



30 (2) As used in this section:

31 (a) "Basic levy increment rate" means a tax rate that will generate an amount of  
32 revenue equal to \$75,000,000.

33 (b) "Combined basic rate" means a rate that is the sum of:

34 (i) the minimum basic tax rate; and

35 (ii) the WPU value rate.

36 (c) "Commission" means the State Tax Commission.

37 (d) "Equity pupil tax rate" means the tax rate that will generate an amount of revenue  
38 equal to the amount generated by the equity pupil tax rate as defined in Section 53F-2-301.5 in  
39 the fiscal year that begins July 1, 2022.

40 (e) "Minimum basic local amount" means an amount that is:

41 (i) equal to the sum of:

42 (A) the school districts' contribution to the basic school program the previous fiscal  
43 year;

44 (B) the amount generated by the basic levy increment rate;

45 (C) the amount generated by the equity pupil tax rate; and

46 (D) the eligible new growth, as defined in Section 59-2-924 and rules of the State Tax  
47 Commission multiplied by the minimum basic rate; and

48 (ii) set annually by the Legislature in Subsection (3)(a).

49 (f) "Minimum basic tax rate" means a tax rate certified by the commission that will  
50 generate an amount of revenue equal to the minimum basic local amount described in  
51 Subsection (3)(a).

52 (g) "Weighted pupil unit value" or "WPU value" means the amount established each  
53 year in the enacted public education budget that is multiplied by the number of weighted pupil  
54 units to yield the funding level for the basic school program.

55 (h) "WPU value amount" means an amount:

56 (i) that is equal to the product of:

57 (A) [~~the total cost to the basic school program to increase the WPU value over~~] the

58 WPU value [~~in the immediately preceding fiscal year~~] increase limit; and

59 (B) the percentage share of local revenue to the cost of the basic school program in the  
60 immediately preceding fiscal year; and

61 (ii) set annually by the Legislature in Subsection (4)(a).

62 (i) "WPU value increase limit" means the lesser of:

63 (i) the total cost to the basic school program to increase the WPU value over the WPU  
64 value in the prior fiscal year; or

65 (ii) the total cost to the basic school program to increase the WPU value by 4% over  
66 the WPU value in the prior fiscal year.

67 [(†)] (j) "WPU value rate" means a tax rate certified by the commission that will  
68 generate an amount of revenue equal to the WPU value amount described in Subsection (4)(a).

69 (3) (a) The minimum basic local amount for the fiscal year that begins on July 1, 2018,  
70 is \$408,073,800 in revenue statewide.

71 (b) The preliminary estimate of the minimum basic tax rate for a fiscal year that begins  
72 on July 1, 2018, is .001498.

73 (4) (a) The WPU value amount for the fiscal year that begins on July 1, 2018, is  
74 \$18,650,000 in revenue statewide.

75 (b) The preliminary estimate of the WPU value rate for the fiscal year that begins on  
76 July 1, 2018, is .000069.

77 (5) (a) On or before June 22, the commission shall certify for the year:

78 (i) the minimum basic tax rate; and

79 (ii) the WPU value rate.

80 (b) The estimate of the minimum basic tax rate provided in Subsection (3)(b) and the  
81 estimate of the WPU value rate provided in Subsection (4)(b) are based on a forecast for  
82 property values for the next calendar year.

83 (c) The certified minimum basic tax rate described in Subsection (5)(a)(i) and the  
84 certified WPU value rate described in Subsection (5)(a)(ii) are based on property values as of  
85 January 1 of the current calendar year, except personal property, which is based on values from

86 the previous calendar year.

87 (6) (a) To qualify for receipt of the state contribution toward the basic school program  
88 and as a school district's contribution toward the cost of the basic school program for the school  
89 district, each local school board shall impose the combined basic rate.

90 (b) (i) The state is not subject to the notice requirements of Section 59-2-926 before  
91 imposing the tax rates described in this Subsection (6).

92 (ii) (A) Except as provided in Subsection (6)(b)(ii)(B), the state is subject to the notice  
93 requirements of Section 59-2-926 if the state authorizes a tax rate that exceeds the tax rates  
94 described in this Subsection (6).

95 (B) For a calendar year that begins on January 1, 2018, the state is not subject to the  
96 notice and public hearing requirements of Section 59-2-926 if the state authorizes a combined  
97 basic rate that exceeds the tax rates authorized in this section.

98 (7) (a) The state shall contribute to each school district toward the cost of the basic  
99 school program in the school district an amount of money that is the difference between the  
100 cost of the school district's basic school program and the sum of revenue generated by the  
101 school district by the following:

- 102 (i) the combined basic rate;
- 103 (ii) the basic levy increment rate; and
- 104 (iii) the equity pupil tax rate.

105 (b) (i) If the difference described in Subsection (7)(a) equals or exceeds the cost of the  
106 basic school program in a school district, no state contribution shall be made to the basic  
107 school program for the school district.

108 (ii) The proceeds of the difference described in Subsection (7)(a) that exceed the cost  
109 of the basic school program shall be paid into the Uniform School Fund as provided by law and  
110 by the close of the fiscal year in which the proceeds were calculated.

111 (8) Upon appropriation by the Legislature, the Division of Finance shall deposit an  
112 amount equal to the proceeds generated statewide:

113 (a) by the basic levy increment rate into the Minimum Basic Growth Account created

114 in Section 53F-9-302;

115 (b) by the equity pupil tax rate into the Local Levy Growth Account created in Section  
116 53F-9-305; and

117 (c) by the WPU value rate into the Teacher and Student Success Account created in  
118 Section 53F-9-306.

119 (9) After July 1, 2022, but before November 30, 2022, the Public Education  
120 Appropriations Subcommittee:

121 (a) shall review the WPU value rate, the impact of revenues generated by the WPU  
122 value rate on public education funding, and whether local school boards should continue to  
123 levy the WPU value rate; and

124 (b) may recommend an increase, repeal, or continuance of the WPU value rate.

125 Section 2. Section 53F-2-301.5 is amended to read:

126 **53F-2-301.5. Minimum basic tax rate for a fiscal year that begins on July 1, 2018,**  
127 **2019, 2020, 2021, or 2022.**

128 (1) The provisions of this section are in effect for a fiscal year that begins before July 1,  
129 2023.

130 (2) As used in this section:

131 (a) "Basic levy increment rate" means a tax rate that will generate an amount of  
132 revenue equal to \$75,000,000.

133 (b) "Combined basic rate" means a rate that is the sum of:

134 (i) the rate floor; and

135 (ii) the WPU value rate.

136 (c) "Commission" means the State Tax Commission.

137 (d) "Equity pupil tax rate" means the tax rate that is:

138 (i) calculated by subtracting the minimum basic tax rate from the rate floor; or

139 (ii) zero, if the rate calculated in accordance with Subsection (2)(d)(i) is zero or less.

140 (e) "Minimum basic local amount" means an amount that is:

141 (i) equal to the sum of:

- 142 (A) the school districts' contribution to the basic school program the previous fiscal  
143 year;
- 144 (B) the amount generated by the basic levy increment rate; and
- 145 (C) the eligible new growth, as defined in Section 59-2-924 and rules of the State Tax  
146 Commission multiplied by the minimum basic tax rate; and
- 147 (ii) set annually by the Legislature in Subsection (3)(a).
- 148 (f) "Minimum basic tax rate" means a tax rate certified by the commission that will  
149 generate an amount of revenue equal to the minimum basic local amount described in  
150 Subsection (3)(a).
- 151 (g) "Rate floor" means a rate that is the greater of:
- 152 (i) a .0016 tax rate; or
- 153 (ii) the minimum basic tax rate.
- 154 (h) "Weighted pupil unit value" or "WPU value" means the amount established each  
155 year in the enacted public education budget that is multiplied by the number of weighted pupil  
156 units to yield the funding level for the basic school program.
- 157 (i) "WPU value amount" means an amount that is:
- 158 (i) equal to the product of:
- 159 (A) [~~the total cost to the basic school program to increase the WPU value over~~] the  
160 WPU value [~~in the prior fiscal year~~] increase limit; and
- 161 (B) the percentage share of local revenue to the cost of the basic school program in the  
162 prior fiscal year; and
- 163 (ii) set annually by the Legislature in Subsection (4)(a).
- 164 (j) "WPU value increase limit" means the lesser of:
- 165 (i) the total cost to the basic school program to increase the WPU value over the WPU  
166 value in the prior fiscal year; or
- 167 (ii) the total cost to the basic school program to increase the WPU value by 4% over  
168 the WPU value in the prior fiscal year.
- 169 [(f)] (k) "WPU value rate" means a tax rate certified by the commission that will

170 generate an amount of revenue equal to the WPU value amount described in Subsection (4)(a).

171 (3) (a) The minimum basic local amount for the fiscal year that begins on July 1, 2019,  
172 is \$490,684,600 in revenue statewide.

173 (b) The preliminary estimate for the minimum basic tax rate for the fiscal year that  
174 begins on July 1, 2019, is .001588.

175 (4) (a) The WPU value amount for the fiscal year that begins on July 1, 2019, is  
176 \$18,800,000 in revenue statewide.

177 (b) The preliminary estimate for the WPU value rate for the fiscal year that begins on  
178 July 1, 2019, is .000061.

179 (5) (a) On or before June 22, the commission shall certify for the year:

180 (i) the minimum basic tax rate; and

181 (ii) the WPU value rate.

182 (b) The estimate of the minimum basic tax rate provided in Subsection (3)(b) and the  
183 estimate of the WPU value rate provided in Subsection (4)(b) is based on a forecast for  
184 property values for the next calendar year.

185 (c) The certified minimum basic tax rate described in Subsection (5)(a)(i) and the  
186 certified WPU value rate described in Subsection (5)(a)(ii) are based on property values as of  
187 January 1 of the current calendar year, except personal property, which is based on values from  
188 the previous calendar year.

189 (6) (a) To qualify for receipt of the state contribution toward the basic school program  
190 and as a school district's contribution toward the cost of the basic school program for the school  
191 district, a local school board shall impose the combined basic rate.

192 (b) (i) The state is not subject to the notice requirements of Section [59-2-926](#) before  
193 imposing the tax rates described in this Subsection (6).

194 (ii) The state is subject to the notice requirements of Section [59-2-926](#) if the state  
195 authorizes a tax rate that exceeds the tax rates described in this Subsection (6).

196 (7) (a) The state shall contribute to each school district toward the cost of the basic  
197 school program in the school district an amount of money that is the difference between the

198 cost of the school district's basic school program and the sum of the revenue generated by the  
199 school district by the following:

- 200 (i) the minimum basic tax rate;
- 201 (ii) the basic levy increment rate;
- 202 (iii) the equity pupil tax rate; and
- 203 (iv) the WPU value rate.

204 (b) (i) If the difference described in Subsection (7)(a) equals or exceeds the cost of the  
205 basic school program in a school district, no state contribution shall be made to the basic  
206 school program for the school district.

207 (ii) The proceeds of the difference described in Subsection (7)(a) that exceed the cost  
208 of the basic school program shall be paid into the Uniform School Fund as provided by law and  
209 by the close of the fiscal year in which the proceeds were calculated.

210 (8) Upon appropriation by the Legislature, the Division of Finance shall deposit an  
211 amount equal to the proceeds generated statewide:

212 (a) by the basic levy increment rate into the Minimum Basic Growth Account created  
213 in Section [53F-9-302](#);

214 (b) by the equity pupil tax rate into the Local Levy Growth Account created in Section  
215 [53F-9-305](#); and

216 (c) by the WPU value rate into the Teacher and Student Success Account created in  
217 Section [53F-9-306](#).