

RESOLUTION NO. 22-02

ADOPTION OF PROPOSED PERMANENT REGULATIONS  
FOR THE FAFSA/CADAA COMPLETION REQUIREMENT  
(Education Code section 51225.7)

January 21, 2022

WHEREAS, Education Code section 51225.7 (enacted pursuant to Stats. 2021, Ch. 144, Sec. 10) requires each local education agency to ensure all 12<sup>th</sup> grade students complete a Free Application for Federal Student Aid or California Dream Act Application unless the student affirmatively opts out of the requirement or is otherwise exempt from doing so. Subsection (h) of section 51225.7 requires the California Student Aid Commission to adopt regulations that include model opt-out forms and acceptable use policies that address state law requirements; and

WHEREAS, Commission staff has developed proposed regulations to implement section 51225.7 for consideration by the Commission; and

WHEREAS, Commission staff intends to conduct the rulemaking process, which includes the submission of the proposed draft regulations to the Office of Administrative Law and distribution for public comment.

NOW, THEREFORE, BE IT RESOLVED by the California Student Aid Commission as follows:

Section 1. The proposed regulations to implement Education Code section 51225.7 are hereby approved in substantially the form presented to the Commission. The Executive Director is hereby authorized, for and on behalf of the Commission, to submit such regulations, with all required supporting documentation, to the Office of Administrative Law and proceed as required under the Administrative Procedures Act.

Section 2. The Executive Director is hereby authorized and directed to take such actions, including making or causing to be made such changes to the regulations as may be required for approval of the regulations by the Office of Administrative Law, and to execute and deliver any and all documents and take any and all steps that the Executive Director may deem necessary or advisable in order to effectuate the purposes of this resolution.

Section 3. This resolution shall take effect immediately upon its approval.

Date of Adoption: January 21, 2022

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CERTIFICATE OF THE EXECUTIVE DIRECTOR  
(Attesting to Action of the Commission)  
Sacramento, California

I, Marlene Garcia, Executive Director of the California Student Aid Commission, hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 22-02, ADOPTION OF PROPOSED PERMANENT REGULATIONS FOR THE FAFSA/CADAA COMPLETION REQUIREMENT, as adopted at a meeting of the California Student Aid Commission, in Sacramento, California, on January 21, 2022, for which meeting all of the members of said Commission had due notice; and that at the meeting the staff recommendation was adopted by the following votes:

AYES:  
NOES:  
ABSTAINS:  
ABSENT:

This resolution expires one year after the adoption date. Extensions must be approved by the Commission in a public meeting. I further certify that the original minutes of said meeting and a copy of the original Resolution adopted at said meeting are on file in the California Student Aid Commission office; and that the Resolution has not been amended, modified, or rescinded in any manner since the date of its adoption, and the same is now in full force and effect.

IN WITNESS WHEREOF, I have executed this certificate and affixed the seal of the California Student Aid Commission hereto.

By: (seal)

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Marlene Garcia, Executive Director

January 21, 2022