

1 H.50

2 Representative Komline of Dorset moves that House Bill No. 50 be
3 amended by striking out all after the enacting clause and inserting in lieu
4 thereof the following:

5 Sec. 1. 32 V.S.A. § 305b is added to read:

6 § 305b. UNFUNDED EDUCATION MANDATE AMOUNT TRANSFER

7 Within 30 days after the end of each annual legislative session of the
8 General Assembly, the Joint Fiscal Office, and the Secretary of Administration
9 in consultation with the Secretary of Education, shall estimate the “unfunded
10 education mandate amount.” This estimate shall equal the total dollar amount
11 required for supervisory unions and school districts to perform any action
12 required pursuant to legislation enacted by the General Assembly during that
13 annual legislative session and signed into law which has an associated cost, but
14 does not have an appropriation of money or a funding mechanism for fulfilling
15 that obligation. The estimate shall be for the fiscal year commencing on July 1
16 of the following year. The Joint Fiscal Office and the Secretary of
17 Administration shall annually present the unfunded education mandate amount
18 estimate to the Emergency Board and the Emergency Board shall determine
19 the unfunded education mandate amount. The Emergency Board shall provide
20 its determination of the unfunded education mandate amount to the Governor
21 and shall recommend to the Governor that the Governor’s budget report

1 required under section 306 of this title include a transfer of this amount from
2 the General Fund pursuant to 16 V.S.A. § 4025(a)(2) for the fiscal year
3 commencing on July 1 of the following year.

4 Sec. 2. 16 V.S.A. § 4025 is amended to read:

5 § 4025. EDUCATION FUND

6 (a) An Education Fund is established to comprise the following:

7 * * *

8 (2) For each fiscal year, the amount of the general funds appropriated or
9 transferred to the Education Fund shall be:

10 (A) the total of \$277,400,000.00 plus the unfunded education
11 mandate amount, as defined in subsection (e) of this section;

12 (B) increased by the most recent New England Economic Project
13 Cumulative Price Index, as of November 15, for state and local government
14 purchases of goods and services from fiscal year 2012 through the fiscal year
15 for which the payment is being determined;

16 (C) plus an additional one-tenth of one percent.

17 * * *

18 (e) As used in this section, “unfunded education mandate amount” shall
19 mean the amount appropriated by the General Assembly in any fiscal year for
20 the purpose of providing a funding mechanism for supervisory unions and
21 school districts to perform any action required pursuant to legislation which

1 has an associated cost, but does not otherwise have an appropriation of money
2 or a funding mechanism for fulfilling that obligation. The “unfunded
3 education mandate amount” shall include the cumulative amount of these
4 appropriations for all fiscal years in which they are made.

5 Sec. 3. EFFECTIVE DATE

6 This act shall take effect on July 1, 2016.