



UPCOMING EVENTS

CASH September Workshops

Controlling Cost: Means & Methods to Bring Your Bond Program in on Budget
9/25/18, Sacramento
9/28/18, Ontario

Maintenance Network Workshop

11/9/18, Fresno COE

CASH Fall Conference

October 15-17, 2018
Hyatt Regency Newport Beach

40th Annual Conference on School Facilities

February 25-27, 2019
Sacramento Convention Center

Visit the CASH website (www.cashnet.org) for more information and to register for these events!

UPDATE

OPSC Withdraws Proposal to Stop Accepting Applications Beyond Bond Authority

At the State Allocation Board (Board) meeting on August 15, 2018, Executive Officer Lisa Silverman addressed the Office of Public School Construction's (OPSC) proposal to stop accepting applications once bond authority has been exhausted. She indicated that OPSC received significant input at the stakeholder meeting on July 11, 2018. Based on that feedback, OPSC decided not to bring forth an action item to amend the regulations at this time. CASH opposed the proposal and had urged the Board to defer action at its June 27, 2018 meeting to thoroughly vet possible impacts.

CASH thanks all of its members who actively engaged in this process by contacting their legislators or providing comment at the stakeholder meeting. *Your efforts made a difference in achieving this positive outcome!*

OPSC Holds First Stakeholder Meeting on Full-Day Kindergarten Facilities Grant Program

On August 28, OPSC held a stakeholder meeting to review proposed criteria for determining eligibility and funding for the new Full-Day Kindergarten Facilities Grant Program. Budget trailer bill AB 1808 provides \$100 million (General Fund) in 2018-19 to provide one-time grants to school districts to construct new school facilities or retrofit existing school facilities for the purpose of providing full-day kindergarten classrooms. OPSC indicated that they will hold at least one additional stakeholder meeting to continue reviewing the program proposal and draft regulations to implement the program. Some highlights from OPSC's presentation include:

- Only school districts serving kindergarten pupils may apply; county offices of education and charter schools may not apply.
- OPSC intends to conduct two funding rounds.
 - First Round: Jan. 2, 2019-Jan. 31, 2019 - \$37.5 million
 - Second Round: May 1, 2019-May 30, 2019 - \$60.0 million
- Projects must increase the number of kindergarten classrooms meeting current Title 5 design requirements at the site by either an addition to an existing school site or retrofit of an existing facility that is not a kindergarten classroom.
 - A project site is considered lacking full-day kindergarten facilities if kindergarten enrollment at the site exceeds the kindergarten capacity using the School Facility Program (SFP) loading standard of 25 (K-6) pupils per classroom.
- SFP new construction eligibility is not required, as the program is not intended to fund facilities for growth. However, an adjustment to the new construction baseline will be made for any new classrooms in a new construction project.
- Applicants may request all funds released at once, which requires DSA-approved plans, or they may request funds in phases (Advanced Design/Site and Construction).
- OPSC is developing a list of eligible/ineligible expenditures, and a Grant Agreement will be required.
- If funding rounds are oversubscribed, priority will be given to projects in districts that meet Financial Hardship requirements or are in an underserved community (based on a high percentage of students eligible for Free and Reduced-Priced Meals).
- Cash is immediately available for the program; projects will not go through the Priority Funding process for bond-funded projects.



SEPTEMBER 2018

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Please review OPSC's detailed proposal for additional information on issues such as site acquisition, site development funds, supplemental grants, sample grant calculations, and more. Stakeholders raised thoughtful comments such as impacts on parking and play space, project savings, transitional kindergarten, and the use of portables. The proposal can be found at: www.dgs.ca.gov/opsc/AboutUs/sab.aspx under the "Agenda Item" link.

Legislative Update

The Legislature completed its work for the 2017-18 legislative session on Friday, August 31 and adjourned for recess until December 3, when they will convene a brief session to swear in members for the 2019-20 legislative session. The Governor now has until September 30 to sign or veto bills. Below is an update on a number of bills of interest.

On Wednesday, October 17th as part of the CASH Fall Conference in Newport Beach, CASH advocates will present more in-depth information on legislation, state budget issues, and state regulations that will have an impact on the school facilities community. If you are interested in learning more about these critical issues, please attend the CASH Advocacy Wrap-Up 2018 presentation at the CASH Fall Conference.

AB 2249 (Cooley) – CUPCCAA

This bill increases the CUPCCAA no-bid and informal bid limits in statute for the first time since 2011 as follows:

- Increase the no-bid cap from \$45,000 to \$60,000.
- Increase the informal bid level for projects between \$45,000 and \$175,000 to projects between \$60,000 and \$200,000.
- Increase the formal bid limit to any project over \$200,000.

AB 2249 is sponsored by the State Controller, and CASH has a support position. Current law requires the California Uniform Construction Cost Accounting Commission to review these bid limits every five years and recommend proposed adjustments. AB 2249 reflects the recommendations made by the Commission. This bill passed out of the Legislature and was signed into law by the Governor.

SB 877/AB 1843 – DIR Prevailing Wage Monitoring Program – Emergency Contracting

This bill was a gut and amend trailer bill introduced late at the end of session. Among other state government issues, the bill provides a 30-day grace period for the filing notice of public works contracts with the Department of Industrial Relations for emergency contracts. Specifically, the bill requires the notice to be filed within 30 days after the award of an emergency contract, and by the last day in which the contractor has workers employed upon the public work. When the bill first came into print a few weeks ago, facing very tight timelines, CASH identified that the Public Contract Code reference to emergency contracting did not cover all schools, only those currently utilizing the CUPCCAA program. We worked quickly with the budget committee staff and were successful in amending the correct code reference into the bill. At the time of this writing, the bill was pending on the floor of the Legislature.

SB 901 (Conference Committee) – Wildfires/Inverse Condemnation

This is the Governor's Conference Committee on Wildfire Preparedness and Response bill, which included a discussion about Inverse Condemnation (existing law that allows property owners, including all government agencies, to claim "just" compensation if their property is damaged by a public use) and shifting liability, which could negatively affect schools.



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CASH joined an education coalition that includes ACSA, CSBA, CSABO, and CCSESA which has submitted a joint letter and testified at the Conference Committee to highlight the negative affect that eliminating or significantly altering Inverse Condemnation would have on schools. The Inverse Condemnation provision was removed from the bill. This issue may come up again in next year's legislative session.

AB 1747 (Rodriguez) – School Safety Plans/Active Shooter Training

This bill enhances existing School Safety Plan requirements and processes, and adds a new requirement for school districts and county offices of education to conduct annual drills on their "...tactical responses to criminal incidents..." that must include procedures related to individuals with guns on school campuses and at school-related events. The bill was amended to include charter schools. This bill was approved on the Senate Floor and we anticipate that the bill will be signed by the Governor.

AB 3058 (O'Donnell) – School Inspectors

This bill requires the Department of General Services (DGS) to revise the inspector examination to be done not later than 36 months after the last revision, revise the inspector competency reevaluation to occur not later than 48 months after the last evaluation, and include in the inspector competency evaluation and reevaluation the meeting of specified education and training requirements by the Department. This bill was signed into law (Chapter 197/Statutes of 2018).

AB 3205 (O'Donnell) – Door Locks/Modernization

This bill requires school districts who apply under the School Facility Program (SFP) on or after January 1, 2019 for a modernization project constructed before January 1, 2012, to include as part of the modernization project locks that allow doors to classrooms and any room with an occupancy of five or more to be locked from the inside of the room. The bill was amended to apply only to projects submitted to the Division of the State Architect (DSA) that propose to renovate the interior of a school building on or after January 1, 2019, and clarify that the bill does not apply to projects that only propose to renovate the exterior of a school building, school grounds, or playfields of a school. This bill was approved on the Senate Floor and is headed to the Governor.

Join your Fellow School Facility Professionals at a CASH Networking Mixer!

Mixers take place across California and are open to all school facilities professionals, no RSVP required.

Wednesday, September 12, 2018 – Irvine

5:00 p.m. – 7:00 p.m.

El Torito

18512 MacArthur Blvd. (Across the street from John Wayne Airport), Irvine, CA

Questions about the CASH Networking Mixers? Please contact Mike Vail at (949) 498-8993 or mgvailsanclemente@sbcglobal.net.

For the latest updates on important matters affecting school facilities, be sure to check out the **NEW CASH website, www.cashnet.org.**

CASH is on Facebook! Click the Facebook link on the CASH homepage to connect with us.
You can also follow us on Twitter at @CASHFacilities.

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