

**State of California
Office of Administrative Law**

In re:

Education Audit Appeals Panel

Regulatory Action:

Title 5, California Code of Regulations

Adopt sections: 19847

**Amend sections: 19816, 19816.1, 19818,
19824, 19829, 19837.3**

**NOTICE OF APPROVAL OF CERTIFICATE OF
COMPLIANCE**

**Government Code Section 11349.1 and
11349.6(d)**

OAL File No. 2013-0913-07 C

This regulatory action updates the audit guide that is used for auditing California K-12 Local Education Agencies (LEAs), pursuant to Education Code section 14502.1. The amendments specify which provisions of the guide are applicable to FY 2013-14. They also make revisions to the kindergarten continuance procedures and add a section regarding usage of education protection account funds.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date: 10/17/2013



**George C. Shaw
Senior Counsel**

**For: DEBRA M. CORNEZ
Director**

**Original: Mary Kelly
Copy: Timothy Morgan**

CERT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-09)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2013-0604-09	REGULATORY ACTION NUMBER 2013-0913-07C	EMERGENCY NUMBER
-------------------------	---	--	------------------

ENDORSED FILED
IN THE OFFICE OF

2013 OCT 17 PM 3:42

For use by Office of Administrative Law (OAL) only	
<p style="text-align: center;">NOTICE</p>	<p style="text-align: center;">REGULATIONS</p>

2013 SEP 13 PM 4:24
 OFFICE OF
 ADMINISTRATIVE LAW

Debra Bowen
 DEBRA BOWEN
 SECRETARY OF STATE

AGENCY WITH RULEMAKING AUTHORITY Education Audit Appeals Panel	AGENCY FILE NUMBER (if any)
---	-----------------------------

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S) 5	FIRST SECTION AFFECTED 19816	2. REQUESTED PUBLICATION DATE June 14, 2013
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON Timothy Morgan	TELEPHONE NUMBER (916) 445-7745	FAX NUMBER (Optional) (916) 445-7626
OAL USE <input checked="" type="checkbox"/> ONLY		ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2013 242	PUBLICATION DATE 6/14/2013

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Audits of K-12 LEAs - FY 2013-14		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2013-0604-02E
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if toxics related)		
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 19847	
	AMEND 19816, 19816.1, 19818, 19824, 19829, 19837.3	
TITLE(S) 5	REPEAL	

3. TYPE OF FILING

<input type="checkbox"/> Regular rulemaking (Gov. Code §11346)	<input checked="" type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §911346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §511349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Other (Specify) _____		

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective 30th day after filing with Secretary of State	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____
--	---	---	--

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON Timothy Morgan	TELEPHONE NUMBER (916) 445-7745	FAX NUMBER (Optional) (916) 445-7626	E-MAIL ADDRESS (Optional) tmorgan@eaap.ca.gov
-------------------------------------	------------------------------------	---	--

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

For use by Office of Administrative Law (OAL) only
ENDORSED APPROVED
 OCT 17 2013
 Office of Administrative Law

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE September 12, 2013
TYPED NAME AND TITLE OF SIGNATORY Mary C. Kelly, Executive Officer	