

**The No Child Left Behind School Facilities and Construction Negotiated Rulemaking
Committee
DRAFT**

Formula Subcommittee Charge

Charge: The negotiated rulemaking committee is charged with preparing and submitting “a formula for the equitable distribution of funds to address school replacement, new construction, and major and minor renovation needs.” To assist the committee, this subcommittee will:

- explore formulas, processes, and communication issues related to “minor improvement and repair” (MI&R);
- explore formulas, processes, and communication issues related to “facility improvement and repair” (FI&R);
- explore formulas, processes, and communication issues related to facility and school replacement; and,
- the interaction and appropriate balance and management among these different kinds of funding and programs.

Intent: The intent is to provide focused ideas and options for the full Committee’s discussion, deliberation, and decisionmaking.

Work: The subcommittee’s individual members will work together to explore needs, and to provide advice and assistance as outlined in the NCLB Act as described below pertinent to this topic.

- A. A report on the school replacement and new construction needs of Bureau-funded schools, and a formula for the equitable distribution of funds to address those needs (25 U.S.C. § 2005(a)(5)(A)(ii));
- B. A report on the major and minor renovation needs of Bureau-funded schools, and a formula for the equitable distribution of funds to address such needs (25 U.S.C. § 2005(a)(5)(A)(iii))

Composition: The subcommittee will include a small, diverse membership:

- *Co-Chair:* Monty Rossel
- Bryce in the Woods
- Frank Lujan
- Lester Hudson
- Janice Azure
- Regina Gilbert
- Jim Porter
- Technical Liaison: Margie Moran, OFMC
- *Facilitator:* Patrick Field

Attendance: Subcommittee participants are encouraged to participate as actively as possible in all subcommittee phone calls. Should a designated participant be unable to attend, they may ask their counterpart on the Committee (either the Member alternate or principal) to participate. Please note that the intent is to keep the group diverse and small so that it can accomplish work efficiently.

Frequency: The subcommittee will meet in person during committee meetings and via phone conference call as necessary between Committee meetings.

Subcommittee Parameters: Please note the following from the Committee’s approved Groundrules regarding subcommittees in general: “The Committee, in consultation with the DFO and the Co-Chairs, may form subcommittees or work groups to advance discussion, generate options, and develop preliminary proposals. Subcommittees or work groups must be created by the full Committee, have a clear charge, and ensure participation of a diversity of interests. A subcommittee or work group is not a decision-making body. Alternates may participate actively in subcommittees and workgroups.”

April 14, 2010