

CERTIFICATION OF ENROLLMENT
SUBSTITUTE SENATE BILL 6211

Chapter 21, Laws of 2004

58th Legislature
2004 Regular Session

SCHOOL LEVY BASE

EFFECTIVE DATE: 6/10/04

Passed by the Senate March 10, 2004
YEAS 35 NAYS 14

BRAD OWEN

President of the Senate

Passed by the House March 5, 2004
YEAS 68 NAYS 25

FRANK CHOPP

Speaker of the House of Representatives

Approved March 18, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SUBSTITUTE SENATE BILL 6211 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

FILED

March 18, 2004 - 12:51 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6211

AS AMENDED BY THE HOUSE

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By Senate Committee on Education (originally sponsored by Senators Carlson, Kohl-Welles, Esser, Swecker, Schmidt, Finkbeiner, Brandland, Pflug, Roach, Rasmussen and Murray)

READ FIRST TIME 02/05/04.

1 AN ACT Relating to school district levy base calculations; amending
2 RCW 28A.500.020 and 84.52.0531; and providing an expiration date.

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

4 **Sec. 1.** RCW 28A.500.020 and 1999 c 317 s 2 are each amended to
5 read as follows:

6 (1) Unless the context clearly requires otherwise, the definitions
7 in this section apply throughout this chapter.

8 (a) "Prior tax collection year" means the year immediately
9 preceding the year in which the local effort assistance shall be
10 allocated.

11 (b) "Statewide average twelve percent levy rate" means twelve
12 percent of the total levy bases as defined in RCW 84.52.0531 (3) and
13 (4) summed for all school districts, and divided by the total assessed
14 valuation for excess levy purposes in the prior tax collection year for
15 all districts as adjusted to one hundred percent by the county
16 indicated ratio established in RCW 84.48.075.

17 (c) The "district's twelve percent levy amount" means the school
18 district's maximum levy authority after transfers determined under RCW

1 84.52.0531(2) (a) through (c) divided by the district's maximum levy
2 percentage determined under RCW 84.52.0531(~~(+4)~~) (5) multiplied by
3 twelve percent.

4 (d) The "district's twelve percent levy rate" means the district's
5 twelve percent levy amount divided by the district's assessed valuation
6 for excess levy purposes for the prior tax collection year as adjusted
7 to one hundred percent by the county indicated ratio.

8 (e) "Districts eligible for local effort assistance" means those
9 districts with a twelve percent levy rate that exceeds the statewide
10 average twelve percent levy rate.

11 (2) Unless otherwise stated all rates, percents, and amounts are
12 for the calendar year for which local effort assistance is being
13 calculated under this chapter.

14 **Sec. 2.** RCW 84.52.0531 and 1997 c 259 s 2 are each amended to read
15 as follows:

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

19 (1) For excess levies for collection in calendar year 1997, the
20 maximum dollar amount shall be calculated pursuant to the laws and
21 rules in effect in November 1996.

22 (2) For excess levies for collection in calendar year 1998 and
23 thereafter, the maximum dollar amount shall be the sum of (a) plus or
24 minus (b) and (c) of this subsection minus (d) of this subsection:

25 (a) The district's levy base as defined in subsections (3) and (4)
26 of this section multiplied by the district's maximum levy percentage as
27 defined in subsection (~~(+4)~~) (5) of this section;

28 (b) For districts in a high/nonhigh relationship, the high school
29 district's maximum levy amount shall be reduced and the nonhigh school
30 district's maximum levy amount shall be increased by an amount equal to
31 the estimated amount of the nonhigh payment due to the high school
32 district under RCW 28A.545.030(3) and 28A.545.050 for the school year
33 commencing the year of the levy;

34 (c) For districts in an interdistrict cooperative agreement, the
35 nonresident school district's maximum levy amount shall be reduced and
36 the resident school district's maximum levy amount shall be increased

1 by an amount equal to the per pupil basic education allocation included
2 in the nonresident district's levy base under subsection (3) of this
3 section multiplied by:

4 (i) The number of full-time equivalent students served from the
5 resident district in the prior school year; multiplied by:

6 (ii) The serving district's maximum levy percentage determined
7 under subsection (~~((4))~~) (5) of this section; increased by:

8 (iii) The percent increase per full-time equivalent student as
9 stated in the state basic education appropriation section of the
10 biennial budget between the prior school year and the current school
11 year divided by fifty-five percent;

12 (d) The district's maximum levy amount shall be reduced by the
13 maximum amount of state matching funds for which the district is
14 eligible under RCW 28A.500.010.

15 (3) For excess levies for collection in calendar year (~~((1998))~~) 2005
16 and thereafter, a district's levy base shall be the sum of allocations
17 in (a) through (c) of this subsection received by the district for the
18 prior school year and the amounts determined under subsection (4) of
19 this section, including allocations for compensation increases, plus
20 the sum of such allocations multiplied by the percent increase per full
21 time equivalent student as stated in the state basic education
22 appropriation section of the biennial budget between the prior school
23 year and the current school year and divided by fifty-five percent. A
24 district's levy base shall not include local school district property
25 tax levies or other local revenues, or state and federal allocations
26 not identified in (a) through (c) of this subsection.

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

29 (b) State and federal categorical allocations for the following
30 programs:

31 (i) Pupil transportation;

32 (ii) Special education;

33 (iii) Education of highly capable students;

34 (iv) Compensatory education, including but not limited to learning
35 assistance, migrant education, Indian education, refugee programs, and
36 bilingual education;

37 (v) Food services; and

38 (vi) Statewide block grant programs; and

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

4 (4) For levy collections in calendar years 2005 through 2007, in
5 addition to the allocations included under subsection (3)(a) through
6 (c) of this section, a district's levy base shall also include the
7 following:

8 (a) The difference between the allocation the district would have
9 received in the current school year had RCW 84.52.068 not been amended
10 by chapter 19, Laws of 2003 1st sp. sess. and the allocation the
11 district received in the current school year pursuant to RCW 84.52.068.
12 The office of the superintendent of public instruction shall offset the
13 amount added to a district's levy base pursuant to this subsection
14 (4)(a) by any additional per student allocations included in a
15 district's levy base pursuant to the enactment of an initiative to the
16 people subsequent to the effective date of this section; and

17 (b) The difference between the allocations the district would have
18 received the prior school year had RCW 28A.400.205 not been amended by
19 chapter 20, Laws of 2003 1st sp. sess. and the allocations the district
20 actually received the prior school year pursuant to RCW 28A.400.205.
21 The office of the superintendent of public instruction shall offset the
22 amount added to a district's levy base pursuant to this subsection
23 (4)(b) by any additional salary increase allocations included in a
24 district's levy base pursuant to the enactment of an initiative to the
25 people subsequent to the effective date of this section.

26 (5) A district's maximum levy percentage shall be twenty-two
27 percent in 1998 and twenty-four percent in 1999 and every year
28 thereafter; plus, for qualifying districts, the grandfathered
29 percentage determined as follows:

30 (a) For 1997, the difference between the district's 1993 maximum
31 levy percentage and twenty percent; and

32 (b) For 1998 and thereafter, the percentage calculated as follows:

33 (i) Multiply the grandfathered percentage for the prior year times
34 the district's levy base determined under subsection (3) of this
35 section;

36 (ii) Reduce the result of (b)(i) of this subsection by any levy
37 reduction funds as defined in subsection ~~((+5+))~~ (6) of this section
38 that are to be allocated to the district for the current school year;

1 (iii) Divide the result of (b)(ii) of this subsection by the
2 district's levy base; and

3 (iv) Take the greater of zero or the percentage calculated in
4 (b)(iii) of this subsection.

5 ~~((+5))~~ (6) "Levy reduction funds" shall mean increases in state
6 funds from the prior school year for programs included under
7 subsections (3) and (4) of this section: (a) That are not attributable
8 to enrollment changes, compensation increases, or inflationary
9 adjustments; and (b) that are or were specifically identified as levy
10 reduction funds in the appropriations act. If levy reduction funds are
11 dependent on formula factors which would not be finalized until after
12 the start of the current school year, the superintendent of public
13 instruction shall estimate the total amount of levy reduction funds by
14 using prior school year data in place of current school year data.
15 Levy reduction funds shall not include moneys received by school
16 districts from cities or counties.

17 ~~((+6))~~ (7) For the purposes of this section, "prior school year"
18 means the most recent school year completed prior to the year in which
19 the levies are to be collected.

20 ~~((+7))~~ (8) For the purposes of this section, "current school year"
21 means the year immediately following the prior school year.

22 ~~((+8))~~ (9) Funds collected from transportation vehicle fund tax
23 levies shall not be subject to the levy limitations in this section.

24 ~~((+9))~~ (10) The superintendent of public instruction shall develop
25 rules and regulations and inform school districts of the pertinent data
26 necessary to carry out the provisions of this section.

27 NEW SECTION. Sec. 3. This act expires January 1, 2008.

Passed by the Senate March 10, 2004.

Passed by the House March 5, 2004.

Approved by the Governor March 18, 2004.

Filed in Office of Secretary of State March 18, 2004.