

No. 474, A.]

[Published June 30, 1961.

CHAPTER 192

AN ACT to create 40.813 (2a) of the statutes relating to assets in a school district under reorganization.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

40.813 (2a) of the statutes is created to read:

40.813 (2a) (a) When territory comprising a part or all of a common school district, union high school district or unified school district is attached to a city school district or joint city school district the fiscal control of which is administered pursuant to s. 40.807 (2) and (3) or 40.813 (2) and the net excess of noncapital assets over the net noncapital liabilities properly allocable to such attached territory pursuant to the formula under s. 66.03 (2c) as of the effective date of the attachment is not equal to the attached area's proportionate share of the cost of operation and maintenance of the reorganized city school or joint city school district for the period that elapses between the effective date of the attachment and January 1 following such date, then the board of education of the reorganized city school or joint city school district shall forthwith determine and certify to the clerk of the city an amount of special tax to be assessed and entered against the described property so attached to the city school or joint city school district. The amount determined and certified, as of the effective date of the attachment, shall be the sum of:

1. The excess, if any, of the noncapital liabilities over the noncapital assets of the attached area; and
2. The amount by which the noncapital assets of the attached territory is less than the proportional share of the operation and maintenance tax that such attached territory would bear for cost of operation and

maintenance if it had been a part of the city school or joint city school district at the time of the last city school district budget approval computed for the period of time between the effective date of attachment and the following January 1.

(b) The city clerk to whom such tax was certified shall forthwith certify such tax to the clerk or clerks of the municipalities in which such described specially taxed territory lies and the municipal clerk or clerks shall assess and enter such special tax on the tax roll as other taxes are assessed and entered. The amount of the special tax shall be computed on the basis of the ratio of the equalized valuation of the attached territory to the total equalized valuation of the reorganized city school district or joint city school district. This provision shall in no way affect the provisions for apportionment of assets and liabilities under s. 66.03.

Approved June 28, 1961.

---