

# SONOMA COUNTY OFFICE OF EDUCATION



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**Bulletin No. 16-16**

**May 2016**

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May 26, 2016

To: District/Charter Business Services  
From: Judy Thomson, Director Fiscal Services

## **State of the State**

April personal income tax revenues of \$13.40 billion fell short by \$1.22 billion, 8.4 percent less than projected in the January proposed budget. Retail sales and use tax revenues of \$816.1 million lagged by \$53.9 million, or 6.2 percent. Only the corporation tax beat estimates, with revenues of \$1.98 billion coming in \$95.4 million higher than expected, or 5.1 percent. Overall, April's total revenues of \$16.78 billion fell short of the January estimate by 6.6 percent. Compared to actual revenues in the prior fiscal year, April revenues were \$215.0 million lower.

For the fiscal year to date, revenues are still outpacing the previous fiscal year by \$4.99 billion, or 5.5 percent.

## **SB 1349 – Sports Equity**

Education Code section 221.9 requires schools/district to publish on its website separately for each individual school:

1. Total school enrollment, classified by gender.
2. Total number of students who participate in athletics, classified by gender.
3. Total number of school athletic teams, classified by gender, sport, and competition level (see attached for greater detail)

The law is effective for the entire 2015-16 school year with posting required by June 30, 2016.

The numbers reported should reflect the total number of players on a team roster "on the official first day of competition.

## **Retroactive Pay and Declaration of "Indefinite" Compensation**

The California Constitution prohibits public agencies from granting extra compensation to employees after service has been rendered. Courts have consistently held public employers may retroactively pay employees where the "adjusted salary rates were made retroactive to a date when the salary rates were *indefinite* and subject to future determination."

**For employees represented by bargaining units**, salaries become *indefinite* upon expiration of a collective bargaining agreement or compensation provisions of the agreement and under such circumstances need not declare these salaries indefinite to increase pay retroactively. *However, the time at which salaries become indefinite varies* depending on whether a contract opener is in place.

**For unrepresented employees**, such as management and confidential, compensation is not subject to bargaining. To increase pay retroactively during the year, the governing board must adopt a resolution declaring unrepresented employee salaries "indefinite".

**The Board Resolution declaring salaries "indefinite" must be adopted before the first day of the fiscal year (i.e. by June 30). Please see attached documentation and example Board Resolution.**

### **Cash Transaction limits at the County (Procedures and Form attached)**

The County Treasury requires 5 days advance notice anytime \$1 million or more is paid out to a single vendor. This requirement is in place giving the Treasury time to ensure there are sufficient funds for such a large outflow of cash. The Treasury invests our funds in the County Pool, receiving interest income. In the case of a large outflow of \$1 million or more, the funds cannot be invested the entire time the check is outstanding, eliminating the ability to invest and receive interest income. Wire Transfers (*5 day advance notice for transfer requests \$1 million or more; 2 day advance notice for transfer request over \$90k, but less than \$1 million*), on the other hand, are an immediate payment. In order to both accommodate Treasury's 5 days advance notice requirement and maximize our interest income, SCOE has implemented the following protocol:

*Districts anticipating a payment over \$1 million to a single vendor, please use the wire transfer process (see Wire Transfer documentation attached) in lieu of running payment through Escape's APY. Likewise, these should originate from the district's Chief Business Official.*

### **California Transitional Kindergarten Stipend (CTKS) program – Resource 6126, Object 8590**

CTKS was set up for purposes of professional development and educational stipends to be administered by Local Planning Councils (LPCs) for teachers in Transitional Kindergarten (TK), and teachers in the California State Preschool Program (CSPP). Recently extended, they have until March 2019 to collect those funds. LPCs in each California county administer the program. Transitional Kindergarten Teachers are the first priority, and California State Preschool Program teachers are the second priority.

Per EdSource in May 2016, much of this money is currently being left on the table. Coordinators of the program point out that teachers must pay for their classes up front and wait until they have verified transcripts before getting reimbursed. In addition, identifying the TK teachers in the community has been an issue. Please contact Susy Marron at the Sonoma County's Child Care Planning Council for utilization of this funding and more detail information.

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### **Charter Schools Program (CSP) Replication and Expansion of High-Quality Charter Schools Competition (CMO)**

On Tuesday, May 10, 2016, the U.S. Department of Education published in the *Federal Register* a [Notice Inviting Applications](#) for the Charter Schools Program (CSP) Replication and Expansion of High-Quality Charter Schools Competition (CMO). The CSP CMO program is a competitive grant program designed to assist non-profit charter management organizations, and other entities that are not for-profit entities, in replicating or expanding high-quality charter schools with demonstrated records of success. Applicants must have experience operating more than one high-quality charter school, and demonstrate that at least 60 percent of all students in the charter schools it currently operates or manages are individuals from low-income families to be considered for funding. Applications are due **Friday, June 24, 2016 by 4:30:00 p.m. (Washington DC time)**, and must be submitted through [Grants.gov](http://Grants.gov).

For more information, go to: <http://innovation.ed.gov/what-we-do/charter-schools/charter-schools-program-grants-for-replications-and-expansion-of-high-quality-charter-schools/applicant-info-and-eligibility/>

### **2016-17 ~ SELPA Distribution of SCOE 6-22 & Preschool Programs Fee for Service**

The 2016-17 Fee for Service, upon approval at the Superintendents' Council Meeting, on June 6, 2016, is \$41,025. The 2015-16 Fee for Service is \$39,000. A formal letter will be sent out after the meeting, announcing the Fee for Service.

### **Every Student Succeeds Act (ESSA)**

On December 10, 2015, President Obama signed the ESSA replacing the 2001 No Child Left Behind Act (NCLB). CDE and State Board of Education (SBE) staff have been studying the ESSA and considering the opportunities afforded by the new law to improve outcomes for California's students. As part of California's transition to ESSA, California must submit an ESSA State Plan to the U.S. Department of Education.

The CDE is hosting an informational webinar to provide an overview of the ESSA and an update on the development of the ESSA State Plan. The webinar will take place on **Thursday, May 26, 4-5 p.m** (full) or **June 1 from 4:00-5:00 pm**. To register for the event, please visit the [WestEd Webinar Web page](#).

### **Consolidated Application and Reporting System (CARS)**

The CARS 2016 Spring Release data collections opened Sunday, May 15, 2016. All data collections have a deadline date of Thursday, June 30, 2016. Instructions have been posted to our Web site at <http://www.cde.ca.gov/fg/aa/co/ca16sinstoc.asp>.

If you have any questions regarding CARS, please contact the Consolidated Application Support Desk by e-mail at [conappsupport@cde.ca.gov](mailto:conappsupport@cde.ca.gov).

### **Exchange and Sojourn Teachers**

**CalSTRS has determined that the exclusion to membership found in Ed Code 22601: "Persons serving as exchange teachers or sojourn teachers from outside of this state are excluded from membership in the plan", applies only to teachers who are employed in an exchange/sojourn program, as part of an agreement with the employer.** It is the employer's responsibility to determine the basis of employment when considering what retirement plan or benefits to offer their employees.

### **Foreign Students, Teachers and Apprentices Summary**

Individuals admitted to the U.S. under an F-1, J-1, M-1 or Q-1 visa are generally exempt from both social security and Medicare taxes for 2 calendar years from the calendar year of entry. After which they become Resident Aliens and are liable for social security and medicare taxes. Individuals may also qualify for a Tax Treaty Exemption if a treaty between the U.S. and their home country actually exists.

### **Dates to Remember:**

06/03/2016	Open Lab
06/14/2016	HR/Payroll User EOY
06/16/2016	AP/AR Set-up
06/20/2016	Prior Year corrections to 2014-15 P-2 & Annual
06/20/2016	2014-15 Audit Adjustments to CALPADS data (auditor concurrence required)
06/22/2016	Annual Attendance due to SCOE
06/24/2016	Open Lab
06/27/2016	SCOE will be closed until Noon ~ checks available after 1pm
07/29/2016	Unaudited Actuals Workshop

NOTE: Documents that are presented at DBUG may be found at [dp.scoe.org](http://dp.scoe.org) website under the "DBUG/SCOE Bulletins" tab.