

SENATE FILE NO. SF0061

School finance-recapture payments.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to school finance; modifying the schedule  
 2 for recapture payments as specified; adjusting recapture  
 3 district entitlement loan repayment; specifying  
 4 application; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 21-13-102(b) and 21-13-313(g) are  
 9 amended to read:

10

11 **21-13-102. Maximum rate of school district tax;**  
 12 **recapture of excess; equalization of permissive levies.**

13

14 (b) Except as otherwise provided by law, on January  
 15 15, March 15 and May 15 of each year in equal payments of  
 16 twenty-five percent (25%) and the balance to be paid on  
 17 June 15, each school district shall rebate to the

1 department of education the amount by which the revenue  
2 from the sources provided by W.S. 21-13-310 exceeds the  
3 foundation program costs determined under W.S. 21-13-309,  
4 as estimated to the districts on or before August 15 and as  
5 subsequently certified to the districts on or before March  
6 1 of the current fiscal year under subsection (e) of this  
7 section, to be credited to the public school foundation  
8 program account defined in W.S. 21-13-101(a)(ix).

9  
10 **21-13-313. Distribution of funds from foundation**  
11 **account; property tax and cash reserve adjustment;**  
12 **regulations.**

13  
14 (g) In addition to subsections (b) and (c) of this  
15 section, the state superintendent shall for any district  
16 subject to W.S. 21-13-102(b) as determined by the  
17 department for any school year, provide payments from the  
18 school foundation program account in an amount equal to  
19 one-third (1/3) of the foundation program amount computed  
20 for that district for that school year in accordance with  
21 W.S. 21-13-309. The computed amount shall be paid to each  
22 eligible district on August 15 based upon tentative  
23 computations under W.S. 21-13-309, for which the department  
24 may use fiscal information available from foundation

1 program computations for the previous school year in the  
2 manner provided under subsection (b) of this section. The  
3 amount computed under this subsection shall be reduced by  
4 any recapture revenues of a district which exceed  
5 limitations imposed under W.S. 21-13-102(c), as established  
6 by the department for that district for the prior school  
7 year. Any district receiving a payment under this  
8 subsection shall repay the foundation program account ~~fifty~~  
9 ~~percent (50%) of the amount received on or before January~~  
10 ~~31 of the school year in which received, and shall repay~~  
11 ~~the remaining fifty percent (50%)~~ by June 15 of that school  
12 year.

13

14 **Section 2.** Nothing in this act is intended to be  
15 interpreted to modify the administration of school finance  
16 with respect to recapture payment schedules under W.S.  
17 21-13-102(b) and recapture district entitlement loan  
18 repayment schedules under W.S. 21-13-313(g) for the 2007-  
19 2008 school year.

20

21 **Section 3.** This act is effective July 1, 2008.

22

23

(END)