

**DEPARTMENT OF LOCAL GOVERNMENT FINANCE
100 NORTH SENATE AVENUE
IGC-N, ROOM N1058
INDIANAPOLIS, INDIANA 46204**

**IN THE MATTER OF THE REVIEW)
OF PROPOSED LANGUAGE FOR)
A BALLOT QUESTION REGARDING) No. 14-001-REF-A
ELKHART COMMUNITY SCHOOLS,)
ELKHART COUNTY)**

**FINDINGS AND FINAL DETERMINATION ON PROPOSED QUESTION
RESUBMITTED FEBRUARY 4, 2014**

1. Elkhart Community Schools (“Corporation”) proposes to place an operating referendum on the ballot for the purpose of establishing a referendum tax levy with a tax rate not to exceed thirteen and fifteen one-hundredths cents (\$0.1315) per one hundred dollars (\$100) of assessed value.
2. On January 10, 2014, the Department received an e-mail from the Corporation presenting the proposed ballot question for the referendum.
3. The Corporation requested that the Department review this proposed question:

“For the seven (7) calendar years immediately following the holding of the referendum, shall the school corporation impose a property tax rate that does not exceed thirteen and fifteen one-hundredths cents (\$0.1315) on each one hundred dollars (\$100) of assessed valuation and that is in addition to all other property tax levies imposed by the school corporation?”
4. On January 13, 2014, the Department found that the proposed language was in compliance with IC 20-46-1-10 and approved the language as proposed.
5. Nevertheless, on February 4, 2014, the Corporation requested by letter that the DLGF consider amended language that includes the full name of the Corporation. Specifically, the Corporation requests that the Department review this proposed question:

“For the seven (7) calendar years immediately following the holding of the referendum, shall the Elkhart Community Schools impose a property tax rate that does not exceed thirteen and fifteen one-hundredths cents (\$0.1315) on each one hundred dollars (\$100) of assessed valuation and that is in addition to all other property tax levies imposed by the school corporation?”

Compliance of Language

6. The Department must review the proposed language for compliance with IC 20-46-1-10. The Department may either approve or reject the language. The Department concludes that the language is in compliance with IC 20-46-1-10.

Final Determination

WHEREFORE, based on the above findings and applicable law, the Department finds that the proposed language is in compliance with IC 20-46-1-10 and approves the language as proposed.

The Department's January 13, 2014 Order is hereby rescinded.

Dated this ^{6th} 4th day of February, 2014.

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE



Micah G. Vincent, Commissioner
Department of Local Government Finance

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE

I, Michael E. Duffy, Staff Attorney for the Department of Local Government Finance, hereby certify that the above is an order of the Commissioner of the Department of Local Government Finance made this date in the above-entitled matter and that the Commissioner has personally signed the same under his statutory authority.

WITNESS MY HAND AND SEAL of the Commissioner on this the ^{6th} 4th day of February, 2014.



Michael E. Duffy, Staff Attorney
Department of Local Government Finance