

## **ATTACHMENT A**

### **LIST OF SIGNIFICANT EVENTS**

It is your Department's responsibility to report any of the following to your Department of Finance Capital Outlay Budget Analyst as soon as the event occurs, as the SPWB has an obligation to direct the State Treasurer to file, on behalf of the SPWB, a notice of such occurrence, within ten (10) business days of the occurrence:

- (1) principal or interest payment delinquencies;
- (2) adverse tax opinions, or the issuance by the Internal Revenue Service of proposed or final determinations of taxability or of a Notice of Proposed Issue (IRS Form 5701-TEB);
- (3) any event which causes a Facility not to be available for beneficial use or occupancy by a Department;
- (4) bankruptcy, insolvency, receivership or similar proceedings of the SPWB or a Department, as further described below.
- (5) unless described in subparagraph (2) above, other notices or determinations by the Internal Revenue Service with respect to the tax status of the bonds or other events affecting the tax status of the bonds;
- (6) non-payment related defaults;
- (7) modification to the rights of the holders;
- (8) release, substitution, or sale of property securing repayment of the bonds;
- (9) the consummation of a merger, consolidation or acquisition involving the SPWB or a Department or the sale of all or substantially all of the assets of the SPWB or a Department, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms.

**Note:** for the purposes of the event described in subparagraph (4) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent, or similar officer for the SPWB or a Department in a proceeding under the United States Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the SPWB or such Department, as applicable, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement, or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the SPWB or such Department.