

## 4th Sub. S.B. 38 SCHOOL FUNDING AMENDMENTS

Representative **Francis D. Gibson** proposes the following amendments:

1. *Page 5, Lines 123 through 127:*

- 123 (i) unrestricted revenues available to the school district; or  
124 (ii) the revenue sources listed in Subsection (1)(~~(b)~~) ~~{(c)}~~ (d) based on the portion of the  
125 allocations to charter schools attributed to each of the revenue sources listed in Subsection  
126 (1)(~~(b)~~) ~~{(c)}~~ (d) .  
127 (d) (i) Subject to future budget constraints, the Legislature shall provide an

2. *Page 8, Lines 227 through 229:*

- 227 annually impose a charter school levy as described in this Subsection (2).  
228 (b) (i) For each school district, ~~{on or}~~ before June 22, the State Tax Commission shall  
229 certify a rate for the charter school levy described in Subsection (2)(a) to generate an amount of

3. *Page 8, Line 241 through Page 9, Line 245:*

- 241 (b) The state treasurer shall deposit the charter school levy revenues received from a  
242 county treasurer ~~{in}~~ into the Charter School Levy Account.  
243 (4) (a) For each charter school student, the board shall distribute the charter school per  
244 pupil levy revenues from the ~~{charter school levy account}~~ Charter School Levy Account to the  
student's charter school in  
245 accordance with this Subsection (4).

4. *Page 14, Lines 398 through 412:*

- 398 (b) revenue from new growth as defined in Subsection 59-2-924(4)(c).  
399 (5) (a) For ~~{the}~~ a calendar year beginning on or after January 1, 2017, ~~{and ending~~  
on December  
400 31, 2017,} the State Tax Commission shall ~~{decrease}~~ adjust a board local levy rate imposed by a  
local  
401 school board under this section by the amount necessary to offset the ~~{increase}~~ change in revenues  
from  
402 the charter school levy imposed under Section 53A-1a-513.1.  
403 (b) A local school board is not required to comply with the notice and public hearing  
404 requirements of Section 59-2-919 for an offset described in Subsection (5)(a) to the  
~~{increase}~~ change in

405 revenues from the charter school levy imposed under Section 53A-1a-513.1.

406 (c) A local school board may not increase a board local levy rate under this section  
407 before December 31, 2016, if the local school board did not give public notice on or before  
408 March 4, 2016, of the local school board's intent to increase the board local levy rate.

409 (d) A local school board may not increase a board local levy rate under this section if  
410 the ~~{sole}~~ purpose of increasing the board local levy rate is to ~~{recapture}~~ capture ~~the~~ revenue lost

410a from] ~~the~~ the

411 ~~{decrease}~~ adjustment in a board local levy rate under Subsection (5)(a).

**(e) Before a local school board increases a board local levy rate under this section, the local school board shall:**

**(i) prepare a written statement that attests that the local school board is not increasing the board local levy rate for the purpose of capturing the adjustment of the local school board's local levy rate under Subsection (5)(a);**

**(ii) read the statement described in Subsection (5)(e)(i) during a local school board public meeting where the local school board discusses increasing the board local levy rate; and**

**(iii) send a copy of the statement described in Subsection (5)(e)(i) to the State Tax Commission.**

412 Section 6. Section **63I-2-253** is amended to read: