**DRAFT CREATED BY MW**

**581-017-XXXX** **Definitions for HB 4026 2020 Wildfire Grant**

(1) “ADMw” means the weighted average daily membership of a school district, as calculated under ORS 327.013 (1)(c)(A), minus any ADMw attributable to a virtual public charter school, as defined in ORS 338.005.

(2) “District ADM” means the average daily membership, as defined in ORS 327.006, for a school district, minus any ADM attributable to a virtual public charter school, as defined in ORS 338.005.

(3) “District extended ADMw” means the ADMw or ADMw of the prior year, whichever is greater.

(4) “2020 wildfires” includes all wildfires that were identified in an executive order issued by the Governor in accordance with the Emergency Conflagration Act under ORS 476.510 to 476.610 between August 1 and September 30, 2020.

Statutory/Other Authority:

Statutes/Other Implemented:

**581-017-XXXX** **Fund Administration for HB 4026 2020 Wildfire Grant**

(1) For each of the 2021-22, 2022-23, 2023-24 and 2024-25 school years, the Oregon Department of Education will determine the amount of grant funds available in the School Stabilization Subaccount for Wildfire-impacted school districts for the HB 4026 2020 Wildfire grant to be apportioned among eligible applicants for each school year.

(2) For purposes of establishing the amount of grant funds apportioned to eligible applicants in accordance with ORS 327, the Oregon Department of Education will use the most current finalized ADM, ADMw, and Extended ADMw from the State School Fund from the prior year.

(3) Grant payments will be made prior to the end of the fiscal year for which they are intended.

(4) Funds received by a grant recipient under this section must be separately accounted for and must be used in accordance with the recipient’s grant agreement for the HB 4026 Wildfire grant per ORS 327, including:

(a) Using the portion of the grant attributable to distributions from the Student Investment Account in a manner that is consistent with how the school district uses other distributions from the account; and

(b) Using the portion of the grant attributable to apportionments from the High School Graduation and College and Career Readiness Fund in a manner that is consistent with how the school district uses other apportionments from the fund.

(5) The Deputy Superintendent of Public Instruction shall resolve any issues arising from the administration of the HB 4026 2020 Wildfire grants not specifically addressed by this rule. The Deputy Superintendent of Public Instruction's determination shall be final.

Statutory/Other Authority:

Statutes/Other Implemented: