



SPONSOR: Rep. Michael Smith & Sen. Wilson
Reps. Collins, Hensley, Ramone, Shupe, Yearick; Sen.
Pettyjohn

HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

HOUSE BILL NO. 389

AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO LIMITATION ON PUBLIC SCHOOLS'
TAX RATE AFTER GENERAL REASSESSMENT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend § 1916, Title 14 of the Delaware Code by making deletions as shown by strike through and
2 insertions as shown by underline as follows:

3 § 1916. Tax collection warrant and assessment list; tax rate after general reassessment.

4 (a) Based on the total value of all taxable property as shown on the county assessment list and on the amount to be
5 raised, the board of the district shall fix the rate of taxation plus 10% for delinquencies.

6 (b) Whenever the qualified voters of a reorganized school district have approved a specific rate of taxation or
7 specified amount of taxation under § 1903 of this title and a subsequent general reassessment of all real estate in the county
8 changes the total assessed valuation of the school district, the local board of education of each such local school district
9 shall calculate a new real estate tax rate which, ~~at its maximum,~~ would realize no ~~more than 10%~~ increase in actual revenue
10 over the revenue derived by real estate tax levied in the fiscal year immediately preceding such reassessed real estate
11 valuation. Any subsequent increase in rate of taxation shall be achieved only by an election of the qualified voters in such
12 local school district according to the procedures in § 1903 of this title.

13 (c) Notwithstanding any other provisions of this title to the contrary, the school board of the district whose
14 jurisdiction traverses county boundary lines and whose local school taxes are made different as a result of property
15 reassessment shall levy real estate taxes in the following manner:

16 (1) In the county not reassessed, at a rate authorized by law and referendum.

17 (2) In the county recently reassessed, at a newly calculated rate based on the newly established assessments
18 which ~~at its maximum~~ would bring in revenue equal to the amount authorized by law and by referendum, based on the
19 previous year's assessment, plus the quarterly updates ~~and the 10% increase as authorized by subsection (b) of this~~
20 ~~section.~~

SYNOPSIS

This Act removes the up to 10% increase in school property taxes allowed after reassessment.

