


EVERGREEN SCHOOL DISTRICT

DATE: May 9, 2013

TO: Katherine Gomez, Superintendent and
The Board of Trustees

FROM: Nelly Yang – Chief Financial Officer 

SUBJECT: Approval of Education Protection Account Resolution

Enclosure No. 14
Agenda Item 10.5
Date 5/9/13

Proposition 30 passed in November 2012 and created the Education Protection Account (EPA). These funds are derived from the incremental tax increase approved by the voters. This means that effective July 2012, the Principal Apportionment received (our District's Revenue Limit funding) was reduced by an amount equal to approximately 21% and will be reallocated back to the District in a restricted form by June 28, 2013. There are specific requirements governing the use of these funds. Per Article XII, § 36 of the Constitution of the State of California, the use of EPA funds must be determined by the Board of Trustees at an open public meeting. For FY 2012-2013, it is recommended that EPA funds be allocated to teacher salaries in the same way that they have been previously funded by our Revenue Limit dollars.

In terms of planning, the Department of Education estimates that the 2013-2014 EPA amount will be approximately 11% of our 2012-2013 P-2 Revenue Limit Certification and those funds will be disbursed quarterly in September, December, March and June of each year.

RECOMMENDATION:

It is recommended that the Board of Trustees approve the Resolution allocating revenue received from the Education Protection Account to teacher salary expense.

Attachments (2)

EVERGREEN SCHOOL DISTRICT
San Jose, CA

RESOLUTION # 16/12-13
EDUCATION PROTECTION ACCOUNT

WHEREAS, the Provisions of Article XII, § 36, added November 7, 2012, create in the State General Fund an Education Protection Account to receive and disburse the revenues derived from the incremental increase in taxes imposed by Article XIII, 36(f), and

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

WHEREAS, it is the intent of the legislature that all community college districts, county offices of education, school districts, and charter schools shall have the authority to determine how the monies received from the Education Protection Account are spent within the agency, and

WHEREAS, in the spirit of maintaining transparency, the Board of Trustees is required to make the spending determinations with respect to monies received from the Education Protection Account in an open session of a public meeting of the governing board and,

FURTHER, all monies received from the Education Protection Account shall not be used for any other administrative costs except for audit expenses pursuant to the additional audit requirements imposed by Article XIII § 36 of the California Constitution.

NOW, THEREFORE, BE IT RESOLVED, that the Evergreen School District Board of Trustees determines that monies received from the Education Protection Account shall be spent on teacher salaries as specified on the attachment. This action satisfies the requirements imposed by Article XIII § 36 of the California Constitution.

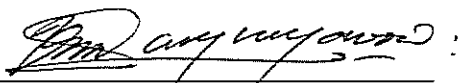
PASSED AND ADOPTED by the Board of Trustees of the Evergreen School District on the 9th day of May 2013 by the following vote:

AYES: 5

NOES: 0

ABSENT: 0

I, Vince Songcayawon, Clerk of the Board of Trustees of the Evergreen School District, Santa Clara County, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by said Board at a regular meeting hereof held on the date shown above, which resolution is on file in the office of said Board.



Clerk of the Board of Trustees

Education Protection Account Entitlement Evergreen School District

EPA P2 Projected Entitlement \$13,980,842

FY 2012-13 Projected Expenses \$13,980,842

Resources # 1400 for 129.37 Full-time-equivalent (FTE) of teacher salary & Benefits

Average Teacher Salary & Benefits

FY11-12 J-90 Average Salary \$79,787

Benefits:

State Teachers' Retirement System	\$6,582	
Medicare	1,157	
State Unemployment Insurance	878	
Workers' Compensation Insurance	1,182	
Health Benefits	<u>18,511</u>	
Total Benefits		28,310

Total Average Salary & Benefits \$108,097

Education Protection Account Entitlement Evergreen School District

EPA Entitlement		\$14,201,696
FY 2012-13 Expenses		\$14,201,696
Resources # 1400 for 131.37 Full-time-equivalent (FTE) of teacher salary & Benefits		
	1 FTE	131.37 FTE
Average Teacher Salary & Benefits		
FY11-12 J-90 Average Salary	\$79,787	10,481,618
Benefits:		
State Teachers' Retirement System	\$6,582	864,677
Medicare	1,157	151,995
State Unemployment Insurance	878	115,343
Workers' Compensation Insurance	1,182	155,279
Health Benefits	<u>18,511</u>	2,432,783
Total Benefits	28,310	
Total Average Salary & Benefits	<u><u>\$108,097</u></u>	<u><u>14,201,696</u></u>