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HOUSE BILL 2066

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State of Washington

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By Representatives J. Kohl, Wang, G. Cole, Silver, Leonard, R. Fisher, Patterson, Peery, Locke, Pruitt, Brough, Cothorn, Appelwick and Eide

Read first time 02/25/93. Referred to Committee on Appropriations.

1 AN ACT Relating to school district excess levies; and amending RCW  
2 84.52.0531.

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

4 **Sec. 1.** RCW 84.52.0531 and 1992 c 49 s 1 are each amended to read  
5 as follows:

6 The maximum dollar amount which may be levied by or for any school  
7 district for maintenance and operation support under the provisions of  
8 RCW 84.52.053 shall be determined as follows:

9 (1) For excess levies for collection in calendar year 1992, the  
10 maximum dollar amount shall be calculated pursuant to the laws and  
11 rules in effect in November 1991.

12 (2) For the purpose of this section, the basic education allocation  
13 shall be determined pursuant to RCW 28A.150.250, 28A.150.260, and  
14 28A.150.350: PROVIDED, That when determining the basic education  
15 allocation under subsection (4) of this section, nonresident full time  
16 equivalent pupils who are participating in a program provided for in  
17 chapter 28A.545 RCW or in any other program pursuant to an  
18 interdistrict agreement shall be included in the enrollment of the

1 resident district and excluded from the enrollment of the serving  
2 district.

3 (3) For excess levies for collection in calendar year 1993 and  
4 thereafter, the maximum dollar amount shall be the sum of (a) and (b)  
5 of this subsection minus (c) of this subsection:

6 (a) The district's levy base as defined in subsection (4) of this  
7 section multiplied by the district's maximum levy percentage as defined  
8 in subsection (5) of this section: PROVIDED, That for levies to be  
9 collected in calendar year 1994, the product determined under this  
10 subsection shall be increased by fifteen percent;

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

19 (c) The maximum amount of state matching funds under RCW  
20 28A.500.010 for which the district is eligible in that tax collection  
21 year.

22 (4) For excess levies for collection in calendar year 1993 and  
23 thereafter, a district's levy base shall be the sum of allocations in  
24 (a) through (c) of this subsection received by the district for the  
25 prior school year, including allocations for compensation increases,  
26 plus the sum of such allocations multiplied by the percent increase per  
27 full time equivalent student as stated in the state basic education  
28 appropriation section of the biennial budget between the prior school  
29 year and the current school year and divided by fifty-five percent. A  
30 district's levy base shall not include local school district property  
31 tax levies or other local revenues, or state and federal allocations  
32 not identified in (a) through (c) of this subsection.

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

35 (b) State and federal categorical allocations for the following  
36 programs:

37 (i) Pupil transportation;

38 (ii) Handicapped education;

39 (iii) Education of highly capable students;

1 (iv) Compensatory education, including but not limited to learning  
2 assistance, migrant education, Indian education, refugee programs, and  
3 bilingual education;

4 (v) Food services; and

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

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

9 (5) For excess levies for collection in calendar year 1993 and  
10 thereafter, a district's maximum levy percentage shall be determined as  
11 follows:

12 (a) Multiply the district's maximum levy percentage for the prior  
13 year by the district's levy base as determined in subsection (4) of  
14 this section;

15 (b) Reduce the amount in (a) of this subsection by the total  
16 estimated amount of any levy reduction funds as defined in subsection  
17 (6) of this section which are to be allocated to the district for the  
18 current school year;

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

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

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

36 (7) For the purposes of this section, "prior school year" shall  
37 mean the most recent school year completed prior to the year in which  
38 the levies are to be collected.

1       (8) For the purposes of this section, "current school year" shall  
2 mean the year immediately following the prior school year.

3       (9) The superintendent of public instruction shall develop rules  
4 and regulations and inform school districts of the pertinent data  
5 necessary to carry out the provisions of this section.

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