Form SAB 50-05 referenced in (a)(6)(B).

(b) In order to be considered for an approved advance release of site acquisition funds from a Preliminary Charter School Apportionment, the district or charter school must provide a priority funding request in the form of a written statement signed by an authorized District Representative within the 30-calendar day filing period, which ~~and~~ shall contain all of the following:

(1) Statement that the request is to convert the advance release of funds to an approved advance release of funds request; and,

(2) Acknowledgement that a complete and valid, ~~original signature~~ Form SAB 50-05 must be submitted and ~~physically~~ received by the OPSC within 180 calendar days of the approved advance release of funds request and that failure to do so will result in the rescission of the approved advance release of funds request without further Board action; and

(3) Acknowledgement that a Grant Agreement must be submitted pursuant to Section 1859.90.4 and ~~physically~~ received by the OPSC prior to, or concurrently with, the Form SAB 50-05 referenced in (b)(2); and

(4) Acknowledgement that it must provide evidence that it has entered into the Charter School Agreements within 90 calendar days of approval of the advance release of funds request and that failure to do so will result in the rescission of the approval without further Board action.

(c) In order to be considered for an approved advance release of site acquisition funds from a Preliminary Small School District Program Apportionment, the School District shall provide a priority funding request in the form of a written statement signed by an authorized District Representative within the 30-calendar day filing period, which shall contain all of the following:

(1) Statement that the request is to convert the advance release of funds to an approved advance release of funds request; and

(2) Acknowledgement that a complete and valid Form SAB 50-05 shall be submitted and received by OPSC within 180 calendar days of the approved advance release of funds request and that failure to do so shall result in the rescission of the approved advance release of funds request without further Board action; and

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(3) Acknowledgement that a Grant Agreement shall be submitted pursuant to Section 1859.90.4 and received by OPSC prior to, or concurrently with, the Form SAB 50-05 referenced in (c)(2).

~~(e)~~ If a School ~~d~~District or charter school receives an Apportionment or approved advance release of funds request through the priority funding process, the OPSC must receive a valid, original signature copy of the Form SAB 50-05 within the specified time period, pursuant to (a)(2), (a)(6) or (b)(2), as applicable, and a Grant Agreement, pursuant to (a)(3), (a)(6)(C), or (b)(3), as applicable. Upon submittal of the original signature copy of the Form SAB 50-05, if OPSC determines that the Form SAB 50-05 is not valid, the district will have ten business days to amend the Form SAB 50-05 in order to make the Form SAB 50-05 valid. If the OPSC does not receive a valid, original signature copy of the Form SAB 50-05 within the time period:

(1) The priority funding Apportionment or approved advance release of funds request shall be rescinded without further Board action, and

(2) If the Application is not subject to rescission pursuant to Section 1859.90.3(c) as defined in Section 1859.90.3(d), the Application shall return to the Unfunded List (Lack of AB 55 Loans) with a new unfunded approval date that is 90 calendar days from the date of Apportionment or approval of the advance release of funds request.

~~(d)~~ In the event that the amount of requests received during a specific 30-calendar day filing period exceeds the funds available, the Board shall apportion based on the unfunded approval date and the Application received date up to the available cash from each bond source. Projects that have requested to participate in the priority funding process for which an Apportionment cannot be provided shall retain their date order position on the Unfunded List (Lack of AB 55 Loans). Requests not converted to Apportionments will not be returned to the School ~~d~~District or kept by ~~the~~ OPSC.

~~(e)~~ In the event that unexpected cash proceeds from sources other than bond funds become available for use for priority funding Apportionments, at a public meeting the Board may, based on considerations relevant to the amount of time available to effect a distribution of funds, waive the 30-calendar day filing provision specified in this section for impacted ~~s~~School ~~d~~Districts to provide funds more rapidly.

...

~~(f)~~ For purposes of this section “rescinded” or “rescission” shall mean that the Apportionment or approved advance release of funds request returns to unfunded approval status with a new unfunded approval date, except for (a)(5)(A). The new unfunded approval date will be 90 calendar days from the Apportionment date. The School ~~d~~District or Charter School will not be required to re-submit the Application and no further Application review will be required.

Note: Authority cited: Section 17070.35, Education Code.

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Reference: Sections 17070.41, 17071.75, 17072.12, 17072.30, 17073.10, 17074.16, 17076.10, 17077.40, 17077.42 ~~and~~, 17077.45, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.90.3. Participation in the Priority Funding Process.

This section applies to Applications for funding for new construction, modernization, Overcrowding Relief Grant, Career Technical Education Facilities Program, Facility Hardship pursuant to Section 1859.82 and rehabilitation pursuant to Section 1859.83(e), ~~and Charter School Facilities Program, and Small School District Program~~, excluding advance release of design and/or site acquisition funds from a Preliminary Charter School Apportionment, and excluding advance release of design, project assistance, the Project and Construction Management Grant, and any site acquisition funds from a Preliminary Small School District Program Apportionment.

(a) For each Application on the Unfunded List (Lack of AB 55 Loans) for new construction, modernization, Facility Hardship pursuant to Section 1859.82 or rehabilitation pursuant to Section 1859.83(e), the occurrences of (1) or (2) below shall be limited after the effective date of this regulation section [March 25, 2013]. For each Application on the Unfunded List (Lack of AB 55 Loans) for Overcrowding Relief Grant, Career Technical Education Facilities Program, Small School District Program, and Charter School Facilities Program, excluding advance release of design, project assistance, the Project and Construction Management Grant, and any site acquisition funds from a Preliminary Small School District Program Apportionment; or an advance release of design and/or site acquisition funds from a Preliminary Charter School Apportionment, the occurrences of (1) or (2) below shall be limited after the effective date of this regulation section [October 1, 2014]:

...

Note: Authority cited: Section 17070.35, Education Code.

Reference: Sections 17072.12, 17072.30, 17074.16, ~~and 17076.10~~, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.106. Program Accountability Expenditure Audit.

...

An adjustment in the SFP grant will be made for the following:

(a) The difference in the value of the site, relocation costs, DTSC fees, and hazardous waste/materials removal costs that were used to determine the New Construction Additional Grant and the actual amount paid by the School District for the site, relocation costs, DTSC fees, and hazardous waste/materials removal costs. For

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applications received on or after January 1, 2004, the adjustment may be made regardless of whether the hazardous waste/materials removal costs were requested on the application for funding.

(b) For any insurance proceeds collectable by the School District for displaced facilities and net proceeds available from the disposition of displaced facilities pursuant to Sections 1859.82.1(d) and 1859.82.2(d).

(c) For any insurance proceeds or other government disaster assistance collected by the School District for any project that received funding pursuant to Sections 1859.84.1(c), or 1859.84.2(d).

(d) For any project that received funding pursuant to 1859.71.4(c) or 1859.78.1(b), 50 percent of one-fourth of one percent of the difference between the original Total Projected Bond Apportionment and the newly calculated amount.

(e) Any adjustments made pursuant to this Section will be made only if sufficient bond authority is available for the adjustment. If an Unfunded List has been created by the Board, then any adjustments made pursuant to this Section will be placed on the Unfunded List.

(f) The value of the Project and Construction Management Grant, and associated required matching share, provided pursuant to 1859.157.1 or 1859.157.2 if the Small School District does not obtain project and/or construction management services from a county office of education, other local educational agency with applicable school facilities construction expertise, applicable state department, or a certified private construction consulting entity and does not expend any funds on these services.

...

Note: Authority cited: Section 17070.35, Education Code.

Reference: Sections 17070.35, 17070.50, 17071.75, 17072.13, 17072.14, 17072.18, 17072.35, 17074.25, 17075.20, 17076.10, 17077.40, 17078.35, 17078.36, 17078.37, 17078.38, 17078.52, and 17251, Education Code; and Section 1771.3, Labor Code.

Section 1859.107. Amending and Withdrawal of Applications.

(e) ...

Any application for modernization eligibility determination that has not received an approval must be amended to conform to Form SAB 50-03 prior to submittal of an Form SAB 50-04.

School Districts that have received an approval of eligibility on a HSAA or Super HSAA are not required to re-establish eligibility under the provisions of Section 1859.41(a).

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School Districts that have requested eligibility determination on a HSAA or Super HSAA that have not received an approval must comply with the provisions of Section 1859.41(a) prior to submittal of Form SAB 50-04. The amended eligibility application shall retain its original OPSC processing date.

A School District that has received an approval of its eligibility determination on a district-wide, HSAA or Super HSAA basis, but received no New Construction Grant(s), may re-file on another eligibility determination basis provided it withdraws all previously submitted Form SAB 50-04 requests for New Construction Grant(s), including those on the Unfunded List.

If a School District submits more than one application for funding for the same scope of work under one or more Board-administered program(s), OPSC will return all other application(s) for funding containing the common scope of work upon the first Board action on an application for funding sharing the common scope of work. Prior to the first Board action on an application for funding sharing the common scope of work, the School District may request other application(s) for funding not be returned by requesting to OPSC, in writing, that the scope of work be modified in other application(s) for funding by clearly delineating the remaining eligible scope of work. The School District may not add additional scope of work to other application(s) for funding.

Note: Authority cited: Sections 17070.35 and 17078.72(l), Education Code.

Reference: Sections 17070.35, 17070.63, 17070.965, 17074.15, 17074.16, 17074.56, 17078.35, 17078.36, 17078.37, and 17078.38, and 17078.73, Education Code.

Article 13.5. Small School District Program

Section 1859.156. General.

Eligible applicants to the Small School District Program must meet the definition of a Small School District stated in Section 1859.2. A Small School District seeking a Preliminary Small School District Program Apportionment pursuant to the provisions of Education Code Sections 17078.35 through 17078.38 for New Construction or Modernization funding shall complete and file a Form SAB 50-12. Applications will be processed in order of receipt of a complete and valid Form SAB 50-12.

Applicants must meet the following requirements:

(a) New Construction Eligibility shall be established pursuant to Section 1859.20 or updated pursuant to Section 1859.51, as applicable, prior to or concurrent with submittal of a complete and valid Form SAB 50-12. An applicant's New Construction Eligibility pursuant to Section 1859.51 must be valid at the time of OPSC's receipt of a Form SAB 50-04 requesting a Final Small School District Program Apportionment. If New

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Construction Eligibility is not valid, the applicant must submit a complete and valid Form SAB 50-01 pursuant to Section 1859.51(e).

(b) Modernization Eligibility shall be established pursuant to Section 1859.60 prior to or concurrent with the submittal of a complete and valid Form SAB 50-12.

(c) Occupancy requirements pursuant to Section 1859.70(a).

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code

Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157. Application Process.

The Board shall accept complete and valid Forms SAB 50-12 for a Preliminary Small School District Program Apportionment for Modernization applications beginning on November 2, 2026.

The Board shall accept complete and valid Forms SAB 50-12 for a Preliminary Small School District Program Apportionment for New Construction applications beginning on January 15, 2027.

Complete and valid applications will be processed and funded in date order received by OPSC. In the event there are more applications submitted on the same date than can be funded with available program authority, a lottery system will be used to select the project(s) that is/are funded from the applications submitted on that same date.

When the Small School District Program funds set aside pursuant to Education Code Sections 101412(a)(1)(A) and 101412(a)(2)(A) are exhausted, the Board shall cease accepting Forms SAB 50-12. Any Form(s) SAB 50-12 not apportioned because insufficient funding is available shall be returned to the applicant.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code

Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.1. Preliminary Apportionment Grant Determination for New Construction Applications.

A Preliminary Small School District Program Apportionment for New Construction funding shall be equal to the sum of (a) through (c)(2) below:

(a) A New Construction Grant for all eligible pupils included on the Form SAB 50-12 at the per-pupil grant amounts in effect at the time the Preliminary Small School District Program Apportionment is approved by the Board, and eligible New Construction additional grants as follows:

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- (1) Fire code requirements pursuant to Section 1859.71.2,
- (2) Energy efficiency pursuant to Section 1859.71.3,
- (3) Individuals with exceptional needs pursuant to Section 1859.72,
- (4) An amount equal to 12 percent of the amount determined in (a) for multilevel construction pursuant to Section 1859.73,
- (5) Project assistance pursuant to Section 1859.73.1,
- (6) An amount equal to one-half of the site acquisition value pursuant to Sections 1859.74, 1859.74.5, and 1859.75.1, for the lesser of the following:
 - (A) The value of the property, determined by one of the following:
 1. Actual Site Cost pursuant to Section 1859.74(a), or
 2. An appraisal or preliminary appraisal of the property made no more than six months prior to the date the complete and valid Form SAB 50-12 is accepted by OPSC, pursuant to Section 1859.74.1. The preliminary appraisal may be made without access to the property. The acreage identified in the appraisal or the preliminary appraisal may not exceed the proposed useable acreage requested on the Form SAB 50-12, or
 3. The Median Cost of an acre of land in the General Location of the proposed project using historical information in the General Location multiplied by the number of proposed useable acres requested on Form SAB 50-12. Historical information that may be considered to determine land cost may include prior real-estate sales consummated and documented by the county recorder or pending real-estate sales documented by a title insurance company's escrow instructions. For purposes of historical information, include all real-estate sales consummated and documented by the county recorder for a minimum of six months and a maximum of up to two years prior to the date the Form SAB 50-12 is accepted by OPSC.
 - (B) An amount for the estimated relocation cost and estimated DTSC costs for review, approval and oversight of the POESA and the PEA as determined by one of the following:
 1. 15 percent of the value determined in (a)(6)(A)(2.), or
 2. Half of the sum of the following:
 - a. The approved relocation expenses for the specific site to be acquired that conform to Title 25, California Code of Regulations, Section 6000, et. Seq.
 - b. The DTSC cost for review, approval, and oversight of the POESA and the PEA for the specific site to be acquired.
 3. The estimated relocation cost and the estimated DTSC costs for review, approval and oversight of the POESA and the PEA using historical information in the General Location. Historical information that may be considered to determine these estimated costs may include prior real-estate acquisitions of the School District or other School Districts in the General Location.
 4. Four percent of the amount determined in (a)(6)(A), but not less than \$50,000. This amount shall provide an allowance of any appraisal, escrow, survey, site testing, CDE review/approvals and preparation of the POESA and the PEA.
 5. For allowable costs of hazardous material/waste removal and remediation costs, up to one-half times the value of the property determined in either (a)(6)(A)(2.) or (a)(6)(A)(3.), pursuant to Sections 1859.74.2, 1859.74.3, and 1859.74.4.

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(7) An amount for site development cost determined, at the option of the School District, 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 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 General Location.

(C) \$70,000 multiplied by the proposed acres requested on the Form SAB 50-12.

(D) 35 percent of the New Construction base grant.

(8) Energy Efficiency pursuant to Section 1859.71.3.

(9) An amount for the geographic location of the proposed project pursuant to Section 1859.83(a)

(10) If the Form SAB 50-12 request is for a new school on a site with no existing school facilities, an amount equal to the difference in the amount determined in (a) and the amount shown in the chart in Section 1859.83(c). To determine the number of classrooms in the proposed project, divide the number of pupils requested on the Form SAB 50-12, by 25 for elementary school pupils, 27 for middle and high school pupils, 13 for Non-Severely Disabled Individuals with Exceptional Needs and 9 for Severely Disabled Individuals with Exceptional Needs. Round up, and

(11) Small size projects pursuant to Section 1859.83(b).

(12) An amount due to urban location, security requirements, and impacted site equal to 15 percent of the amount determined in (a) for a site that is 60 percent of the CDE recommended site size plus 1.166 percent for each percentage decrease in the CDE recommended site size below 60 percent when the following criteria are met:

(A) The School District has requested an increase for multilevel construction pursuant to (a)(4) above.

(B) The Useable Acres of the existing and/or proposed site are 60 percent or less of the CDE recommended site size determined by multiplying the sum of the pupil grants requested on the Form SAB 50-12, and the current CBEDS enrollment on the site (if applicable) by .01775 for elementary school pupils, .021 for middle school pupils and .02472 for high school pupils. For purposes of this calculation, assign Severely Disabled Individuals with Exceptional Needs and Non-Severely Disabled Individuals with Exceptional Needs pupil grants requested on the Form SAB 50-12 as either elementary, middle or high school pupils based on the type of project selected by the School District on the Form SAB 50-12.

(C) The value of the property as determined in (a)(6)(A) is at least \$750,000 per Usable Acre. This criterion does not apply to an application for an addition to an existing school site.

(b) For all Preliminary Small School District Program Apportionments, the inflator factor shall be an amount equal to the sum of the amount determined in (a) and multiplied by a factor determined as follows:

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(1) Divide the January Class B Construction Cost Index in effect at the time of the Preliminary Small School District Program Apportionment by the January Class B Construction Cost Index in effect four years prior to the Preliminary Small School District Program Apportionment. Round to two decimal places.

(2) Subtract 1 from the quotient in (1). Convert to a percentage with zero decimal places.

(c) The Project and Construction Management Grant shall be equal to five percent of the sum of the amounts determined in (a) and (b).

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code
Reference: Sections 17070.15, 17078.24, 17078.35, 17078.36, 17078.37, and
17078.38, Education Code.

Section 1859.157.2. Preliminary Apportionment Grant Determination for Modernization Applications.

The Preliminary Small School District Program Apportionment for Modernization funding shall be equal to the sum of (a) through (c)(2) below:

(a) A Modernization Grant for all eligible pupils included on the Form SAB 50-12 at the per-pupil grant amounts in effect at the time the Preliminary Small School District Program Apportionment is approved by the Board, and eligible Modernization additional grants as follows:

(1) Prevailing wage monitoring and enforcement costs pursuant to Section 1859.78.1,

(2) Project assistance pursuant to Section 1859.78.2,

(3) Energy efficiency pursuant to Section 1859.78.5,

(4) Site development necessary for 50 years or older permanent buildings pursuant to the amount allowable in Section 1859.78.7(b),

(5) Replacement of 75 years or older buildings and necessary site development pursuant to Section 1859.78.7.1,

(6) Fire code requirements pursuant to Section 1859.78.4,

(7) Minimum Essential Facilities and site development pursuant to Section 1859.78.9.1,

(9) Transitional Kindergarten Classroom(s) and site development pursuant to Section 1859.78.9.2,

(10) Career Technical Education components pursuant to Section 1859.78.10,

(11) Geographic location pursuant to Section 1859.83(a),

(12) Small size projects pursuant to Section 1859.83(b),

(13) Urban location and security requirements and impacted site pursuant to Section 1859.83(d),

(14) Accessibility and fire code pursuant to Section 1859.83(e), and

(15) Individuals with exceptional needs pursuant to Section 1859.78.3.

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(b) For all Preliminary Small School District Program Apportionments, the inflator factor shall be an amount equal to the sum of the amount determined in (a) and multiplied by a factor determined as follows:

(1) Divide the January Class B Construction Cost Index in effect at the time of the Preliminary Small School District Program Apportionment by the January Class B Construction Cost Index in effect four years prior to the Preliminary Small School District Program Apportionment. Round to two decimal places.

(2) Subtract 1 from the quotient in (1). Convert to a percentage with zero decimal places.

(c) The Project and Construction Management Grant shall be equal to five percent of the sum of the amounts determined in (a) and (b).

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code

Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.3. Preliminary Small School District Program Apportionment Fund Release.

Once the provisions in Section 1859.157.5 have been met, an applicant that meets the following may request an advance release of funds from a Preliminary Small School District Apportionment:

(a) An applicant that meets the Financial Hardship criteria in Section 1859.81 is eligible for an amount not to exceed the following:

(1) 40 percent of the New Construction Grant and the amounts determined in Sections 1859.157.1(a)(5), and 1859.157.1(c).

(2) 25 percent of the Modernization Grant and the amount determined in Sections 1859.157.2(a)(2), and 1859.157.2(c).

(b) An applicant that meets the Financial Hardship criteria in Section 1859.81 is eligible for an amount, not to exceed the Preliminary Small School District Program Apportionment, for site acquisition pursuant to Section 1859.81.1(a), (b) or (c) after submittal of a Form SAB 50-12 pursuant to Section 1859.157.

(c) An applicant is eligible for an amount, not to exceed the Preliminary Small School District Program Apportionment, for environmental hardship site acquisition pursuant to Section 1859.75.1 after submittal of a Form SAB 50-12 pursuant to Section 1859.157.

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Qualified applicants may request a separate advance release of funds for the design and for the site acquisition for the same project. An applicant seeking an advance release of funds pursuant to Section 1859.157.3(a) and/or (b) must have been approved and maintained Financial Hardship status pursuant to Section 1859.81. OPSC will release State funds included in a Preliminary Small School District Program Apportionment pursuant to (a), (b), or (c) to the School District after submittal of a complete and valid Form SAB 50-05.

Subject to the availability of funding to the Board for bond-funded projects, OPSC will release State funds included in a Preliminary Small School District Program Apportionment, pursuant to subsections (a) and/or (b) and (c). State funds released from a Preliminary Small School District Program Apportionment pursuant to this Section shall be subject to the provisions in Sections 1859.90 and 1859.90.2.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code
Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38,
Education Code.

Section 1859.157.4. Conversion of Preliminary Small School District Program Apportionment.

To request to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment, an applicant must submit a complete and valid Form SAB 50-04 and meet all the following criteria:

(a) The total number of pupil grants requested on the Form SAB 50-04 cannot exceed the number approved on the Preliminary Small School District Program Apportionment. The number of pupil grants on the Form SAB 50-04 shall be for at least 50 percent of the pupil grants approved by the Board on the Preliminary Small School District Program Apportionment for New Construction funding or for at least 60 percent of the pupil grants approved by the Board on the Preliminary Small School District Program Apportionment for Modernization funding.

(b) An applicant seeking Financial Hardship assistance, in accordance with Sections 1859.81 through 1859.81.3, must request Financial Hardship assistance on the Form SAB 50-04.

(c) Any applicant that qualified to participate in the program and received a Preliminary Small School District Program Apportionment as a Small School District based on the applicant's total enrollment at the time of the Preliminary Small School District Program Apportionment, may submit a complete and valid form SAB 50-04 to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment.

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(d) At the time of converting the Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment, additional funding for Modernization supplemental grants shall be calculated using the qualifying enrollment demonstrated at the time of the Preliminary Small School District Program Apportionment for the following additional grants:

(1) Minimum Essential Facility pursuant to Section 1859.78.9.1.

(2) Transitional Kindergarten Classroom pursuant to Section 1859.78.9.2.

An applicant may submit a Form SAB 50-04 concurrently or following the submittal of a complete and valid Form SAB 50-12, but no later than the time limit prescribed within Section 1859.157.5. Board action on the Form SAB 50-12 does not need to occur prior to the Form SAB 50-04 submittal.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code.

Reference: Section 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.5. Time Limit on Preliminary Small School District Program Apportionment.

(a) A complete and valid request to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment, pursuant to Section 1859.157.4, shall be made within four years of the date of the Preliminary Small School District Program Apportionment, unless the applicant receives approval for an extension pursuant to Section 1859.157.6.

(b) If (a) is not met, the Preliminary Small School District Program Apportionment shall be rescinded without further Board action and returned to the fund source.

(c) If (a) is not met, and the applicant has received an advance release of funds as provided in Section 1859.157.3, the following shall occur:

(1) The Preliminary Small School District Program Apportionment shall be rescinded without further Board action and any remaining Preliminary Small School District Program Apportionment not released to the applicant, shall be returned to the fund source.

(2) The New Construction Eligibility or Modernization Eligibility shall be adjusted by the number of pupil grants not used. The number of pupil grants returned shall be equal to the number of pupil grants requested on the Form SAB 50-12, less the pupil grants equivalent to the total amount of state funding retained by the applicant.

(3) Funds released pursuant to Section 1859.157.3(a) or (b) shall be reduced to cost incurred and closed out, pursuant to Section 1859.106, with a corresponding New Construction or Modernization baseline eligibility adjustment for the pupil grants

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assigned to the Preliminary Small School District Program Application. Funds returned pursuant to Section 1859.106 shall be returned to the fund source.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code.

Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.6. Preliminary Small School District Program Apportionment Time Limit Extension.

An applicant that has received a Preliminary Small School District Program Apportionment pursuant to Section 1859.157.1 or 1859.157.2 may request a single one-year extension of the time limit prescribed in Section 1859.157.5. The Board may approve the request provided the criteria in (a) or (b) are met:

(a) The applicant has provided evidence of both of the following:

(1) CDE has made a contingent or final approval for the project or of the proposed site; and,

(2) DSA has confirmed that the final plans for the project have been submitted to the DSA for review and approval.

(b) Other evidence satisfactory to the Board justifying the extension.

A single one-year extension request from an applicant may be approved by the Board to extend the time limit prescribed in Section 1859.157.5. OPSC must receive the single one-year extension request from the applicant on or prior to the time limit prescribed in Section 1859.157.5.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code.

Reference: Section 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.7. Final Small School District Program Apportionment Grant Determination.

The amount of the Final Small School District Program Apportionment shall be based on the provisions of any amended or new regulations that are effective at the time the complete and valid Form SAB 50-04 for the Final Small School District Program Apportionment is accepted by OPSC. The Board shall approve conversions from the Preliminary Small School District Program Apportionment to the Final Small School District Program Apportionment as follows:

(a) If the Final Small School District Program Apportionment is equal to or less than the Preliminary Small School District Program Apportionment, the Final Small School

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District Program Apportionment shall be funded entirely. The difference in the Final Small School District Program Apportionment and the Preliminary Small School District Program Apportionment shall be returned to the fund source. The Final Small School District Program Apportionment shall be the full and final Apportionment for the project.

(b) If the Final Small School District Program Apportionment is greater than the Preliminary Small School District Program Apportionment, the applicant shall receive an increase using any remaining balance in the fund source, if applicable.

(1) Availability of any remaining balance in the fund source shall be prioritized in date order that OPSC received a complete and valid Form SAB 50-04.

(2) In the event there are more applications submitted on the same date than can be funded with the balance in the fund source, a lottery system will be used to determine the funding order.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code.

Reference: Section 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.157.8. Final Small School District Program Apportionment Fund Release.

Once the Preliminary Small School District Program Apportionment is converted to a Final Small School District Program Apportionment pursuant to Sections 1859.157.4 through 1859.157.7, the applicant may request a release of the remaining funds as prescribed in Section 1859.90 or 1859.90.2.

Note: Authority cited: Sections 17070.35 and 17075.15, Education Code

Reference: Sections 17070.15, 17078.35, 17078.36, 17078.37, and 17078.38, Education Code.

Section 1859.158. Substantial Progress and Expenditure Reporting Timelines.

A Small School District receiving funds pursuant to this Article shall submit the following:

(a) An expenditure report from the Small School District on the Form SAB 50-06. The program reporting requirements are as follows:

(1) The first expenditure report shall be due one year from the date that any funds were released to the Small School District for the project pursuant to Section 1859.90 or 1859.90.2, or upon notice of completion of the project to OPSC, whichever occurs first. A project shall be deemed complete when either of the following occur:

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(A) When the notice of completion for the project has been filed with OPSC, all outstanding invoices, claims, and change orders have been satisfied, and the facility is currently in use by the Small School District.

(B) Three years from the date of the final fund release for an elementary school project or four years from the date of the final fund release for a middle or high school project.

(2) The second and subsequent expenditure reports, if necessary, shall be due annually beginning one year from the first report, or upon notice of completion of the project to OPSC, whichever occurs first. The final expenditure report must be made no later than three years from the date of the final fund release for an elementary school project or four years from the date of the final fund release for a middle or high school project.

(b) A progress report, in the form of a narrative from the Small School District, shall be due 18 months from the date any funds were released to the Small School District for the project, pursuant to Section 1859.90 or 1859.90.2. The progress report shall include information regarding the progress the Small School District has made towards substantial completion of the project. If the notice of completion to OPSC has been filed within 18 months of the release of funds, pursuant to Section 1859.90 or 1859.90.2, or the expenditure reports required in (a)(1) or (2) indicate that substantial progress (as defined in Section 1859.105) on the project has occurred, no progress report is required.

(c) A progress report, in the form of a narrative from the Small School District, shall be due 12 months from the date the site acquisition funds were apportioned to the Small School District for the project pursuant to Section 1859.75.1. The progress report shall include information regarding the progress the Small School District has made towards acquiring the site as outlined in Section 1859.105.1, and may contain other evidence of reasonable effort to substantiate progress towards acquiring the site for purposes of an extension of the site apportionment as authorized by Education Code Section 17072.13(c)(2).

(d) If an Apportionment was made for a Small School District owned site pursuant to Section 1859.74.5, a certification that the non-school function currently taking place on the Small School District owned site has been discontinued or relocated is required. The certification must be submitted to OPSC no later than the following dates:

(1) If the project is for an elementary school, 66 months from the date of the site Apportionment.

(2) For all other projects, 78 months from the date of the site Apportionment.

Note: Authority cited: Sections 17070.35, 17072.13, 17075.15 and 17079.30, Education Code.

Reference: Sections 17070.15, 17070.35, 17070.99, 17072.12, 17072.13, 17076.10, 17078.35, 17078.36, 17078.37, 17078.38, and 17079.30, Education Code.

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

SAB 50-12 (New XX/26)

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GENERAL INSTRUCTIONS

This form is used to request a preliminary Apportionment for new construction or Modernization of school facilities for Small School Districts. This Apportionment is available only to School Districts that meet the definition of a Small School District in Section 1859.2 for new construction projects. For Modernization projects, this Apportionment is available only to School Districts that have 2,500 or less Pupils in their District on their latest California Basic Education Data System (CBEDS) enrollment reporting. The Apportionment will be a reservation of funds for the project to allow time to receive the necessary approvals from other State entities and shall be converted to a Final Small School District Program Apportionment based on Sections 1859.157.4 through 1859.157.8.

If not previously submitted, a School District may file an application for Modernization funding by use of this form concurrently with a determination of or an adjustment to the School District's Modernization Eligibility in accordance with Section 1859.60. The School District must submit a determination of or an adjustment to the School District's new construction baseline eligibility upon request, in accordance with Regulation Sections 1859.20 or 1859.51, as applicable. The Board will only provide new construction funding if this form is submitted prior to the date of occupancy of any classrooms included in the construction contract. If the School District has a pending reorganization election that will result in the loss of eligibility for the proposed project, the School District must submit an adjustment to the School District's new construction baseline eligibility as required in Section 1859.51 upon request. This may be accomplished by completion and submittal of Form SAB 50-01, Form SAB 50-02, and Form SAB 50-03 for the current enrollment year. Failure to submit the requested Forms may result in the Office of Public School Construction (OPSC) returning the funding application to the School District unprocessed.

For purposes of Education Code Section 17073.25, the California Department of Education (CDE) is permitted to file Modernization applications on behalf of the California Schools for the Deaf and Blind.

Requests for funding may be made as follows:

1. A Preliminary Small School District Program Apportionment for new construction pursuant to Section 1859.157.1. School Districts may apply for a Preliminary Small School District Program Apportionment for the design and/or for site acquisition on the same project. For purposes of this Apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02, and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE or a final site approval letter from the CDE (site Apportionment only).
 - Real estate appraisal of property with valuation date within six months of the Form SAB 50-12 submittal, may be preliminary (site Apportionment only).
 - Relocation cost estimate (if requested).
 - Department of Toxic Substances Control (DTSC) cost estimate (if requested).
 - Hazardous waste removal cost estimate (if requested).
 - Cost benefit analysis as prescribed in Section 1859.74.6 or a copy of the Board

findings that the non-school function on the district-owned site must be relocated (if applicable).

If the School District is requesting a Preliminary Small School District Program Apportionment for new construction funding after the initial baseline eligibility was approved by the Board and the School District's current CBEDS enrollment reporting year is later than the enrollment reporting year used to determine the School District's baseline eligibility or adjusted eligibility, the School District must complete a new Form SAB 50-01 based on the current year CBEDS enrollment data, and submit it to OPSC with this form. The School District must also update its eligibility by separation of Special Day Class as provided in Section 1859.2 for Non-Severely Disabled Individual with Exceptional Needs and Severely Disabled Individual with Exceptional Needs from regular TK-12 grade level Pupils by submitting a revised Form SAB 50-02 and Form SAB 50-03, if it has not already done so. In addition, if the School District's request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, the School District must update the Alternative Enrollment Projection to correspond with the CBEDS enrollment data for the current year. A Small School District with 2,500 or less enrollment as defined in Section 1859.2 will not have its eligibility reduced for a period of five years from the date the School District's baseline eligibility was approved by the Board as a result of reduction in projected enrollment.

2. A Preliminary Small School District Program Apportionment for Modernization pursuant to Section 1859.157.2. For purposes of this Apportionment, the Form SAB 50-03 must accompany this form (if not previously submitted).

A complete list of the application submittal guidelines can be found on OPSC's website.

APPLICATION FOR SMALL SCHOOL DISTRICT PROGRAM PRELIMINARY**APPORTIONMENT****SCHOOL FACILITY PROGRAM**

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SPECIFIC INSTRUCTIONS

The School District must assign a Project Tracking Number (PTN) to this project. The same PTN is used by OPSC, the Division of the State Architect (DSA) and CDE for all project applications submitted to those agencies to track a particular project through the entire state application review process. If the School District has already assigned a PTN to this project by prior submittal of an application to either DSA or CDE for approval, the School District must use that PTN for this application submittal. If no PTN has been previously assigned for this project, a PTN may be obtained through OPSC Online.

1. Type of Application

Check the appropriate box that indicates the type of request the School District is requesting with this form.

- a. If the School District is requesting upfront funding for either site and/or design in a new construction project or requesting upfront funding for design in a Modernization project, check the appropriate box in addition to the box for the Preliminary Small School District Program Apportionment above.

2. Type of Project

- a. Select the type of project that best represents this application request and enter the total number of Pupils assigned to the project for each grade group.
- b. Check the box if the project is eligible for funding for 50 year or older permanent buildings and report, at the option of the School District:
- : The total number of eligible classrooms or the total eligible Square Footage of building area at the site. Refer to Section 1859.78.6(b)(1)(A) or (b)(2)(A). Or,
 - : The total number of permanent Classrooms or the total permanent Square Footage of building area that is at least 50 years old and not been previously modernized with state funds. Refer to Section 1859.78.6(b)(1)(B) or (b)(2)(B).
 - : Enter the greater percentage as calculated under Regulation Section 1859.78.6(b)(1)(C) or Regulation Section 1859.78.6(b)(2)(C).
 - : If this project includes eligible 50 year or older Pupil grants, enter the appropriate number assigned to the project for each grade group. The number of Pupils entered cannot exceed the cumulative number of 50 year or older permanent buildings Pupil grants requested for all Modernization funding applications for the site as determined by using the percentage factor above.
- c. If this request includes Pupil grants generated by an Alternative Enrollment Projection Method, enter the number of Pupils by grade level.
- d. Check the box if the project may be eligible for funding for 75 Years or Older Buildings and report the following, if applicable:
- : The estimated total number of eligible Classrooms and/or the estimated total eligible Square Footage of building area being demolished. Refer to Section 1859.78.7.1.
 - : The estimated total number of eligible Classrooms and/or the

estimated total eligible Square Footage of building area being constructed. Refer to Section 1859.78.7.1.

- : Enter the appropriate number of Pupils assigned to the project for each grade group. The estimated number of Pupils entered cannot exceed the cumulative number of Pupil grants requested in Section 2a. and determined by using the percentage factor above.
- e. Indicate if this request is for funding of a 6–8 school and/or an Alternative Education School.
- f. Indicate the site scenario that best represents the project request.

3. Number of Classrooms/Useable Acres

Enter the:

- : Estimated number of Classrooms in the proposed project.
- : Existing Useable Acres (if addition to existing site).
- : Estimated Proposed Useable Acres to be acquired for the project.

4. Type of Financial Hardship Request

If the School District is requesting Financial Hardship assistance because it is unable to meet its matching share requirement on this application, the School District must check the box and comply with the requirements of Section 1859.81.

5. Preliminary Small School District Program Apportionment – New Construction Only

Check the appropriate box(es) if the School District is planning to request the item listed as part of the Final Small School District Program Apportionment. All remaining item requests that are not released as part of the Preliminary Small School District Program Apportionment, but are made on this form, will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.157.1 for eligibility criteria and further details. The School District may be required to submit supporting documentation to substantiate any of the requests being made. Enter the:

- a. Estimated amount of therapy area in square feet as provided in Section 1859.72.
- b. Check the box if the applicant is requesting additional funding due to multilevel construction. See Section 1859.157.1(a)(4).
- c. Check the box if the School District is planning to request project assistance grant pursuant to Section 1859.73.1.
- d. Check the box if the School District is planning to request the Project and Construction Management grant pursuant to Section 1859.157.1(b).
- e. Site Acquisition
Enter either:
1) Enter the estimated 50 percent amount of the actual cost, or
2) Enter 50 percent of the appraised value or the preliminary appraised value or the Median Cost of the property. See Section 1859.157.1(a). If the purchase price of the site is being determined using the Median Cost of the General Location enter the nearest street intersection to the school site.
Enter the following:

251
420

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3) To determine an allowance for relocation cost and DTSC cost, the applicant may request 15 percent of the property value determined above or specific historic values of these costs. See Section 1859.157.1(a)(6)(B)(3.). If specific or historic values are reported, the applicant must submit appropriate documentation to support the amount reported.

4) Enter 50 percent of the amount allowable for hazardous material/waste removal and/or remediation for the site acquired pursuant to Sections 1859.74.2, 1859.74.3, 1859.74.4, 1859.75.1 or 1859.81.1. This amount may not exceed the limit set in Section 1859.157.1(a)(6)(B)(5.). If a Response Action (RA) is required, check the box.

If the project the School District is planning to request SFP funding for does not require an RA, refer to Section 1859.74. If the project the School District is planning to request SFP funding for may require an RA on a site that is not leased or an addition to an existing site, refer to Section 1859.74.2. If the project the School District is planning to request SFP funding for may require an RA on a leased site or an addition to an existing site, refer to Sections 1859.74.3 or 1859.74.4, respectively. The limitation of 50 percent may be exceeded when unforeseen circumstances exist. CDE determines that the site is the best available site, and the School District must submit substantiation that the costs are the minimum required to complete the evaluation and RA.

A project that received site acquisition funds under the Lease-Purchase Program (LPP) as a priority two project is not eligible for site acquisition funds under the SFP. A School District-owned site acquired with LPP, SFP or Proposition 1A funds is not eligible for funding under Section 1859.74.5.

- f. To determine an allowance for site development, the applicant may request 50 percent of a specific or historic value of the estimated costs pursuant to Section 1859.157.1(a)(7)(A) or Section 1859.157.1(a)(7)(B), or \$70,000 per proposed Usable Acres requested on the Form SAB 50-12 pursuant to Section 1859.157.1(a)(7)(C), or 35 percent of the New Construction base grant. If specific or historic estimated costs are used, the applicant must submit appropriate cost estimate of the proposed work conforming to Section 1859.76.
- In addition, check the box if the applicant is requesting General Site Development pursuant to Section 1859.157.1.
- g. If the School District is planning to request an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(a), enter the estimated percentage amount of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.71.3(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete request for Final Small School District Program Apportionment.
- h. Check the box(es) if the School District plans to request additional funding for fire code requirements authorized in Section 1859.71.2.

**6. Preliminary Small School District Program Apportionment –
Modernization Only**

Check the appropriate box(es) if the School District is planning to request the item listed as part of the Final Small School District Program Apportionment. All remaining item requests that are not released as part of the Preliminary Small School District Program Apportionment, but are made on this form, will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.157.2 for eligibility criteria and further details.

- a. Check the box if the School District is planning to request project assistance grant pursuant to Section 1859.78.2.
- b. Check the box if the School District is planning to request the Project and Construction Management grant pursuant to Section 1859.157.2(b).
- c. If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(a), enter the estimated percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.78.5(a)(3). If the School District is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5(c), enter the Energy Code compliance approach used (Performance Only, Prescriptive Only, Performance/Prescriptive) and the total score that is on the OPSC CA-CHPS Scorecard. A copy of the OPSC CA-CHPS Scorecard must be submitted to OPSC as part of the complete request for Final Small School District Program Apportionment. If the School District does not have an estimate available, the School District can enter five percent of the New Construction or Modernization Grant amount for the projects eligible service-site development, off-site development, and utilities costs.
- d. Check the box if the School District plans to request an additional grant for site development utility costs necessary for the Modernization of 50 years or older permanent building(s) pursuant to Section 1859.78.7(b) for 20 percent of funding authorized by Section 1859.78.6.
- e. Check the box if the School District requests an additional grant for site development costs necessary for the replacement of a 75 Years or Older Building for either 35 percent of the grant determined by Section 1859.78.7.1 (b) and (d) or enter 60 percent of the eligible costs allowable pursuant to Section 1859.78.7.1(e), if not already provided under the provisions pursuant to Section 1859.78.7(a).
- f. Check the box(es) if the School District plans to request additional funding for fire code requirements pursuant to Section 1859.78.4.
- g. Check the box if the School District is planning to request an Additional Grant for a Minimum Essential Facility pursuant to Section 1859.78.9.1. Check the box for the type of facility the School District is anticipating requesting (if the facility is a hybrid facility, select 'Hybrid' and indicate the type of facility on the line provided) and indicate the estimated amount of eligible Toilet and Other Square Footage to be constructed in the project. Check the appropriate box depending on whether the anticipated Minimum Essential Facility in the project is permanent or portable construction. Check the box if the School District is planning to request an additional grant for Site Development pursuant to Section 1859.78.9.1. The School District may request 35 percent of the Minimum Essential Facility supplemental grant or enter 60 percent of the amount calculated pursuant to Section 1859.78.9.1 (b)(7) or 1859.78.9.1 (c)(7).
- h. 1) Check the box if the School District is planning to request an Additional Grant for the construction of a new Transitional Kindergarten classroom(s) and/or retrofit of an existing school facility to be a Transitional Kindergarten

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classroom(s). Check the appropriate boxes if the School District is planning to augment the grant with additional supplemental grants respective of the Transitional Kindergarten Classroom project scope. Check the box if the School District is planning to request an additional grant for Site Development pursuant to Regulation Section 1859.78.9.2. The School District may choose to request 35 percent of the Transitional Kindergarten supplemental grant, or enter 60 percent of minimum work amount, pursuant to Regulation Section 1859.78.9.2(c)(4) or 1859.78.9.2(c)(5)(A).

2) The information needed to complete this section is based on the latest CBEDS enrollment data. Applications filed on or after November 1st must include the current school year enrollment data. Enter the CBEDS enrollment for grades TK-3 at the school site the current year and the three prior years' TK-3 enrollment, as appropriate.

Requests for funding shall include the following:

- : Site map that includes labelling of all facilities and their current use, and identifies all Classrooms constructed or previously retrofitted to house kindergarten students.
- : Narrative that explains the current Classroom and facility usage at the site, what the Small School District plans to do with the project, and the resulting usage at the completion of the project.
- i. If the School District is requesting an Additional Grant for Career Technical Education (CTE) Components pursuant to Section 1859.78.10, enter 60 percent of the estimated costs for the eligible CTE component(s) in the entire Modernization application.

7. Additional Project Information – Excessive Cost Hardship Request

Check the appropriate box(es) if the School District is planning to request an excessive cost hardship for the item listed as part of the Final Small School District Program Apportionment. The requests will be reserved for the School District and released at the time of the Final Small School District Program Apportionment as detailed in Sections 1859.157.7 and 1859.157.8. Refer to Section 1859.83 for eligibility criteria.

Requests for excessive cost grants for accessibility requirements are allowed only if required by DSA. At the School District's option, the School District may request three percent of the Modernization base grant or enter the amount calculated pursuant to Regulation Section 1859.83(f). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements.

If the request is for the excessive cost grant for a new Alternative Education school pursuant to Section 1859.83(c)(2) and the School District elects to request less than the maximum allowance, the School District must submit a letter along with application indicating the requested amount.

8. Prior Apportionment

If the School District received a separate Apportionment for the project under the SFP for either site and/or design, enter the application number of the project. Failure to report this information may delay the processing of the application by OPSC.

9. Alternative Developer Fee

The School District must report certain alternative fees collected pursuant to Government Code Section 65995.7, as of the date of application submittal to OPSC. Refer to Section 1859.77 for details. School Districts are advised that OPSC may perform an audit of the developer fees collected prior to application approval by the Board.

10. Adjustment to New Construction Baseline Eligibility

Pursuant to Section 1859.51 certain adjustments to the District's new construction baseline eligibility must be made each time a School District submits an application for funding, to OPSC for SFP New Construction or Modernization Grants. These adjustments are made by OPSC based on information reported by the School District on this form.

- Report all Classroom(s) provided after the School District submitted its request for determination of its new construction baseline eligibility for the grades shown, or indicate N/A if there are none. Refer to Section 1859.51(i).
- In the additional Classroom column, indicate the number of additional net Classrooms provided if not previously reported.
- In the replacement Classroom column, indicate the number of Classrooms that were included in the determination of the School District's New Construction Eligibility pursuant to Education Code Section 17071.75 and replaced in a locally funded project.
- Enter the date the initial construction contract was signed for additional or replacement Classrooms.

11. Pending Reorganization Election – New Construction Only

Complete only for new construction projects. Indicate if there is a pending reorganization election that will result in a loss of eligibility for this project. If the answer is "yes", the School District must complete Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03, to adjust the School District's New Construction Eligibility as a result of the reorganization and submit them with this form.

12. Joint-Use Facility/Leased Property

Check the box if:

- a. The facilities to be constructed/modernized as part of this project will be for joint use by other governmental agencies.
- b. The New Construction or Modernization Grants will be used for facilities located or to be located on leased property.

13. Local Funding Adjustment Grant

Enter estimated amounts for each of the following:

- a. The School District's total assessed valuation, pursuant to Section 1859.70.5(a)(1). The School District must provide a letter from the county auditor-controller that certifies the School District's total assessed valuation.
- b. The School District's gross bonding capacity, rounded to the nearest whole dollar. To calculate this, take the total assessed valuation and multiply that by 1.25 percent for non-unified School Districts or 2.5 percent for unified School Districts, rounded to two decimal places.
- c. The School District's unduplicated Pupil percentage as determined by

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purposes of the local control funding formula pursuant to Education Code Section 42238.02, rounded to two decimal places.

- d. The School District's Pupil enrollment, pursuant to Section 1859.70.5(a)(3) based on the latest CBEDS enrollment data as it would have been reported using the criteria in Parts A, C and D of the Form SAB 50-01. Applications filed on or after November 1 must include the current school year enrollment.
- e. Check Yes or No to indicate whether the project includes the use of a Project Labor Agreement for this application. If the School District indicates it intends to have a Project Labor Agreement, but does not yet, it will be audited for compliance and the funding will be adjusted accordingly if it does not have a Project Labor Agreement.

14. Project Progress Dates

- a. Enter the date(s) the construction contract(s) was awarded for this project(s). If a construction contract has not been executed, enter N/A. (If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
- b. Enter the issue date(s) for the Notice to Proceed for the construction phase of the project, or enter N/A if a Notice to Proceed has not been issued.

15. Prevailing Wage Monitoring and Enforcement Costs

If the construction contract(s) for this project was awarded on January 1, 2012 through June 19, 2014, check the appropriate box to indicate which of the following methods was or is being used to meet the requirement for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- DIR Public Works administration and enforcement
- A collective bargaining agreement that meets the criteria set forth in Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.

16. Construction Delivery Method

Check the box that best represents the construction delivery method that the district has or will use for this project, if known.

17. Certification

The District Representative must complete this section. For additional information regarding School District certifications, refer to the SFP handbook located on OPSC website at www.dgs.ca.gov/opsc.

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The School District named below applies to the State Allocation Board via the Office of Public School Construction for a grant under the provisions of Chapter 12.5, Part 10, Division 1, commencing with Section 17070.10, et seq., of the Education Code and the Regulations thereto.

SCHOOL DISTRICT		PRELIMINARY APPLICATION NUMBER
SCHOOL NAME		PROJECT TRACKING NUMBER
COUNTY	DISTRICT REPRESENTATIVE'S E-MAIL ADDRESS	HIGH SCHOOL ATTENDANCE AREA (HSAA) (IF APPLICABLE)

1. Type of Application – Check Only One

- ☐ Preliminary Small School District Program Apportionment (New Construction)
☐ Preliminary Small School District Program Apportionment (Modernization)

- e. Is this a 6–8 school? ☐ Yes ☐ No
 If you answered yes, how many TK–6 Pupils reported above are sixth graders? _____
 Is this an Alternative Education School? ☐ Yes ☐ No

2. Type of Project

- a. ☐ Elementary School Total Pupils Assigned: _____
☐ Middle School TK–6 _____
☐ High School 7–8 _____
 9–12 _____
 Non-Severe _____
 Severe _____
- b. ☐ 50 Years or Older Building Funding (Modernization Only)
 Total Eligible Classrooms/Square Footage: _____
 Classroom/Square Footage at Least 50 Years Old: _____
 Ratio of 50 Years Old Classrooms/Square Footage: _____ %

From 2a above, how many are 50 Year or Older Pupil Grants?

TK–6: _____ Non-Severe: _____
 7–8: _____ Severe: _____
 9–12: _____

- c. Included in 2a above, how many Pupils are generated by the
 Alternative Enrollment Projection? (New Construction Only)

TK–6: _____ Non-Severe: _____
 7–8: _____ Severe: _____
 9–12: _____

- d. If the request is to replace 75 Years or Older Facilities (Modernization Only)
 Number of existing Classrooms being demolished _____
 The total Square Footage of non-classroom space being demolished _____
 The number of Classrooms being constructed _____
 The total Square Footage of non-classroom space being constructed _____

- f. Project to be located on: ☐ Leased Site
☐ New Site
☐ Existing Site with Additional Acreage Acquired
☐ Existing Site with No Additional Acreage Acquired

3. Number of Classrooms/Useable Acres

Number of Classrooms: _____
 Existing Acres (Useable): _____
 Proposed Acres (Useable): _____

4. Type of Financial Hardship Request

- ☐ Submittal pending OPSC approval pursuant to Section 1859.81(h)

5. Preliminary Small School District Program Apportionment – New Construction Only

- a. Therapy: Toilets (sq. ft.) _____
 Other (sq. ft.) _____

- b. ☐ Multilevel Construction

- c. ☐ Project Assistance

- d. ☐ Project and Construction Management

- e. Site Acquisition

- (1) 50 percent Actual Cost: \$ _____
 (2) 50 percent Appraised Value
 or Median Cost: \$ _____
 (3) Relocation/DTSC Cost:
☐ 15 percent
☐ 50 percent of specific or historical cost: \$ _____
 (4) 50 percent hazardous material clean-up: \$ _____
☐ Response Action (RA)

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f. Site Development

☐ 50 percent of specific or historical cost: \$ _____☐ \$70,000 per proposed usable acre☐ 35 percent of New Construction base grant☐ General Siteg. ☐ Percentage Above Energy Efficiency for each building: _____

Energy Code Compliance Approach Used (select one):

☐ Prescriptive Only☐ Prescriptive/Performance☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

h. ☐ Automatic Fire Detection/Alarm System☐ Automatic Sprinkler System☐ Automatic Fire Detection/Alarm System☐ 50-year-old utilities☐ Site Development pursuant to Section 1859.78.9.2☐ 35 percent of supplemental grant; or,☐ 60 percent of minimum work \$ _____

h. 2) Enrollment Data for Site

	3rd Prev.	2nd Prev.	Previous	Current
Grade	/	/	/	/
TK				
K				
1				
2				
3				
TOTAL	0	0	0	0

i. ☐ Career Technical Education Components – 60 percent: \$ _____**6. Preliminary Small School District Program Apportionment - Modernization Only**a. ☐ Project Assistanceb. ☐ Project and Construction Managementc. ☐ Percentage Above Energy Efficiency for each building: _____

Energy Code Compliance Approach Used (select one):

☐ Prescriptive Only☐ Prescriptive/Performance☐ Performance Only (with the exception of mandatory prescriptive measures)

OPSC CA-CHPS Score (Indicate Points): _____

d. ☐ Site Development (utilities) – 50 Years or Older Buildingse. ☐ Site Development—75 Years or Older pursuant to 1859.78.7.1:☐ 35 percent of base grant pursuant to 1859.78.7.1(b) and (d); or,☐ 60 percent of minimum work \$ _____f. ☐ Automatic Fire Detection/Alarm Systemg. ☐ Minimum Essential Facility☐ Multipurpose☐ Gymnasium☐ Library☐ Kitchen☐ Hybrid: _____

Toilet (sq. ft.): _____

Other (sq. ft.): _____

Construction Type

☐ Permanent☐ Portable☐ Site Development pursuant to Section 1859.78.9.1☐ 35 percent of supplemental grant; or,☐ 60 percent of minimum work \$ _____

h. 1) Transitional Kindergarten Classroom(s)

☐ New Construction

Number of Classroom(s): _____

☐ Automatic Fire Detection/Alarm System☐ Automatic Sprinkler System☐ Multilevel Classroom(s) Construction: _____☐ Retrofit

Number of Classroom(s): _____

7. Additional Project Information – Excessive Cost Hardship Request**New Construction Only**☐ Geographic Percent Factor: _____ %☐ New School Project [Section 1859.83(c)(1)]☐ New School Project [Section 1859.83(c)(2)]☐ Small Size Project☐ Urban/Security/Impacted Site;

If a new site, \$ _____ per Useable Acre [Section 1859.83(d)(2)(C)]

Modernization Only☐ Geographic Percent Factor: _____ %☐ Small Size Project☐ Urban/Security/Impacted site☐ Accessibility/Fire Code☐ 3 percent of base grant; or,☐ 60 percent of minimum work \$ _____☐ Number of 2-Stop Elevators: _____☐ Number of Additional Stops: _____**8. Prior Apportionment**

Site/Design—New Construction: 50/ _____

Design—Modernization: 57/ _____

9. Alternative Developer Fee—New Construction Only

Alternative developer fee collected and reportable pursuant to

Regulation Section 1859.77: \$ _____

10. Adjustment to New Construction Baseline Eligibility

Classroom(s) provided:

Additional Replacement

TK-6: _____ TK-6: _____

7-8: _____ 7-8: _____

9-12: _____ 9-12: _____

Non-Severe: _____ Non-Severe: _____

Severe: _____ Severe: _____

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Construction Contract(s) for the project signed on: _____

11. Pending Reorganization Election – New Construction Only☐ Yes ☐ No**12. Joint-Use Facility/Leased Property**a. ☐ Joint-Use Facilityb. ☐ Leased Property**13. Local Funding Adjustment Grant**

a. Total Assessed Valuation: _____

b. School District's gross bonding capacity, (rounded to the nearest whole dollar): _____

c. School District's unduplicated Pupil percentage, rounded to two decimal places: _____ %

d. School District's enrollment: _____

e. Does this project include the use of a Project Labor Agreement?

☐ Yes ☐ No**14. Project Progress Dates**a. Construction Contract(s) awarded on: _____
(If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)

b. Notice(s) to Proceed issued on: _____

15. Prevailing Wage Monitoring and Enforcement Costs

If the Construction Contract(s) was awarded on January 1, 2012 through June 19, 2014, please indicate which monitoring requirement was or is being used, pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- ☐ DIR Public Works administration and enforcement
- ☐ DIR approved District LCP
- ☐ Collective bargaining agreement, pursuant to Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.

16. Construction Delivery Method☐ Design-Bid-Build☐ Design-Build☐ Developer Built☐ Lease Lease-Back☐ Energy Performance Contract☐ This project include sor will include piggyback contract(s) as defined in Section 1859.2☐ Other: _____**17. Certification**

I certify, as the District Representative, that the information reported on this form is true and correct and that:

- I am an authorized representative of the School District as authorized by the governing board of the School District; and,
- A resolution or other appropriate documentation supporting this application under Chapter 12.5, Part 10, Division 1, Article 11, commencing with Section 17070.10, et. seq., of the Education Code was adopted by the School District's governing board or the designee of the Superintendent of Public Instruction on _____; and,

- The School District will establish a "Restricted Maintenance Account" for exclusive purpose of providing ongoing and major maintenance of school buildings and has developed an ongoing and major maintenance plan that complies with and is implemented under the provisions of Education Code Section 17070.75 and 17070.77 (Refer to Sections 1859.100 through 1859.102); and,
- The School District has or will consider the feasibility of the joint use of land and facilities with other governmental agencies in order to minimize school facility costs; and,
- If this funding request is for the Modernization of a Portable Classroom(s) eligible for an additional Apportionment pursuant to Education Code Section 17073.15, the School District certifies that (check the applicable box below):
 - ☐ 1. The state Modernization funds will be used to replace the Portable Classroom(s) and permanently remove the displaced Portables from the classroom use within six months of the filing of the Notice of Completion for the project; or,
 - ☐ 2. It has provided documentation to the Office of Public School Construction which indicates that modernizing the Portable Classroom(s) eligible for an additional Apportionment is better use of public resources than the replacement of these facilities.
- All contracts entered on or after November 4, 1998 for the service of any architect structural engineer or other design professional for any work under the project have been obtained pursuant to a competitive process that is consistent with the requirements of Chapter 10 (commencing with Section 4525) of Division 5, of Title 1, of the Government Code; and,
- If this request is for new construction funding, the School District has received approval of the site and the plans from CDE. Plan approval is not required if request is for separate design Apportionment; and,
- The School District has or will comply with the Public Contract Code regarding all laws governing the use of force account labor; and,
- This School District has or will comply with Education Code Section 17076.11 regarding at least a 3 percent expenditure goal for disabled veteran business enterprises; and,
- The School District matching funds are required or will be required to be met pursuant to Sections 1859.77.1 or 1859.79 and either need to be expended by the School District, deposited in the County School Facility Fund, or will need to be expended by the School District prior to the notice of completion for the project
- The School District acknowledges this request has or will be subject to the material inaccuracy penalty provisions in Section 1859.104.1; and
- All school facilities purchased or newly constructed under the project for use by Pupils who are individuals with exceptional needs, as defined in Education Code Section 56026, shall be designed and located on the school site so as to maximum interaction between those individuals with exceptional needs and other Pupils as appropriate to the needs of both; and,
- This form is an exact duplicate (verbatim) of the form provided by the OPSC. In the event a conflict should exist, the language in the OPSC form will prevail; and,
- The School District understands that some or all the State funding for the project must be returned to the State as a result of an audit pursuant to Section 1859.157.5; and,
- The School District has or will comply with the provisions of Sections 1859.76 and 1859.79.2 and that the portion of the project funded by the State does not contain work specifically prohibited in those Sections; and,
- If the Preliminary Small School District Program Apportionment is requested for the construction of school facilities on leased land, the School District has or will enter into a lease agreement for the leased property that meets the requirements of Section 1859.22; and,
- If the Application contains a "Use of New Construction Grant" request, the School District has adopted a school board resolution and housing plan at a public hearing at a regularly scheduled meeting of the governing board on _____ as specified in Sections 1859.77.2, or 1859.77.3, as appropriate. The School District's approved housing plan is as indicated (check all that apply):

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- ☐ 1. The School District will construct or acquire facilities for housing the Pupils with funding not otherwise available to the SFP as a School District match within five years of project approval by the SAB and the School District must identify the source of the funds. [Applicable for Sections 1859.77.2(a) and (b) and 1859.77.3(a) and (b)]
- ☐ 2. The School District will utilize higher School District loading standards providing the loading standards are within the approved School District's teacher contract and do not exceed 33:1 per classroom. [Applicable for Sections 1859.77.2(a) and (b) and 1859.73(a) and (b)].
- ☐ 3. The Pupils requested from a different grade level will be housed in Classrooms at an existing school in the School District which will have its grade level changed, to the grade level requested, at the completion of the proposed SFP project. [Applicable for Sections 1859.77.2(b) and 1859.77.3(b)].
- If the School District requests a reservation now and is planning to request additional funding for fire code requirements pursuant to Sections 1859.71.2 or 1859.78.4 at the time of conversion, the School District understands that they will need to include the automatic fire detection/alarm system and/or automatic sprinkler system in the project prior to completion of the project and on the conversion Form SAB 50-04 application; and,
- The School District has or will receive the necessary approval of the plans and specifications from the Division of the State Architect; and,
- If the School District is requesting site acquisition funds as part of this application, the School District has or will comply with Sections 1859.74 through 1859.75.1 as appropriate; and,
- The School District understands that the lack of substantial progress toward increasing the Pupil capacity or renovation of its facilities within 18 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105); and,
- The School District has or will utilize the Preliminary Small School District Program Apportionment for new construction or Modernization purposes; and,
- The statements set forth in this application and supporting documents are true and correct to the best of my knowledge and belief; and,
- The School District has consulted with the career technical advisory committee established pursuant to Education Code Section 8070 and the need for vocational and career technical facilities is being adequately met in accordance with Education Code Sections 51224, 51225.3(b), and 51228(b), and 52336.1; and,
- If the School District is requesting a reservation now and is planning to request an Additional Grant for Energy Efficiency pursuant to Sections 1859.71.3 or 1859.78.5 at the time of conversion, the plans and specifications exceed the nonresidential building energy-efficiency standards specified in Part 6 of Title 24 of the California Code of Regulations and the increased costs for the energy efficiency components in the project must exceed the amount of funding otherwise available to the School District at the time the conversion Form SAB 50-04 application is reviewed; and,
- If this application is submitted after January 1, 2004 for Modernization funding, the School District has or will consider the potential for the presence of lead-containing materials in the modernization project and will follow all relevant federal, state, and local standards for the management of any identified lead; and,
- The School District has initiated and enforced an LCP that has been approved by the DIR, pursuant to Labor Code Section 1771.7, if the project is funded from Propositions 47 or 55 and the Notice to Proceed for the construction phase of the project is issued on or after April 1, 2003 and before January 1, 2012; and,
- The School District has contracted with the DIR for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3(a) in effect on January 1, 2012 through June 19, 2014, if the construction contract was awarded on January 1, 2012 through June 19, 2014 and the School District has not obtained a waiver for the requirement, pursuant to

Labor Code Section 1771.3(b) in effect on January 1, 2012 through June 19, 2014. The School District understands that if it fails to meet this requirement, it will be required to repay all state bond funds received including interest; and,

- Beginning with the 2005/2006 fiscal year, the School District has or will comply with Education Code Section 17070.75(e) by establishing a facilities inspection system to ensure that each of its schools is maintained in good repair; and,
- The School District has or will consider the feasibility of using designs and materials for the new construction or modernization project that promote the efficient use of energy and water, maximum use of natural light and indoor air quality, the use of recycled materials and materials that emit a minimum of toxic substances, the use of acoustics conducive to teaching and learning, and the other characteristics of high performance schools; and,
- The School District has or will comply with all laws pertaining to the construction or Modernization of its school building.
- If the School District marked the box for 'Yes' in Section 14e. of this application that it has or will include a project labor agreement, the use of a project labor agreement will be verified as part of the audit required in EC Section 41024. If it is determined that a project labor agreement was not used at the time of conversion, any additional Local Share Adjustment Grant funding provided as a result of the points assigned to the project to determine the matching share percentage would be required to be returned, with interest (based on the interest rate earned in the Pooled Money Investment Account at the time of fund release) until funds are returned.
- If the School District is requesting a reservation now and is planning to request the Modernization supplemental grant for Minimum Essential Facilities pursuant to Section 1859.78.9.1 as part of this Application, the School District certifies that any Classrooms displaced or that will be displaced as a result of reconfiguration will be replaced in the same plan set, or the School District certifies that the Classrooms will not be replaced due to a demonstrated lack of need and the School District acknowledges that no adjustment to the School District's New Construction Eligibility would be made for the removal of these Classrooms; and,
- If this funding request is requesting a reservation now and is planning to request for the retrofit of kindergarten classrooms, the School District certifies that the classrooms did not or will not meet design requirements for a kindergarten classroom at the time they were built or previously retrofitted to meet kindergarten standards; and,
- If this funding request is requesting a reservation now and is planning to request for new or retrofitted Transitional Kindergarten classrooms, the School District certifies that _____ classrooms were or will be constructed or previously altered to meet the requirements for a kindergarten classroom; and,
- With regards to providing Transitional Kindergarten instruction as pursuant to Section 1859.78.9.2, the School District certifies that the School District is currently or will provide Transitional Kindergarten at the project site; and,
- The School District understands that if the submittal of this Application for a Preliminary Small School District Program Apportionment will result in the need for a return of an Application with the same scope of work that was previously submitted to OPSC prior to the effective date for the Small School District Program, the School District is responsible for ensuring that they comply with Section 1859.107 for the return of the Application with the same scope of work. Failure to report this information may result in a delay for the processing of this Application by OPSC and/or the return of this Application unprocessed by OPSC; and,
- The School District understands that an offset for prior funding received on a previously funded new construction site and/or design or Modernization design application that is indicated in this application will occur on either the Preliminary Small School District Program Apportionment or the Final Small School District Program Apportionment to adjust for prior funding that was previously received by the School District for the same scope of work being completed.
- The School District understands that when the Preliminary Small School District Program Apportionment is converted to a Final Small School District Program Apportionment, the funding available for the Final Small

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School District Program Apportionment will be subject to the provisions of Sections 1859.157.7 and 1859.157.8; and,

- The School District has or will comply with the reporting requirements in Section 1859.158 and shall annually hold, at a regularly scheduled meeting of the School District's governing board, a public hearing to discuss, and receive public comment regarding the report(s); and,
- The School District understands that if the Project and Construction Management Grant is requested pursuant to 1859.157.1 or 1859.157.2, and the School District does not obtain project and/or construction management services from a County Office of Education, other Local Educational Agency with applicable school facilities construction expertise, applicable State Department, or a certified private construction consulting entity, or expend funds on these services, the total approved project costs will be reduced by the Project and Construction Management Grant and associated required matching share.
- As applicable, the district certifies that a Five-Year School Facilities Master Plan, pursuant to Education Code Section 17070.54, was approved by the governing board of the school district on _____ and was filed with OPSC on _____. Pursuant to SFP Regulation Section 1859.18(b), the district certifies that:
 - ☐ There are no material changes to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, or
 - ☐ There has been a material change(s) to components of the Master Plan required in SFP Regulation Section 1859.18(d) since the date of governing board approval of the Master Plan, and an updated Master Plan or governing board resolution to acknowledge and address these changes has been included as a component of this application, or
 - ☐ This application is subject to an alternative Master Plan submittal timeline pursuant to SFP Regulation Section 1859.18.1 and a governing board resolution acknowledging any apportionment may be rescinded for failure to submit a valid Master Plan by the required timeline has been included as a component of this application.

NAME OF DISTRICT REPRESENTATIVE (PRINT)

PHONE NUMBER

SIGNATURE OF DISTRICT REPRESENTATIVE

DATE

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GENERAL INFORMATION

If this application is submitted when there is Insufficient Bond Authority, as defined in Regulation Section 1859.2, the School District must adopt and submit a school board resolution, pursuant to Regulation Section 1859.95.1. For information regarding remaining bond authority, contact the Office of Public School Construction (OPSC) prior to submittal of this application.

If not previously submitted, a district may file an application for modernization funding by use of this form concurrently with a determination of or an adjustment to the district's modernization eligibility. The district must submit a determination of or an adjustment to the district's new construction baseline eligibility upon request, as described in Regulation Sections 1859.51 or 1859.70, as applicable. The Board will only provide new construction funding if this form is submitted prior to the date of occupancy of any classrooms included in the construction contract. If the district has a pending reorganization election that will result in the loss of eligibility for the proposed project, the district must submit an adjustment to the district's new construction baseline eligibility as required in Section 1859.51 upon request. This may be accomplished by completion and submittal of Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 for the current enrollment year. Failure to submit the requested Forms may result in OPSC returning the funding application to the district unprocessed.

For purposes of Education Code Section 17073.25, the California Department of Education (CDE) is permitted to file modernization applications on behalf of the California Schools for the Deaf and Blind.

Requests for funding may be made as follows:

1. A separate apportionment for site acquisition for a new construction project for environmental hardship pursuant to Section 1859.75.1. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE.
 - Preliminary appraisal of property.
 - Approval letter from the Department of Toxic Substances Control.
 2. A separate apportionment for site acquisition and/or design costs for a new construction project pursuant to Section 1859.81.1. This apportionment is available only to districts that meet the financial hardship criteria in Section 1859.81. Districts may apply for a separate apportionment for the design and for site acquisition on the same project. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Contingent site approval letter from the CDE (site apportionment only).
 - Preliminary appraisal of property (site apportionment only).
 3. A separate apportionment for district-owned site acquisition cost pursuant to Section 1859.81.2. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03 (if not previously submitted).
 - Site approval letter from the CDE.
 - Appraisal of district-owned site.
 - Cost benefit analysis as prescribed in Section 1859.74.6 or a copy of the Board finding that the non-school function on the district-owned site must be relocated.
 4. A separate apportionment for design cost for a modernization project pursuant to Section 1859.81.1. This apportionment is available only to districts that meet the financial hardship criteria in Section 1859.81. For purposes of this apportionment, the following documents must be submitted with this form (if not previously submitted):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03.
 - Site/plan approval letter from the CDE.
 - Appraisal of property if requesting site acquisition funds.
 - Plans and specifications (P&S) for the project that were approved by the DSA. Submittal of plans may be on CD-ROM or "Zip Drive" readable in AutoCAD 14. The specifications may be provided on a diskette that is IBM compatible.
 - Cost estimate of proposed site development, if requesting site development funding.
 - If this request is pursuant to Section 1859.77.2 and the district's housing plan is other than those listed in the certification section of this form, a copy of the school board resolution and the approved housing plan.
 - If the site apportionment is requested pursuant to Regulation Section 1859.74.5, a cost benefit analysis as prescribed in Regulation Section 1859.74.6 or a copy of the Board finding that the non-school function on the district-owned site must be relocated.
 - If this request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, a justification of how the project relieves overcrowding, including but not limited to, the elimination of the use of Concept 6 calendars, four track year-round calendars, or bussing in excess of 40 minutes.
 - Written confirmation from the district's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the district consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
 5. A New Construction Adjusted Grant pursuant to Section 1859.70 or 1859.180. If the funding request includes site acquisition, the proposed site must either be owned by the district, in escrow, or the district has filed condemnation proceedings and received an order of possession of the site. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03.
 - Site/plan approval letter from the CDE.
 - Appraisal of property if requesting site acquisition funds.
 - Plans and specifications (P&S) for the project that were approved by the DSA. Submittal of plans may be on CD-ROM or "Zip Drive" readable in AutoCAD 14. The specifications may be provided on a diskette that is IBM compatible.
 - Cost estimate of proposed site development, if requesting site development funding.
 - If this request is pursuant to Section 1859.77.2 and the district's housing plan is other than those listed in the certification section of this form, a copy of the school board resolution and the approved housing plan.
 - If the site apportionment is requested pursuant to Regulation Section 1859.74.5, a cost benefit analysis as prescribed in Regulation Section 1859.74.6 or a copy of the Board finding that the non-school function on the district-owned site must be relocated.
 - If this request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, a justification of how the project relieves overcrowding, including but not limited to, the elimination of the use of Concept 6 calendars, four track year-round calendars, or bussing in excess of 40 minutes.
 - Written confirmation from the district's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the district consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
 6. For purposes of the Overcrowding Relief Grant (ORG), districts must submit the Overcrowding Relief Grant District-Wide Eligibility Determination (Form SAB 50-11) prior to the submittal of this funding application. In addition, districts must have had the CDE deem the site eligible for the ORG (pursuant to Section 1859.181) prior to the submittal of this application. For purposes of this apportionment, the following documents must be submitted with this form as well as the documents listed in section 5 above:
 - Overcrowding Relief Grant Eligibility Determination Form approved by the CDE.
 - Copies of the supporting documentation provided to the CDE when determining the density of the site, including the site diagram.
- The district is not required to submit its current CBEDS enrollment data.
7. Modernization Adjusted Grant pursuant to Section 1859.70. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
 - Form SAB 50-03 (if not previously submitted).
 - P&S for the project that were approved by the DSA.
 - If the request includes funding for accessibility and fire code requirement pursuant to Section 1859.83(f), the DSA approved list of the minimum accessibility work required and a detailed cost estimate for the work in the plans.

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- DSA approval letter for elevator to meet access compliance, if funding is requested.
 - Cost estimate of the proposed site development necessary for the Reconfiguration of an existing high school.
 - Plan approval letter from the CDE.
 - Districtwide enrollment data on Form SAB 50-01 when requesting project assistance (if not previously submitted).
 - If the request includes funding for 50 year old permanent buildings pursuant to Section 1859.78.6, a site diagram identifying all buildings to be modernized in the project. The diagram must specify those buildings that are at least 50 years old.
 - Written confirmation from the district's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the district consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
 - For requests to replace 75 Years or Older Building(s) per Section 1859.78.7.1, the district must submit the following:
 - A completed *75 Years or Older Building Cost Estimate and Cost/Benefit Analysis* (Form SAB 57-75).
 - A copy of the demolition plans, or other supporting documentation, that demonstrate the demolition of the qualifying 75 Years or Older Building(s).
 - A detailed cost estimate that delineates the cost associated with the work to demolish and replace the qualifying 75 Years or Older Building(s), inclusive of the allowable site development costs per Section 1859.78.7.1, apart from the other Modernization work in the DSA-approved plans.
 - If the request includes funding for the construction of a Minimum Essential Facility (MEF) per Section 1859.78.9.1, or a Transitional Kindergarten classroom(s) per Section 1859.78.9.2, the district must submit a detailed cost estimate that delineates the cost associated with the work for the qualifying facility(s) in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans.
8. Final Charter School Apportionment for Charter School Facilities Rehabilitation pursuant to Section 1859.167.1. For purposes of this apportionment, the following documents must be submitted with this form (as appropriate):
- P&S for the project that were approved by DSA.
 - If the request includes funding for accessibility and fire code requirement pursuant to Section 1859.167.3(d), the DSA approved list of the minimum accessibility work required and a detailed cost estimate for the work in the plans.
 - DSA approval letter for elevator to meet access compliance, if funding is requested.
 - High performance incentive (HPI) scorecard from DSA.
 - Plan approval letter from the CDE.
 - Construction cost estimate signed by the architect of record or design professional.
 - Determination of financial soundness from the California School Finance Authority (CSFA).
 - Written confirmation from the applicant's career technical advisory committee indicating that the need for vocational and career technical facilities is being adequately met within the district consistent with Education Code Sections 51224, 51225.3(b), 51228(b), and 52336.1.
9. If the application includes a request for Financial Hardship, the district must

comply with the requirements of Section 1859.81.

- If the application is submitted when there is Insufficient Bond Authority, as defined in Section 1859.2, the district must adopt a school board resolution pursuant to Section 1859.95.1(b).

If the district is requesting New Construction funding after the initial baseline eligibility was approved by the Board and the district's current CBEDS enrollment reporting year is later than the enrollment reporting year used to determine the district's baseline eligibility or adjusted eligibility, the district must complete a new Form SAB 50-01 based on the current year CBEDS enrollment data, and submit it to the OPSC with this form. In addition, if the district's request is fully or partially based on eligibility derived from an Alternative Enrollment Projection, the district must update the Alternative Enrollment Projection to correspond with the CBEDS enrollment data for the current year. A small district with 2,500 or less enrollment as defined in Section 1859.2 will not have its eligibility reduced for a period of ~~three~~ five years from the date the district's baseline eligibility was approved by the Board as a result of reduction in projected enrollment.

For a list of the documents that must be submitted in order for the OPSC to deem a funding request for new construction or modernization complete and ready for OPSC processing, consult the SFP handbook and other information located on the OPSC Web site at www.dgs.ca.gov/opsc.

For purposes of completing this form for a Final Charter School Apportionment, a charter school shall be treated as a school district.

SPECIFIC INSTRUCTIONS

The district must assign a Project Tracking Number (PTN) to this project. The same PTN is used by the OPSC, the DSA and the CDE for all project applications submitted to those agencies to track a particular project through the entire state application review process. If the district has already assigned a PTN to this project by prior submittal of the P&S to either the DSA or the CDE for approval, use that PTN for this application submittal. If no PTN has been previously assigned for this project, a PTN may be obtained from the OPSC Web site at www.dgs.ca.gov/opsc "PT Number Generator."

1. Type of Application

Check the appropriate box that indicates the type of School Facility Program (SFP) grant the district is requesting for purposes of new construction, modernization, a separate design and/or site apportionment, site apportionment as an environmental hardship or New Construction (Final Apportionment). If the application is for the modernization of school facilities and includes facilities that are eligible for an additional apportionment pursuant to Section 1859.78.8, include a site diagram with this application that specifies the age of each facility eligible for modernization. The diagram should also indicate the date of its original DSA plan approval and the date the facility received its prior modernization apportionment. If known include the project modernization number on the diagram. If the application is for modernization of a California School for the Deaf or Blind, the CDE shall check the box identified as Modernization of California Schools for the Deaf/Blind. If the request is for a separate design apportionment, the CDE shall check the appropriate box. If the eligibility for this project was established as a result of a health and safety threat pursuant to Section 1859.82.1, or a seismic replacement or seismic rehabilitation for the Most Vulnerable Category 2 Buildings pursuant to Section 1859.82.2, and/or the request is for a conceptual approval for a Facility Hardship application pursuant to Section 1859.82.3(a) or a Seismic Mitigation Program application pursuant to Section 1859.82.3(b), check the appropriate box(es).

If this request is for an addition to an existing site and advance funding for the evaluation and RA costs, check the appropriate box and refer to Section 1859.82.3(c).

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If this request is for an Overcrowding Relief Grant, check the New Construction (Overcrowding Relief Grant) box.

If this request is to convert a Preliminary Apportionment or a Preliminary Charter School Apportionment to a Final Apportionment, check the New Construction Final Apportionment, New Construction Final Charter School Apportionment or the Rehabilitation Final Charter School Apportionment box, as appropriate.

If the district is requesting a separate site and/or design apportionment, complete boxes 2a, 3, 4, the site acquisition data in box 5 (d and e), and boxes 13, 14, 15, 16, and 24 only.

1. Type of Project

- a. Select the type of project that best represents this application request and enter the total number of pupils assigned to the project for each grade group. Include pupils to be housed in a new or replacement school authorized by Section 1859.82 (a). The amount entered cannot exceed the district's baseline eligibility determined on Form SAB 50-03 and will be the basis for the amount of the new construction or modernization grants provided for the project.

If this request is for a Final Apportionment, the pupils assigned to the project must be at least 75 percent, but not more than 100 percent, of the pupils that received the Preliminary Apportionment. Refer to Section 1859.147.

For ORG projects, the amount entered cannot exceed the Overcrowding Relief Pupil Eligibility (pursuant to Section 1859.182 and 1859.183) as reflected in the total number of eligible pupils determined by the Form SAB 50-11 or the CDE Overcrowding Relief Grant Eligibility Determination form.

For Charter School Facilities Program Rehabilitation, leave the number of pupils blank.

- b. Check the box if the project is eligible for funding for 50 year or older permanent buildings and report, at the option of the district:
- The total number of eligible classrooms or the total eligible square footage building area at the site. Refer to Section 1859.78.6(b)(1)(A) or (b)(2)(A).
 - The total number of permanent classrooms or the total permanent square footage building area that is at least 50 years old and not been previously modernized with state funds. Refer to Section 1859.78.6(b)(1)(B) or (b)(2)(B).
 - Enter the greater percentage as calculated under Regulation Section 1859.78.6(b)(1)(C) or Regulation Section 1859.78.6(b)(2)(C).
 - If this project includes eligible 50 year or older pupil grants, enter the appropriate number assigned to the project for each grade group. The number of pupils entered cannot exceed the cumulative number of 50 year or older permanent buildings pupil grants requested for all modernization funding applications for the site as determined by using the percentage factor above.
- c. If this request includes pupil grants generated by an Alternative Enrollment Projection Method, enter the number of pupils by grade level.
- d. Check the box if the project is eligible for funding for 75 Years or Older Buildings and report the following, if applicable:
- The total number of eligible classrooms and/or the total eligible square footage building area being demolished. Refer to Section 1859.78.7.1.
 - The total number of eligible classrooms and/or the total eligible square footage building area being constructed. Refer to Section 1859.78.7.1.
 - Enter the appropriate number assigned to the project for each grade group. The number of pupils entered cannot exceed the cumulative number of pupil grants requested in Section 2a. and determined by using the

percentage factor above.

- e. Indicate if this request is for funding of a 6–8 school and/or an Alternative Education School.
- f. Check the applicable box if the district is requesting additional pupil grants assigned to the project that exceed the capacity of the project or if the pupils assigned represent eligibility determined at another grade level and check the appropriate box to indicate under which regulation the district is applying. The pupil capacity of the project may be determined by multiplying the classrooms reported in box 3 by 25 for K–6; 27 for 7–8, 9–12 grades; 13 for non-severe and 9 for severe.
- g. Enter the square footage of the non-toilet area and toilet area contained in the Charter School Facilities Program Rehabilitation project.
- h. Indicate the site scenario that best represents the project request.
- i. For ORG projects, the district must provide the following information in the space provided:
- Name of the eligible school site(s) where portables will be replaced in this project
 - Number of portables being replaced at each school site
 - Number of site specific eligible pupils being requested for this project for each school site. The total number of site specific eligible pupils assigned to this project must equal the total number of pupils in Section 2a.

3. Number of Classrooms

Enter the:

- Number of classrooms as shown on the plans and specifications (P&S). If there was demolition at the site, report the net increase in the number of classrooms showing in the P&S.
- Master plan site size, as recommended by the California Department of Education.
- Recommended site size, as determined by the California Department of Education.
- Existing Useable Acres already owned at that location (if any).
- Proposed Useable Acres that was/will be purchased as part of the application (if any).

4. Financial Hardship Request

Check the appropriate box(es) if the district is requesting financial hardship assistance because it is unable to meet its matching share requirement.

- If the application includes a request for Financial Hardship, the district must comply with the requirements of Section 1859.81.
- If there is Insufficient Bond Authority for the type of application, check the second box and attach a school board resolution pursuant to Section 1859.95.1(b).

5. New Construction Additional Grant Request

Check the appropriate box(es) if the district requests an augmentation to the new construction grant for "additional" grants for the items listed. Refer to Sections 1859.72 through 1859.76 for eligibility criteria. Enter the:

- a. Therapy area in square feet as provided in Section 1859.72.
- b. Multilevel classrooms in the P&S pursuant to Section 1859.73.
- c. Check the box if the district is requesting project assistance pursuant to Section 1859.73.1. If the district has not submitted a request for new construction baseline eligibility on a district-wide basis, it must submit a current Form SAB 50-01 based on district-wide enrollment data with this form.
- d. If the project the district is requesting SFP funding for does not require an RA, refer to Section 1859.74. If a RA is required on a site that is not leased or an addition to an existing site, refer to Section 1859.74.2. If RAs are required on a leased site or an addition to an existing site, refer to Sections 1859.74.3 or

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1859.74.4, respectively. The limitation of 50 percent may be exceeded when unforeseen circumstances exist, the CDE determines that the site is the best available site, and substantiation that the costs are the minimum required to complete the evaluation and RA.

- 1) Enter 50 percent of the actual cost.
- 2) Enter 50 percent of the appraised value of the site. If the request is made pursuant to Regulation Section 1859.74.5, enter 50 percent of the appraised value.
- 3) Enter 50 percent of the allowable relocation cost.
- 4) Enter two percent of the lesser of the actual cost or appraised value of the site (minimum \$25,000).
- 5) Enter 50 percent of the Department of Toxic Substances Control (DTSC) fee for review and approval of the phase one environmental site assessment and preliminary endangerment assessment reports. Refer to Sections 1859.74, 1859.74.1, 1859.74.5, 1859.75, 1859.75.1 and 1859.81.1.

A project that received site acquisition funds under the Lease-Purchase Program (LPP) as a priority two project is not eligible for site acquisition funds under the SFP. A district-owned site acquired with LPP, SFP or Proposition 1A funds is not eligible for funding under Regulation Section 1859.74.5.

- e. Enter 50 percent of the amount allowable for hazardous materials/waste removal and/or remediation for the site acquired pursuant to Sections 1859.74.2, 1859.74.3, 1859.74.4, 1859.75.1 or 1859.81.1. If an RA is required, check the box.
 - f. Enter 50 percent of eligible service-site development, off-site development including pedestrian safety paths and utilities costs allowed pursuant to Section 1859.76. Attach cost estimates of the proposed site development work which shall be supported and justified in the P&S. All cost estimates shall reflect 100 percent of the proposed work.
Check the box if the district is requesting an Additional Grant for General Site Development pursuant to Section 1859.76
 - g. If the district is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.71.3, enter the percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.71.3(a)(3).
 - h. Check the box(es) if the district requests and the project qualifies for additional funding for fire code requirements authorized in Section 1859.71.2.
 - i. If the district is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.70.4, enter the number of high performance points as prescribed in Section 1859.71.6 or 1859.77.4, as appropriate, subject to Education Code Section 17070.965.
6. **Modernization Additional Grant Request**
- a. Check the box if the district is requesting project assistance allowance pursuant to Section 1859.78.2. If the district has not submitted a request for new construction baseline eligibility on a district-wide basis, it must submit a current Form SAB 50-01 based on district-wide enrollment data with this form.
 - b. If the district is requesting an Additional Grant for Energy Efficiency pursuant to Section 1859.78.5, enter the percentage of energy efficiency that exceeds Title 24 requirements as prescribed in Section 1859.78.5(a)(3).
 - c. Check the box if the district requests an additional grant for site development utility cost necessary for the modernization of 50 years or older permanent building(s). Enter 60 percent of the eligible costs allowable pursuant to Section 1859.78.7(a).
 - d. Check the box if the district requests an additional grant for site

development utility cost necessary for the replacement of a 75 Years or Older Building, if not already provided under the provisions pursuant to Section 1859.78.7(a). Enter 60 percent of the eligible costs allowable.

- e. Check the box(es) if the district requests and the project qualifies for additional funding for fire code requirements authorized in Section 1859.78.4.
- f. If the district is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.70.4, enter the number of high performance points as prescribed in Section 1859.77.4, subject to Education Code Section 17070.965.
- g. Check the box if the district is requesting an Additional Grant for a Minimum Essential Facility pursuant to Regulation Section 1859.78.9.1. Check the box for the type of facility being requested (if the facility is a hybrid facility, select 'Hybrid' and indicate the type of facility on the line provided) and indicate the amount of eligible Toilet and Other square footage being built in the project. Check the appropriate box depending on whether the Minimum Essential Facility is permanent or portable construction. Check the box if the district is requesting an additional grant for Site Development pursuant to Regulation Section 1859.78.9.1. At the district's option, the district may request 35 percent of the Minimum Essential Facility supplemental grant or enter 60 percent of the amount calculated pursuant to Regulation Section 1859.78.9.1(b)(7) or 1859.78.9.1(c)(7). Applicants who are requesting to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment shall use the enrollment determined by Section 1859.157.4(d)(1).
- h. 1) Check the box if the district is requesting an Additional Grant for Transitional Kindergarten classrooms for the construction of a new transitional kindergarten classroom(s) and/or retrofit of an existing school facility to be a transitional kindergarten classroom(s). Check the appropriate boxes if the district is augmenting the grant with additional supplemental grants respective of the transitional kindergarten classroom project scope. Check the box if the district is requesting an additional grant for Site Development pursuant to Regulation Section 1859.78.9.2. The district may choose to request 35 percent of the Transitional Kindergarten supplemental grant, or enter 60 percent of minimum work amount, pursuant to Regulation Section 1859.78.9.2(c)(4) or 1859.78.9.2(c)(5).
- h. 2) The information needed to complete this section is based on the latest California Basic Educational Data System (CBEDS) enrollment data. Applications filed on or after November 1st must include the current school year enrollment. Enter the CBEDS enrollment for grades TK-3 at the school site for the current year and the three prior years' TK-3 enrollment, as appropriate. Applicants who are requesting to convert a Preliminary Small School District Program Apportionment to a Final Small School District Program Apportionment shall use the enrollment determined by Section 1859.157.4(d)(2).

Requests for funding shall include the documents as follows:

- Site map that includes labelling of all facilities and their current use, and identifies all classrooms constructed or previously retrofitted to house kindergarten students.
- Narrative that explains the current classroom and facility usage at the site, what the School District plans to do with the project, and the resulting usage at the completion of the project.

7. **Excessive Cost Hardship Request**

Check the appropriate box to request an augmentation to the New Construction or Modernization Grants for an excessive cost hardship for the items listed. Refer to Section 1859.83 for eligibility criteria. Requests for excessive cost grants for accessibility requirements are allowed only if required by the Division of the State Architect. At the district's option, the district may request three percent of the modernization

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base grant or enter the amount calculated pursuant to Regulation Section 1859.83(f). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements.

If the request is for the excessive cost grant for a new Alternative Education school pursuant to Section 1859.83(c)(2) and the district wishes to request less than the maximum allowance, please submit a letter along with application indicating the desired amount.

8. Charter School Facilities Program Rehabilitation – Additional Grant and Excessive Cost Hardship Request

Additional Grant Request

- If the applicant is requesting an Additional Grant for High Performance Incentive pursuant to Section 1859.77.4, enter the number of high performance points as prescribed in Section 1859.77.4.

Excessive Cost Hardship Request

Check the appropriate box to request an augmentation to the Charter School Facilities Program Rehabilitation grants for an excessive cost hardship for the items listed. Refer to Section 1859.167.4 for eligibility criteria.

- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to Geographic Location pursuant to Section 1859.167.3(a).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant for a small size project pursuant to Section 1859.167.3(b).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to Urban Location, Security Requirements, and Impacted Site pursuant to Section 1859.167.3(c).
- Check the box if the applicant requests and qualifies for an Excessive Cost Hardship Grant due to accessibility and fire code requirements pursuant to Section 1859.167.3(d). Requests for excessive cost grants for accessibility requirements are allowed only if required by the Division of the State Architect (DSA). At the applicant's option, the applicant may request three percent of the Charter School Facilities Program Rehabilitation Grant or enter 50 percent of the amount calculated pursuant to Regulation Section 1859.167.3(d)(2). Attach a copy of the DSA approved list that shows the minimum work necessary for accessibility requirements.

9. Project Priority Funding Order

Enter the priority order of this project in relation to other new construction applications submitted by the district on the same date. If applications are not received on the same date, the OPSC will assign a higher district priority to the application received first. Check the box(es) if the project meets the criteria outlined in Section 1859.92(c)(3), (4) and (6), as appropriate. This information is needed for purposes of priority points.

10. Prior Approval Under the LPP

If the project the district is requesting SFP grants for received a Phase P, S, or C approval under the LPP, report the application number of that project, regardless if the project actually received funding or was included on an "unfunded" list. Failure to report this information may delay the processing of the application by the OPSC.

11. Prior Apportionment Under the SFP

If the project received a separate apportionment under the SFP for either site and/ or design, or site environmental hardship, enter the application number of the project. Failure to report this information may delay the processing of the application by the OPSC.

12. Preliminary Apportionment to a Final Apportionment

If this request is to convert a Preliminary Apportionment to a Final Apportionment, enter the application number of the Preliminary Apportionment. Failure to report this information may delay the processing of the application by the OPSC.

13. Alternative Developer Fee

The district must report certain alternative fees collected pursuant to Government Code Section 65995.7, as of the date of application submittal to the OPSC. Refer to Section 1859.77 for details. Districts are advised that the OPSC may perform an audit of the developer fees collected prior to application approval by the Board.

14. Adjustment to New Construction Baseline Eligibility

Pursuant to Section 1859.51 certain adjustments to the district's new construction baseline eligibility must be made each time a district submits Form SAB 50-04, to the OPSC for SFP new construction or modernization grants. These adjustments are made by the OPSC based on information reported by the district on this form.

- Report all classroom(s) provided after the district submitted its request for determination of its new construction baseline eligibility for the grades shown, or indicate N/A if there are none. Refer to Section 1859.51(i).

In the additional classroom column, indicate the number of additional net classrooms provided if not previously reported.

In the replacement classroom column, indicate the number of classrooms that were included in the determination of the district's new construction eligibility pursuant to Education Code Section 17071.75 but replaced in a locally funded project.

Enter the date the initial construction contract was signed for additional or replacement classrooms.

15. Pending Reorganization Election

Complete only for new construction projects. Indicate if there is a pending reorganization election that will result in a loss of eligibility for this project. If the answer is "yes", the district must complete Form SAB 50-01, Form SAB 50-02 and Form SAB 50-03, to adjust the district's new construction baseline eligibility as a result of the reorganization and submit them with this form.

16. Joint-Use Facility/Leased Property

Check the box if:

- The facilities to be constructed/modernized as part of this project will be for joint use by other governmental agencies.
- The new construction or modernization grants will be used for facilities located or to be located on leased property.

17. Project Progress Dates

- Enter the date(s) the construction contract(s) was awarded for this project(s). If a construction contract has not been executed, enter N/A. (If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
- Enter the issue date(s) for the Notice to Proceed for the construction phase of the project, or enter N/A if a Notice to Proceed has not been issued.
- If a construction contract was awarded prior to January 1, 2012, check the appropriate box to indicate whether or not the district has initiated and enforced a Labor Compliance Program (LCP) approved by the Department of Industrial Relations (DIR) pursuant to Labor Code Section 1771.7 for this project.

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18. Prevailing Wage Monitoring and Enforcement Costs

If the construction contract(s) for this project was awarded on January 1, 2012 through June 19, 2014, check the appropriate box to indicate which of the following methods was or is being used to meet the requirement for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- DIR Public Works administration and enforcement
- A DIR-approved internal LCP
- A collective bargaining agreement that meets the criteria set forth in Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014.

19. Construction Delivery Method

Check the box that best represents the construction delivery method that the district has or will use for this project, if known.

20. Career Technical Education Funds Request

Indicate if Career Technical Education (CTE) funds will be requested for classroom(s) included in the plans and specifications for this project pursuant to Section 1859.193. If "Yes", enter the number of CTE classroom(s) shown on the P&S.

21. Overcrowding Relief Grant Narrative

The district must either provide an explanation in the space provided or attach a letter signed by the district representative detailing how this project will relieve overcrowding.

22. Local Funding Adjustment Grant

Enter the following:

- a. The district's total assessed valuation, pursuant to Section 1859.70.5(a)(1).
The district must provide a letter from the county auditor-controller that certifies the school district's total assessed valuation.
- b. The district's gross bonding capacity, rounded to the nearest whole dollar.
To calculate this, take the total assessed valuation and multiply that by 1.25% for non-unified school districts or 2.5% for unified school districts, rounded to two decimal places.
- c. The district's unduplicated pupil percentage as determined for purposes of the local control funding formula pursuant to Education Code Section 42238.02, rounded to two decimal places.
- d. The district's enrollment, pursuant to Section 1859.70.5(a)(3) based on the latest California Basic Educational Data System (CBEDS) enrollment data as it would have been reported using the criteria in Parts A, C and D of the Form SAB 50-01. Applications filed on or after November 1 must include the current school year enrollment.
- e. Check Yes or No to indicate whether the project includes the use of a Project Labor Agreement for this application. If the district indicates it intends to have a Project Labor Agreement, but does not yet, it will be audited for compliance and the funding will be adjusted accordingly if it does not have a Project Labor Agreement.

23. Architect of Record or Licensed Architect Certification

The architect of record or the licensed architect must complete this section.

24. Architect of Record or Design Professional Certification

The architect of record or the appropriate design professional must complete this section.

25. Certification

The district representative must complete this section. For additional information regarding district certifications, refer to the SFP handbook located on the OPSC web site at www.dgs.ca.gov/opsc.

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3. **Number of Classrooms:** _____
Master Plan Acreage Site Size (Useable): _____
Recommended Site Size (Useable): _____
Existing Acres (Useable): _____
Proposed Acres (Useable): _____

4. **Type of Financial Hardship Request**

- ☐ Submittal pending OPSC approval pursuant to Section 1859.81(h)
☐ Submittal with school board resolution, pursuant to Section 1859.95.1
(Insufficient Bond Authority)

5. **New Construction Additional Grant Request—New Construction Only**

- a. Therapy: Toilets (sq. ft.) _____
Other (sq. ft.) _____
- b. Multilevel Construction (CRS): _____
- c. ☐ Project Assistance
- d. Site Acquisition:
(1) 50 percent Actual Cost: \$ _____
(2) 50 percent Appraised Value: \$ _____
(3) 50 percent Relocation Cost: \$ _____
(4) 2 percent (min. \$25,000): \$ _____
(5) 50 percent DTSC Fee: \$ _____
- e. 50 percent hazardous waste removal: \$ _____
☐ Response Action (RA)
- f. Site Development
☐ 50 percent Service-Site: \$ _____
☐ 50 percent Off-Site: \$ _____
☐ 50 percent Utilities: \$ _____
☐ General Site
- g. ☐ Energy Efficiency: _____ %
- h. ☐ Automatic Fire Detection/Alarm System
☐ Automatic Sprinkler System
- i. ☐ High Performance Incentive (Indicate Points): _____

6. **Modernization Additional Grant Request**

- a. ☐ Project Assistance
- b. ☐ Energy Efficiency: _____ %
- c. ☐ Site Development—60 percent utilities: \$ _____
- d. ☐ Site Development—75 Years or Older: \$ _____
- e. ☐ Automatic Fire Detection/Alarm System
- f. ☐ High Performance Incentive (Indicate Points): _____
- g. ☐ Minimum Essential Facility
☐ Multipurpose
☐ Gymnasium
☐ Library
☐ Kitchen
☐ Hybrid: _____
Toilet (sq. ft.): _____
Other (sq. ft.): _____
Construction Type
☐ Permanent
☐ Portable
☐ Site Development pursuant to Section 1859.78.9.1
☐ 35 percent of supplemental grant; or
☐ 60 percent of minimum work \$ _____

h. 1) Transitional Kindergarten Classroom(s)

- ☐ New Construction
Number of Classroom(s): _____
- ☐ Automatic Fire Detection/Alarm System
- ☐ Automatic Sprinkler System
- ☐ Multilevel Classrooms(s) Construction: _____
- ☐ Retrofit
Number of Classroom(s): _____
- ☐ Automatic Fire Detection/Alarm System
- ☐ 50-year-old utilities
- ☐ Site Development pursuant to Section 1859.78.9.2
☐ 35 percent of supplemental grant; or,
☐ 60 percent of minimum work \$ _____

h. 2) Enrollment Data for Site

	3rd Prev.	2nd Prev.	Previous	Current
Grade	/	/	/	/
TK				
K				
1				
2				
3				
TOTAL	0	0	0	0

7. **Excessive Cost Hardship Request**

New Construction Only

- ☐ Geographic Percent Factor: _____ %
- ☐ New School Project [Section 1859.83(c)(1)]
- ☐ New School Project [Section 1859.83(c)(2)]
- ☐ Small Size Project
- ☐ Urban/Security/Impacted Site;
If a new site, \$ _____ per Useable Acre [Section 1859.83(d)(2)(C)]

Modernization Only

- ☐ Geographic Percent Factor: _____ %
- ☐ Small Size Project
- ☐ Urban/Security/Impacted site
- ☐ Accessibility/Fire Code
☐ 3 percent of base grant; or,
☐ 60 percent of minimum work \$ _____
- ☐ Number of 2-Stop Elevators: _____
- ☐ Number of Additional Stops: _____

8. **Charter School Facilities Program Rehabilitation Additional Grant and
Excessive Cost Hardship Request**

Additional Grant Request

- a. ☐ High Performance Incentive (Indicate Points): _____

Excessive Cost Hardship Request

- b. ☐ Geographic Percent Factor: _____ %
- c. ☐ Small Size Project
- d. ☐ Urban/Security/Impacted site
- e. ☐ Accessibility/Fire Code
☐ 3 percent of base grant; or,
☐ 50 percent of minimum work \$ _____
☐ Number of 2-Stop Elevators: _____ **267**
☐ Number of Additional Stops: _____ **546**

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9. Project Priority Funding Order—New Construction Only

Priority order of this application in relation to other new construction applications submitted by the district at the same time: # _____

Project meets:

- ☐ Density requirement pursuant to Section 1859.92(c)(3).
☐ Stock plans requirement pursuant to Section 1859.92(c)(4).
☐ Energy efficiency requirement pursuant to Section 1859.92(c)(6).

10. Prior Approval Under the LPP

New Construction: 22/ _____

Modernization: 77/ _____

11. Prior Apportionment Under the SFP

Site/Design—New Construction: 50/ _____

Design—Modernization: 57/ _____

12. Preliminary Apportionment to Final Apportionment

Preliminary Apportionment Application Number: # _____

13. Alternative Developer Fee—New Construction Only

Alternative developer fee collected and reportable pursuant to Regulation Section 1859.77: \$ _____

14. Adjustment to New Construction Baseline Eligibility

a. Classroom(s) provided:

Additional	Replacement
K–6: _____	K–6: _____
7–8: _____	7–8: _____
9–12: _____	9–12: _____
Non-Severe: _____	Non-Severe: _____
Severe: _____	Severe: _____

Construction Contract(s) for the project signed on: _____

15. Pending Reorganization Election—New Construction Only ☐ Yes ☐ No

16. Joint-Use Facility/Leased Property

- a. ☐ Joint-Use Facility
b. ☐ Leased Property

17. Project Progress Dates

- a. Construction Contract(s) awarded on: _____
(If the space provided is not sufficient for all applicable contract dates, please list all dates on a separate attachment to this form.)
b. Notice(s) to Proceed issued on: _____
c. If the Construction Contract(s) was awarded prior to January 1, 2012, have you initiated and enforced an LCP approved by the DIR pursuant to Labor Code Section 1771.7 for this project? ☐ Yes ☐ No

18. Prevailing Wage Monitoring and Enforcement Costs

If the Construction Contract(s) was awarded on January 1, 2012 through June 19, 2014, please indicate which monitoring requirement was or is being used, pursuant to Labor Code Section 1771.3 in effect on January 1, 2012 through June 19, 2014:

- ☐ DIR Public Works administration and enforcement
☐ DIR approved District LCP
☐ Collective bargaining agreement, pursuant to Labor Code Section 1771.3(b)(3) in effect on January 1, 2012 through June 19, 2014

19. Construction Delivery Method

- ☐ Design-Bid-Build
☐ Design-Build
☐ Developer Built
☐ Lease Lease-Back
☐ Energy Performance Contract
☐ This project includes or will include piggyback contract(s) as defined in Section 1859.2
☐ Other: _____

20. Career Technical Education Funds Request

Will CTE Funds be requested for classroom(s) included in the plans and specifications for this project? ☐ Yes ☐ No
Number of CTE classroom(s): _____

21. Overcrowding Relief Grant Narrative

22. Local Funding Adjustment Grant

- a. Total Assessed Valuation: _____
b. District's gross bonding capacity, (rounded to the nearest whole dollar): _____
c. District's unduplicated pupil percentage, rounded to two decimal places: _____ %
d. District's enrollment: _____
e. Does this project include the use of a Project Labor Agreement? ☐ Yes ☐ No

23. Architect of Record or Licensed Architect Certification

I certify as the architect of record for the project or as a licensed architect that:

- The P&S for this project were submitted to the OPSC by electronic medium (i.e., CD-ROM, zip disk or diskette) or as an alternative, if the request is for a modernization Grant, the P&S were submitted in hard copy to the OPSC.
- Any portion of the P&S requiring review and approval by the Division of the State Architect (DSA) were approved by the DSA on _____ (enter DSA approval date).
- Any portion of the P&S not requiring review and approval by the DSA meets the requirements of the California Code of Regulations, Title 24, including any access and fire code requirements.
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, the P&S include the demolition of more classrooms than those to be constructed in the project, the difference is _____ classroom(s). (Indicate N/A if there are none.)
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, the P&S include the construction of more classrooms than those to be demolished in the project, the difference is _____ classroom(s). (Indicate N/A if there are none.)

ARCHITECT OF RECORD OR LICENSED ARCHITECT (PRINT NAME)

SIGNATURE

DATE

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24. Architect of Record or Design Professional Certification

I certify as the architect of record for the project or the appropriate design professional, that:

- If the request is for a New Construction Grant, not including the ORG, I have developed a cost estimate of the proposed project which indicates that the estimated construction cost of the work in the P&S including deferred items (if any) relating to the proposed project, is at least 60 percent of the total grant amount provided by the State and the district's matching share, less site acquisition costs and the High Performance Base Incentive Grant. This cost estimate does not include site acquisition, planning, tests, inspection, or furniture and equipment and is available at the district for review by the OPSC.
- If the request is for a Modernization or Charter School Facilities Program Rehabilitation Grant, I have developed a cost estimate of the proposed project which indicates that the estimated construction cost of the work in the P&S, including deferred items and interim housing (if any) relating to the proposed project, is at least 60 percent of the total grant amount provided by the State and the district's matching share, less the High Performance Base Incentive Grant. This cost estimate does not include planning, tests, inspection or furniture and equipment and is available at the district for review by the OPSC.
- If the request is for a Modernization Grant and includes replacement of a 75 Years or Older Building(s), the cost estimate must delineate the costs associated with the work for the qualifying facility(s) pursuant to Sections 1859.78.7.1. in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans and indicate that the estimated construction cost of the work in the P&S, including deferred items (if any) relating to the proposed project, is at least 60 percent of that portion of the grant amount provided by the State and the district's matching share.
- If the request is for a Modernization Grant and includes a Minimum Essential Facility or new or retrofitted Transitional Kindergarten classroom(s), the cost estimate must delineate the costs associated with the work for the qualifying facility(s) pursuant to Sections 1859.78.9.1, or 1859.78.9.2 in the DSA-approved plans apart from the other Modernization work in the DSA-approved plans and indicate that the estimated construction cost of the work in the P&S, including deferred items and interim housing (if any) relating to the proposed project, is at least 60 percent of that portion of the grant amount provided by the State and the district's matching share.

ARCHITECT OF RECORD OR DESIGN PROFESSIONAL (PRINT NAME)

SIGNATURE

DATE

25. Certification

I certify, as the District Representative, that the information reported on this form, with the exception of items 22 and 23, is true and correct and that:

- I am an authorized representative of the district as authorized by the governing board of the district; and,
- A resolution or other appropriate documentation supporting this application under Chapter 12.5, Part 10, Division 1, commencing with Section 17070.10, et. seq., of the Education Code was adopted by the school district's governing board or the designee of the Superintendent of Public Instruction on, _____; and,
- The district has established a "Restricted Maintenance Account" for exclusive purpose of providing ongoing and major maintenance of school buildings and has developed an ongoing and major maintenance plan that complies with and

is implemented under the provisions of Education Code Section 17070.75 and 17070.77 (refer to Sections 1859.100 through 1859.102); and,

- The district has considered the feasibility of the joint use of land and facilities with other governmental agencies in order to minimize school facility costs; and,
- If this funding request is for the modernization of portable classrooms eligible for an additional apportionment pursuant to Education Code Section 17073.15, the district certifies that (check the applicable box below):
 - ☐ 1. The state modernization funds will be used to replace the portable classrooms and permanently remove the displaced portables from the classroom use within six months of the filing of the Notice of Completion for the project; or,
 - ☐ 2. It has provided documentation to the Office of Public School Construction which indicates that modernizing the portable classrooms eligible for an additional apportionment is better use of public resources than the replacement of these facilities.
- Facilities to be rehabilitated under the Charter School Facilities Program previously funded with School Facility Program State funds meet the requirements of Section 1859.163.6; and,
- All contracts entered on or after November 4, 1998 for the service of any architect structural engineer or other design professional for any work under the project have been obtained pursuant to a competitive process that is consistent with the requirements of Chapter 10 (commencing with Section 4525) of Division 5, of Title 1, of the Government Code; and,
- If this request is for new construction funding, the district has received approval of the site and the plans from the CDE. Plan approval is not required if request is for separate design apportionment; and,
- If this request is for modernization or Charter School Facilities Program Rehabilitation funding, the district has received approval of the plans for the project from the CDE. Plan approval is not required if request is for separate design apportionment; and,
- The district has or will comply with the Public Contract Code regarding all laws governing the use of force account labor; and,
- This district has or will comply with Education Code Section 17076.11 regarding at least a 3 percent expenditure goal for disabled veteran business enterprises; and,
- The district matching funds required pursuant to Sections 1859.77.1 or 1859.79 has either been expended by the district, deposited in the County School Facility Fund or will be expended by the district prior to the notice of completion for the project; and,
- The district has received the necessary approval of the plans and specifications from the Division of the State Architect unless the request is for a separate site and/or design apportionment; and,
- If the district is requesting site acquisition funds as part of this application, the district has complied with Sections 1859.74 through 1859.75.1 as appropriate; and,
- With the exception of an apportionment made pursuant to Section 1859.75.1, the district understands that the lack of substantial progress toward increasing the pupil capacity or renovation of its facilities within 18 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105); and,
- If the apportionment for this project was made pursuant to Section 1859.75.1, the district understands that the lack of substantial progress toward increasing the pupil capacity or renovation of its facilities within 12 months of receipt of any funding shall be cause for the rescission of the unexpended funds (refer to Section 1859.105.1); and,
- The district understands that funds not released within 18 months of apportionment shall be rescinded and the application shall be denied (refer to Section 1859.90); and,

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- The statements set forth in this application and supporting documents are true and correct to the best of my knowledge and belief; and,
- All school facilities purchased or newly constructed under the project for use by pupils who are individuals with exceptional needs, as defined in Education Code Section 56026, shall be designed and located on the school site so as to maximize interaction between those individuals with exceptional needs and other pupils as appropriate to the needs of both; and,
- This form is an exact duplicate (verbatim) of the form provided by the OPSC. In the event a conflict should exist, the language in the OPSC form will prevail; and,
- The district understands that some or all of the State funding for the project must be returned to the State as a result of an audit pursuant to Sections 1859.105, 1859.105.1, 1859.106; and,
- The district has complied with the provisions of Sections 1859.76 and 1859.79.2 and that the portion of the project funded by the State does not contain work specifically prohibited in those Sections; and,
- If the SFP grants will be used for the construction or modernization of school facilities on leased land, the district has entered into a lease agreement for the leased property that meets the requirements of Section 1859.22; and,
- If the application contains a "Use of New Construction Grant" request, the district has adopted a school board resolution and housing plan at a public hearing at a regularly scheduled meeting of the governing board on _____ as specified in Sections 1859.77.2, or 1859.77.3, as appropriate. The district's approved housing plan is as indicated (check all that apply):
 - ☐ 1. The district will construct or acquire facilities for housing the pupils with funding not otherwise available to the SFP as a district match within five years of project approval by the SAB and the district must identify the source of the funds. [Applicable for Sections 1859.77.2(a) and (b) and 1859.77.3(a) and (b)]
 - ☐ 2. The district will utilize higher district loading standards providing the loading standards are within the approved district's teacher contract and do not exceed 33:1 per classroom. [Applicable for Sections 1859.77.2(a) and (b) and 1859.73(a) and (b)]
 - ☐ 3. The pupils requested from a different grade level will be housed in classrooms at an existing school in the district which will have its grade level changed, to the grade level requested, at the completion of the proposed SFP project. [Applicable for Sections 1859.77.2(b) and 1859.77.3(b)].
- If the district requested additional funding for fire code requirements pursuant to Sections 1859.71.2 or 1859.78.4, the district will include the automatic fire detection/alarm system and/or automatic sprinkler system in the project prior to completion of the project; and,
- The district has consulted with the career technical advisory committee established pursuant to Education Code Section 8070 and the need for vocational and career technical facilities is being adequately met in accordance with Education Code Sections 51224, 51225.3(b), and 51228(b), and 52336.1; and,
- If the district is requesting an Additional Grant for Energy Efficiency pursuant to Sections 1859.71.3 or 1859.78.5, the increased costs for the energy efficiency components in the project exceeds the amount of funding otherwise available to the district; and,
- If this application is submitted after January 1, 2004 for modernization funding, the district has considered the potential for the presence of lead-containing materials in the modernization project and will follow all relevant federal, state, and local standards for the management of any identified lead; and,
- The district has initiated and enforced an LCP that has been approved by the DIR, pursuant to Labor Code Section 1771.7, if the project is funded from Propositions 47 or 55 and the Notice to Proceed for the construction phase of the project is issued on or after April 1, 2003 and before January 1, 2012; and,
- The district has contracted with the DIR for prevailing wage monitoring and enforcement pursuant to Labor Code Section 1771.3(a) in effect on January 1, 2012 through June 19, 2014, if the construction contract was awarded on January 1, 2012 through June 19, 2014 and the district has not obtained a waiver for the requirement, pursuant to Labor Code Section 1771.3(b) in effect on January 1, 2012 through June 19, 2014. The district understands that if it fails to meet this requirement, it will be required to repay all state bond funds received including interest; and,
- Beginning with the 2005/2006 fiscal year, the district has complied with Education Code Section 17070.75(e) by establishing a facilities inspection system to ensure that each of its schools is maintained in good repair; and,
- If this application is submitted pursuant to Section 1859.180, the district certifies that within six months of occupancy of the permanent classrooms, it will remove the replaced portables from the eligible school site and K-12 grade classroom use with the exception of schools described in Education Code Section 17079.30(c); and,
- The district has considered the feasibility of using designs and materials for the new construction or modernization project that promote the efficient use of energy and water, maximum use of natural light and indoor air quality, the use of recycled materials and materials that emit a minimum of toxic substances, the use of acoustics conducive to teaching and learning, and the other characteristics of high performance schools; and,
- If the district is requesting an additional grant for high performance incentive funding, the school district governing board must have a resolution on file that demonstrates support for the high performance incentive grant request and the intent to incorporate high performance features in future facilities projects; and,
- If this application is submitted when there is Insufficient Bond Authority, the district has adopted a school board resolution pursuant to Section 1859.95.1; and,
- The district will comply with all laws pertaining to the construction or modernization of its school building.
- If the district marked the box for 'Yes' in Section 22 e. of this application that it has or will include a project labor agreement, the use of a project labor agreement will be verified as part of the audit required in EC Section 41024. If it is determined that a project labor agreement was not used, the additional Local Share Adjustment Grant funding provided as a result of the points assigned to the project to determine the matching share percentage will be required to be returned, with interest (based on the interest rate earned in the Pooled Money Investment Account at the time of fund release) until funds are returned.
- If the district is requesting the modernization supplemental grant for Minimum Essential Facilities pursuant to Section 1859.78.9.1 as part of this application, the district certifies that any classrooms displaced as a result of reconfiguration are replaced in the same plan set, or the district certifies that the classrooms are not being replaced due to a demonstrated lack of need and the district acknowledges that no adjustment to the district's new construction eligibility will be made for the removal of these classrooms; and,
- If this funding request is for the retrofit of kindergarten classrooms, the School District certifies that the classrooms did not meet design requirements for a kindergarten classroom at the time they were built or previously retrofitted to meet kindergarten standards; and,

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- If funding for new or retrofitted Transitional Kindergarten classrooms is being requested, the School District certifies that _____classrooms were constructed or previously altered to meet the requirements for a kindergarten classroom; and,
- With regards to providing Transitional Kindergarten instruction as pursuant to Section 1859.78.9.2, the School District certifies that the School District is currently or will provide Transitional Kindergarten at the project site.

NAME OF DISTRICT REPRESENTATIVE (PRINT)	PHONE NUMBER
SIGNATURE OF DISTRICT REPRESENTATIVE	DATE

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550