

S.169

An act relating to education property tax overpayments by a municipality or school district

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

Sec. 1. [Deleted.]

Sec. 2. 16 V.S.A. § 4011 is amended to read:

§ 4011. EDUCATION PAYMENTS

(a) Annually, the General Assembly shall appropriate funds to pay for statewide education spending and a portion of a base education amount for each adult diploma student.

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(c) Annually, each school district shall receive an education spending payment for support of education costs. An unorganized town or gore shall receive an amount equal to its adjusted education payment for that year for each student based on the weighted average daily membership count, which shall not be equalized. In fiscal years 2007 and after, no district shall receive more than its education spending amount.

(d) Annually, on or before June 30, the Secretary may authorize refunds from the Education Fund to a municipality or a school district for that municipality's or school district's overpayments of the statewide education property tax during the immediately preceding four fiscal years, provided the

overpayments were caused by clerical or administrative error or miscalculation. Annually, on or before January 15, the Secretary of Education shall report to the House Committees on Education and on Ways and Means and the Senate Committees on Education and on Finance all anticipated refunds to municipalities or school districts under this subsection prior to issuance.

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Sec. 3. 16 V.S.A. § 4025(b) is amended to read:

(b) Monies in the Education Fund shall be used for the following:

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(6) To refund municipalities and school districts under subsection 4011(d) of this title for overpayments caused by clerical or administrative error or miscalculation, as determined by the Secretary of Education in consultation with the Commissioner of Taxes.

Sec. 4. EFFECTIVE DATE

This act shall take effect on July 1, 2022.