

1 H.252

2 Introduced by Representatives French of Randolph, Ancel of Calais, Andrews  
3 of Rutland City, Branagan of Georgia, Burke of Brattleboro,  
4 Davis of Washington, Donahue of Northfield, Edwards of  
5 Brattleboro, Evans of Essex, Fisher of Lincoln, Haas of  
6 Rochester, Howrigan of Fairfield, Keenan of St. Albans City,  
7 Klein of East Montpelier, Lanpher of Vergennes, McCullough  
8 of Williston, Milkey of Brattleboro, Miller of Shaftsbury, Mook  
9 of Bennington, Moran of Wardsboro, Pugh of South Burlington,  
10 Shand of Weathersfield, Spengler of Colchester, Townsend of  
11 Randolph, Waite-Simpson of Essex, Webb of Shelburne, Zenie  
12 of Colchester and Zuckerman of Burlington

13 Referred to Committee on

14 Date:

15 Subject: Education; budget calculation; divided question; construction costs

16 Statement of purpose: This bill proposes to exclude those portions of the  
17 budget attributable to approved school construction costs and to amounts  
18 deposited into construction reserve funds, regardless of the length of time they  
19 remain deposited, from the calculation that determines whether the school  
20 budget will be presented to the voters as a divided question.

1           An act relating to exclusion of approved school construction costs and of  
2           amounts deposited into a construction reserve fund from the calculations of  
3           the maximum inflation amount

4           It is hereby enacted by the General Assembly of the State of Vermont:

5           Sec. 1. 16 V.S.A. § 563(11)(B) is amended to read:

6                   (B) If the proposed budget, less the amount of education spending  
7           that is approved school capital construction spending or is deposited into a  
8           reserve fund pursuant to 24 V.S.A. § 2804 to pay future approved school  
9           capital construction costs, or both, including that portion of tuition paid to an  
10          independent school designated as the public high school of the school district  
11          pursuant to section 827 of this title for capital construction costs by the  
12          independent school which has received approval from the state board of  
13          education, using the processes for preliminary approval of public school  
14          construction costs pursuant to subdivision 3448(a)(2) of this title, contains  
15          education spending in excess of the Maximum Inflation Amount, and the  
16          district's education spending per equalized pupil in the fiscal year preceding  
17          the year for which the budget is proposed was in excess of the statewide  
18          average district education spending per equalized pupil in that same fiscal year,  
19          as determined by the commissioner of education, then in lieu of any other  
20          statutory or charter form of budget adoption or budget vote, the board shall  
21          present the budget to the voters by means of a divided question, in the form of  
22          vote provided in subdivision (ii) of this ~~subsection~~ subdivision (11)(B).

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Sec. 2. EFFECTIVE DATE

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This act shall apply to budgets for fiscal years 2011 (academic year

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2010–2011) through 2014 (academic year 2013–2014).