

1 H.35

2 Introduced by Representatives Conlon of Cornwall and Elder of Starksboro

3 Referred to Committee on

4 Date:

5 Subject: Education; education spending; excess spending; school construction

6 Statement of purpose of bill as introduced: This bill proposes to allow a school  
7 district to eliminate spending during the year on eligible school construction  
8 project costs, as defined in the State Board of Education's Rule 6134, from the  
9 excess spending calculation.

10 An act relating to eliminating eligible school construction costs from a  
11 school district's excess spending

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

13 Sec. 1. 16 V.S.A. § 4001 is amended to read:

14 § 4001. DEFINITIONS

15 As used in this chapter:

16 \* \* \*

17 (6) "Education spending" means the amount of the school district  
18 budget, any assessment for a joint contract school, career technical center  
19 payments made on behalf of the district under subsection 1561(b) of this title,  
20 and any amount added to pay a deficit pursuant to 24 V.S.A. § 1523(b) that is

1 paid for by the school district, but excluding any portion of the school budget  
2 paid for from any other sources such as endowments, parental fundraising,  
3 federal funds, nongovernmental grants, or other State funds such as special  
4 education funds paid under chapter 101 of this title.

5 (A) [Repealed.]

6 (B) For purposes of calculating excess spending pursuant to  
7 32 V.S.A. § 5401(12), “education spending” shall not include:

8 (i) Spending during the budget year for:

9 (I) approved school capital construction for a project that  
10 received preliminary approval under section 3448 of this title, including  
11 interest paid on the debt, provided the district shall not be reimbursed or  
12 otherwise receive State construction aid for the approved school capital  
13 construction; or

14 (II) eligible school capital construction project costs pursuant to  
15 the State Board of Education’s Rule 6134.

16 (ii) For a project that received final approval for State construction  
17 aid under chapter 123 of this title:

18 (I) spending for approved school capital construction during the  
19 budget year that represents the district’s share of the project, including interest  
20 paid on the debt; ~~and~~ or

