

**Effective 7/1/2016**

**53A-17a-135 Minimum basic tax rate -- Certified revenue levy.**

- (1) As used in this section, "basic levy increment rate" means a tax rate that will generate an amount of revenue equal to \$75,000,000.
- (2)
  - (a) In order to qualify for receipt of the state contribution toward the basic program and as its contribution toward its costs of the basic program, each school district shall impose a minimum basic tax rate per dollar of taxable value that generates \$392,266,800 in revenues statewide.
  - (b) The preliminary estimate for the 2016-17 minimum basic tax rate is .001695.
  - (c) The State Tax Commission shall certify on or before June 22 the rate that generates \$392,266,800 in revenues statewide.
  - (d) If the minimum basic tax rate exceeds the certified revenue levy as defined in Section 53A-17a-103, the state is subject to the notice requirements of Section 59-2-926.
- (3)
  - (a) The state shall contribute to each district toward the cost of the basic program in the district that portion which exceeds the proceeds of the difference between:
    - (i) the minimum basic tax rate to be imposed under Subsection (2); and
    - (ii) the basic levy increment rate.
  - (b) In accordance with the state strategic plan for public education and to fulfill its responsibility for the development and implementation of that plan, the Legislature instructs the State Board of Education, the governor, and the Office of Legislative Fiscal Analyst in each of the coming five years to develop budgets that will fully fund student enrollment growth.
- (4)
  - (a) If the difference described in Subsection (3)(a) equals or exceeds the cost of the basic program in a school district, no state contribution shall be made to the basic program.
  - (b) The proceeds of the difference described in Subsection (3)(a) that exceed the cost of the basic program shall be paid into the Uniform School Fund as provided by law.
- (5) The State Board of Education shall:
  - (a) deduct from state funds that a school district is authorized to receive under this chapter an amount equal to the proceeds generated within the school district by the basic levy increment rate; and
  - (b) deposit the money described in Subsection (5)(a) into the Minimum Basic Growth Account created in Section 53A-17a-135.1.

Amended by Chapter 2, 2016 General Session