

No. 658, A.]

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#### CHAPTER 114

AN ACT to amend 25.02 (2), 40.70 (6) (a), 40.71 (2) (a), (6) (a), 67.03 (1) and 67.04 (6), as amended by chapter 18, laws of 1961, of the statutes, relating to the necessary statutory revisions to implement the amendment to article XI of the constitution relating to school district debts.

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

SECTION 1. 25.02 (2) of the statutes is amended to read:

25.02 (2) Every loan to a school district may be made for such time, not exceeding 20 years, as \* \* \* is agreed upon between said school district and the commissioners of the public lands, and for such amount as together with all other indebtedness of such district, shall not exceed *as to any school district offering no less than grades 1 to 12 and which is at the time of the loan eligible for the highest level of school aids, 10 per cent, and as to any other school district 5 per cent*, of the value of the taxable property in such district as equalized for state purposes, except that, in determining such 5 or 10 per cent, such valuation of all taxable personal property in excess of 50 per cent of such valuation of the real estate shall be disregarded. The principal shall be payable in approximately equal annual instalments.

SECTION 2. 40.70 (6) (a) of the statutes is amended to read:

40.70 (6) (a) State aids shall be paid to integrated aid districts for both elementary and high school resident pupils on the following basis: The state shall provide a sum equal to the amount produced by applying the required mill rate levied by the district on that equalized valuation indicated in sub. (5) (a) upon which the eligibility for receipt of aids is determined up to 15 mills on the amount by which that equalized valuation per resident pupil in average daily membership for the previous year not ex-

ceeding 25 resident pupils in average daily membership per teacher is less than \$33,000 and in such districts as levy the required mill rate of 15 mills for operation the state aid shall include the amount of the required operating costs in excess of the amount produced by such 15 mill levy, but in no case shall the state pay less than \$40 per resident elementary pupil in average daily membership and \$53 per resident high school pupil in average daily membership, not exceeding 25 resident pupils in average daily membership per teacher. Aids under this subsection shall be payable only to such integrated districts which did levy a tax of 5 mills or more in the year prior to that in which the aid is granted on the equalized valuation of the districts for the year prior to the levy of such tax.

SECTION 3. 40.71 (2) (a) and (6) (a) of the statutes are amended to read:

40.71 (2) (a) If a school board desires to have the school program under its jurisdiction qualify for state aid on an integrated level, the clerk of the school district shall file a request for such a classification with the state superintendent of public instruction on a form provided by the department of public instruction on or before July 15 of each year. The report with supporting evidence as filed shall set forth the program which was in effect during the school year prior to July 1. The department shall review the request for classification with the supporting evidence and supervisory recommendations and determine the aid classification level of the school district, *which shall be either basic aid district or integrated aid district. State aid payable to an integrated aid district is the highest level of state aid. Any school district about to incur indebtedness may apply to the state superintendent for and he is authorized to issue a certificate as to the eligibility of such district for the highest level of state aid which certificate shall be conclusive as to such eligibility for 30 days but not beyond June 30 next succeeding.* The department shall notify the clerk of the school district of the classification so determined on or before September 15 of the year of filing.

(6) (a) The state superintendent may, at his discretion, \* \* \* *change the aid classification level of a district from basic aid district to integrated aid district.* if in his judgment the geography, sparsity of population, inadequacy of property valuation, difficulties of transportation, or other factors, make it impossible for the district to qualify for the higher level of aids, provided that the school district levies a tax for school purposes, of at least 5 mills in the year for which the aid is granted on the equalized valuation of the district for the year previous. He may also withhold the aids from any school in which the scope and character of the work are not maintained in such manner as to meet his approval.

SECTION 4. 67.03 (1) of the statutes is amended to read:

67.03 (1) Every municipality may borrow money and issue municipal obligations therefor for the purposes specified and by the procedure provided in this chapter, and for no other purpose and in no other manner, except as provided otherwise in s. 67.01 (7) and (8). Every municipality is forbidden to become indebted in any manner or for any purpose to any amount, including existing indebtedness, which in the aggregate exceeds the following: As to cities which are authorized to issue bonds for school purposes, 8 per cent, *as to any school district offering no less than grades 1 to 12 and which is at the time of incurring the indebtedness eligible for the highest level of school aids, 10 per cent,* and as to other school districts, 5 per cent, of the value of the taxable property therein as equalized for state purposes, and as to other municipalities, 5 per cent of the value of the taxable property therein, to be ascertained by the last local assessment for general tax purposes, and the principal indebtedness of any county is further limited to not exceeding 5 per cent of the last equalized

assessment thereof for state taxes made by the department of taxation under s. 70.57.

SECTION 5. 67.04 (6) of the statutes, as amended by chapter 18, laws of 1961, is amended to read:

67.04 (6) By any common school district, consolidated district, state graded school district, free high school district, union free high school district, unified school district, whether any such district is joint or otherwise, or by any board of education, by whatever name designated, which is especially authorized to issue bonds: To purchase, erect or improve school buildings, teacherages or bus garages, to acquire schoolhouse, teacherage or bus garage sites or school playgrounds, to acquire sites and erect or enlarge buildings thereon for schools of vocational and adult education or for use by the local board of vocational and adult education and to equip such buildings with heat, light, ventilation or other necessary apparatus; to purchase school transportation vehicles; to refund indebtedness heretofore contracted; to construct at schools without the limits of cities and villages safety zones and necessary connecting ways or roads to the public highway required by s. 40.61; but no issue of bonds for purchasing a schoolhouse site, a teacherage site, or a school playground, or for purchasing or erecting a teacherage, or for purchasing school transportation vehicles, shall exceed \$25,000, except in counties containing a population of 150,000 or more, where the limit of indebtedness that may be incurred for the acquisition of a schoolhouse site or addition thereto, is any sum not in excess of an amount certified by the governing body of the town, village or city in which the site is situated as reasonable and necessary for that purpose; and provided that any school district whose territory consists of a city of the fourth class or of a city of the fourth class and a part \* \* \* or the whole of any adjoining town or towns may borrow and issue bonds therefor up to *10 per cent as to any such school district offering no less than grades 1 to 12 and which is at the time of incurring the indebtedness eligible for the highest level of school aids, and as to any other such school district up to 5 percent*, of the value of its taxable property as equalized for state purposes for the purpose of purchasing schoolhouse sites and the construction and equipment of schoolhouses. Any such school district including within its boundaries all of the territory of a former school district may issue bonds to refund the unpaid principal amount of promissory notes issued by such former school district to the extent that such notes shall have been assigned under s. 66.03 to the school district issuing the bonds. Such bonds may be issued without an election and shall bear interest at a rate or rates not exceeding that borne by the notes refunded.

Approved June 8, 1961.

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