

**No. 2. An act relating to the determination of average daily membership for the 2016–2017 school year and equalized pupil count for fiscal year 2018.**

(S.1)

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. DETERMINATION OF AVERAGE DAILY MEMBERSHIP FOR  
THE 2016–2017 SCHOOL YEAR AND EQUALIZED PUPIL  
COUNT FOR FISCAL YEAR 2018

(a) As used in this act:

(1) “Average daily membership” shall have the same meaning as used in 16 V.S.A. § 4001(1).

(2) “Census period” shall have the same meaning as used in 16 V.S.A. § 4001(1)(A).

(3) “Criminal record check” shall mean the criminal record check required under 16 V.S.A. § 255.

(4) “Equalized pupils” shall have the same meaning as used in 16 V.S.A. § 4001(3).

(5) “Prekindergarten child” shall have the same meaning as used in 16 V.S.A. § 4001(15).

(6) “Prequalified program” shall have the same meaning as used in 16 V.S.A. § 829.

(7) “School district” shall have the same meaning as used in 16 V.S.A. § 11(a)(10).

(b) Notwithstanding the time frame in 16 V.S.A § 4010(a), on or before February 15, 2017, the Secretary of Education shall determine the average daily membership of each school district for the 2016–2017 school year. The Secretary shall include in the average daily membership each prekindergarten child who attended a prequalified program as of January 13, 2017 that fulfilled required criminal record checks after the end of the census period. Any determination by the Secretary of average daily membership on or before December 1, 2016 for the 2016–2017 school year, as required by 16 V.S.A § 4010(a), shall be considered a preliminary determination.

(c) Notwithstanding the time frame in 16 V.S.A § 4010(h), the Secretary shall determine the count of equalized pupils for fiscal year 2018 on or before February 16, 2017, which shall be final for that year. Any determination by the Secretary of the count of equalized pupils for fiscal year 2018 on or before December 15, 2016 for the 2018 fiscal year, as required by 16 V.S.A § 4010(h), shall be considered a preliminary determination.

Sec. 2. EFFECTIVE DATE

This act shall take effect on passage.

Date Governor signed bill: March 1, 2017