
SENATE BILL 5579

State of Washington 52nd Legislature 1991 Regular Session

By Senator McCaslin.

Read first time February 8, 1991. Referred to Committee on Education.

1 AN ACT Relating to special levies for school nurses; and amending
2 RCW 84.52.053 and 84.52.0531.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 84.52.053 and 1987 1st ex.s. c 2 s 103 are each
5 amended to read as follows:

6 The limitations imposed by RCW 84.52.050 through 84.52.056, and
7 84.52.043 shall not prevent the levy of additional taxes by school
8 districts, when authorized so to do by the electors of such school
9 district in the manner and for the purposes and number of years
10 allowable under Article VII, section 2(a) of the Constitution of this
11 state, as amended by Amendment 79 and as thereafter amended, at a
12 special or general election to be held in the year in which the levy is
13 made or, in the case of a one-year levy for the purpose of school nurse
14 programs in an amount that does not exceed the sum necessary to provide
15 one school nurse for every two thousand full-time equivalent students

1 in the district which sum shall not be used to determine the levy
2 limitations under RCW 84.52.0531, or in the case of a proposition
3 authorizing two-year levies for maintenance and operation support of a
4 school district or authorizing two-year through six-year levies to
5 support the construction, modernization, or remodeling of school
6 facilities, or both, at a special or general election to be held in the
7 year in which the first annual levy is made: PROVIDED, That once
8 additional tax levies have been authorized for maintenance and
9 operation support of a school district for a two year period, no
10 further additional tax levies for maintenance and operation support of
11 the district for that period may be authorized.

12 A special election may be called and the time therefor fixed by the
13 board of school directors, by giving notice thereof by publication in
14 the manner provided by law for giving notices of general elections, at
15 which special election the proposition authorizing such excess levy
16 shall be submitted in such form as to enable the voters favoring the
17 proposition to vote "yes" and those opposed thereto to vote "no".

18 **Sec. 2.** RCW 84.52.0531 and 1990 c 33 s 601 are each amended to
19 read as follows:

20 Except as provided for in RCW 84.52.053 for one-year levies for
21 school nurse programs, the maximum dollar amount which may be levied by
22 or for any school district for maintenance and operation support under
23 the provisions of RCW 84.52.053 shall be determined as follows:

24 (1) For the purpose of this section, the basic education allocation
25 shall be determined pursuant to RCW 28A.150.250, 28A.150.260, and
26 28A.150.350: PROVIDED, That when determining the basic education
27 allocation under subsection (4) of this section, nonresident full time
28 equivalent pupils who are participating in a program provided for in
29 chapter 28A.545 RCW or in any other program pursuant to an

1 interdistrict agreement shall be included in the enrollment of the
2 resident district and excluded from the enrollment of the serving
3 district.

4 (2) For the purposes of subsection (5) of this section, a base year
5 levy percentage shall be established. The base year levy percentage
6 shall be equal to the greater of: (a) The district's actual levy
7 percentage for calendar year 1985, (b) the average levy percentage for
8 all school district levies in the state in calendar year 1985, or (c)
9 the average levy percentage for all school district levies in the
10 educational service district of the district in calendar year 1985.

11 (3) For excess levies for collection in calendar year 1988 and
12 thereafter, the maximum dollar amount shall be the total of:

13 (a) The district's levy base as defined in subsection (4) of this
14 section multiplied by the district's maximum levy percentage as defined
15 in subsections (5) and (6) of this section; plus

16 (b) In the case of nonhigh school districts only, an amount equal
17 to the total estimated amount due by the nonhigh school district to
18 high school districts pursuant to chapter 28A.545 RCW for the school
19 year during which collection of the levy is to commence, less the
20 increase in the nonhigh school district's basic education allocation as
21 computed pursuant to subsection (1) of this section due to the
22 inclusion of pupils participating in a program provided for in chapter
23 28A.545 RCW in such computation; less

24 (c) The maximum amount of state matching funds under RCW
25 28A.500.010 for which the district is eligible in that tax collection
26 year.

27 (4) For excess levies for collection in calendar year 1988 and
28 thereafter, a district's levy base shall be the sum of the following
29 allocations received by the district for the prior school year,
30 including allocations for compensation increases, adjusted by the

1 percent increase per full time equivalent student in the state basic
2 education appropriation between the prior school year and the current
3 school year:

4 (a) The district's basic education allocation as determined
5 pursuant to RCW 28A.150.250, 28A.150.260, and 28A.150.350;

6 (b) State and federal categorical allocations for the following
7 programs:

8 (i) Pupil transportation;

9 (ii) Handicapped education;

10 (iii) Education of highly capable students;

11 (iv) Compensatory education, including but not limited to learning
12 assistance, migrant education, Indian education, refugee programs, and
13 bilingual education;

14 (v) Food services; and

15 (vi) State-wide block grant programs; and

16 (c) Any other federal allocations for elementary and secondary
17 school programs, including direct grants, other than federal impact aid
18 funds and allocations in lieu of taxes.

19 (5) For levies to be collected in calendar year 1988, a district's
20 maximum levy percentage shall be determined as follows:

21 (a) Multiply the district's base year levy percentage as defined in
22 subsection (2) of this section by the district's levy base as
23 determined in subsection (4) of this section;

24 (b) Reduce the amount in (a) of this subsection by the total
25 estimated amount of any levy reduction funds as defined in subsection
26 (7) of this section which are to be allocated to the district for the
27 1987-88 school year;

28 (c) Divide the amount in (b) of this subsection by the district's
29 levy base to compute a new percentage; and

1 (d) The percentage in (c) of this subsection or twenty percent,
2 whichever is greater, shall be the district's maximum levy percentage
3 for levies collected in calendar year 1988.

4 (6) For excess levies for collection in calendar year 1989 and
5 thereafter, a district's maximum levy percentage shall be determined as
6 follows:

7 (a) Multiply the district's maximum levy percentage for the prior
8 year or thirty percent, whichever is less, by the district's levy base
9 as determined in subsection (4) of this section;

10 (b) Reduce the amount in (a) of this subsection by the total
11 estimated amount of any levy reduction funds as defined in subsection
12 (7) of this section which are to be allocated to the district for the
13 current school year;

14 (c) Divide the amount in (b) of this subsection by the district's
15 levy base to compute a new percentage; and

16 (d) The percentage in (c) of this subsection or twenty percent,
17 whichever is greater, shall be the district's maximum levy percentage
18 for levies collected in that calendar year.

19 (7) "Levy reduction funds" shall mean increases in state funds from
20 the prior school year for programs included under subsection (4) of
21 this section: (a) That are not attributable to enrollment changes,
22 compensation increases, or inflationary adjustments; and (b) that are
23 or were specifically identified as levy reduction funds in the
24 appropriations act. If levy reduction funds are dependent on formula
25 factors which would not be finalized until after the start of the
26 current school year, the superintendent of public instruction shall
27 estimate the total amount of levy reduction funds by using prior school
28 year data in place of current school year data. Levy reduction funds
29 shall not include moneys received by school districts from cities or
30 counties.

1 (8) For the purposes of this section, "prior school year" shall
2 mean the most recent school year completed prior to the year in which
3 the levies are to be collected.

4 (9) For the purposes of this section, "current school year" shall
5 mean the year immediately following the prior school year.

6 (10) The superintendent of public instruction shall develop rules
7 and regulations and inform school districts of the pertinent data
8 necessary to carry out the provisions of this section.