

HOUSE BILL NO. HB0032

Education mill levy amendments.

Sponsored by: Joint Education Interim Committee

A BILL

for

1 AN ACT relating to education; providing for a
2 reauthorization of the adult education mill levy;
3 clarifying the maximum mill levies school districts and
4 community college districts may levy for board of
5 cooperative services agreements; making conforming
6 amendments; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 21-12-103, 21-20-109(a), 21-20-110(h)
11 and 39-13-104(d) by creating a new paragraph (vi) and (h)
12 by creating a new paragraph (iii) are amended to read:

13

14 **21-12-103. Special school tax; submission to electors**
15 **authorized; tax in addition to limitations in W.S.**

16 **21-13-102.**

1

2 (a) For the purpose of maintaining a program of adult
3 education, the board of trustees may submit for vote to the
4 electors of the district, a special school tax of not to
5 exceed two and one-half (2 1/2) mills on the taxable
6 valuation of the district. Said special school tax, if
7 approved, shall be above and in addition to the tax
8 limitations expressed in W.S. 21-13-102.

9

10 (b) If the special school tax levy is approved, the
11 proposition of continuing the special school tax levy shall
12 be submitted by the board at each fifth general election
13 following approval of the proposition until the proposition
14 for continuing the special school tax levy is defeated. The
15 ballot shall contain the words "for continuing the
16 mill (not to exceed two and one-half (2 1/2) mills) special
17 school tax for maintenance of the program of adult
18 education offered by unified school district" and
19 "against continuing the mill (not to exceed two and
20 one-half (2 1/2) mills) special school tax for maintenance
21 of the program of adult education offered by the
22 unified school district".

23

1 **21-20-109. Special school district tax for board of**
2 **cooperative educational services; election not required;**
3 **determination of levy amount.**

4
5 (a) For the purpose of maintaining programs offered
6 by a board of cooperative educational services, the school
7 districts comprising the board may levy a special school
8 district tax for each agreement made under W.S. 21-20-104
9 not to exceed one-half (1/2) mill on the assessed value of
10 the member districts. The total mill levies the school
11 districts comprising the board may levy for all agreements
12 made under W.S. 21-20-104 shall not exceed one and one-half
13 (1 1/2) mills. The vote of the electors within the member
14 districts shall not be required for the tax levy.

15
16 **21-20-110. Additional special school district tax;**
17 **election; limitations; special community college district**
18 **levy.**

19
20 (h) In addition to subsection (a) of this section,
21 the board of trustees of any community college district
22 participating in an agreement under W.S. 21-20-104 may levy
23 a special levy for all agreements made under W.S. 21-20-104

1 of not to exceed one-half (1/2) mill on the assessed value
2 of the district for a period not to exceed two (2) years.
3 Any levy imposed under this subsection shall be used solely
4 for purposes of maintaining programs offered by the board
5 of cooperative educational services of which the district
6 is a participant and when combined with any levy imposed
7 under subsection (a) of this section, shall not exceed ~~two~~
8 ~~(2)~~ two and one-half (2 1/2) mills. A determination by the
9 board to impose the levy shall be made at a regular or
10 special meeting following a public hearing announced by the
11 board. Any tax imposed under this subsection may be
12 renewed by the board for an additional two (2) years
13 subject to public hearing requirements specified under this
14 subsection. Revenues collected under this subsection shall
15 be identified as district revenue in the biennial funding
16 report of the district under W.S. 21-18-205(b) but shall
17 not be restricted by the commission in any manner.

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19 **39-13-104. Taxation rate.**

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21 (d) There shall be annually levied and assessed upon
22 the taxable value of property within the limits of Wyoming

1 school districts the following school taxes when
2 applicable:

3

4 (vi) Not to exceed the number of mills provided
5 in W.S. 21-20-109(a) and 21-20-110(a).

6

7 (h) The following shall apply to property tax for
8 community colleges:

9

10 (iii) There shall be annually levied and
11 assessed upon the taxable value of the property within the
12 limits of the community college district a special levy not
13 to exceed the number of mills provided in W.S.
14 21-20-110(h).

15

16 **Section 2.** Each school district's board of trustees
17 that has an approved adult education mill levy, as
18 authorized under W.S. 21-12-103 prior to the effective date
19 of this act, shall submit a proposition of continuing the
20 adult education mill levy at the fifth general election
21 following the effective date of this act. The proposition
22 for continuing the special school tax for the maintenance
23 of the program of adult education shall be proposed as

1 required under W.S. 21-12-103(b) as created by this act. If
2 the proposition for continuing the special school tax for
3 the maintenance of the program of adult education is
4 defeated in accordance with this section, the tax is
5 repealed effective December 31 of that calendar year in
6 which defeated.

7

8 **Section 3.** This act is effective July 1, 2023.

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(END)