

Public School Capital Construction Assistance Board

**Statement of Justification and Reasons for the Adoption of Emergency Rules
Public School Facility Construction Guidelines**

Public School Capital Construction Assistance Board Resolution 08-02

This statement pertains to the adoption of the new rules establishing the Public School Facility Construction Guidelines ("Guidelines").

These rules are mandated by, and are necessary for the implementation of, sections § 22-43.7-106(2)(i)(I) C.R.S., § 22-43.7-106(2)(a), C.R.S., and 22-43.7-107(1)(a), C.R.S.

The Public School Capital Construction Assistance Board ("Board") finds that the adoption and enactment of these rules is necessary because pursuant to §22-43.7-108(1)(a), C.R.S., the Board has been directed to perform or contract for a statewide finance assistance priority assessment as soon as possible after establishment of the Guidelines. In order to permit the assessment to proceed, the Guidelines need to be established and in addition, prospective applicants and other interested parties are in immediate need of guidance concerning their obligations in seeking assistance under HB 08-1335.

The Board therefore finds that adoption of these rules is imperatively necessary to permit the assessment to proceed in a timely fashion. The Board finds that compliance with the provisions of section 24-4-103, C.R.S., in connection with these rules would be contrary to the public interest.

Dated this 10th day of September, 2008.

Public School Capital Construction Assistance Board

By 
Mary Wickersham, Chair