

2023 PROPOSED ISBA RESOLUTION NO. 5

FOR A MODIFICATION TO DEFINITION TO INCREASE TERM OF SCHOOL PLANT FACILITY LEVY FROM 10 TO 20 YEARS

WHEREAS, Section 33-804, Idaho Code, allows for a school district to submit a school plant facilities reserve fund levy to the district's electors; and

WHEREAS, Section 33-804, Idaho Code, specifically states "for a period not to exceed ten (10) years"; and

WHEREAS, state funding of new construction and improvements for public schools is inadequate; and

WHEREAS, The Constitution of the state of Idaho, Article VII - PUBLIC INDEBTEDNESS AND SUBSIDIES, Section 3. LIMITATIONS ON COUNTY AND MUNICIPAL INDEBTEDNESS requires "the assent of two [-] thirds ($\frac{2}{3}$) of the qualified electors thereof voting at an election" to pass a bond for construction or maintenance of schools; and

WHEREAS, Section 33-804, Idaho Code, provides guidelines for voter approval of 55%, 60%, or $\frac{2}{3}$ based on bond indebtedness of the district compared to the market value for assessment; and

NOW THEREFORE BE IT RESOLVED, that the Idaho School Boards Association work with the Idaho State Department of Education, Idaho State Board of Education, and the Idaho Legislature to amend Idaho Code Section 33-804 SCHOOL PLANT FACILITIES RESERVE FUND LEVY to change the allowable term to a period not to exceed **20 years**.

STATEMENT OF PURPOSE

Changing the allowable term for a school plant facilities reserve fund levy from a period not to exceed ten years, to a period not to exceed **20 years** in Idaho Code 33-804 would allow districts to access funding under the school plant facilities reserve fund levy. It would allow for a more reasonable threshold for voter approval based on the dollar amount the district needs. Further, extending the term will allow districts to ask the voting electors of the district for a necessary amount of funding over a longer period of time to help maintain lower local tax rates. This modification will assist school districts

in expanding options available to manage their needs for large construction and maintenance projects in a district.

Submitted by Coeur d'Alene School District No. 271

Submitted by Post Falls School District No. 273

Submitted by Lakeland Joint School District No. 272

ISBA Executive Board Recommendation: Do Pass

Karen Pyron, ISBA Region 7 Chair, will present the ISBA recommendation during the annual business session.