

CHAPTER 217

Original House Bill No. 285

SCHOOL DISTRICTS

AN ACT to amend and re-enact Section 21-201, Wyoming Statutes, 1957, as amended and re-enacted by Section 2, Chapter 36, Session Laws of Wyoming, 1959, relating to the maximum mill levies for school districts of Wyoming; to amend and re-enact Section 39-58, Wyoming Statutes, 1957, as amended and re-enacted by Section 1, Chapter 36, Session Laws of Wyoming, 1959, relating to maximum mill levies for school districts of Wyoming; to amend and re-enact Section 39-61, Wyoming Statutes, 1957, as amended and re-enacted by Section 3, Chapter 36, Session Laws of Wyoming, 1959, relating to maximum levy for school districts of Wyoming for current expenses.

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

Power to Levy Additional Tax for Districts with University Preparatory Course and Districts Paying Tuition for Students Attending School in Another District; Maximum Levy

Section 1. That Section 21-201, Wyoming Statutes, 1957, as amended and re-enacted by Section 2, Chapter 36, Session Laws of Wyoming, 1959, be amended and re-enacted to read as follows:

Every school district which may, now, or hereafter, conduct a four-year high school, with a course of study sufficient to prepare its pupils for admission to the State University, shall then possess and have added to its present taxing certification powers, the power to certify for levy of a tax not to exceed seven and one-half (7½) mills on the dollar on all taxable property in the school district for teachers' wages and contingent expenses, and for such purpose the county commissioners of the county in which such high school is situated shall levy such tax when the amount thereof is certified as provided by law regarding other moneys voted by school districts. Any school district which does not maintain a four-year high school, with a course of study sufficient to prepare its pupils for admission to the State University, but which does pay, in accord with the law, high school tuition for its pupils for attending such high school in another district, shall have added to its present taxing certification powers, that of certifying for not to exceed five (5) mills on the dollar on all taxable property in the school district for the payment of such high school tuition, and when so voted and certified as provided by law regarding other moneys voted by school districts, the county commissioners of the county in which such school district is located shall levy a tax therefor, but such income shall be kept in a separate fund and be used for no other purpose.

Elections to Vote on School Taxes—Limitations, Notice, Etc.

Section 2. That Section 39-58, Wyoming Statutes, 1957, as amended and re-enacted by Section 1, Chapter 36, Session Laws of Wyoming, 1959, be amended and re-enacted to read as follows:

The authority of the qualified electors of any school district at the annual meeting, to vote a tax for school purposes, is here-

by limited to the extent that no tax shall be voted for such purposes which shall be in excess of thirteen and one-half ($13\frac{1}{2}$) mills upon the dollar of all taxable property of any such school district; provided, that in no event shall any school district levy any greater tax that is reasonably necessary for the ensuing school year; provided that notice shall be given at least thirty days in advance of such election or meeting by posting written or printed notices on the front door of each and every school house in the district, except first class school districts operating under Section 9-533, Wyoming Statutes, 1957. If more than fifty per cent (50%) of the votes cast at such election or meeting shall be in favor of the levy, then the officers charged with levying taxes may make such levy for the year voted upon, and the school district clerk shall forward to the county clerk and the county superintendent his certificate of the school district levy and affidavit showing the number of votes cast for and against the proposed levy.

Elections to Vote on School Taxes—Submission of Additional Levies For Current Expenses to Electors; Limitation

Section 3. That Section 39-61, Wyoming Statutes, 1957, as amended and re-enacted by Section 3, Chapter 36, Session Laws of Wyoming, 1959, be amended and re-enacted to read as follows:

Despite the limitations contained in Sections 32-207 and 67-931, Wyoming Compiled Statutes, 1945 as amended and re-enacted by Chapter 120, Session Laws of Wyoming, 1949, whenever the board of school trustees of any school district within this state shall determine that it is necessary to exceed the mill levy limitations contained in said sections, as amended, for current expenses, said board shall determine the amount of additional levy needed, and shall submit the question of making such additional levy to the qualified electors of said district in an election called for that purpose in accordance with the procedure herein provided. Such additional levy shall not exceed:

- (a) Two and one-half ($2\frac{1}{2}$) mills in a district operating schools for grades one (1) through eight (8).
- (b) One and one-half ($1\frac{1}{2}$) mills in a district operating schools for grades nine (9) through twelve (12).
- (c) Four (4) mills in a district operating schools for grades one (1) through twelve (12).

This additional school levy when authorized by the school district electors shall remain in effect until changed or repealed by the majority vote of the qualified electors of the school district at its annual meeting, or in the case of first class districts at elections held for that purpose. Whenever, by petition, 5% of the electors in a first class school district shall apply to the board of school trustees for an election to determine whether the mill levy, as herein provided, shall continue at the then current level, the board of school trustees shall place the question upon the ballot at the next regular election for the board of school trustees. Provided further, that no such petition shall be considered if it is presented less than sixty days next preceding a regular school election. Whenever, by petition, 5% of the patrons of a common school district shall apply to the board

of school trustees for a hearing on whether the then current mill levy shall prevail in the common school district the board shall place such issue on the agenda for the next annual meeting of the school district and the issue shall be determined by balloting in the same manner as provided for election of members of the board of trustees.

Approved February 27, 1961