

# ELEMENT EDUCATION, INC.

**To:** Members of the Board

**From:** Terri Novacek

**Subject:** Consideration of FY  
2015 -2016 EPA  
Resolution

**Scope:** Community Montessori  
Charter School

Meeting Date: June 28, 2016

- Action
- First Reading
- Information
- Presentation
- Public Hearing
- Roll Call Vote Required

**Background:** On November 6, 2012 voters in the State of California approved Proposition 30.

**Report:** Pursuant to Article XIII, Section 36 of the California Constitution, school districts, county offices of education, and community college districts are required to determine how the moneys received from the Education Protection Account are spent in the school or schools within in jurisdiction, provided that the governing board makes the spending determinations in an open session of a public meeting.

**Financial Impact:** \$98,069.00

**Student Impact:** N/A

**Recommendation:** Adopt the Education Protection Account resolution.

**Agenda Item #: VIII.C.6**

## **RESOLUTION REGARDING 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 30<sup>th</sup> of each year, the Chief Business Officer 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;**

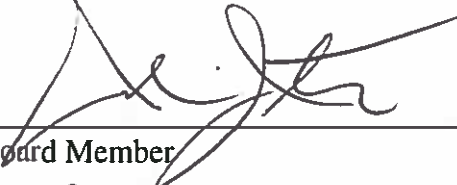
**WHEREAS, monies deposited in the Education Protection Account shall not be used to pay any costs incurred by the Legislature, the Governor or any agency of state government;**

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. The monies received 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 Dehesa Charter School;

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

DATED: June 23<sup>rd</sup>, 2016

  
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