



## Agenda Item Details

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|--------------------|---|
| Meeting            | Sep 14, 2021 - Board of Trustees Regular Meeting - 2:00 PM  |
| Category           | 8. Consideration of Consent Agenda  |
| Subject            | M. Approval of the Prop 30 Education Protection Act (EPA) Spending Plan                               |
| Type               | Action (Consent)  |
| Recommended Action | Move that the Board approves the 2021-22 Prop 30 Education Protection Act spending plan as presented. |

### Background Information:

Proposition 30, the Schools and Local Public Safety Protection Act of 2012, passed in November 2012. This proposition temporarily raised the sales and use tax by .25 cents for four years and raised the income tax rate for high income earners (\$250,000 for individuals and \$500,000 for couples) for seven years to provide continuing funding for local school districts and community colleges. Article XIII, Section 36 of the California Constitution created the Education Protection Account (EPA) in the State General Fund to receive and disburse these temporary tax revenues.

The sales and use tax component expired on December 31, 2016, and the income tax component was scheduled to begin phasing out in 2018. However, in November 2016, voters approved Proposition 55 to extend the higher income tax rates through 2030.

Even though the revenue from EPA fund is unrestricted, it cannot be spent on administrative salaries, benefits or any other administrative costs. Except for that caveat, districts have sole authority to determine how the funds received from EPA are spent provided that the these spending determinations are made in an open session of a publicly noticed meeting of the governing board.

There are two additional requirements of the Article. The first requirement is that any district accepting funds must publish on their website an accounting of how much money was received from the EPA to include how the money was spent. The Annual Budget and Financial Report (CCFS-311) now contains a page for EPA revenue and expenditure reporting. This page was published on the District's website for the 2012-13 fiscal year and subsequent reporting years have been added as well.

The second requirement is that the annual independent financials and a compliance audit required of the District must ascertain and verify whether the funds provided from the EPA have been properly disbursed and expended as required by law. There is an allowance in the Article that permits expenses incurred to comply with these additional audit requirements to be paid from the EPA funds. However, as a District, we are opting to use the funds solely for instructional activities.

The current estimate of funds the District will receive from the EPA account is \$12,808,751 per the estimated 2021-22 Advance Principal Apportionment provided by the Chancellor's Office. Since the EPA amount is an estimate and may be more or less than currently indicated, the District has chosen to include more options. The EPA funds will be applied in the order listed:

| <b><u>Instructional<br/>Activities</u></b> | <b><u>Program<br/>(TOPS) Code</u></b> | <b><u>Allocated<br/>Budget</u></b> |
|--|---------------------------------------|------------------------------------|
| Agriculture & Natural Resources            | 0100                                  | 390,727                            |
| Environmental Sciences & Technologies      | 0300                                  | -                                  |
| Biological Sciences                        | 0400                                  | 1,073,233                          |
| Business & Management                      | 0500                                  | 507,515                            |
| Media & Communications                     | 0600                                  | 35,313                             |
| Information Technology                     | 0700                                  | 274,468                            |
| Education                                  | 0800                                  | 817,027                            |
| Engineering & Industrial Technologies      | 0900                                  | 701,187                            |
| Fine & Applied Arts                        | 1000                                  | 440,209                            |
| Foreign Language                           | 1100                                  | 333,032                            |
| Health                                     | 1200                                  | 1,089,890                          |
| Family & Consumer Sciences                 | 1300                                  | 516,559                            |
| Humanities                                 | 1500                                  | 2,675,312                          |
| Mathematics                                | 1700                                  | 1,585,897                          |
| Physical Sciences                          | 1900                                  | 962,775                            |
| Psychology                                 | 2000                                  | 449,326                            |
| Public & Protective Services               | 2100                                  | 393,292                            |
| Social Sciences                            | 2200                                  | 1,007,641                          |
| Interdisciplinary Studies                  | 4900                                  | 74,005                             |
|  |                                       | \$ 13,327,408                      |