

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1833

Chapter 386, Laws of 1999

56th Legislature
1999 Regular Session

SCHOOL FINANCING

EFFECTIVE DATE: 7/25/99

Passed by the House April 24, 1999
Yeas 95 Nays 1

JOHN E. PENNINGTON, JR.
Speaker of the House of Representatives

FRANK CHOPP
Speaker of the House of Representatives

Passed by the Senate April 23, 1999
Yeas 47 Nays 0

BRAD OWEN
President of the Senate

Approved May 18, 1999

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1833** as passed by the House of Representatives and the Senate on the dates hereon set forth.

DEAN R. FOSTER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

May 18, 1999 - 3:18 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1833

AS AMENDED BY THE SENATE

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Representatives Thomas, Lantz, Carlson, Keiser, Cairnes, H. Sommers, Talcott, Ogden, Quall, Dunshee, O'Brien, Murray, Cody, Pflug, Dunn, Santos, Schual-Berke, Lovick, Edmonds, Wood, Haigh, Rockefeller, Conway, Stensen, Dickerson, Kessler and Esser

Read first time 02/08/1999. Referred to Committee on Capital Budget.

1 AN ACT Relating to alternate financing for schools; amending RCW
2 28A.335.170 and 28A.530.010; and adding a new section to chapter
3 28A.525 RCW.

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

5 **Sec. 1.** RCW 28A.335.170 and 1990 c 33 s 360 are each amended to
6 read as follows:

7 The board of directors of any school district may enter into
8 contracts for their respective districts (~~for periods not exceeding~~
9 ~~five years in duration~~) with public and private persons,
10 organizations, and entities for the following purposes:

11 (1) To rent or lease building space(~~(-)~~) and portable buildings(~~(-~~
12 security systems, computers and other equipment) for periods not
13 exceeding ten years in duration;

14 (2) To rent security systems, computers, and other equipment or to
15 have maintained and repaired security systems, computers, and other
16 equipment for periods not exceeding five years in duration; and

17 (3) To provide pupil transportation services for periods not
18 exceeding five years in duration.

1 No school district may enter into a contract for pupil
2 transportation unless it has notified the superintendent of public
3 instruction that, in the best judgment of the district, the cost of
4 contracting will not exceed the projected cost of operating its own
5 pupil transportation.

6 The budget of each school district shall identify that portion of
7 each contractual liability incurred pursuant to this section extending
8 beyond the fiscal year by amount, duration, and nature of the
9 contracted service and/or item in accordance with rules and regulations
10 of the superintendent of public instruction adopted pursuant to RCW
11 28A.505.140 and 28A.310.330.

12 The provisions of this section shall not have any effect on the
13 length of contracts for school district employees specified by RCW
14 28A.400.300 and 28A.405.210.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.525
16 RCW to read as follows:

17 The board of directors of any school district may use the proceeds
18 of voter-approved bonds, voter-approved levies, state allocations for
19 financial assistance, or other funds available to the district for:
20 (1) Payment of an installment purchase contract for school plant
21 facilities; or (2) payments under any financing lease the term of which
22 is ten years or longer and that contains an option by the school
23 district to purchase the leased property for nominal consideration.
24 The authority granted by this section for the use of moneys from such
25 sources is in addition to, and not in limitation of, any other
26 authority provided by law, and the proceeds of voter-approved bonds or
27 tax levies may be used for such payments to the full extent allowed by
28 Article VII, section 2 of the state Constitution.

29 **Sec. 3.** RCW 28A.530.010 and 1991 c 114 s 3 are each amended to
30 read as follows:

31 The board of directors of any school district may borrow money and
32 issue negotiable bonds therefor for the purpose of:

33 (1) Funding outstanding indebtedness or bonds theretofore issued;
34 or

35 (2) For the purchase of sites for all buildings, playgrounds,
36 physical education and athletic facilities and structures authorized by

1 law or necessary or proper to carry out the functions of a school
2 district; or

3 (3) For erecting all buildings authorized by law, including but not
4 limited to those mentioned in subsection (2) of this section
5 immediately above or necessary or proper to carry out the functions of
6 a school district, and providing the necessary furniture, apparatus, or
7 equipment therefor; or

8 (4) For improving the energy efficiency of school district
9 buildings and/or installing systems and components to utilize renewable
10 and/or inexhaustible energy resources; or

11 (5) For major and minor structural changes and structural additions
12 to buildings, structures, facilities and sites necessary or proper to
13 carrying out the functions of the school district; or

14 (6) For payment of (a) an installment purchase contract for school
15 plant facilities or (b) a financing lease the term of which is ten
16 years or longer and that contains an option by the school district to
17 purchase the leased property for nominal consideration, but only to the
18 extent such payment constitutes a capital expenditure; or

19 (7) For any or all of these and other capital purposes.

20 Neither the amount of money borrowed nor bonds issued therefor
21 shall exceed the limitation of indebtedness prescribed by chapter 39.36
22 RCW, as now or hereafter amended.

23 Except for bonds issued under RCW 28A.530.080, bonds may be issued
24 only when authorized by the vote of the qualified electors of the
25 district as provided by law.

26 The bonds shall be issued and sold in accordance with chapter 39.46
27 RCW.

Passed the House April 24, 1999.

Passed the Senate April 23, 1999.

Approved by the Governor May 18, 1999.

Filed in Office of Secretary of State May 18, 1999.