
HOUSE BILL 1772

State of Washington 59th Legislature 2005 Regular Session

By Representative Anderson

Read first time 02/04/2005. Referred to Committee on Education.

1 AN ACT Relating to revising school funding by standardizing levy
2 formulas and salary schedules; amending RCW 28A.400.205, 28A.500.020,
3 28A.500.020, 28A.500.030, 84.52.0531, 84.52.0531, and 67.70.240; adding
4 new sections to chapter 28A.500 RCW; providing effective dates;
5 providing an expiration date; and declaring an emergency.

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

7 **Sec. 1.** RCW 28A.400.205 and 2003 1st sp.s. c 20 s 1 are each
8 amended to read as follows:

9 (1) School district employees shall be provided an annual salary
10 cost-of-living increase in accordance with this section.

11 (a) The cost-of-living increase shall be calculated by applying the
12 rate of the yearly increase in the cost-of-living index to any state-
13 funded salary base used in state funding formulas for teachers and
14 other school district employees. Beginning with the 2001-02 school
15 year, and for each subsequent school year, except for the 2003-04 and
16 2004-05 school years, each school district shall be provided a cost-of-
17 living allocation sufficient to grant this cost-of-living increase,
18 except as provided in subsection (3) of this section.

1 (b) A school district shall distribute its cost-of-living
2 allocation for salaries and salary-related benefits in accordance with
3 the district's salary schedules, collective bargaining agreements, and
4 compensation policies. No later than the end of the school year, each
5 school district shall certify to the superintendent of public
6 instruction that it has spent funds provided for cost-of-living
7 increases on salaries and salary-related benefits.

8 (c) Any funded cost-of-living increase shall be included in the
9 salary base used to determine cost-of-living increases for school
10 employees in subsequent years, except as provided in subsection (3) of
11 this section. For teachers and other certificated instructional staff,
12 the rate of the annual cost-of-living increase funded for certificated
13 instructional staff shall be applied to the base salary used with the
14 statewide salary allocation schedule established under RCW 28A.150.410
15 and to any other salary models used to recognize school district
16 personnel costs.

17 (2) For the purposes of this section, "cost-of-living index" means,
18 for any school year, the previous calendar year's annual average
19 consumer price index, using the official current base, compiled by the
20 bureau of labor statistics, United States department of labor for the
21 state of Washington. If the bureau of labor statistics develops more
22 than one consumer price index for areas within the state, the index
23 covering the greatest number of people, covering areas exclusively
24 within the boundaries of the state, and including all items shall be
25 used for the cost-of-living index in this section.

26 (3) For districts that have historically received teacher salary
27 allocations in excess of the statewide salary schedule included in the
28 appropriations act pursuant to RCW 28A.150.410, the legislature shall
29 decline to provide a cost-of-living increase allocation, or shall
30 provide a cost-of-living increase allocation at a lower rate than
31 otherwise required by this section, in order to bring these districts'
32 general apportionment allocations down to or closer to the statewide
33 salary schedule.

34 **Sec. 2.** RCW 28A.500.020 and 2004 c 21 s 1 are each amended to read
35 as follows:

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

1 (a) "Prior tax collection year" means the year immediately
2 preceding the year in which the local effort assistance shall be
3 allocated.

4 (b) "Statewide average (~~((twelve))~~) fifteen percent levy rate" means
5 (~~((twelve))~~) fifteen percent of the total levy bases as defined in RCW
6 84.52.0531 (3) and (4) summed for all school districts, and divided by
7 the total assessed valuation for excess levy purposes in the prior tax
8 collection year for all districts as adjusted to one hundred percent by
9 the county indicated ratio established in RCW 84.48.075.

10 (c) The "district's (~~((twelve))~~) fifteen percent levy amount" means
11 the school district's maximum levy authority after transfers determined
12 under RCW 84.52.0531(2) (a) through (c) divided by (~~(the district's~~
13 ~~maximum levy percentage determined under RCW 84.52.0531(5))~~) thirty
14 percent multiplied by (~~((twelve))~~) fifteen percent.

15 (d) The "district's (~~((twelve))~~) fifteen percent levy rate" means the
16 district's (~~((twelve))~~) fifteen percent levy amount divided by the
17 district's assessed valuation for excess levy purposes for the prior
18 tax collection year as adjusted to one hundred percent by the county
19 indicated ratio.

20 (e) "Districts eligible for local effort assistance" means those
21 districts with a (~~((twelve))~~) fifteen percent levy rate that exceeds the
22 statewide average (~~((twelve))~~) fifteen percent levy rate.

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

26 **Sec. 3.** RCW 28A.500.020 and 1999 c 317 s 2 are each amended to
27 read as follows:

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

30 (a) "Prior tax collection year" means the year immediately
31 preceding the year in which the local effort assistance shall be
32 allocated.

33 (b) "Statewide average (~~((twelve))~~) fifteen percent levy rate" means
34 (~~((twelve))~~) fifteen percent of the total levy bases as defined in RCW
35 84.52.0531(3) summed for all school districts, and divided by the total
36 assessed valuation for excess levy purposes in the prior tax collection

1 year for all districts as adjusted to one hundred percent by the county
2 indicated ratio established in RCW 84.48.075.

3 (c) The "district's (~~twelve~~) fifteen percent levy amount" means
4 the school district's maximum levy authority after transfers determined
5 under RCW 84.52.0531(2) (a) through (c) divided by (~~the district's~~
6 ~~maximum levy percentage determined under RCW 84.52.0531(4)~~) thirty
7 percent multiplied by (~~twelve~~) fifteen percent.

8 (d) The "district's (~~twelve~~) fifteen percent levy rate" means the
9 district's (~~twelve~~) fifteen percent levy amount divided by the
10 district's assessed valuation for excess levy purposes for the prior
11 tax collection year as adjusted to one hundred percent by the county
12 indicated ratio.

13 (e) "Districts eligible for local effort assistance" means those
14 districts with a (~~twelve~~) fifteen percent levy rate that exceeds the
15 statewide average (~~twelve~~) fifteen percent levy rate.

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

19 **Sec. 4.** RCW 28A.500.030 and 2003 1st sp.s. c 25 s 912 are each
20 amended to read as follows:

21 Allocation of state matching funds to eligible districts for local
22 effort assistance shall be determined as follows:

23 (1) Funds raised by the district through maintenance and operation
24 levies shall be matched with state funds using the following ratio of
25 state funds to levy funds:

26 (a) The difference between the district's (~~twelve~~) fifteen
27 percent levy rate and the statewide average (~~twelve~~) fifteen percent
28 levy rate; to

29 (b) The statewide average (~~twelve~~) fifteen percent levy rate.

30 (2) The maximum amount of state matching funds for districts
31 eligible for local effort assistance shall be the district's (~~twelve~~)
32 fifteen percent levy amount, multiplied by the following percentage:

33 (a) The difference between the district's (~~twelve~~) fifteen
34 percent levy rate and the statewide average (~~twelve~~) fifteen percent
35 levy rate; divided by

36 (b) The district's (~~twelve~~) fifteen percent levy rate.

1 (3) Calendar year 2003 allocations and maximum eligibility under
2 this chapter shall be multiplied by 0.99.

3 (4) From January 1, 2004, to June 30, 2005, allocations and maximum
4 eligibility under this chapter shall be multiplied by 0.937.

5 **Sec. 5.** RCW 84.52.0531 and 2004 c 21 s 2 are each amended to read
6 as follows:

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

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

13 (2) For excess levies for collection in calendar year (~~(1998)~~) 2006
14 and thereafter, the maximum dollar amount shall be the sum of (a) plus
15 or minus (b) and (c) of this subsection minus (d) of this subsection:

16 (a) The district's levy base as defined in subsections (3) and (4)
17 of this section multiplied by the district's maximum levy percentage as
18 defined in subsection (5) of this section;

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

25 (c) For districts in an interdistrict cooperative agreement, the
26 nonresident school district's maximum levy amount shall be reduced and
27 the resident school district's maximum levy amount shall be increased
28 by an amount equal to the per pupil basic education allocation included
29 in the nonresident district's levy base under subsection (3) of this
30 section multiplied by:

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

33 (ii) The serving district's maximum levy percentage determined
34 under subsection (5) of this section; increased by:

35 (iii) The percent increase per full-time equivalent student as
36 stated in the state basic education appropriation section of the

1 biennial budget between the prior school year and the current school
2 year divided by fifty-five percent;

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

6 (3) For excess levies for collection in calendar year ((2005)) 2006
7 and thereafter, a district's levy base shall be the sum of allocations
8 in (a) through (c) of this subsection received by the district for the
9 prior school year and the amounts determined under subsection (4) of
10 this section, including allocations for compensation increases, plus
11 the sum of such allocations multiplied by the percent increase per full
12 time equivalent student as stated in the state basic education
13 appropriation section of the biennial budget between the prior school
14 year and the current school year and divided by fifty-five percent. A
15 district's levy base shall not include local school district property
16 tax levies or other local revenues, or state and federal allocations
17 not identified in (a) through (c) of this subsection.

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

20 (b) State and federal categorical allocations for the following
21 programs:

- 22 (i) Pupil transportation;
- 23 (ii) Special education;
- 24 (iii) Education of highly capable students;
- 25 (iv) Compensatory education, including but not limited to learning
26 assistance, migrant education, Indian education, refugee programs, and
27 bilingual education;
- 28 (v) Food services; and
- 29 (vi) Statewide block grant programs; and

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

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

37 (a) The difference between the allocation the district would have
38 received in the current school year had RCW 84.52.068 not been amended

1 by chapter 19, Laws of 2003 1st sp. sess. and the allocation the
2 district received in the current school year pursuant to RCW 84.52.068.
3 The office of the superintendent of public instruction shall offset the
4 amount added to a district's levy base pursuant to this subsection
5 (4)(a) by any additional per student allocations included in a
6 district's levy base pursuant to the enactment of an initiative to the
7 people subsequent to June 10, 2004; and

8 (b) The difference between the allocations the district would have
9 received the prior school year had RCW 28A.400.205 not been amended by
10 chapter 20, Laws of 2003 1st sp. sess. and the allocations the district
11 actually received the prior school year pursuant to RCW 28A.400.205.
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)(b) by any additional salary increase allocations included in a
15 district's levy base pursuant to the enactment of an initiative to the
16 people subsequent to June 10, 2004.

17 (5) A district's maximum levy percentage shall be ~~((twenty-two))~~
18 thirty percent ~~((in 1998 and twenty four percent in 1999 and every year~~
19 ~~thereafter; plus, for qualifying districts, the grandfathered~~
20 ~~percentage determined as follows:~~

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

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

24 ~~(i) Multiply the grandfathered percentage for the prior year times~~
25 ~~the district's levy base determined under subsection (3) of this~~
26 ~~section;~~

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

30 ~~(iii) Divide the result of (b)(ii) of this subsection by the~~
31 ~~district's levy base; and~~

32 ~~(iv) Take the greater of zero or the percentage calculated in~~
33 ~~(b)(iii) of this subsection.~~

34 ~~(6) "Levy reduction funds" shall mean increases in state funds from~~
35 ~~the prior school year for programs included under subsections (3) and~~
36 ~~(4) of this section: (a) That are not attributable to enrollment~~
37 ~~changes, compensation increases, or inflationary adjustments; and (b)~~
38 ~~that are or were specifically identified as levy reduction funds in the~~

1 ~~appropriations act. If levy reduction funds are dependent on formula~~
2 ~~factors which would not be finalized until after the start of the~~
3 ~~current school year, the superintendent of public instruction shall~~
4 ~~estimate the total amount of levy reduction funds by using prior school~~
5 ~~year data in place of current school year data. Levy reduction funds~~
6 ~~shall not include moneys received by school districts from cities or~~
7 ~~counties)).~~

8 ((+7)) (6) For the purposes of this section, "prior school year"
9 means the most recent school year completed prior to the year in which
10 the levies are to be collected.

11 ((+8)) (7) For the purposes of this section, "current school year"
12 means the year immediately following the prior school year.

13 ((+9)) (8) Funds collected from transportation vehicle fund tax
14 levies shall not be subject to the levy limitations in this section.

15 ((+10)) (9) The superintendent of public instruction shall develop
16 rules and regulations and inform school districts of the pertinent data
17 necessary to carry out the provisions of this section.

18 **Sec. 6.** RCW 84.52.0531 and 1997 c 259 s 2 are each amended to read
19 as follows:

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

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

26 (2) For excess levies for collection in calendar year ~~((1998))~~ 2006
27 and thereafter, the maximum dollar amount shall be the sum of (a) plus
28 or minus (b) and (c) of this subsection minus (d) of this subsection:

29 (a) The district's levy base as defined in subsection (3) of this
30 section multiplied by the district's maximum levy percentage as defined
31 in subsection (4) of this section;

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

1 (c) For districts in an interdistrict cooperative agreement, the
2 nonresident school district's maximum levy amount shall be reduced and
3 the resident school district's maximum levy amount shall be increased
4 by an amount equal to the per pupil basic education allocation included
5 in the nonresident district's levy base under subsection (3) of this
6 section multiplied by:

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

9 (ii) The serving district's maximum levy percentage determined
10 under subsection (4) of this section; increased by:

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

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

18 (3) For excess levies for collection in calendar year (~~(1998)~~) 2006
19 and thereafter, a district's levy base shall be the sum of allocations
20 in (a) through (c) of this subsection received by the district for the
21 prior school year, including allocations for compensation increases,
22 plus the sum of such allocations multiplied by the percent increase per
23 full time equivalent student as stated in the state basic education
24 appropriation section of the biennial budget between the prior school
25 year and the current school year and divided by fifty-five percent. A
26 district's levy base shall not include local school district property
27 tax levies or other local revenues, or state and federal allocations
28 not identified in (a) through (c) of this subsection.

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

31 (b) State and federal categorical allocations for the following
32 programs:

33 (i) Pupil transportation;

34 (ii) Special education;

35 (iii) Education of highly capable students;

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

1 (v) Food services; and

2 (vi) Statewide block grant programs; and

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

6 (4) A district's maximum levy percentage shall be ~~((twenty-two))~~
7 thirty percent ~~((in 1998 and twenty four percent in 1999 and every year~~
8 ~~thereafter; plus, for qualifying districts, the grandfathered~~
9 ~~percentage determined as follows:~~

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

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

13 ~~(i) Multiply the grandfathered percentage for the prior year times~~
14 ~~the district's levy base determined under subsection (3) of this~~
15 ~~section;~~

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

19 ~~(iii) Divide the result of (b)(ii) of this subsection by the~~
20 ~~district's levy base; and~~

21 ~~(iv) Take the greater of zero or the percentage calculated in~~
22 ~~(b)(iii) of this subsection)).~~

23 (5) "Levy reduction funds" shall mean increases in state funds from
24 the prior school year for programs included under subsection (3) of
25 this section: (a) That are not attributable to enrollment changes,
26 compensation increases, or inflationary adjustments; and (b) that are
27 or were specifically identified as levy reduction funds in the
28 appropriations act. If levy reduction funds are dependent on formula
29 factors which would not be finalized until after the start of the
30 current school year, the superintendent of public instruction shall
31 estimate the total amount of levy reduction funds by using prior school
32 year data in place of current school year data. Levy reduction funds
33 shall not include moneys received by school districts from cities or
34 counties.

35 (6) For the purposes of this section, "prior school year" means the
36 most recent school year completed prior to the year in which the levies
37 are to be collected.

1 (7) For the purposes of this section, "current school year" means
2 the year immediately following the prior school year.

3 (8) Funds collected from transportation vehicle fund tax levies
4 shall not be subject to the levy limitations in this section.

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

8 NEW SECTION. **Sec. 7.** A new section is added to chapter 28A.500
9 RCW to read as follows:

10 (1) It is the intent of the legislature to mitigate the initial
11 impact of chapter . . . , Laws of 2005 (this act) by providing a one-
12 time hold harmless allocation. The calculation of the hold harmless
13 allocation as provided in subsection (2) of this section is equivalent
14 to providing a declining hold harmless allocation over a six-year
15 period.

16 (2) If the provisions of chapter . . . , Laws of 2005 (this act)
17 result in a net change to a district's excess levy revenue and local
18 effort assistance allocation in calendar year 2006 plus salary increase
19 allocations in school year 2006-07 that is negative, the district shall
20 receive a hold harmless allocation. The hold harmless allocation shall
21 be two and one-half times the following amount: (a) The difference
22 between the amount of levy revenue the district would have received in
23 calendar year 2006 had the chapter . . . , Laws of 2005 (this act)
24 amendments to RCW 84.52.0531 not been enacted, and the amount the
25 district will receive in calendar year 2006 under the chapter . . . ,
26 Laws of 2005 (this act) amendments to RCW 84.52.0531; plus (b) the
27 difference between the amount of local effort assistance the district
28 would have received in calendar year 2006 had the chapter . . . , Laws
29 of 2005 (this act) amendments to RCW 28A.500.020 and 28A.500.030 not
30 been enacted, and the amount the district will receive in calendar year
31 2006 under the chapter . . . , Laws of 2005 (this act) amendments to RCW
32 28A.500.020 and 28A.500.030; plus (c) the difference between the amount
33 the district would have received in salary increase allocations in
34 school year 2005-06 had the chapter . . . , Laws of 2005 (this act)
35 amendments to RCW 28A.400.205 not been enacted, and the amount of levy
36 revenue the district will receive in school year 2005-06 under the
37 chapter . . . , Laws of 2005 (this act) amendments to RCW 28A.400.205.

1 **Sec. 8.** RCW 67.70.240 and 2001 c 3 s 4 are each amended to read as
2 follows:

3 The moneys in the state lottery account shall be used only:

4 (1) For the payment of prizes to the holders of winning lottery
5 tickets or shares;

6 (2) For purposes of making deposits into the reserve account
7 created by RCW 67.70.250 and into the lottery administrative account
8 created by RCW 67.70.260;

9 (3) For purposes of making deposits into the education construction
10 fund and student achievement fund created in RCW 43.135.045. For the
11 transition period from July 1, 2001, until and including June 30, 2002,
12 fifty percent of the moneys not otherwise obligated under this section
13 shall be placed in the student achievement fund and fifty percent of
14 these moneys shall be placed in the education construction fund. On
15 and after July 1, 2002, until June 30, 2004, seventy-five percent of
16 these moneys shall be placed in the student achievement fund and
17 twenty-five percent shall be placed in the education construction fund.
18 On and after July 1, 2004, all deposits not otherwise obligated under
19 this section shall be placed in the education construction fund.
20 Moneys in the state lottery account deposited in the education
21 construction fund and the student achievement fund are included in
22 "general state revenues" under RCW 39.42.070;

23 (4) For distribution to a county for the purpose of paying the
24 principal and interest payments on bonds issued by the county to
25 construct a baseball stadium, as defined in RCW 82.14.0485, including
26 reasonably necessary preconstruction costs. Three million dollars
27 shall be distributed under this subsection during calendar year 1996.
28 During subsequent years, such distributions shall equal the prior
29 year's distributions increased by four percent. Distributions under
30 this subsection shall cease when the bonds issued for the construction
31 of the baseball stadium are retired, but not more than twenty years
32 after the tax under RCW 82.14.0485 is first imposed;

33 (5) For distribution to the stadium and exhibition center account,
34 created in RCW 43.99N.060. Subject to the conditions of RCW
35 43.99N.070, six million dollars shall be distributed under this
36 subsection during the calendar year 1998. During subsequent years,
37 such distribution shall equal the prior year's distributions increased
38 by four percent. No distribution may be made under this subsection

1 after December 31, 1999, unless the conditions for issuance of the
2 bonds under RCW 43.99N.020(2) are met. Distributions under this
3 subsection shall cease when the bonds are retired, but not later than
4 December 31, 2020;

5 (6) For the purchase and promotion of lottery games and game-
6 related services; (~~and~~)

7 (7) For the payment of agent compensation; and

8 (8) For the one-time allocation to school districts authorized by
9 section 7 of this act.

10 The office of financial management shall require the allotment of
11 all expenses paid from the account and shall report to the ways and
12 means committees of the senate and house of representatives any changes
13 in the allotments.

14 NEW SECTION. Sec. 9. A new section is added to chapter 28A.500
15 RCW to read as follows:

16 The state auditor shall monitor compliance with chapter ..., Laws
17 of 2005 (this act).

18 NEW SECTION. Sec. 10. Section 1 of this act is necessary for the
19 immediate preservation of the public peace, health, or safety, or
20 support of the state government and its existing public institutions,
21 and takes effect immediately.

22 NEW SECTION. Sec. 11. Sections 2, 4, and 5 of this act take
23 effect January 1, 2006.

24 NEW SECTION. Sec. 12. Sections 3 and 6 of this act take effect
25 January 1, 2008.

26 NEW SECTION. Sec. 13. Sections 2 and 5 of this act expire January
27 1, 2008.

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