Honorable Board of Trustees of the
San Francisco Community College District

Subject: Resolution No. 960627-B13
Establishing the appropriations limit for 1996-97 pursuant to
Government Code Section 7910

President and Members:

The California electorate on November 6, 1979 approved Proposition 4
(Gann Initiative), which added Article XIII B to the State Constitution to place various
appropriation limitations on the fiscal powers of state and local government, commonly
referred to as the "Gann Limit".

Simply stated the appropriations limit for the succeeding year is the
appropriations limit for the base year adjusted for inflation and change in population.
For a community college district, inflation is the lesser of the change in cost-of-living or
California per capita personal income and change in population is the percentage
change in the district's FTES.

During the 1989 State Legislative Session a number of refinements were
enacted to implement Proposition 98 to include special purpose apportionments within
the Gann Limit and to exclude any unreimbursed court or federal mandates imposed on
or after November 6, 1979.

Government Code Section 7910 reads as follows:

"Each year the governing body of each local jurisdiction shall, by
resolution, establish its appropriations limit and make other necessary
determinations for the following fiscal year pursuant to Article XIII B at a
regularly scheduled meeting or noticed special meeting. Fifteen days
prior to the meeting documentation used in the determination of the
appropriations limit and other necessary determinations shall be available
to the public. The determinations made pursuant to this section are
legislative acts. Any judicial action or proceeding to attach, review, set
aside, void, or annul the action of the governing body taken pursuant to
this section for the 1980-81 fiscal year shall be commenced within 60
days of the effective date of the resolution or the effective date of the act
which added this section to the Government Code, whichever date is
later. For the 1981-82 fiscal year and each fiscal year thereafter, any
judicial action or proceeding to attack, review, set aside, void, or annul the
action of the governing body taken pursuant to this section shall be
commenced within 45 days of the effective date of the resolution. All courts wherein such actions are or may be hereafter pending, including any court reviewing such action on appeal from the decision of a lower court, shall give such actions preference over all other civil actions therein, in the manner of setting the same for hearing or trial and in hearing the same to the end that all such actions shall be quickly heard and determined”.

The State Chancellor’s Office notified us by memorandum dated May 17, 1996 that the Department of Finance has determined that the applicable price factor to be used in setting the 1996-97 appropriation limit is: California per capita personal income: 4.67%.

A worksheet setting forth the derivation of the appropriations limit is available for public inspection at the District Business Office, Budget Section, 33 Gough Street, San Francisco, pursuant to Government Code Sections 7908 and 7910.

The following resolution is recommended for adoption:

RESOLVED: That the Governing Board pursuant to Government Code Sections 7908 and 7910 (Gann Limit), establishes the SFCCD appropriations limit for the fiscal year 1996-97 at $117,112,016.00.

FURTHER BE IT RESOLVED: That supporting documentation has been made available to the public for its review and that any action to set aside or annul this action pursuant to Government Code Section 7910 must be filed with the Secretary of the Governing Board within 45 days of the adoption of this resolution.

Recommended for adoption:

Del M. Anderson
Chancellor

Originator: James Kendrix