MEMORANDUM
June 18, 2015

TO:                  Cleve Pell, Superintendent of Schools

FROM:               Cheryl A. Plotkin, Assistant Superintendent, Business Services

SUBJECT: Adoption of Resolution No.1(2015-16) Regarding the Education Protection Account

Proposition 30, the Educational Protection Account (EPA) requires that the governing board determine the use of EPA funds in an open session of a public meeting. The Resolution sets forth that the District will not spend the monies in salaries or benefits for administrators or any other administrative costs. The District will be spending the EPA funds on teacher salaries.

I recommend adoption of the following motion:

That the Board of Education adopt Resolution No. 1(2015-16) determining that the Educational Protection Account (EPA) money received will be used for teachers salaries.

Approved for presentation to the
Board of Education: June 25, 2015

Cleve A. Pell
Superintendent of Schools
Secretary to the Board

Cheryl A. Plotkin
Assistant Superintendent
Business Services
RESOLUTION NO. 1(2015-16)

RESOLUTION OF THE BOARD OF EDUCATION OF THE
MONTEBELLO UNIFIED SCHOOL DISTRICT
REGARDING THE EDUCATION PROTECTION ACCOUNT
FOR THE 2015-16 SCHOOL YEARS

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

WHEREAS, the monies received from the Education Protection Account shall be used for teacher salaries and instructional materials.

WHEREAS, school districts 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;

WHEREAS, the annual independent financial and compliance audit required of the school districts 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;

WHEREAS, expenses incurred by school districts 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, this Board of Education hereby determines and resolves as follows:

PASSED AND ADOPTED by the Board of Education of the Montebello Unified School District on this 16th day of July, 2015, by the following vote:
AYES: 5

NOES: 0

ABSENT: 0

President of the Board of Education of the Montebello Unified School District

ATTEST:

Clerk of the Board of Education of the Montebello Unified School District