

**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. 23-011-REF-A  
LAKE STATION COMMUNITY )  
SCHOOL CORPORATION, )  
LAKE COUNTY )**

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**FINDINGS AND FINAL DETERMINATION ON PROPOSED QUESTION SUBMITTED  
JUNE 28, 2023**

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1. On May 19, 2023, the Department of Local Government Finance (“Department”) rejected a proposed ballot question of Lake Station Community School Corporation (“Corporation”) proposes to place an operating referendum on the ballot for the purpose of continuing a referendum tax levy. Subsequently, the Corporation submitted a revised ballot question. This Order amends the May 19, 2023 order.
2. Under Indiana law, voters in the area served by the Corporation will vote in a referendum to approve or deny the Corporation’s proposed tax rate. Pursuant to IC 20-46-1-8.5, a resolution to extend a referendum levy must be adopted by the governing body of a school corporation and approved in a referendum before December 31 of the final calendar year in which the school corporation’s previously approved referendum levy is imposed.
3. Indiana law governs the format and wording of the ballot question for the referendum.
4. Under Indiana law, the “question to be submitted to the voters in the referendum **must read as follows**”:

"Shall the school corporation continue to impose increased property taxes paid to the school corporation by homeowners and businesses for \_\_\_\_\_ (insert number of years) years immediately following the holding of the referendum for the purpose of funding \_\_\_\_\_ (insert short description of purposes)? The property tax increase requested in this referendum was originally approved by the voters in \_\_\_\_\_ (insert the year in which the referendum tax levy was approved) and if extended will increase the average property tax paid to the school corporation per year on a residence within the school corporation by \_\_\_\_\_% (insert the estimated average percentage of property tax increase on a residence within the school corporation) and if extended will increase the average property tax paid to the school corporation per year on a business property within the school corporation by \_\_\_\_\_% (insert

the estimated average percentage of property tax increase on a business within the school corporation)."

Indiana Code 20-46-1-10.1, as amended by House Enrolled Act 1454-2023, Section 154 ("HEA 1454," effective July 1, 2023) (emphasis added). The number of years for which a referendum tax levy may be extended if the public question under this section is approved may not exceed eight (8) years.

5. The ballot question then must contain five parts:
  - The number of calendar years for which the tax will be in effect.
  - The purpose of the funding.
  - The name of the school corporation.
  - The year in which the initial referendum was originally approved.
  - The estimated average percent increase of taxes paid to the school corporation on residential and business property if the taxes are approved in the referendum, as certified by the county auditor under IC 20-46-1-10.1(d).
6. The law requires the Department of Local Government Finance ("Department") to review the language for compliance with IC 20-46-1-10.1. The Department may either approve or reject the language.
7. On June 28, 2023, the Department received a revised proposed ballot question from the Corporation. The proposed ballot question is as follows:

"Shall Lake Station Community Schools continue to impose increased property taxes paid to the School Corporation by homeowners and businesses for eight (8) years immediately following the holding of the referendum for the purpose of funding school bus transportation, maintaining and expanding academic programs, recruitment and retention of teachers and staff, student safety and security services, and other educational needs? The property tax increase requested in this referendum was originally approved by the voters in 2017 and if extended will increase the average property tax paid to the School Corporation per year on a residence within the School Corporation by 46.31% and if extended will increase the average property tax paid to the School Corporation per year on a business property within the School Corporation by 46.31%."
8. On June 28, 2023, the Department received from the Corporation, pursuant to IC 20-46-1-10.1(f), a revised estimated average percent increase to homesteads and business property, respectively, of the property taxes that would be imposed by the Corporation if the referendum passes, as certified by the Lake County Auditor.

#### **Estimate of Average Percent Increase in Taxes**

9. The estimated average percent increase in taxes, as certified by the Lake County Auditor under IC 20-46-1-10.1(f), is **46.31%** for homesteads and **46.31%** for business property.

### **Compliance of Language**

10. The Department must review the proposed language for compliance with IC 20-46-1-10.1. The Department may either approve or reject the language. The Department finds that the revised proposed question is in compliance with IC 20-46-1-10.1.

### **Final Determination**

WHEREFORE, based on the above findings and applicable law, the Department finds that the proposed language is in compliance with IC 20-46-1-10.1 and approves the language as proposed.

Dated this 6 day of July, 2023.

STATE OF INDIANA  
DEPARTMENT OF LOCAL GOVERNMENT FINANCE



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Daniel Shackle, Commissioner  
Department of Local Government Finance