WELCOME BACK TO THE AFTERNOON SESSION
2008 BUDGET AND LEVY TRAINING

Instructors

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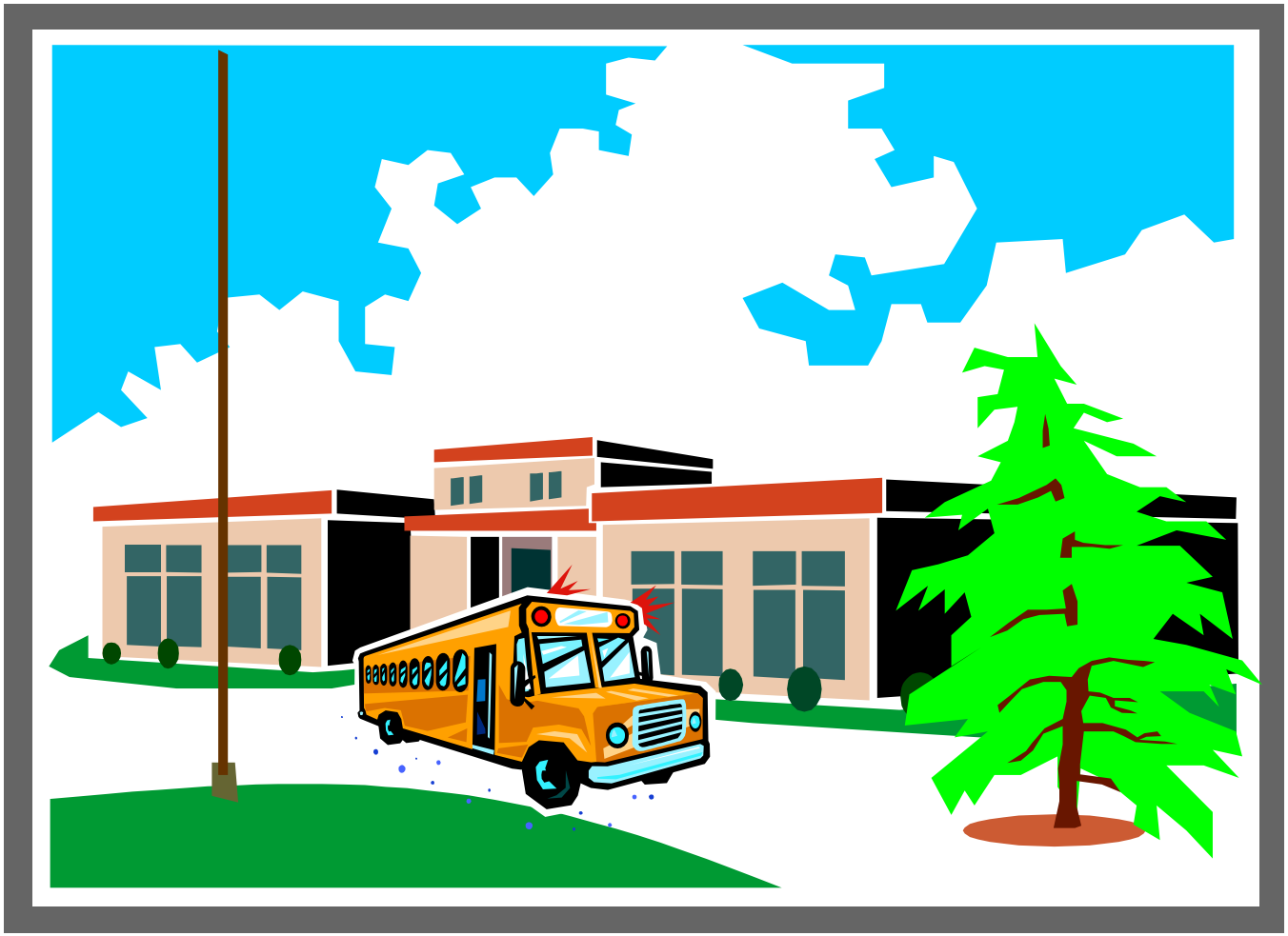
School Districts' Property Tax Section



ROLES AND PLAYERS

School District*:

1. **Had to notify County Clerk(s) of budget hearing date and location by April 30, 2008.**
2. **Set budget**
3. **Certify budget to County Commissioners**
    1. **Due September 4, 2008**
    2. **Emergency fund due by September 8, 2008.**
    3. **Request 7 working day extension from County Commissioners.**

*** = Includes Charter School Districts but not Charter Schools – which have no independent authority to levy property tax.**

ROLES AND PLAYERS

County:

County Clerk:

1. Provides value & tax information to Taxing Districts
2. Provides information to County Commissioners
3. Provides information to State Tax Commission

County Commissioners:

1. Make levy
2. Approve property tax portion of budget
3. Submit levy & approved budget to State Tax Commission (9-15-2008)

ROLES AND PLAYERS

- **<u>State Tax Commission:</u>**

- **Ratio Study and adjusted values – Boise School District only**
- **Distribute I.C. § 63-3067 Ag. Equipment Exemption Replacement monies quarterly.**
  - **See following pages for annual and quarterly amounts.**
- **Review and approve levies.**
- **Provide training and technical assistance.**

District Revised: 4/5/2007	Annual Agricultural Replacment $	Qtrly Payment Starting FY08
Boise Independent #1	4,279.00	1,069.75
Meridian #2	18,013.00	4,503.25
Kuna #3	2,069.00	517.25
Meadows Valley #11		
Council #13		
Marsh Valley #21	12,094.00	3,023.50
Pocatello #25	8,954.00	2,238.50
Bear Lake #33	2,126.00	531.50
St Maries #41	3,048.00	762.00
Plummer Worley #44		
Snake River #52	157,066.00	39,266.50
Blackfoot #55	28,883.00	7,220.75
Aberdeen #58	41,646.00	10,411.50
Firth #59	17,535.00	4,383.75
Shelley #60	18,695.00	4,673.75
Blaine #61	2,858.00	714.50
Garden Valley #71		
Basin Elementary #72	149.00	37.25
Horseshoe Bend #73	701.00	175.25
West Bonner #83		
East Bonner #84	73.00	18.25
Idaho Falls #91	95,771.00	23,942.75
Swan Valley Elementary #92	1,076.00	269.00
Bonneville #93	41,894.00	10,473.50
Boundary #101	2,092.00	523.00
Butte County #111	37,567.00	9,391.75
Camas #121	2,315.00	578.75
Nampa #131	35,460.00	8,865.00
Caldwell #132	5,017.00	1,254.25
Wilder #133	25,627.00	6,406.75
Middleton #134	12,562.00	3,140.50
Notus #135	19,426.00	4,856.50
Melba #136	35,300.00	8,825.00
Parma #137	49,647.00	12,411.75
Vallivue #139	86,824.00	21,706.00
Grace #148	10,294.00	2,573.50
North Gem #149	5,371.00	1,342.75
Soda Springs #150	22,469.00	5,617.25
Cassia #151	140,394.00	35,098.50
Clark #161		

District Revised: 4/5/2007	Annual Agricultural Replacment $	Qtrly Payment Starting FY08
Orofino #171	4,104.00	1,026.00
Challis #181		
Mackay #182	2,793.00	698.25
Prairie Elementary #191		
Glenns Ferry #192		
Mountain Home #193	15,459.00	3,864.75
Preston #201	12,121.00	3,030.25
West Side #202	9,825.00	2,456.25
Fremont #215	6,276.00	1,569.00
Emmett #221	21,763.00	5,440.75
Gooding #231	21,116.00	5,279.00
Wendell #232	23,282.00	5,820.50
Hagerman #233	7,669.00	1,917.25
Bliss #234		
Grangeville #241 (dissolved 2007)		
Cottonwood #242	729.00	182.25
Salmon River #243	1,335.00	333.75
Mountain View #244	8,243.00	2,060.75
Jefferson #251	38,534.00	9,633.50
Ririe #252	20,824.00	5,206.00
West Jefferson 253	64,660.00	16,165.00
Jerome #261	52,714.00	13,178.50
Valley #262	24,091.00	6,022.75
Coeur d'Alene #271	2,486.00	621.50
Lakeland #272	3,437.00	859.25
Post Falls #273	3,162.00	790.50
Kootenai #274		
Moscow #281	34,674.00	8,668.50
Genesee #282	57,693.00	14,423.25
Kendrick #283	21,284.00	5,321.00
Potlatch #285	30,387.00	7,596.75
West Whitepine #287	9,787.00	2,446.75
East Whitepine #288	2,839.00	709.75
Salmon #291		
South Lemhi #292		
Nez Perce #302	10,146.00	2,536.50
Kamiah #304	2,308.00	577.00
Highland #305	3,844.00	961.00

District Revised: 4/5/2007	Annual Agricultural Replacment $	Qtrly Payment Starting FY08
Shoshone #312	30,114.00	7,528.50
Dietrich #314		
Richfield #316	601.00	150.25
Madison #321	12,848.00	3,212.00
Sugar Salem #322	33,191.00	8,297.75
Minidoka #331	76,853.00	19,213.25
Lewiston Independent #340	15,169.00	3,792.25
Lapwai #341	2,160.00	540.00
Culdesac #342	8,351.00	2,087.75
Oneida #351	18,843.00	4,710.75
Marsing #363	23,958.00	5,989.50
Pleasant Valley Elementary #364		
Bruneau Grandview #365	23,872.00	5,968.00
Homedale #370	21,535.00	5,383.75
Payette #371	1,884.00	471.00
New Plymouth #372	17,270.00	4,317.50
Fruitland #373	18,430.00	4,607.50
American Falls #381	74,106.00	18,526.50
Rockland #382	25,843.00	6,460.75
Arbon Elementary #383	2,770.00	692.50
Kellogg #391	1,760.00	440.00
Mullan #392	148.00	37.00
Wallace #393	237.00	59.25
Avery #394		
Teton #401	5,121.00	1,280.25
Twin Falls #411	3,945.00	986.25
Buhl #412	14,264.00	3,566.00
Filer #413	12,953.00	3,238.25
Kimberly #414	14,727.00	3,681.75
Hansen #415	10,018.00	2,504.50
Three Creek #416		
Castleford #417	7,846.00	1,961.50
Murtaugh #418	17,451.00	4,362.75
McCall Donnelly #421		
Cascade #422	14.00	3.50
Weiser #431	3,329.00	832.25
Cambridge #432	8,114.00	2,028.50
Midvale #433		
Totals:	**1,972,605**	**493,151.25**

New Laws Detail

Bill #	Eff Date	Description State of Idaho's web page – www.tax.idaho.gov
HB-470	1-1-2008	**Adds back U/R increment value when computing levies of selected funds.**
HB-599	1/1/2009	**Personal Property exemption.**

HB-470 Effective 1-1-2008

- Amends §50-2908(1) Idaho Code (Determination of tax levies)
- Requires that before the levy rate is computed for certain funds established after 12/31/07 Urban Renewal Increment Value be added back to current taxable value.
- The effected funds are:
  - 1 - 2 Year override elections pursuant to §63-802(3)
  - Judgments §63-1305 (assessment appeal refunds) and §33-802(1) (School district judgments)
  - Plant Facilities
  - Bonds
  - ≤ 2 Year school supplemental elections pursuant to §33-802(1)
- Applies to existing funds (listed above) if fund new to RAA due to boundary changes of district or RAA.
- Does **<u>not</u>** apply to permanent supplementals or permanent overrides

HB-470 continued

- Effect of new law on property taxes.

Value Information	
50,000,000	Net taxable value
5,000,000	U/R Increment
45,000,000	Value used for levies

Bond generated $33,333.33 for URD.

Existing Funds Prior to 1/1/2008 (Old Law)		
M&O	100,000	0.002222222
Bond (expires 12/07)	300,000	0.006666667
Total:	400,000	0.008888889

Under this system the U/R increment value is excluded

New Funds As Of 1/1/2008 (New Law) No Bond $ Allocated to URD		
M&O	100,000	0.002222222
Bond (approved by voters in 2008)	300,000	0.006
Total:	400,000	0.008222222

Under this system the U/R increment value is included when computing the levy for the bond only.

	Property's Taxable Value	Prop. Taxes
Prior to 1/1/2008	200,000	1,777.78
As of 1/1/2008	200,000	1,644.44
		133.33

Resulting in a lower property tax liability for individuals.

HB-599 - Personal Property Exemption

- Exempts up to $100,000 of personal property for each taxpayer in each county
- Effective date:
  - **<u>Not</u>** in effect for 2008
  - Maybe in effect in 2009 if the state's general fund revenue for fiscal year ending June 30, 2008 increases by more than 5% from the previous fiscal year.
- Once effective any taxing district or unit that levies against personal property exempted will receive replacement money from the state, half being paid on December 20th and the second half paid on June 20th.

Budget Stabilization Levies

- School districts not receiving state equalization funds in fiscal year 2006 authorized a “Budget Stabilization Levy”
  - #61 Blaine – $29,521,352
  - # 92 Swan Valley - $ 133,871
  - # 394 Avery - $ 177,520
  - # 421 McCall Donnelly - $ 5,658,712
- These amounts are maximum annual amounts.

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
School Districts (the L-2 worksheet and the Voter Approved Fund Tracker must be attached)

District Name: **County(ies):**

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement Money (cannot exceed line 12 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Column Total:	-	-	-	-	-	0.000000000	

I certify that the amounts shown above accurately reflect the budget being certified in accordance with the provisions of I.C. §63-803.
To the best of my knowledge, this district has established and adopted this budget in accordance with all applicable Idaho laws.

Signature of District Representative **Title** **Date**

Please print above: Contact Name and Mailing Address **Email Address:**

Phone Number: ( ) **Fax Number:** ( )

Net Taxable Market Value Computation:
For County Clerk Use Only

Use column C for computing levies for the following funds that were first certified after December 31, 2007 or if an existing U/R or taxing district changes its boundaries and the U/R now includes a taxing district which currently has one the listed funds.
I.C. §63-1305 Judgments, I.C. §33-802 Judgment Obligation, any Bonds, Plant Facilties, and temporary Override or Supplemental funds.

County	(A) Net Taxable Market Value:	(B) Urban Renewal (U/R) Increment Value:	(C) Total Taxable Value (A+B):
Total Value:	-	-	-

*** Note: Do not include revenue allocated to urban renewal agencies.**

Revised 3/19/2008 (form BL008)

School District L-2 Worksheet (must be attached to the L-2 form)				
District Name:			**Year:**	**2008**
Computation of 3% budget increase:				
Enter the highest of the last 3 years approved tort fund plus p-tax replacement.			**(1)**	
Multiply line 1 by 0.03			**(2)**	
New Construction & Annexation budget increases:				
Enter the 2008 value of new construction roll from each applicable county.	**(A)**			
	(B)			
	(C)			
	(D)			
Total of New Construction Roll Value for the District:			**(3)**	-
Enter the 2008 value of annexation from property assessed by the county.	**(A)**			
Enter the 2008 value of annexation from **Operating Property**.	**(B)**			
Total Annexation Value:			**(4)**	-
Enter the total 2007 hypothetical tort fund levy rate.	**(5)**			
New Construction budget increase (multiply line 3 by line 5).			**(6)**	-
Annexation budget increase (multiply line 4 by line 5).			**(7)**	-
Maximum Allowable Tort Fund Property Tax Budget:				
Add lines 1 + 2 + 6 + 7			**(8)**	-
Total Property Tax Replacement Calculation				
Enter the annual Agricultural Equipment Replacement money.	**(9)**			
Enter recovered Homeowner's Exemption property tax here.	**(10)**			
Enter recaptured QIE.	**(11)**			
Total lines 9, 10, and 11 here: (Total remittance to be reported col.5 of L-2).			**(12)**	-
Tort Fund Less Property Tax Replacement:				
If the total property tax replacement, reported on line 12, is less than or equal to the amount on line 8 enter the difference here. This represents the maximum allowable property tax portion of your tort fund.			**(13)**	-
If the total property tax replacement, reported on line 12, exeeds the amount shown on line 8 enter the difference here. This is the amount of property tax replacement that must be subtracted from any other available funds levying property taxes.	**(14)**	-		
The total of Column 5 of the L-2 form should equal the amount shown on line 12.				

2008 (Voter) Approved Fund Tracker

District Name:	

Override or School Supplemental Fund	
Date of election:	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

COSA (>50% Voter Approval)/COSA Facilities (2/3 Voter Approval) Fund authorized by I.C. §33-317.	
Date of election	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

Plant Facilities/Safe School Plant Facilities authorized by I.C. §33-804 & 33-804A.	
Date of election	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

Bonds refer to district code for specifics.	
Date of election	
Term of initiative	
1st calendar year levied	

Attach to your L-2 form and return to your County Clerk no later than September 4, 2008. (I.C. §63-803), except as provided in I.C. §33-805.

Due to 2008 legislation (HB-470)this form MUST be attached to your L-2 if you levy for any of the funds listed.

Agricultural Equipment and Other Property Tax Replacement Monies

- For the 3% cap, property tax replacement money is added to the actual amount levied.
- For purposes of the computing the property tax increase from new construction for the 2008 L-2 the property tax portion of the tort fund and **only** the agricultural replacement money, as reported on the 2007 L-2, are added together and divided by the 2007 September Net Taxable Value to produce the "Hypothetical New Construction levy". The only use for this levy is to compute new construction and annexation related allowable property tax increases for the tort fund.

Hypothetical Levy Computation Example

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
School Districts (the L-2 worksheet and the Voter Approved Fund Tracker must be attached)

District Name: Sample School District **County(ies): A**

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement Money (cannot exceed line 12 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Tort	94,022			94,022	-		
Plant Facilities (2006)	654,724	200,000	84,724	63,044	306,956	0.001263210	
Bond (2000)	1,212,544	715,000			497,544	0.002047533	
Column Total:	1,961,290	915,000	84,724	157,066	804,500	0.003310743	

I certify that the amounts shown above accurately reflect the budget being certified in accordance with the provisions of I.C. §63-803.
To the best of my knowledge, this district has established and adopted this budget in accordance with all applicable Idaho laws.

In this example we assume that the entire amount stated in column 5 for the tort fund matches the agricultural replacement money and the amount for the plant facilities fund is recaptured H/E and QIE.

Compute the hypothetical levy by dividing the amount in column 5 for the tort fund only by the net taxable value used to compute all other levies. (242,996,741)

This produces a hypothetical levy of 0.000386927 to be used in 2009 for computing additional budget authority from new construction and or annexation.

Example of L-2 Worksheet if School's Ag $ are Less Than Allowable Maximum Property Tax Budget

School District L-2 Worksheet (must be attached to the L-2 form)				
District Name:			**Year:**	**2008**
Computation of 3% budget increase:				
Enter the highest of the last 3 years approved tort fund plus p-tax replacement.			**(1)**	1,000
Multiply line 1 by 0.03			**(2)**	30
New Construction & Annexation budget increases:				
Enter the 2008 value of new construction roll for each applicable county.	**(A)**	5,000,000		
	(B)			
	(C)			
	(D)			
Total of New Construction Roll Value for the District:			**(3)**	**5,000,000**
Enter the 2008 value of annexation from property assessed by county.	**(A)**			
Enter the 2008 value of annexation from **Operating Property**.	**(B)**			
Total Annexation Value:			**(4)**	-
Enter the total 2007 hypothetical tort fund levy rate.	**(5)**	0.000045600		
New Construction budget increase (multiply line 3 by line 5).			**(6)**	228
Annexation budget increase (multiply line 4 by line 5).			**(7)**	-
Maximum Allowable Tort Property Tax Budget:				
Add lines 1 + 2 + 6 + 7			**(8)**	1,258
Total Property Tax Replacement Calculation				
Enter the annual Agricultural Equipment Replacement money.	**(9)**	1,200		
Enter recovered Homeowner's Exemption property tax here.	**(10)**			
Enter recaptured QIE.	**(11)**			
Total lines 9, 10, and 11 here: (Total remittance to be reported col.5 of L-2).			**(12)**	1,200
Tort Fund Less Property Tax Replacement:				
If the total property tax replacement, reported on line 12, is less than or equal to the amount on line 8 enter the difference here. This represents the maximum allowable property tax portion of your tort fund.			**(13)**	58
If the total property tax replacement, reported on line 12, exeeds the amount shown on line 8 enter the difference here. This is the amount of property tax replacement that must be subtracted from any other available funds levying property taxes.	**(14)**	-		
The total of Column 5 of the L-2 form should equal the amount shown on line 12.				

Example of L-2 if School's Ag $ is Less Than Allowable Maximum Property Tax Budget

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
School Districts (the L-2 worksheet and the Voter Approved Fund Tracker must be attached)

District Name: Sample #1 Ag$ Less than Ptax maximum **County(ies): A**

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement Money (cannot exceed line 12 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Tort	1,500	142	100	1,200	58		
Bond	1,300,000				1,300,000		
Column Total:	1,301,500	142	100	1,200	1,300,058		

This example shows how to complete the L-2 if the school district's maximum property tax portion of its tort fund budget is greater than their agricultural equipment replacement money.

In this example there will be a property tax levy for a tort fund.

Example of L-2 Worksheet if School's Ag $ is <u>More Than</u> Allowable Maximum Property Tax Budget

School District L-2 Worksheet (must be attached to the L-2 form)				
District Name:			**Year:**	**2008**
Computation of 3% budget increase:				
Enter the highest of the last 3 years approved tort fund plus p-tax replacement.			**(1)**	1,000
Multiply line 1 by 0.03			**(2)**	30
New Construction & Annexation budget increases:				
Enter the 2008 value of new construction roll for each applicable county.	**(A)**	5,000,000		
	(B)			
	(C)			
	(D)			
Total of New Construction Roll Value for the District:			**(3)**	**5,000,000**
Enter the 2008 value of annexation from property assessed by county.	**(A)**			
Enter the 2008 value of annexation from **Operating Property**.	**(B)**			
Total Annexation Value:			**(4)**	-
Enter the total 2007 hypothetical tort fund levy rate.	**(5)**	0.000045600		
New Construction budget increase (multiply line 3 by line 5).			**(6)**	228
Annexation budget increase (multiply line 4 by line 5).			**(7)**	-
Maximum Allowable Tort Property Tax Budget:				
Add lines 1 + 2 + 6 + 7			**(8)**	1,258
Total Property Tax Replacement Calculation				
Enter the annual Agricultural Equipment Replacement money.	**(9)**	1,400		
Enter recovered Homeowner's Exemption property tax here.	**(10)**			
Enter recaptured QIE.	**(11)**			
Total lines 9, 10, and 11 here: (Total remittance to be reported col.5 of L-2).			**(12)**	1,400
Tort Fund Less Property Tax Replacement:				
If the total property tax replacement, reported on line 12, is less than or equal to the amount on line 8 enter the difference here. This represents the maximum allowable property tax portion of your tort fund.			**(13)**	0
If the total property tax replacement, reported on line 12, exeeds the amount shown on line 8 enter the difference here. This is the amount of property tax replacement that must be subtracted from any other available funds levying property taxes.	**(14)**	142		
The total of Column 5 of the L-2 form should equal the amount shown on line 12.				

The difference on line 14 is the difference between the property tax replacement money and the maximum allowable property tax portion of its tort fund (line 8).

The remaining amount of $142 is to deducted from any other property tax funds.

Example of L-2 Worksheet if School's Ag $ is <u>More Than</u> Allowable Maximum Property Tax Budget

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
School Districts (the L-2 worksheet and the Voter Approved Fund Tracker must be attached)

District Name: Sample #1 Ag$ Less than Ptax maximum **County(ies):**

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement Money (cannot exceed line 12 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Tort	1,500	142	100	1,258	-		
Bond	1,300,000			142	1,299,858		
Column Total:	1,301,500	142	100	1,400	1,299,858		

This example shows how to complete the L-2 if the school district's maximum property tax portion of its tort fund is <u>less than</u> their property tax replacement money.

Any remaining property tax replacement money must be deducted from any other property tax funds.

School Funds and the 3% Cap

Property Tax Related Terms

<u>Budget</u> is stated as dollars ($)

<u>Levy</u> is stated as a percent (%) or a rate (0.12345)

$$* \text{Levy} = \frac{\text{Property Tax Dollars}}{\text{Current year's September net taxable value}}$$

$$\textbf{Example:}\ \frac{\textbf{\$ 100,000 Budget}}{\textbf{\$ 200,000,000 Value}} = \textbf{0.0005 levy rate or 0.05\%}$$

* Except for funds no longer allocated to urban renewal.

Non-Exempt School District Funds

Subject to 3% Cap – I.C. §63-802

The 3% cap applies to the sum of the funds listed below.

Tort/Liability Insurance: I.C.§6-927 – no levy limit; liability insurance premiums only.

***Migrant Worker**: I.C.§33-803 – 0.001 - If the total M&O and Migrant Worker levy exceeds 0.006 an election for this fund must be held; a majority of the voters must approve the fund.

* Never been used so limit applies to tort fund.

Exempt School District Funds Not Subject to 3% Cap – I.C. §63-802

Maintenance & Operation: I.C.§33-802 – Use the highest of the actual or adjusted prior year's market value multiplied by 0.00364167 (Boise #1 only).

Budget Stabilization Fund: I.C. §33-802 Districts not receiving state equalization funds in FY2006 may authorize a budget stabilization levy. (amount cannot be exceeded)

Plant Facilities: I.C.§33-804 – Up to 0.004 1st year only, then only capped based on ballot measure language.

Safe School Plant Facilities: I.C.§33-804A – Same basic election rules as regular Plant Facilities levy except term is 20 years and must meet certain criteria. Refer to code for details.

Bond: I.C.§33-1103 – refer to code for details.

Judgments: I.C. §33-802 – refer to code for details.

Exempt School District Funds Not Subject to 3% Cap – I.C. §63-802

Cooperative Service Agency (COSA): I.C. §33-317 – levy limit of 0.001. Majority of voter approval for up to 10 years.

COSA Facilities Levy: I.C. §33-317 – levy limit of 0.001. 66 2/3 voter approval for up to 10 years.

Emergency: I.C.§33-805 & 63-805 – levy limit of 0.0006; refer to code for details.

Supplemental (override): I.C. §33-802 – no limit (up to 2 years except special permanent).

Tuition: I.C.§33-1408 – no levy limit

Judgments: I.C. §63-1305 - When board of tax appeals or district court orders a refund of any property taxes imposed.

Plant Facilities Fund Notes

Idaho Code § 33-804 & 33-804A & Rule 801

1. **If there is an existing bond, add the hypothetical bond levy and the proposed hypothetical new plant facilities fund levy rate together.**

The above levies are hypothetical because they are based on the December 31 value (prior to year of plant facilities fund election), not the September value. I.C. §33-804A, extends term to 20 years if conditions are met.

2. **If total of hypothetical levies is:**

A. <.2%, 55% voter approval required to pass.

B. >.2% but <.3%, 60% voter approval is required to pass.

C. >=.3%, 2/3 voter approval is required to pass.

3. **The amount to be raised each year must be specified in the election notice.**
4. **If election passes the dollar amount to be raised in any year cannot exceed .4% multiplied by the December 31 actual value from year prior to the election.**

Calculation of Plant Facilities Funds Maximum Budget (I.C. § 33-804)

<u>Example:</u> Plant Facilities election held in 2008

School district's December 31, 2007 market value is $500,000,000

$ 500,000,000
X 0.004
$ 2,000,000

the $2,000,000 represents the maximum annual property tax dollars.

Actual levy in any year *<u>not</u>* subject to 0.004 limit; for example,

If September 2008 value = $ 400,000,000
Levy = 0.005
OK

Plant Facilities FAQ's

- How many plant facilities levies can a district have?
  - The law and IDAPA Rule 801 indicate that only one (1) plant facilities fund can exist at a time. Voters may be asked to increase the length or amount of the existing plant facilities fund.
- Can a school district levy property tax for a second "plant facilities reserve fund levy for safe schools facilities" pursuant to I.C. §33-804A?
  - No. This statute merely sets up conditions under which a plant facilities fund can last for up to 20 years.
- State Authorized Plant Facilities Levy do fall under the aforementioned provisions. See proposed rule 801 next page.

State Authorized Plant Facilities Levy Rule 801

Pertinent Part Only

801. LIMITATION ON BUDGET REQUESTS -- SPECIAL PLANT FACILITIES FUND LEVY PROVISIONS (RULE 801).
Sections 63-802, 33-804, and 33-909, Idaho Code. (3-30-07)

05. Special Reporting Requirements for State-authorized Plant Facilities Levy. When the state Department of Education certifies a state-authorized plant facilities levy to any county under Section 33-909, Idaho Code, the county clerk shall forward a copy of such certification to the State Tax Commission as an attachment to the L-2 Form described in Rule 803 of these rules and submitted for the affected school district. (3-30-07)

School Supplemental (overrides)

<u>Provisions outlined in Idaho Code Section 33-802</u>

<u>2 year supplemental (I.C. §33-802(3)</u>:

1. **Simple majority to approve.**

<u>Permanent Supplemental</u>:

1. **Has had a supplemental equal to or greater than 20% of the total general maintenance & operation fund for at least seven (7) consecutive years.**
2. **Must be approved by a simple majority of the district electors voting. (only 4 school districts use this provision).**

<u>Permanent Override (I.C.§63-802 funds only):</u>

1. **Requires 2/3 majority voter approval**
2. **Elections held May or November**

Morning Review

2008 Passed Legislation Not Covered in Morning Session

Bill #	Eff: Date	Description
HB-529A	1/1/2008	Includes geothermal operating property in the gross earnings tax and provides exemption from property taxes (like wind farms).
HB-550	1/1/2008	Provides a property tax exemption for new manufacturing plant; the project must be at least $3M, located in a rural development zone and must be declared eligible as meeting tax incentive criteria by county commissioners.
HB-562	1/1/2008	Exempts from tax property over $400M of a taxpayer in a single county; applies only to new capital investments of a least $1B over seven years.
HB-680	7/1/2008	Provides for a new type of taxing district “Community Infrastructure District”. Provides authority to levy property taxes for bond and another levy for “Cost of Administration” property tax levy of 0.01%.
HB-691	1/1/2008	Mostly deals with tax deed sales however, if owner of record cannot be located any excess funds from sale to be put into a interest bearing account and after 3 year period said money is to be transferred to the county indigent fund and the amount transferred is to be deducted

HB-550 – Certain Business Property

- Provides economic development incentive for new manufacturing facilities construction and development in rural areas.
- Tax Incentive Criteria:
  - During project period capital investments in new plant of a least $3 million at project site;
  - Project is located in a rural development zone as defined by U.S. Dept. of Ag. Rural development business and industry loan program;
  - Taxpayer can demonstrate significant economic benefits to county.
- County Commissioners may grant property tax exemption for all or a portion of market value of project for up to 5 years.
- Property exempted under this provision will not be included on new construction roll until the exemption ceases.
- **Amount of the exemption is to be reported on the**

HB 562-Provides a Property Tax Exemption for Certain New Capital Investment

- Adds a new Chapter 45 to Title 63, Idaho Code
- Known as the New Capital Investment Incentive Act
- Exempts value over $400,000,000 from Property Tax
- Must be located in a single county
- Must make $1billion investment over a 7 year project period
- “Property subject to provisions **not** included” on the new construction roll (means exempt portion).
- Exemption amounts to reported on the abstract
- County is to designate real & personal for non exempt portion (to determine portion eligible for new construction roll).

HB-680 Community Infrastructure District

- Provides authority for a new type of taxing district:
  - Community infrastructure means:
    - Improvements that directly or indirectly benefit the district
    - Excludes public improvements fronting individual single family lots
    - Planning, design, construction, acquisition, all impact fees, permits – all necessary cost
    - Must be owned by the state or political subdivision

- Provides authority to levy property taxes:
  - For Bonds and;
  - Cost of Administration maximum levy of 0.01%.

HB-691 Sale of County Property

- Amends I.C. §31-808
  - Adds language relating to the handling of proceeds from sale of property acquired through tax deed.
  - If owner of record cannot be located then the county treasurer will put all remaining excess fund in an interest-bearing account trust for 3 years.
  - After 3 years the remaining funds shall be transferred to the county indigent fund.
  - The county indigent fund's property tax budget will be reduced by the money received from the interest-bearing trust before levy is computed.
  - County Clerk will have to report amount along with report of recovered H/E and recaptured QIE.
  - Reduction will affect county's maximum total budget no subsequent addition.

HB-599 Personal Property Exemption

- Additional information not covered in the morning session;
  - No later than the 3rd Monday of November the clerk shall certify to the State Tax Commission the amount of exemption from property taxes under this section.
  - Notification shall identify the property receiving the exemption, the value of the property, the property's location, the amount of the tax levy applicable to personal property in the location, and the tax before and after the exemption allowed.
  - Transient personal property value over 100,000.
- I.C. §63-802 – error in statute STC planning technical correction bill and will delete double counting language regarding the 3% limit.
- I.C. §63-803 – net taxable language rule being worked on. (see next slide for example)

HB-599 Taxable Value Language Issue Example

HB-599 - Taxable Value Language	
100,000,000	Value including personal property exemption
20,000,000	personal property exemption
80,000,000	Net Taxable Value
100,000	Property tax budget
0.001250000	Levy computed using 80 million value
25,000	Total replacement money.
100,000	Total property taxes.
125,000	Total collection received by district.

Take note that in this example the district would receive an additional $25,000 than we requested.

Property Tax Replacements

Different Types of Property Tax Replacement Money

- Revenue received from counties or the state that must be treated as property tax and subtracted before computing levy rates;
  - Agricultural equipment replacement money
    - School districts reduced annual distribution this year.
    - Non school districts no change.
  - Homeowner's Exemption recovery
  - Recapture of property tax exemption in lieu of investment tax credit (Qualified Investment Exemption (QIE))
  - County property tax relief (County with local sales tax only)
  - HB-691 – indigent fund
- All except HB-691 funds are added back when determining future 3% increases and foregone amounts.
- HB-599 monies will not be added back as they are unknown and never subtracted prior to levy setting.

Property Tax Substitute Funds List

I, _____, of _____hereby affirm that the
(Name) (Enter County Name)
taxing districts listed below have received substitute property taxes in the amount stated.

☐ Check here if none distributed.

Currently of the STC's Web Page

District Name	Recovered Homeowner's Exemption $	HB-691 Interest-Bearing Trust Funds	Recaptured *QIE

I am submitting this form to the State Tax Commission with the L-2 forms in accordance with IDAPA 35.01.03.803 (Property Tax Rule 803(01)(e)) on _____.
(Date)

2008 L-2s and L-2 Worksheets and Other Forms

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2

District or Taxing Unit's Name: County(ies):

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement From Line 13 of L-2 Worksheet	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Subtotal of funds subject to budget limit in I.C. §63-802. Not to exceed line 14 of the L-2 Worksheet.							
Column Total:							

I certify that the amounts shown above accurately reflect the budget being certified in accordance with the provisions of I.C. §63-803.
To the best of my knowledge, this district has established and adopted this budget in accordance with all applicable Idaho laws.

Signature of District Representative Title Date

Please print above: Contact Name and Mailing Address Email Address:

Phone Number: ( ) Fax Number: ( )

Net Taxable Market Value Computation:
For County Clerk Use Only

Use column C for computing levies for the following funds that were first certified after December 31, 2007 or if an existing U/R or taxing district changes its boundaries and the U/R now includes a taxing district which currently has one the listed funds.
I.C. §63-1305 Judgments, I.C. §33-802 Judgment Obligation, any Bonds, Plant Facilties, and temporary Override or Supplemental funds.

County	(A) Net Taxable Market Value:	(B) Urban Renewal (U/R) Increment Value:	(C) Total Taxable Value (A+B):
Total Value:	-	-	-

* NOTE: Do not include revenue allocated to urban renewal agencies.

Revised 4/9/2008 (form BL008)

L-2 Worksheet (must be attached to the L-2 form)				
District Name:		**Enter Year:**		
Computation of 3% budget increase:				
Enter the "Highest Non-Exempt P-Tax Budget plus P-Tax Replacement $" from the "Maximum Budget and Foregone Amount Worksheet".			**(1)**	
Multiply line 1 by 3%.			**(2)**	
New Construction & Annexation budget increases:				
Enter the 2008 value of district's new construction roll from each applicable county.	**(A)**			
	(B)			
	(C)			
	(D)			
Total of New Construction Roll Value for the District:			**(3)**	-
Enter the 2008 value of annexation from property assessed by the county.	**(A)**			
Enter the 2008 value of annexation from **Operating Property**.	**(B)**			
Total Annexation Value:			**(4)**	-
Enter the total 2007 approved non-exempt levy rate.	**(5)**			
New Construction Roll budget increase (multiply line 3 by line 5).			**(6)**	-
Annexation budget increase (multiply line 4 by line 5).			**(7)**	-
Foregone Amount:				
Enter the total available foregone amount here.			**(8)**	
Maximum Allowable Non-exempt Property Tax Budget:				
Add lines 1+2+6+7+8.			**(9)**	-
Property Tax Replacement:				
Enter yearly amount of the agricultural equipment replacement money.	**(10)**			
Enter recovered Homeowner's Exemption property tax.	**(11)**			
Enter recaptured QIE.	**(12)**			
Enter the total of lines 10, 11, and 12: (Must match col. 5 budget total of L-2).			**(13)**	-
Maximum Allowable Non-exempt Property Tax to be Levied:				
Subtract line 13 from line 9.			**(14)**	-

L-2 Worksheet for Counties (must be attached to the L-2 form)				
District Name: Must be used by County Only.			Enter Year:	
Computation of 3% budget increase:				
Enter the County Total Budget Information in the column labeled "Highest non-exempt P-Tax Budget + P-Tax Replacements"			(1)	
Multiply line 1 by 3%.			(2)	
New Construction budget increase:				
Enter the County's 2008 new construction roll value.	(3)			
Enter the County's 2007 approved non-exempt levy rate.	(4)			
New Construction Roll budget increase (multiply line 3 by line 5).			(5)	-
Enter the County's Road and Bridge 2008 new construction roll value.	(6)			
Enter the County's Road & Bridge 2007 approved non-exempt levy rate.	(7)			
New Construction Roll budget increase (multiply line 3 by line 5).			(8)	-
Foregone Amount:				
Enter the total available foregone amount here.			(9)	
Maximum Allowable Non-exempt Property Tax Budget:				
Add lines 1+2+5+8+9			(10)	-
Property Tax Replacement: (Combine both County and County Road & Bridge amounts)				
Enter yearly amount of the agricultural equipment replacement money.	(11)			
Enter recovered Homeowner's Exemption property tax.	(12)			
Enter recaptured QIE.	(13)			
Enter the County Property Tax Relief Fund amount here.	(14)			
Enter the total of lines 11 thru 14: (Must match col. 5 of L-2).			(15)	-
Interest-Bearing Trust Amount (not to be used for I.C.§63-802 calculations:				
Enter the amount that is to be deducted from the Indigent fund.			(16)	
Maximum Allowable Non-exempt Property Tax to be Levied:				
Subtract lines 15 and 16 from line 10.			(17)	-

The amount on line 17 must match the total of column 5 on the L-2 form.
Amount in column 6, "subtotal" row, of the L-2 cannot exceed the amount in Line 17.

County L-2 worksheet only. Provides space for County Road & Bridge fund New Construction calculation. As well as county only replacement money.

HB-691 requires any funds from interest-bearing trust is to be deducted from the county indigent fund before levy is computed.

What about New Construction in Annexed Areas?

<u>Do Not Double Count</u>:

- New Construction value in original area
- Total taxable value in newly annexed area
  - Includes new construction value within new area.
  - Refer to Rule 802

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
Hospital Districts

District or Taxing Unit's Name: County(ies):

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement (Equal to line 13 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Subtotal of funds subject to budget cap I.C.§63-802. Not to exceed line 14 of the L-2 worksheet.							
Column Total:							

In order for the hospital district to receive the larger levy limit this must be initialed.

I certify that the amounts shown above accurately reflect the budget being certified in accordance with the provisions of section [illegible] Code. To the best of my knowledge, this district has established and adopted this budget in accordance with all applicalbe provisions of Idaho law.

If a public hearing was held please initial here:

Signature and Title of District Representative: Date Signed

Please print above: Contact Name, Mailing Address Email Address:

Phone Number: ( ) Fax Number: ( )

Net Taxable Market Value Computation:
For County Clerk Use Only

Use column C for computing levies for the following funds that were first certified after December 31, 2007 or if an existing U/R or taxing district changes its boundaries and the U/R now includes a taxing district which currently has one the listed funds.
I.C. §63-1305 Judgments, I.C. §33-802 Judgment Obligation, any Bonds, Plant Facilties, and temporary Override or Supplemental funds.

County	(A) Net Taxable Market Value:	(B) Urban Renewal (U/R) Increment Value:	(C) Total Taxable Value (A+B):
Total Value:			

* NOTE: Do not include revenue allocated to urban renewal agencies.

Revised 3/19/2008 (form BL008)

2008 Dollar Certification of Budget Request to Board of County Commissioners L-2
School Districts (the L-2 worksheet and the Voter Approved Fund Tracker must be attached)

District Name: **County(ies):**

Fund	Total Approved Budget*	Cash Forward Balance	Other revenue *NOT* shown in Column 5	Property Tax Replacement Money (cannot exceed line 12 of L-2 Worksheet)	Balance to be levied	Calculated Levy Rate	Maximum Levy Rate
					Col. 2 minus (Cols. 3+4+ 5)	(County Use Only)	(County Use Only)
1	2	3	4	5	6	7	8
Column Total:	-	-	-	-	-	0.000000000	

I certify that the amounts shown above accurately reflect the budget being certified in accordance with the provisions of I.C. §63-803.
To the best of my knowledge, this district has established and adopted this budget in accordance with all applicable Idaho laws.

Signature of District Representative	Title	Date

Please print above: Contact Name and Mailing Address		Email Address:	
Phone Number:	( )	Fax Number:	( )

Net Taxable Market Value Computation:
For County Clerk Use Only

Use column C for computing levies for the following funds that were first certified after December 31, 2007 or if an existing U/R or taxing district changes its boundaries and the U/R now includes a taxing district which currently has one the listed funds.
I.C. §63-1305 Judgments, I.C. §33-802 Judgment Obligation, any Bonds, Plant Facilties, and temporary Override or Supplemental funds.

County	(A) Net Taxable Market Value:	(B) Urban Renewal (U/R) Increment Value:	(C) Total Taxable Value (A+B):
Total Value:	-	-	-

*** Note: Do not include revenue allocated to urban renewal agencies.**

Revised 3/19/2008 (form BL008)

2008 (Voter) Approved Fund Tracker

District Name:	

Override or School Supplemental Fund	
Date of election:	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

COSA (>50% Voter Approval)/COSA Facilities (2/3 Voter Approval) Fund authorized by I.C. §33-317.	
Date of election	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

Plant Facilities/Safe School Plant Facilities authorized by I.C. §33-804 & 33-804A.	
Date of election	
Term of initiative	
Annual amount authorized by voters	
1st calendar year levied	

Bonds refer to district code for specifics.	
Date of election	
Term of initiative	
1st calendar year levied	

Attach to your L-2 form and return to your County Clerk no later than September 4, 2008.
(I.C. §63-803), except as provided in I.C. §33-805.

If ANY taxing district has one of the funds listed they MUST attach this to their L-2 form.

Abstract and District Value Reports

1st Property Roll and Sub & Missed Property Roll

- 1st Property Roll:
  - Real and Personal Property by category of property report (aka Abstracts)
  - Due to STC by 7/28/08 (4th Monday in July)
    - Include separate County and City, abstracts.
      - School District #1 still needs an abstract.
    - Print on 8.5” x 11” paper not green bar.
- Taxing District Values (aka September Values)
  - Due to STC 8/4/08 (1st Monday in August)
  - Lists of each taxing district’s real & personal, estimated sub-roll, new construction, homeowner’s exemption, urban renewal increment, and annexation (if applicable) values.
    - Print on 8.5” x 11” paper not green bar
- Reports for the combined sub and missed property roll due 1st Monday of March (3/2/2009).
  - Reports are not to include occupancy values.
- If needed I have a blank version of the reports in Excel and upon request will email it to you.

Sample of County Abstract

DATE 3/09/2007
TIME 13:15:58

U N I F O R M A S S E S S M E N T D E V E L O P M E N T
S O F T W A R E S Y S T E M S
PMB005

IDAHO STATE TAX COMMISSION

ABSTRACT OF THE REAL AND PERSONAL PROPERTY ASSESSMENT ROLLS FOR THE YEAR 2006, COUNTY OF BONNEVILLE

Class 1 - Real Property

NO.	CATEGORY DESCRIPTION	QUANTITY	FULL MARKET VALUE	VALUE OF EXEMPTIONS	CODE	NET TAXABLE VALUE
10	RURAL HOMESITE		13,850	5,820	H	8,030
12	RURAL RES TR		4,343			4,343
15	RUR SUB RES		45,372			45,372
20	RES LOTS		148,320	2,640	H	145,680
21	COMM LOTS		49,340			49,340
25	COMMON AREAS		4,265,102			4,265,102
26	CONDO/TOWNHOUSE		113,050	56,525	H	56,525
31	RURAL RES BLDG		378,805	69,180	H	309,625
32	RURAL IMP ON AG		1,750			1,750
37	BLDG RES SUB		4,292,307	702,128	H	3,590,179
41	RES BLDG		8,646,625	1,547,121	H	7,099,504
45	UTILITY SYS		216,055	68,640	UR	147,415
46	MANUFACTURED HS		28,990	6,355	H	22,635
48	MANUF HS W/SID		39,910			39,910
	*CLASS 1 SUBTOTALS	.000	18,243,819	2,458,409		15,785,410
56	MACH EQUIP		18,963,321	1,494	UR	18,961,827
59	FURN & FIXT		6,174,917	309,341	UR	5,865,576
61	LESSEE IMP		510,048	5,910	UR	504,138
65	MANUFACTURED HS		67,990			67,990
68	MISC EQUIP		1,934,900			1,934,900
71	SIGNS		235,533	2,664	UR	232,869
72	TANKS/VESSEL		115,266			115,266
	*CLASS 2 SUBTOTALS	.000	28,001,975	319,409		27,682,566
	**GRAND TOTALS	.000	46,245,794	2,777,818		43,467,976

0	(T)	- Pollution
0	(RC)	- Recycling
0	(R1)	- Speculative cat 1-7
0	(R8)	- Speculative cat 8
0	(CL)	- Casualty loss
0	(BB)	- Hardship
2,389,769	(H)	- Homeowner
0	(LI)	- Large Investment
0	(QIE)	- QI exemption
0	(RL)	- Remediated land
0	(SE)	- Small employer

Required City Abstracts

Look like a County Abstract but will be for each city within the county.

Sample of City Abstract

DATE 7/18/2007 U N I F O R M A S S E S S M E N T D E V E L O P M E N T PAGE 1
TIME 12:50:48 S O F T W A R E S Y S T E M S
PMB005

NET TAXABLE VALUE PER CATEGORY
FOR CITY: CITY OF COUNCIL
FOR THE YEAR 2007, COUNTY OF ADAMS

NO.	CATEGORY DESCRIPTION	NET TAXABLE VALUE	LESS INCREMENT	NET TAXABLE VALUE LESS INCREMENT	
3	DRY AGR	2,841	0	2,841	***
4	MEADOW	4,587	0	4,587	***
5	DRY GRAZING	2,012	0	2,012	***
10	RURAL HOMESITE	19,380	0	19,380	***
20	RES LOTS	7,651,921	0	7,651,921	***
	Vacant	1,493,227	0	1,493,227	
	Improved	6,158,694	0	6,158,694	
21	COMM LOTS	2,510,840	0	2,510,840	***
	Vacant	480,369	0	480,369	
	Improved	2,030,471	0	2,030,471	
31	RURAL RES BLDG	23,976	0	23,976	***
32	RURAL IMP ON AG	7,795	0	7,795	***
41	RES BLDG	10,126,908	0	10,126,908	***
42	COMM BLDG	5,240,754	0	5,240,754	***
45	UTILITY SYS	248,178	0	248,178	***
46	MANUFACTURED HS	863,495	0	863,495	***
47	IMP TO MAN HSG	270,002	0	270,002	***
48	MANUF HS W/SID	867,571	0	867,571	***
56	MACH EQUIP	18,959	0	18,959	***
59	FURN & FIXT	717,115	0	717,115	***
62	LEASEHOLD IMP	813,271	0	813,271	***
63	LOGGING EQP	4,028	0	4,028	***
68	MISC EQUIP	533,783	0	533,783	***
70	EASEMENTS	169	0	169	***
71	SIGNS	9,565	0	9,565	***
72	TANKS/VESSEL	82,602	0	82,602	***
	GRAND TOTAL	30,019,752	0	30,019,752	***
	vacant	1,973,596	0	1,973,596	
	improved	8,189,165	0	8,189,165	

Sample of School Abstract Currently Required for Boise School #1 Only

DATE 3/09/2007
TIME 13:15:58

U N I F O R M A S S E S S M E N T D E V E L O P M E N T
S O F T W A R E S Y S T E M S
PMB005

PAGE 5

NET TAXABLE VALUE PER CATEGORY
FOR SCHOOL DISTRICT: # 60 SCHOOL
FOR THE YEAR 2006, COUNTY OF BONNEVILLE

NO.	CATEGORY DESCRIPTION	NET TAXABLE VALUE	LESS INCREMENT	NET TAXABLE VALUE LESS INCREMENT
56	MACH EQUIP	38,423	0	38,423
59	FURN & FIXT	333,313	0	333,313
68	MISC EQUIP	107,909	0	107,909
71	SIGNS	3,276	0	3,276
	GRAND TOTAL	482,921	0	482,921

Sample of Taxing District September Value Report

PMB106
Date 7/24/2006 Time 16:43:02

2006 Market Value by Taxing District - A2
September Value
TETON COUNTY

Taxing District	Net Real & Personal Market Value	Net Estimated "Sub Roll" Market Value	Homeowner Exempt Value Real/Personal Roll	Value of Newly Annexed Property (net taxable)	Urban Renewal Increment	New Construction Roll
(1)	(2)	(3)	(4)	(5)	(6)	(7)
*** County						
COUNTY	1,277,536,135	450,000	115,525,200		9,175,601	223,062,639
DRIGGS UR	9,175,601-					
*** Cities						
DRIGGS	99,275,071	450,000	12,690,213	742,276	9,175,601	4,632,895
VICTOR	100,856,239		16,358,876	2,532,591		3,366,407
TETONIA	11,302,799		2,899,801			
*** Schools						
SCH DIST 401	1,277,536,135	450,000	115,525,200		9,175,601	223,062,639
*** Ambulance						
AMBULANCE	1,128,885,059	450,000	114,805,550		8,238,638	222,934,285
*** Cemetery						
CEM BATES	50,354,459		4,260,974			1,082,486
CEM CACHE-CLA	212,568,467		19,852,039			17,918,679
CEM DRI-DAR	290,222,849	450,000	30,348,823		9,175,601	9,721,204
CEM HADEN	39,804,601		3,697,221			5,364,813
CEM VIC-CED	578,487,317		52,057,080			163,794,183
*** Fire						
FIRE PROTECTION	1,128,885,059	450,000	114,805,550		8,238,638	222,934,285
*** Library						
LIBRARY	1,277,536,135		115,525,200		9,175,601	223,062,639

25 Jul 2006 | Nolan S. Boyle | Bonnie Beard | Teton
Date | Clerk, Board of County Commissioners | Assessor | County

Sample of Taxing District December Value Report

PMB106
Date 3/09/2007 Time 13:23:21

2006 Market Value by Taxing District - A2B
December Value
BONNEVILLE COUNTY

Taxing District	Net Market Value	Homeowner Exempt Value	Urban Renewal Increment
(1)	(2)	(3)	(4)
*** County			
COUNTY	43,467,976	2,389,769	388,049
IF/LINDSAY	343,410-		
AMMON/HITT	44,639-		
*** Cities			
IDAHO FALLS	17,432,945	1,257,767	343,410
AMMON	3,813,280	75,000	44,639
IONA	395,575	48,519	
RIRIE	20,776		
UCON	496,793	225,000	
IRWIN	770		
SWAN VALLEY	821,387		
*** Schools			
# 60 SCHOOL	482,921		
# 91 SCHOOL	26,879,837	871,365	343,410
# 92 SCHOOL	895,517		
# 93 SCHOOL	14,664,968	1,518,404	44,639
# 252 SCHOOL	544,733		
*** Ambulance			
AMBULANCE	43,467,976	2,389,769	388,049
*** Cemetery			
AMMON CEM	8,775,460	611,402	44,639
CENTRAL CEM	144,779	81,355	
IONA CEM	505,225	106,604	
LINCOLN CEM	6,432,531	931,243	
MILO CEM	368		
NEWSWEDEN CEM	64,237		
SHELTON CEM	587,402		
TAYLOR CEM	4,549,592	225,000	
UCON CEM	1,530,421	225,000	
WOODVILLE CEM	438,748		
*** Fire			
CENTRAL FIRE	846,500		
FIRE # 1	19,769,061	832,002	
S V FIRE	822,157		
*** Flood control			
FLOOD	15,509,455	2,239,769	74,550
*** Mosquito abate			
MOSQUITO	279,198		
*** Sewer			
IBSD	2,270,961	525,647	
*** Watershed			

Date	Clerk, Board of County Commissioners	Assessor	County

Due to STC by 4th Monday of May

Budget Hearing Notice Noncompliance List

(If all taxing districts complied, submit this form indicating "None" below.)

I _____, the County Clerk of _____ County,
(County Clerk's Name) (County Name)
hereby affirm that by April 30, 2008, the taxing districts listed below did not notify me of the date and location of their budget hearing or that no budget hearing is required.

District Name	District Name

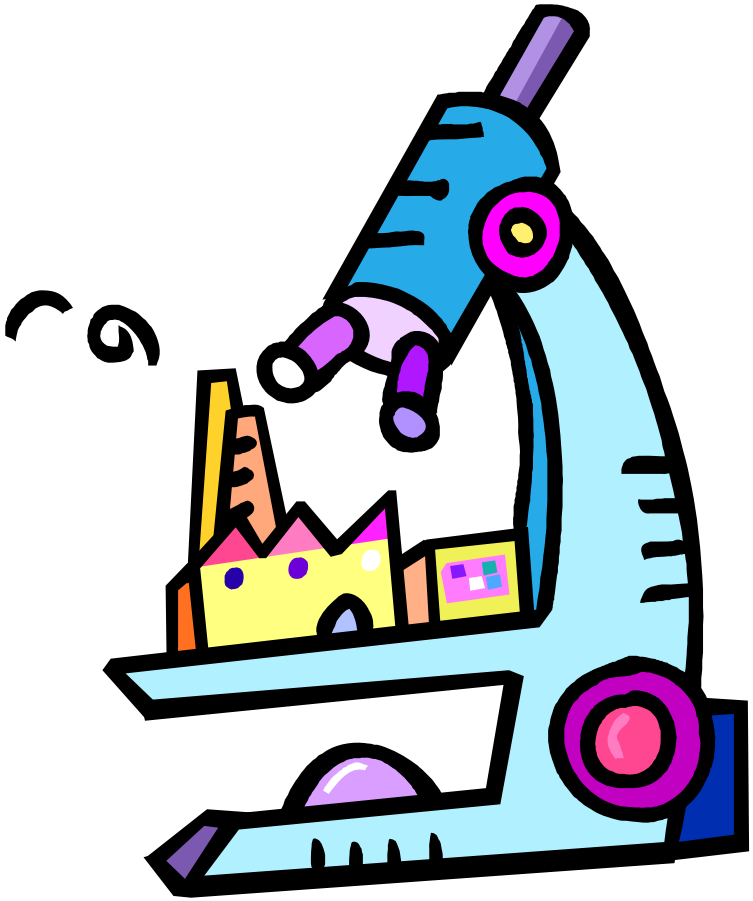
I am submitting this form to the State Tax Commission in accordance with IDAPA 35.01.03.805 (Property Tax Rule 805) on _____.
(Date Submitted)

Legible Forms

<u>PLEASE</u>

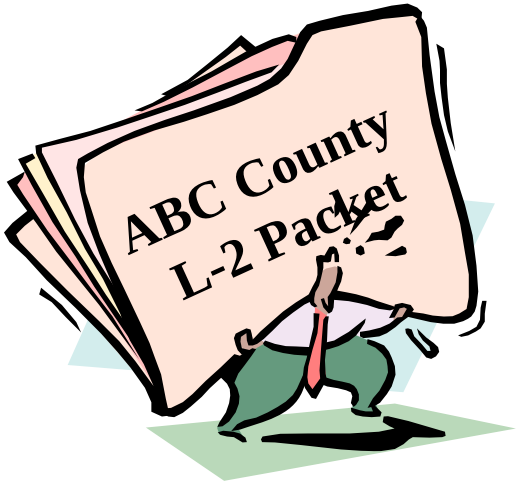
Make sure that all forms are legible.

If copies are submitted they must be legible.



L-2s – What to Send

When you submit your budget packet to the STC make sure all of the following information has been included.



L-2 – All information included

L-2 Worksheet – completely filled in.

Voter Approved Fund Tracker

(Must be attached if fund first certified 1/1/2008)

Copy of Ballot - new voter approved funds

Certification of State Authorized Plant Facilities Levies

School Districts:

In addition to the above they must also include an L-3 form which is required by the Department of Education.

Cautions

Make sure the county's value reported on the September Value worksheet matches what is reported on the county abstract.

County Road & Bridge is a fund of the county and can not levy a tort fund.

Watch that the Ag $ and other replacement money is reported on the L-2 form. If it is absent I will assume that it has **not** been deducted.

Watch values of Fire and Ambulance districts. These districts can determine what type of property they will levy taxes on.

Flood, Levee, and Herd districts levy ONLY on real property.

For districts in an urban renewal area and which value used to compute levies for the selected funds. (HB-470)

Watch your levy limits, write down the maximum levy in column 8 of the L-2.

Start Thinking About This Request

- How would you feel about sending the L-1 levy sheet to me electronically.
  - Approval notice to the county treasurer will become quicker.
  - Operating property currently has to hand enter all of the levies. An electronic version would allow for an upload of the levies and increase accuarcy.
- Will discuss further at summer conference.

Appendix

2007 County Population Released.	i
DRAFT – Rule 508 – Notification of Personal Property Exempt Value by Taxing District or Unit.	ii
DRAFT – Rule 509 – City, County, and School District Abstracts of Value…	iii - iv
DRAFT - Rule 802 – Budget Certification Relating to New Construction and Annexation	v -vii
DRAFT - Rule 803 – Budget Certification-Dollar Certification Form (L-2 Form)	viii - xiv
DRAFT – Rule 804 – Tax Levy - Certification – Urban Renewal Districts	xv - xix

County	Population estimates		Difference		
	July 1, 2007	July 1, 2006	Number	%	
Idaho	**1,499,402**	**1,466,465**	**32,937**	**2.25%**	
Ada	373,406	359,035	14,371	4.00%	
Adams	3,546	3,485	61	1.75%	NO
Bannock	79,925	78,443	1,482	1.89%	NO
Bear Lake	5,863	6,167	-304	-4.93%	NO
Benewah	9,243	9,347	-104	-1.11%	NO
Bingham	43,466	44,051	-585	-1.33%	NO
Blaine	21,560	21,501	59	0.27%	NO
Boise	7,571	7,641	-70	-0.92%	NO
Bonner	41,050	41,275	-225	-0.55%	NO
Bonneville	96,545	94,630	1,915	2.02%	NO
Boundary	10,872	10,831	41	0.38%	NO
Butte	2,771	2,781	-10	-0.36%	NO
Camas	1,102	1,088	14	1.29%	NO
Canyon	179,381	173,302	6,079	3.51%	
Caribou	6,862	6,996	-134	-1.92%	NO
Cassia	20,960	21,365	-405	-1.90%	NO
Clark	906	920	-14	-1.52%	NO
Clearwater	8,231	8,324	-93	-1.12%	NO
Custer	4,166	4,180	-14	-0.33%	NO
Elmore	28,856	28,114	742	2.64%	
Franklin	12,203	12,494	-291	-2.33%	NO
Fremont	12,517	12,369	148	1.20%	NO
Gem	16,496	16,558	-62	-0.37%	NO
Gooding	14,250	14,404	-154	-1.07%	NO

County	Population estimates		Difference		
	July 1, 2007	July 1, 2006	Number	%	
Idaho	**1,499,402**	**1,466,465**	**32,937**	**2.25%**	
Idaho	15,345	15,762	-417	-2.65%	NO
Jefferson	22,851	22,350	501	2.24%	NO
Jerome	20,066	20,130	-64	-0.32%	NO
Kootenai	134,442	131,507	2,935	2.23%	NO
Latah	36,299	35,029	1,270	3.63%	
Lemhi	7,717	7,930	-213	-2.69%	NO
Lewis	3,581	3,756	-175	-4.66%	NO
Lincoln	4,497	4,522	-25	-0.55%	NO
Madison	36,647	31,393	5,254	16.74%	
Minidoka	18,564	19,041	-477	-2.51%	NO
Nez Perce	38,932	38,324	608	1.59%	NO
Oneida	4,106	4,176	-70	-1.68%	NO
Owyhee	10,835	11,104	-269	-2.42%	NO
Payette	22,751	22,595	156	0.69%	NO
Power	7,684	7,914	-230	-2.91%	NO
Shoshone	12,838	13,180	-342	-2.59%	NO
Teton	8,349	7,838	511	6.52%	
Twin Falls	73,058	71,575	1,483	2.07%	NO
Valley	8,945	8,836	109	1.23%	NO
Washington	10,147	10,202	-55	-0.54%	NO
Source: Population Division, U.S. Census Bureau					
Release Date: March 16, 2006					

A “NO” indicates less sales tax money to be received.

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Rule 508. Notification of Personal Property Exempt Value by Taxing District or Unit.
(Idaho Code 63-510 and 63-602KK)
In addition to the requirements of section 63-510, Idaho Code, for reporting of net taxable value for each taxing district or unit, the value of property exempt pursuant to section 63-602KK shall be reported to the State Tax Commission. The value of such exempt property that is included in the increment value within each revenue allocation area shall also be reported. This report shall be submitted by the August and March dates provided under section 63-510, Idaho Code. (____)

509. CITY, COUNTY, AND SCHOOL DISTRICT ABSTRACTS OF VALUE AND IDENTIFICATION OF URBAN RENEWAL INCREMENT AND PARTIAL EXEMPTION VALUES (RULE 509). Sections 63-105A and 63-509, Idaho Code. (3-30-07)

01. Definitions. The following definitions apply for the purposes of testing for equalization under section 63-109, Idaho Code, notification under Sections 63-301 and 63-308, Idaho Code, and reporting under section 63-509, Idaho Code. (3-30-07)

a. Increment Value. Increment value means, as defined in Section 50-2903, Idaho Code, the total value calculated by summing the differences between the current equalized value of each taxable property in the revenue allocation area and that property's current base value on the base assessment roll, provided such difference is positive. (3-30-07)

b. Primary Category. Primary category means the categories established and described by Subsections 130.02 through 130.06 of these rules and used by the State Tax Commission to test for equalization under Section 63-109, Idaho Code. (3-30-07)

c. Secondary Category. Secondary category means the categories established and described by Rules 510, 511, and 512 of these rules and used by county assessors to list property values on the valuation assessment notice under Sections 63-301 and 63-308, Idaho Code, and report values to the State Tax Commission under Section 63-509, Idaho Code, and this Rule. (3-30-07)

02. Appropriate County and Boise School District Abstracts to Balance. The taxable value of property in each secondary category as shown on the abstracts prepared and submitted under Section 63-509, Idaho Code, shall equal the sum of the taxable value of property in each secondary category as shown on the Boise School District abstracts, required under Rule 315 of these rules, for the portion of the Boise School District located within Ada County and Boise County. (4-2-08)

03. Indicate Increment and Exemption Values. In addition to the value of exemptions required under Section 63-509, Idaho Code, any increment value and the value of any exemption provided under Sections 63-602GG, 63-602HH, 63-602II, 63-602KK, 63-602NN, 63-4502, 63-606A and 63-3029B, Idaho Code, shall be indicated and subtracted from the taxable value shown for each secondary category of property on each city, county and school district abstract. (3-30-07)

04. Submittal of Corrections to Erroneous Abstracts or Related Documents. When completing the procedures set forth in Section 63-810, Idaho Code, boards of county commissioners should submit the corrections to the taxable values submitted on the abstracts or related documents under provisions of Section 63-509, and this rule no later than when they submit the corrected levies under Section 63-810, Idaho Code. (4-2-08)

05. Cross Reference. See Rule 115 of these rules for requirements to submit city abstracts. For the descriptions of the primary categories used to test for equalization, see Subsections 130.02 through 130.06 of these rules. For descriptions of secondary categories used

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to list and report land values, see Rule 510 of these rules, used to list and report the value of improvements, see Rule 511 of these rules, or used to list and report all property values other than that for land or improvements, see Rule 512 of these rules. For information relating to notification of corrections to erroneous levies, see Sections 63-809 and 63-810, Idaho Code, and Rule 809 of these rules. (4-2-08)

Draft Rule-509 Cont.

802. BUDGET CERTIFICATION RELATING TO NEW CONSTRUCTION AND ANNEXATION (RULE 802).
Sections 63-802, and 63-301A, Idaho Code. (3-30-07)

01. Definitions. (4-5-00)

a. "Change of Land Use Classification." "Change of land use classification" shall mean any change in land use resulting in a category change and in an increase in taxable land value to be reflected on the current assessment roll. (3-30-07)

i. This increase in value due to change of land use classification shall be reported on the new construction roll in the year in which the new category appears on the current roll unless the increase in value was previously included on the new construction roll. (3-30-07)

ii. The increase in taxable land value due to change of land use classification shall be computed by subtracting the taxable land value, had the land remained in its previous use category, from the taxable land value in the current use category. (3-30-07)

iii. When the land value, had the land remained in its previous use category, is less than the land value for a previous year in which value for the same property was included in the value reported on the new construction roll, the value calculated in Subparagraph 802.01.a.ii of this Rule shall be reduced by the value included on any previous new construction roll. (3-30-07)

b. "Incremental Value as of December 31, 2006." "Incremental value as of December 31, 2006" means the total of the increment values on the property roll, subsequent property roll, missed property roll, and operating property roll in 2006. (4-2-08)

c. "Nonresidential Structure." "Nonresidential structure" shall mean any structure listed by the assessor in any secondary category not described as residential, manufactured homes, or improvements to manufactured homes in Rule 511 of these rules. (4-2-08)

02. New Construction Roll Listing. "Listing" shall mean a summary report of the net taxable value of property listed on the new construction roll. This listing shall include the taxable value of qualifying new construction throughout each taxing district or unit, but shall not include otherwise qualifying new construction, the value of which will be included in the increment value of any revenue allocation area within any urban renewal district encompassed by the taxing district or unit. This report is to summarize the value reported on the new construction roll by taxing district or unit. Taxing districts and units shall be listed in the same order that is used for the certification of value required pursuant to Section 63-510(1), Idaho Code. When a taxing district proves new construction described by Section 63-301A(3), Idaho Code, has never been included on a new construction roll, the county assessor must list that property on the immediate next new construction roll at the value proven by the taxing district. Any such additional new construction must also be separately listed for each taxing district or unit, and the separate listing must show the year or years of the new construction roll that would

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have been appropriate for this additional new construction. The taxing district has the burden of proving the new construction was omitted from any new construction roll and the value that would have been listed for that property had it been listed on the appropriate new construction roll. No taxing district shall ever be granted any increase in budget authority greater than the amount that would have resulted had the property been listed on the appropriate new construction roll. Regardless of the year that the new construction should have been listed on the appropriate new construction roll, additional budget authority resulting from new construction previously omitted from a new construction roll and listed on the current year's new construction roll shall be permitted only if the taxing district is in compliance with the budget hearing notification requirements of Section 63-802A, Idaho Code, for the current year. (4-2-08)

03. Manufactured Housing. "Installation" of newly sited manufactured housing shall mean capturing the net taxable market value of the improvement(s) that did not previously exist within the county. (7-1-97)

04. Partial New Construction Values. Except as provided in Subsection 802.05 of this rule, the net taxable market value attributable directly to new construction shall be reported on the new construction roll in the tax year it is placed on the current assessment roll. Except as provided in Subsection 802.05 of this rule, any increase in a nonresidential parcel's taxable value, due to new construction, shall be computed by subtracting the previous year's or years' partial taxable value(s) from the current taxable value. If any of this difference is attributable to inflation, such value, except as provided in Subsection 802.05 of this rule, shall not be included on the new construction roll.

Example: Assume a partially completed, nonresidential improvement was assessed at ten thousand dollars ($10,000) as of January 1, 2004. The improvement was occupied February 2, 2004. Assume the ten thousand dollars ($10,000) value was on the 2004 new construction roll. Assume that in 2005 the improvement is assessed at ninety thousand dollars ($90,000). Assume there has been no inflation. The value that can be reported on the 2005 new construction roll is calculated as follows:

2005 Value	$90,000
2004 Value Already Reported on New Construction Roll	<$10,000>
2005 New Construction Roll Value (this improvement)	$80,000

(4-2-08)

05. Change in Status. (4-2-08)

a. A previously exempt improvement which becomes taxable shall not be included on the new construction roll, unless the loss of the exemption occurs during the year in which the improvement was constructed or unless the improvement has lost the exemption provided in Section 63-602W <u>or Section 63-602NN,</u> Idaho Code. <u>For any such property the amount that may be included on the new construction roll shall be the value of the portion of the property</u> subject to the exemption at the time the exemption was first granted. (7-1-99)

Rule 802 Draft

b. Upon receipt by the State Tax Commission of a resolution recommending adoption of an ordinance for termination of a revenue allocation area under Section 50-2903(5), Idaho Code, any positive difference of the most current increment value minus the "incremental value as of December 31, 2006," shall be added to the appropriate year's new construction roll. When this information is received after the fourth Monday in July, this positive net increment value shall be added to the following year's new construction roll. (4-2-08)

06. Value of Annexation to Exclude New Construction. When determining the maximum property tax funded budget that may be certified under Section 63-802, Idaho Code, the annexation value shall include all taxable value within the annexed area except the value of new construction, outside revenue allocation areas. Except for new construction within a revenue allocation area, the value of new construction within the annexed area shall be excluded from the value of the annexed area but included on the new construction roll for the taxing district annexing the area where the property is located, thereby preventing double counting of new construction value within the annexed area. (4-2-08)

07. Notification of New Construction Roll and Annexation Values. On or before the fourth Monday in July, each county auditor must report the net taxable values on the new construction roll and within annexed areas for each appropriate taxing district or unit to that taxing district or unit. (3-20-04)

<u>08. Special Provisions for Property Subject to the Partial Exemption for New Capital Investments. (IC 63-4502)</u> <u>For property partially exempt pursuant to section 63-4502, Idaho Code, the taxable value of property of a type that would qualify for inclusion on the new construction roll may be included on said roll.</u>

Rule 802 Draft Cont.

803. BUDGET CERTIFICATION - DOLLAR CERTIFICATION FORM (L-2 FORM) (RULE 803).

Sections 63-602G(5), 63-802, 63-803, 63-3029B(4), and 63-3638(10), Idaho Code. (4-2-08)

01. Definitions. (4-5-00)

a. "Dollar Certification Form" (L-2 Form). The "Dollar Certification Form" (L-2 Form) is the form used to submit to the State Tax Commission the budget request from each Board of County Commissioners for each taxing district. This form shall be presumed a true and correct representation of the budget previously prepared and approved by a taxing district. The budget will be presumed adopted in accordance with pertinent statutory provisions unless clear and convincing documentary evidence establishes that a budget results in an unauthorized levy and action as provided in Section 63-809, Idaho Code. (4-6-05)

b. "Prior Year's Market Value for Assessment Purposes. "Prior year's market value for assessment purposes shall mean the value used to calculate levies during the immediate prior year. This value shall be used for calculating the permanent budget increase permitted for cities, pursuant to Section 63-802(1)(f), Idaho Code. (4-5-00)

c. "Annual Budget." For the purpose of calculating dollar amount increases permitted pursuant to Section 63-802(1), Idaho Code, the annual budget shall include any amount approved as a result of an election held pursuant to Sections 63-802(1)(f) or 63-802(1)(g), Idaho Code, provided that said amount is certified on the L-2 Form as part of the budget request. If the amount certified does not include the entire amount approved as a result of the election held pursuant to Sections 63-802(1)(f) and 63-802(1)(g), Idaho Code, then the amount not used shall be added to the foregone increase amount determined for the taxing district. See the following example.

CERTIFIED PROPERTY TAX BUDGET
LIBRARY DISTRICT

	FY 1999	FY 2000	FY2001	FY2002
Annual Budget	$10,000	$10,000	$10,700	$11,621
3% Increase	$00	$300	$321	$349
Subtotal	$10,000	$10,300	$11,021	$11,970
1999 Election Amount	$00	$400 of $1,000	$600 of $1,000	$00
Certified Budget	$10,000	$10,700	$11,621	$11,970

The Library District with zero ($0) new construction and/or annexation approves an additional budget amount of one thousand dollars ($1,000) in 1999, but only certifies four hundred dollars ($400) for the year 2000. Note the example does not account for any foregone amount resulting from the district's decision to not increase its budget by three percent (3%) in 1997, 1998 or 1999. (4-6-05)

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d. "Property tax funded budget." Property tax funded budget means that portion of any taxing district's budget certified to the board of county commissioners, approved by the State Tax Commission, and subject to the limitations of Section 63-802, Idaho Code. (3-20-04)

e. "Recovered/recaptured property tax list." Recovered/recaptured property tax list means the report sent by the county auditor to the appropriate taxing district(s)/unit(s) by the first Monday in August and to the State Tax Commission with the L-2 Forms, listing the amount of revenue distributed to each appropriate taxing district/unit as recovery of property tax under Section 63-602G(5), Idaho Code, and/or as recapture of property tax under Section 63-3029B(4), Idaho Code, during the twelve (12) month period ending June 30 each year. (4-6-05)

f. "Taxing district/unit." Taxing district/unit means any governmental entity with authority to levy property taxes as defined in Section 63-201, Idaho Code, and those governmental entities without authority to levy property taxes but on whose behalf such taxes are levied by an authorized entity such as the county or city for such entities as county road and bridge or urban renewal agencies, respectively. (4-6-05)

g. "New Taxing District." For property tax budget and levy purposes, new taxing district means any taxing district for which no property tax revenue has previously been levied. See the Idaho Supreme Court case of Idaho County Property Owners Association, Inc. v. Syringa General Hospital District, 119 Idaho 309, 805 P.2d 1233 (1991). (4-2-08)

02. Budget Certification. The required budget certification shall be made to each Board of County Commissioners representing each county in which the district is located by submitting the completed L-2 Form prescribed by the State Tax Commission. (4-6-05)

03. Budget Certification Requested Documents. Using the completed L-2 Form, each board of county commissioners shall submit to the State Tax Commission a budget request for each taxing district in the county that certifies a budget request to finance the property tax funded portion of its annual budget. The board of county commissioners shall only submit documentation specifically requested by the State Tax Commission. (4-2-08)

04. L-2 Form Contents. Each taxing district or unit completing an L-2 Form shall include the following information on or with this form. (3-20-04)

a. "Department or Fund." Identify the department or fund for which the taxing district is requesting a budget for the current tax year. (4-5-00)

b. "Total Approved Budget." List the dollar amount of the total budget for each department or fund identified. The amounts must include all money that a taxing district has a potential to spend at the time the budget is set, regardless of whether funds are to be raised from property tax. (4-5-00)

c. "Cash Forward Balance." List any money brought forward from a prior year to help fund the approved budget. Cash forward balance (Column 3) is the difference between the total approved budget (Column 2) and the sum of amounts reported as other revenue not shown

Draft
Rule 803 Court

in Column 5 (Column 4), agricultural equipment property tax replacement (Column 5), and balance to be levied, (Column 6). (3-15-02)

d. "Other Revenue not Shown in Column 5." List the revenue included in the total approved budget to be derived from sources other than property tax or money brought forward from a prior year. For example, sales tax revenue is included. (3-15-02)

e. "Property Tax Replacement." Report the sum of only the following: (4-6-05)

i. The amount of money received annually under Section 63-3638(10), Idaho Code, as replacement revenue for the agricultural equipment exemption under Section 63-602EE, Idaho Code; (4-2-08)

ii. The amount of money received as recovery of property tax exemption under Section 63-602G(5), Idaho Code, and listed on the "Recovered/recaptured property tax list;" (4-6-05)

iii. The amount of money received as recapture of the property tax benefit under Section 63-3029B(4),Idaho Code, and listed on the "Recovered/recaptured property tax list;" and (4-6-05)

iv. The amount of money transferred from the interest-bearing trust to the county indigent fund under section 31-808(11), Idaho Code. (4-11-08)

~~iv~~ **v.** The appropriate amount of money listed on the statement and distributed to the county and each appropriate city under Section 63-2603, Idaho Code, as county property tax relief and detention facility debt retirement. (4-6-05)

f. "Balance to be Levied." Report the amount of money included in the total approved budget to be derived from property tax. (3-15-02)

g. Other Information. Provide the following additional information. (4-5-00)

i. The name of the taxing district or unit; (3-20-04)

ii. The date of voter approval (if required by statute) and effective period for any new or increased fund which is exempt from the budget limitations in Section 63-802, Idaho Code; (4-5-00)

iii. The signature, date signed, printed name, address, and phone number of an authorized representative of the taxing district; and (5-3-03)

iv. For a hospital district which has held a public hearing, a signature certifying such action. (4-5-00)

h. Attached Information. Other information submitted to the county auditor with the L-2 Form. (4-6-05)

Rule-803 Draft Court.

i. For all taxing districts, L-2 worksheet. (3-20-04)

ii. For newly formed recreation or auditorium districts, a copy of the petition forming the district showing any levy restrictions imposed by that petition. (3-20-04)

iii. For any new ballot measures (bonds, overrides, permanent overrides, supplemental maintenance and operations funds, and plant facility funds), notice of election and election results. (3-20-04)

iv. Voter approved fund tracker. (3-20-04)

v. For fire districts, a copy of any new agreements with utility companies providing for payment of property taxes by that utility company to that fire district. (3-20-04)

vi. For any city with city funded library operations and services at the time of consolidation with any library district, each such city must submit a certification to the board of county commissioners and the board of the library district reporting the dedicated portion of that city's property tax funded library fund budget and separately reporting any portion of its property tax funded general fund budget used to fund library operations or services at the time of the election for consolidation with the library district. (3-20-04)

vii. For any library district consolidating with any city that had any portion of its property tax funded budget(s) dedicated to library operations or services at the time of the election for consolidation, each such library district must submit to the Board of County Commissioners a copy of the certification from that city reporting the information provided for in Subparagraph 803.04.h.vi of this rule. (4-6-05)

05. Special Provisions For Fire Districts Levying Against Operating Property. To prevent double counting of public utility property values, for any year following the first year in which any fire district increases its budget using the provision of Section 63-802(2), Idaho Code, such fire district shall not be permitted further increases under this provision unless the following conditions are met: (3-30-01)

a. The fire district and public utility have entered into a new agreement of consent to provide fire protection to the public utility; and (3-30-01)

b. Said new agreement succeeds the original agreement; and (3-30-01)

c. In the first year in which levies are certified following the new agreement, the difference between the current year's taxable value of the consenting public utility and public utility value used in previous budget calculations made pursuant to this section is used in place of the current year's taxable value of the consenting public utility. (3-30-01)

Rule 803 Draft

06. Special Provisions For Property Tax Replacement Pursuant To Section 63-3638, Idaho Code, and money received pursuant to section 31-808(11), Idaho Code, other than replacement money received for property subject to the exemption provided in section 63-602KK, Idaho Code. With the exception of property tax replacement monies received for property subject to the exemption provided in section 63-602KK, Idaho Code, ~~Property~~ property tax replacement monies received pursuant to Section 63-3638, Idaho Code, and monies received pursuant to section 31-808(11), Idaho Code, must be reported on the L-2 form and separately identified on accompanying worksheets. For all taxing districts, these monies must be subtracted from the "balance to be levied." The reduced balance shall be used to compute levies, but the maximum amount permitted pursuant to Sections 63-802 and 33-802, Idaho Code, shall be based on the sum of ~~these~~ property tax replacement monies received pursuant to section 63-3638, Idaho Code, **and monies received pursuant to section 31-808(11), Idaho Code,** and the amount actually levied.

(4-2-08)

a. After receipt from the counties of the year 2000 tax charges on property exempted in Section 63-602EE, Idaho Code, but no later than July 23, 2001, the State Tax Commission shall notify each county clerk of the amount of property tax replacement money to be paid to each taxing district in that county. The State Tax Commission shall, by the fourth Monday of July, notify each county clerk if the amount of property tax replacement money to be paid to a taxing district changes from the amount paid in the preceding year. By the first Monday of May, the State Tax Commission shall further notify each school district and each county clerk of any changes in the amount of property tax replacement money to be received by that school district pursuant to Section 63-3638(10), Idaho Code, as amended by the First Extraordinary Session of the Fifty-eighth Legislature. (4-2-08)

b. By no later than the first Monday of August of each year, each county clerk shall notify each appropriate taxing district or unit of the total amount of property tax replacement monies that will be received. (4-2-08)

c. Except as provided in subsection 803.06.d of this Rule, ~~T~~ the subtraction, required in Subsection 803.06 of this Rule may be from any fund(s) subject to the limitations of Section 63-802, Idaho Code. For school districts, this subtraction must be first from funds subject to the limitations of Section 63-802, Idaho Code, then from other property tax funded budgets. (4-2-08)

d. For counties receiving monies described in section 31-808(11), Idaho Code, the amount of money transferred **from the interest-bearing trust** to the county indigent fund shall be subtracted from the maximum amount of property tax revenue permitted pursuant to section 63-802, Idaho Code.

~~d~~e. Levy limits shall be tested against the amount actually levied. (3-15-02)

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07. Special Provisions For Property Tax Replacement Pursuant To Section 63-3638, Idaho Code, received for property subject to the exemption provided in section 63-602KK, Idaho Code. The following procedure is to be used to calculate levy rates and maximum amounts of property tax revenue for taxing districts or units that receive property tax replacement money for property subject to the exemption in section 63-602KK, Idaho Code.

a. Such property tax replacement money is not to be subtracted from the "balance to be levied" amount certified on the L-2 Form.

b. The otherwise taxable value of the property subject to the exemption provided in section 63-602KK, Idaho Code, is to be included in the value of the taxing district or unit used to calculate the levy rate.

c. The maximum amount permitted pursuant to Section 63-802, Idaho Code, shall be based on the amount actually levied plus other property tax replacement money as defined in section 4(e) of this rule.

07. Special Provisions For Library Districts Consolidating With Any City's Existing Library Operations Or Services. For any library district consolidating with any city's existing library operations or services, the amount of the dedicated property tax funded general fund and library fund budgets certified by the city under Subsection 803.04.h.vi of this Rule shall be added to that library district's property tax funded budget in effect at the time of the election for consolidation. This total shall be used as this district's property tax funded budget for the most recent year of the three (3) years preceding the current tax year for the purpose of deciding the property tax funded budget that may be increased as provided by Section 63-802, Idaho Code. (4-6-05)

08. Special Provisions For Cities With Existing Library Operations Or Services Consolidating With Any Library District. For any city with existing library operations or services at the time of consolidation with any library district, the amount of the dedicated property tax funded library fund budget included in the certification by the city under Subsection 803.04.h.vi of this Rule shall be subtracted from that city's total property tax funded budget in effect at the time of the election for the consolidation. This difference shall be used as this city's property tax funded budget for the most recent year of the three (3) years preceding the current tax year for the purpose of deciding the property tax funded budget that may be increased as provided by Section 63-802, Idaho Code. (4-6-05)

09. Special Provisions for Calculating Total Levy Rate for Taxing Districts Or Units With Multiple Funds. Whenever the "Calculated Levy Rate" column of the L-2 Form indicates that a levy rate has been calculated for more than one fund for any taxing district or unit, the "Column Total" entry must be the sum of the levy rates calculated for each fund. Prior to this summation, the levy rates to be summed must be rounded or truncated at the ninth decimal place. No additional rounding is permitted for the column total. (4-6-05)

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10. Special Provisions for School Districts' Tort Funds – Hypothetical New Construction Levy. To calculate the new construction portion of the allowed annual increase in a school district's tort fund under Section 63-802(1), Idaho Code, calculate a Hypothetical New Construction Levy. To calculate this levy, sum the school district's tort fund for the prior year and the agricultural equipment replacement revenue subtracted from that tort fund, then divide this sum by the school district's taxable value used to determine the tort fund's levy for the prior year. For the current year, the allowed tort fund increase for new construction is this Hypothetical New Construction Levy times the current year's new construction roll value for the school district. (4-2-08)

11. Special Provisions for Interim Abatement Districts. When an interim abatement district transitions into a formally defined abatement district under Section 39-2812, Idaho Code, the formally defined abatement district shall not be considered a new taxing district as defined in Paragraph 803.01.g. of this rule for the purposes of Section 63-802, Idaho Code. For the formally defined abatement district, the annual budget subject to the limitations of Section 63-802, Idaho Code, shall be the amount of property tax revenue approved for the interim abatement district. (4-2-08)

12. Cross Reference for School Districts with Tuition Funds. For any school district certifying a tuition fund levy in 2006 or any year thereafter, see Section 33-1408, Idaho Code, as amended by the First Extraordinary Session of the Fifty-eighth Legislature, for clarification that the amount of property tax revenue for a tuition fund is not subject to the limitations of Section 63-802, Idaho Code. (9-1-06)

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804. TAX LEVY -- CERTIFICATION -- URBAN RENEWAL DISTRICTS (RULE 804).
Section 63-803, Idaho Code. ( )

01. Definitions. (4-5-00)

a. "Urban renewal district." An urban renewal district, as referred to in Section 63-215, Idaho Code, shall mean an urban renewal area formed pursuant to an urban renewal plan adopted in accordance with Section 50-2008, Idaho Code. Urban renewal districts are not taxing districts. (4-5-00)

b. "Revenue allocation area (RAA)." A revenue allocation area (RAA) as referred to in Section 50-2908, Idaho Code, shall be the area defined in Section 50-2903, Idaho Code, in which base and increment values are to be determined. Revenue allocation areas (RAAs) are not taxing districts. (4-5-00)

c. "Current base value." The current base value of each parcel in a taxing district or unit shall be the value of that parcel on the current base assessment roll as defined under Section 50-2903, Idaho Code. Current base value does not include value found on the occupancy roll. (4-5-00)

d. "Initial base value." The initial base value for each parcel is the sum of the taxable value of each category of property in the parcel for the year the RAA is established. (4-5-00)

e. "Increment value." The increment value is the difference between the current equalized value of each parcel of taxable property in the RAA and that parcel's current base value, provided such difference is a positive value. (4-5-00)

02. Establishing And Adjusting Base And Increment Values. (4-5-00)

a. Establishing initial base value. If a parcel's legal description has changed prior to computing initial base year value, the value that best reflects the prior year's taxable value of the parcel's current legal description must be determined and will constitute the initial base year value for such parcel. The initial base value includes the taxable value, as of the effective date of the ordinance adopting the urban renewal plan, of all otherwise taxable property, as defined in Section 50-2903, Idaho Code. Initial base value does not include value found on the occupancy roll. (4-5-00)

b. Adjustments to base value - general value changes. Adjustments to base values will be calculated on a parcel by parcel basis, each parcel being a unit and the total value of the unit being used in the calculation of any adjustment. Base values are to be adjusted downward when the current taxable value of any parcel in the RAA is less than the most recent base value for such parcel. In the case of parcels containing some categories of property which increase in value and some which decrease, the base value for the parcel will only decrease provided the sum of the changes in category values results in a decrease in total parcel value. Any adjustments shall be made by category and may result in increases or decreases to base values for

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given categories of property for any parcel. Adjustments to base values for any real, personal, or operating property shall establish new base values from which future adjustments may be made. In the following examples the parcel's initial base value is one hundred thousand dollars ($100,000), including Category 21 value of twenty thousand dollars ($20,000) and Category 42 value of eighty thousand dollars ($80,000). (4-5-00)

i. Case 1: Offsetting decreases and increases in value. One (1) year later the parcel has a one thousand dollar ($1,000) decrease in value in Category 21 and a one thousand dollar ($1,000) increase in Category 42 value. There is no change in the base value for the parcel. (4-5-00)

ii. Case 2: Partially offsetting decreases and increases in value. One (1) year later the parcel has a three thousand dollars ($3,000) decrease in value in Category 21 and a one thousand dollars ($1,000) increase in Category 42 value. The base value decreases two thousand dollars ($2,000) to ninety-eight thousand dollars ($98,000). (4-5-00)

iii. Case 3: Future increase in value following decreases. One (1) year after the parcel in Case 2 has a base value reduced to ninety-eight thousand dollars ($98,000), the value of the parcel increases by five thousand dollars ($5,000) which is the net of category changes. The base value remains at ninety-eight thousand dollars ($98,000). (4-5-00)

c. Adjustments to base value - splits and combinations. Before other adjustments can be made, the most recent base value must be adjusted to reflect changes in each parcel's legal description. This adjustment shall be calculated as described in the following subsections. (4-5-00)

i. When a parcel has been split, the most recent base year value is transferred to the new parcels, making sure that the new total equals the most recent base year value. (4-5-00)

ii. When a parcel has been combined with another parcel, the most recent base year values are added together. (4-5-00)

iii. When a parcel has been split and combined with another parcel in the same year, the value of the split shall be calculated as set forth in Subsection 804.02.c.i. and then the value of the combination will be calculated as set forth in Subsection 804.02.c.ii. (4-5-00)

d. Adjustments to base values when exempt parcels become taxable. Base values shall be adjusted as described in the following subsections. (4-5-00)

i. Fully exempt parcels at time of RAA establishment. When a parcel that was exempt at the time the RAA was established becomes taxable, the base value is to be adjusted upwards to reflect the estimated value of the formerly exempt parcel at the time the RAA was established. (4-5-00)

ii. Partially exempt parcels. When a partially exempt parcel within the RAA becomes fully taxable, the base value of the RAA shall be adjusted upwards by the difference

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between the value that would have been assessed had the parcel been fully taxable in the year the RAA was established and the taxable value of the parcel included in the base value of the RAA. For example, assume a parcel of farmland within an RAA had a taxable value of five hundred dollars ($500) in the year the RAA base value was established. Assume also that if this parcel had not been actively devoted to agriculture at that time, the taxable value would have been fifteen hundred dollars ($1500). After five (5) years, this parcel is no longer used for farming, loses its partial exemption, and becomes reclassified as industrial land with a value of ten thousand dollars ($10,000). The base value within the RAA would be adjusted upwards by one thousand dollars ($1,000), the difference between fifteen hundred dollars ($1500) and five hundred ($500). (4-5-00)

iii. Change of exempt status. When a parcel that is taxable and included in the base value at the time the RAA is established subsequently becomes exempt, the base value is reduced by the original value of the parcel included in the base value. If this parcel subsequently becomes taxable, the base value is to be adjusted upward by the same amount that was originally subtracted. For example, assume a land parcel had a base value of twenty thousand dollars ($20,000). Three (3) years later, an improvement valued at one hundred thousand dollars ($100,000) was added. The land at this later date had a value of thirty thousand dollars ($30,000). Both land and improvements were purchased by an exempt entity. The base would be reduced by twenty thousand dollars ($20,000). Five (5) years later, the land and improvement becomes taxable. The base value is to be adjusted upwards by twenty thousand dollars ($20,000). (4-5-00)

e. Adjustments to base values when property is removed. Base values are to be adjusted downward for real, personal, and operating property removed from the RAA. Property shall be considered removed only under the conditions described in the following subsections. (4-5-00)

i. For real property, all of the improvement is physically removed from the RAA, provided that there is no replacement of said improvement during the year the original improvement was removed. If said improvement is replaced during the year of removal, the reduction in base value will be calculated by subtracting the value of the new improvement from the current base value of the original improvement, provided that such reduction is not less than zero (0). (4-5-00)

ii. For personal property, all of the personal property associated with one (1) parcel is physically removed from the RAA. (4-5-00)

iii. For operating property, any of the property under a given ownership is removed from the RAA. (4-5-00)

f. Adjustments to increment values. Decreases in total parcel value below the initial base value decrease the base value for the parcel. This leads to greater increment value if the parcel increases in value in future years. For example, if a parcel with a initial base value of one hundred thousand dollars ($100,000) decreases in value to ninety-five thousand dollars ($95,000), but later increases to ninety-eight thousand dollars ($98,000), an increment value of

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three thousand dollars ($3,000) is generated. If the same parcel increases in value to one hundred two thousand dollars ($102,000) after the decrease to ninety-five thousand dollars ($95,000), the increment value would be seven thousand dollars ($7,000). (4-5-00)

g. Apportioning operating property values. For operating property, the original base value shall be apportioned to the RAA on the same basis as is used to apportion operating property to taxing districts and units. The operating property base value shall be adjusted as required under Section 50-2903, Idaho Code. (4-5-00)

03. Levy Computation For Taxing Districts Encompassing RAAs Within Urban Renewal Districts. Beginning in 2008, levies shall be computed in one of two ways as follows.

a. For taxing district or taxing unit funds other than those meeting the criteria listed in subsection 06 of these rules, ~~The~~ the property tax levy ~~for any taxing district or unit which includes all or a part of an RAA in an urban renewal district~~ shall be computed by dividing the dollar amount certified for the property tax portion of the budget of the ~~taxing district or unit~~ fund by the market value for assessment purposes of all taxable property within the taxing district or unit, including the value of each parcel on the current base assessment roll (base value), but excluding the increment value. For example, if the taxable value of property within a taxing district or unit is one hundred million dollars ($100,000,000) but fifteen million dollars ($15,000,000) of that value is increment value, the levy of the taxing district must be computed by dividing the property tax portion of the district's or unit's budget by eighty-five million dollars ($85,000,000).

b. For taxing district or taxing unit funds meeting the criteria listed in subsection 06 of these rules, the property tax levy shall be computed by dividing the dollar amount certified for the property tax portion of the budget of the fund by the market value for assessment purposes of all taxable property within the taxing district or unit, including the increment value. Given the values in the example in subsection 03(a.) of these rules, the levy of would be computed by dividing the property tax portion of the fund by one hundred million dollars ($100,000,000).

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04. Modification Of An Urban Renewal Plan. When an authorized municipality passes an ordinance modifying an urban renewal plan containing a revenue allocation financing provision, the current value of property in the RAA shall be determined as if the modification had not occurred. All modifications to urban renewal areas and RAAs must comply with the provisions of Rule 225 of these rules. (4-5-00)

a. Modification by consolidation of RAAs. If such modification involves combination or consolidation of two (2) or more RAAs, the base value shall be determined by adding together independently determined current base values for each of the areas to be combined or consolidated. The current taxable value of property in an area not previously included in any RAAs shall be added to determine the total current base value for the consolidated RAA. (4-5-00)

b. Modification by annexation. If an RAA is modified by annexation, the current taxable value of property in the area annexed shall be added to the most current base value determined for the RAA prior to the annexation.

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05. Cross Reference. The county auditor shall certify the full market value by taxing district as specified in Rule 995 of these rules. ( )

06. Criteria for determining whether levies for funds are to be computed using base value or market value for assessment purposes. Beginning in 2008, levies to be certified for taxing district or unit funds meeting the following criteria or levied for any of the following purposes will be computed as described in subsection 03(b) of these rules.

a. refunds or credits pursuant to section 63-1305, Idaho Code, and any school district judgment pursuant to section 33-802(1), Idaho Code;

b. voter approved overrides of the limits provided in section 63-802, Idaho Code, provided such overrides are for a period not to exceed two years and were passed after December 31, 2007, or earlier as provided in the criteria found in subsection 06(e);

c. voter approved bonds and plant facilities reserve funds passed after December 31, 2007, or earlier as provided in the criteria found in subsection 06(e);

d. voter approved school or charter school district supplemental maintenance and operation levies passed after December 31, 2007 for up to two years; or

e. levies described in subsections 06(b) or (c) approved prior to December 31, 2007 and included within the boundaries of a revenue allocation area by a change in the boundaries of either the revenue allocation area or the area subject to the levy by the taxing district or unit fund after December 31, 2007. ( )

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