BACKGROUND INFORMATION

The voters approved Proposition 30 on November 6, 2012, which created an Education Protection Accoun t (EPA) in the State Gene ral Fund to receive and disburse the revenues de rived from the incremental in crease in taxes imposed by Proposition 30.

EPA funds represent a portio n of our budget's General Fund revenue that would have been cut if Proposition 30 had no t passed. Therefore, these funds do not represent increased revenue above what the Board ad opted in the District's 2012-13 and 2013-14 budgets. EPA is a reclassification of the state aid portion of the Revenue Limit funding and is clearly assified as unrest ricted revenue.

The creation of the EPA be nefits cash flow patterns and it also has an

The attached Resolution No . 14-009 details th e provisions and requirements of the EPA.

DISTRICT GOAL

V. Resources: Generate and equitably allocate resources for programs and services that enable ever y student to succeed.

FISCAL IMPACT



RESOLUTION NO. 14-009 THE EDUCATION PROTECTION ACCOUNT

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

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

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);

WHEREAS, before June 30th of each year, the State's 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;

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;

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

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;

WHEREAS, a community college district, county office of education, 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;

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;

PASSED AND ADOPTED by the Board of Education of the Berkeley Unified School District this 25th day of September 2013.

AYES:		
NOES:		
ABSENT:		

ABSTAIN:

Beatriz Leyva-Cutler, Clerk of the Board of Education Of the City of Berkeley and of Berkeley Unified School District of Alameda County, State of California