

STATE BOARD OF EDUCATION
Consent Item
November 11, 2009

SUBJECT: Approval of New Rule 6A-2.0030, Qualified School Construction Bond Program

PROPOSED BOARD ACTION

For Approval

AUTHORITY FOR STATE BOARD ACTION

Sections 159.841 through 159.845, Florida Statutes

EXECUTIVE SUMMARY

The proposed rule provides for the administration of the Qualified School Construction Bond ("QSCB") Program by the Department pursuant to Sections 159.841 through 159.845, Florida Statutes. The statutes require the State Board of Education to establish a program for allocating the state volume limitation imposed pursuant to the Internal Revenue Code. The proposed rule sets forth the application and allocation processes for the QSCB Program, including required documentation to be provided by the education agencies.

The American Recovery and Reinvestment Act of 2009 established the Qualified School Construction Bond Program to provide assistance in financing school facilities needs. The issuance of these bonds results in no interest cost to the issuer and a tax credit to the purchaser. The proceeds can be used for the rehabilitation or repair of a public school facility, new construction of educational facilities, and the purchase of land and equipment for the facility to be constructed with the QSCB proceeds.

Supporting Documentation Included: Proposed Rule 6A-2.0030, Qualified School Construction Bond Program, Form OEF 411, Qualified School Construction Bond (QSCB) Program Notice of Intent to Issue Bonds and Request for Written Confirmation, Form OEF 412, Qualified School Construction Bonds Notice of Intent to Issue and Request for Written Confirmation Project Spending Plan, and Form OEF 413, State of Florida, Department of Education Issuance Report Pursuant to Part IX of Chapter 159, Florida Statutes

Facilitator: Linda Champion, Deputy Commissioner, Finance and Operations