



Bullitt County Public Schools

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TO: Dr. Jesse Bacon
FROM: Dr. Tom Brillhart
DATE: April 25, 2022
RE: Board Agenda Item
Request for Proposal



I am requesting the Board's approval to pass resolution pertaining to conducting facility related projects and affairs under the provisions of House Bill 678 enacted during the 2022 Regular Session of the Kentucky General Assembly.

If you have any questions please feel free to contact me.

Attachments:

- House Bill 678: Facilities Planning and Construction (FACPAC) System Changes

House Bill 678: Facilities Planning and Construction (FACPAC) System Changes

Effective April 8, 2022, districts may conduct construction projects under the guidelines provided in HB 678. To provide continuity of service with minimal interruption, the Facilities Planning and Construction (FACPAC) application will accommodate the changes provided in HB 678. These system changes will be implemented this week. FACPAC is a linear system, predicated on approvals. As HB678 sets aside those approvals, KDE will expedite the system processing time for any HB 678 project so that districts and third-party architects can still leverage FACPAC for form generation and construction document storage. Local boards that conduct projects under the provisions of HB 678 are not bound by KDE review and approvals. All parties will still receive the same system notifications and the forms will still proceed through the system with the same form statuses (i.e. Saved, Submitted for Review, Approved). Districts that do not conduct projects under HB 678 will experience no change in FACPAC process.

Utilizing FACPAC for construction projects provides a shared document and data repository with the Third-Party Architects, and allows KDE to generate reports required by the General Assembly. HB 678 still requires districts to adhere to applicable statutes and regulations as well as documenting the fund sources for construction projects.

Construction projects utilizing ESSER (federal) funds are still required to be approved by KDE in order to be eligible for reimbursement. All ESSER funded projects are still subject to KDE review and approvals regardless of whether the District adopts HB 678.

If a local school board wishes to conduct projects under HB 678, they must pass a resolution stating so and this resolution must be on file with the Kentucky Department of Education. Resolutions should be emailed to Tanisha.Keene@education.ky.gov and Katina.Garr@education.ky.gov

A RESOLUTION of the Bullitt County Board of Education

Electing to conduct its facilities-related projects and affairs under the provisions of House Bill 678 enacted during the 2022 Regular Session of the Kentucky General Assembly

WHEREAS, on April 8, 2022, Governor Andy Beshear signed 2022 Regular Session House Bill 678 (hereinafter "HB 678") into law, making it effective immediately at that time pursuant to the emergency clause in Section 8 of the bill; and

WHEREAS, HB 678 provides great flexibilities to local boards of education relating to the funding, financing, design, construction, renovation, or modification of the district's facilities and other facilities-related matters notwithstanding certain requirements for obtaining the prior approval of the Kentucky Department of Education or the Kentucky Board of Education as stated in various statutes and administrative regulations; and

WHEREAS, the provisions of HB 678 generally apply from April 8, 2022, until June 30, 2024, and also apply retroactively to submissions and requests that have been made by local boards prior to the effective date of the Act but that have not yet received approval from the appropriate board or official; and

WHEREAS, HB 678 requires a local board that elects to conduct its projects under the provisions of the bill to adopt a resolution by majority vote and submit the resolution to the Kentucky Department of Education as notice;

NOW, THEREFORE: Be it resolved by the Bullitt County Board of Education:

On a Motion by _____, seconded by _____,
the Board hereby **RESOLVES** as follows:

By majority vote, the Board has elected to conduct its projects under the provisions of HB 678, and this Resolution is being submitted to the Kentucky Department of Education as notice of this action.

Adopted by the Board this _____ day of _____, 2022.

Attested by _____, Chair of the Board.