RESOLUTION #12/13.37

A RESOLUTION OF THE GOVERNING BOARD OF EDUCATION OF THE WISEBURN SCHOOL DISTRICT REGARDING THE EDUCATION PROTECTION ACCOUNT

WHEREAS, the voters approved Proposition 30 on November 6, 2012; and

WHEREAS, Proposition 30 added Article XIII, Section 36 to the California Constitution effective November 7, 2012; and

WHEREAS, the provisions of Article XIII, Section 36(e) create in the state General Fund an Education Protection Account to receive and disburse the revenues derived from the incremental increases in taxes imposed by Article XIII, Section 36(f); and

WHEREAS, before June 30th of each year, the Director of Finance shall estimate the total amount of additional revenues, less refunds that will be derived from the incremental increases in tax rates made pursuant to Article XIII, Section 36(f) that will be available for transfer into the Education Protection Account during the next fiscal year; and

WHEREAS, if the sum determined by the State Controller is positive, the State Controller shall transfer the amount calculated into the Education Protection Account within ten days preceding the end of the fiscal year; and

WHEREAS, all monies in the Education Protection Account are hereby continuously appropriated for the support of school districts and charter schools; and

WHEREAS, monies deposited in the Education Protection Account shall not be used to pay any costs incurred by the Legislature, the Governor or any agency of state government; and

WHEREAS, a school district or charter school shall have the sole authority to determine how the monies received from the Education Protection Account are spent in the school or schools within its jurisdiction; and

WHEREAS, the governing board of the district shall make the spending determinations with respect to monies received from the Education Protection Account in open session of a public meeting of the governing board; and

WHEREAS, the monies received from the Education Protection Account shall not be used for salaries or benefits for administrators or any other administrative cost; and

WHEREAS, each school district and charter school shall annually publish on its Internet website an accounting of how much money was received from the Education Protection Account and how that money was spent; and

WHEREAS, the annual independent financial and compliance audit required of school districts and charter schools shall ascertain and verify whether the funds provided from the Education Protection Account have been properly disbursed and expended as required by Article XIII, Section 36 of the California Constitution; and

WHEREAS, expenses incurred by schools districts and charter schools to comply with the additional audit requirements of Article XIII, Section 36 may be paid with funding from the Education Protection Act and shall not be considered administrative costs for purposes of Article XIII, Section 36.

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. The monies from the Education Protection Account shall be spent as required by Article XIII, Section 36 and the spending determinations on how the money will be spent shall be made in open session of a public meeting of the governing board of the Wiseburn School District;

2. In compliance with Article XIII, Section 36(e), with the California Constitution, the governing Board of the Wiseburn School District has determined to spend the monies received from the Education Protection Act as attached.

DATED: June 27, 2013

AYES:	3
NOES:	0
ABSTAIN:	2

President, Board of Trustees

Clerk, Board of Trustees

Member, Board of Trustees

Strudriacchi

Member, Board of Trustees

Member, Board of Trustees

2013-14 Education Protection Account
Year End Projections
Expenditures by Function

Expenditures through June 30, 2014
For Fund 01, Resource 1400 Education Protection Act

Description:	Object Codes	Amount
AMOUNT AVAILABLE FOR THIS FISCAL YEAR		
Adjusted Beginning Fund Balance	9791-9795	$ -
Revenues		
Revenue Limit Sources	8010-8099	2,075,732
TOTAL AVAILABLE		2,075,732
Expenditures --		
All expenditures are Function 1000-1999 (Instruction Related)		
Certificated Salaries	1000-1999	1,824,153
State Teachers Retirement System (STRS)	3111	171,248
MediCare (Medi)	3331	30,098
State Unemployment Insurance (SUI)	3511	22,833
Workers Compensation (WC)	3611	27,400
TOTAL EXPENDITURES		2,075,732
BALANCE (Total Available minus Total Expenditures)		-

Figures are projections and are based on latest information provided by the California Department of Education (CDE). Revenues will change based on actual P2 ADA totals as well as actual EPA receipts.