

## **Update on Draft LCFF/LCAP Regulations**

Attached is an update on the permanent regulations template for the LCFF as well as the SBE agenda item on the issue. Because there was significant public comment, the State Board will not be able to act on the final regulations until November. However, the regulations and subtle changes being proposed to the template should continue to give districts significant flexibility in determining how local budgets and LCAP programs can best meet local student needs.

Additionally, in denying the suggestions to eliminate the term in the draft permanent regulations related to the phrase “principally” which was not in the emergency regulations but has been added into the permanent regulations, the CDE and SBE staff does not seek to define what the term means. They will continue to leave that to local governing boards. The CDE statement of reasons for the denial is outlined below. This statement of reason will not be a part of the actual regulation language. We will continue to keep you updated as the regulations move forward.

Jeff

### **From CDE Response to Public Comment:**

**Recommendation by organizations** - Delete the word “principally” from the referenced sections. Use of this term makes the result less transparent, may limit use of funds to best serve students and distracts from the goal to improve pupil outcomes and close gaps in achievement.

### **CDE statement of reason:**

Reject: The term “principally” applies to the description of services that must be provided when funds apportioned on the basis of the number and concentration of unduplicated pupils are used for services on a districtwide or schoolwide basis. It provides additional clarity and does not limit the use of funds beyond the current expenditure regulations set forth in section 15496(b). Inclusion of the term “principally” is consistent with *EC 42238.07* and existing language of proposed sections 15496(b)(1)(B), (b)(2)(B), (b)(3)(B), and (b)(4)(B), that such services are intended to benefit unduplicated pupils, though they may be provided on a districtwide or schoolwide basis as specified in the proposed sections.

[Proposed LCAP Regulations](#)

[Proposed LCAP Template Update](#)