

SSB 6137 - S AMD 550

By Senator Tom

PULLED 4/26/2009

1 On page 2, after line 7, insert the following:

2

3 **"Sec. 2.** RCW 84.52.0531 and 2009 c 4 s 908 are each amended to  
4 read as follows:

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

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

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

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

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

23 (c) For districts in an interdistrict cooperative agreement, the  
24 nonresident school district's maximum levy amount shall be reduced and  
25 the resident school district's maximum levy amount shall be increased  
26 by an amount equal to the per pupil basic education allocation

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1 included in the nonresident district's levy base under subsection (3)  
2 of this section multiplied by:

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

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

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

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

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

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

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

30 (i) Pupil transportation;

31 (ii) Special education;

32 (iii) Education of highly capable students;

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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) Statewide block grant programs; and

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

9 (4) For levy collections in calendar years 2005 through (~~2011~~)  
10 2014, in addition to the allocations included under subsection (3)(a)  
11 through (c) of this section, a district's levy base shall also include  
12 the following:

13 (a) The difference between the allocation the district would have  
14 received in the current school year had RCW 84.52.068 not been amended  
15 by chapter 19, Laws of 2003 1st sp. sess. and the allocation the  
16 district received in the current school year pursuant to RCW  
17 84.52.068. The office of the superintendent of public instruction  
18 shall offset the amount added to a district's levy base pursuant to  
19 this subsection (4)(a) by any additional per student allocations  
20 included in a district's levy base pursuant to the enactment of an  
21 initiative to the people subsequent to June 10, 2004; and

22 (b) The difference between the allocations the district would have  
23 received the prior school year had RCW 28A.400.205 not been amended by  
24 chapter 20, Laws of 2003 1st sp. sess. and the allocations the  
25 district actually received the prior school year pursuant to RCW  
26 28A.400.205. The office of the superintendent of public instruction  
27 shall offset the amount added to a district's levy base pursuant to  
28 this subsection (4)(b) by any additional salary increase allocations  
29 included in a district's levy base pursuant to the enactment of an  
30 initiative to the people subsequent to June 10, 2004.

31 (5) A district's maximum levy percentage shall be twenty-two  
32 percent in 1998 and twenty-four percent in 1999 and every year  
33 thereafter, except as provided in subsection (6) of this section;  
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1 plus, for qualifying districts, the grandfathered percentage  
2 determined as follows:

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

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

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

9 (ii) Reduce the result of (b)(i) of this subsection by any levy  
10 reduction funds as defined in subsection ~~((+6+))~~ (7) of this section  
11 that are to be allocated to the district for the current school year;

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

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

16 (6) The maximum levy percentages provided in subsection (5) of  
17 this section shall be increased by four percentage points not to  
18 exceed a maximum levy percentage of thirty-five percent for levies  
19 approved by voters through December 31, 2011.

20 (7) "Levy reduction funds" shall mean increases in state funds  
21 from the prior school year for programs included under subsections (3)  
22 and (4) of this section: (a) That are not attributable to enrollment  
23 changes, compensation increases, or inflationary adjustments; and (b)  
24 that are or were specifically identified as levy reduction funds in  
25 the appropriations act. If levy reduction funds are dependent on  
26 formula factors which would not be finalized until after the start of  
27 the current school year, the superintendent of public instruction  
28 shall estimate the total amount of levy reduction funds by using prior  
29 school year data in place of current school year data. Levy reduction  
30 funds shall not include moneys received by school districts from  
31 cities or counties.

32 ~~((+7+))~~ (8) For the purposes of this section, "Prior school year"  
33 means the most recent school year completed prior to the year in which  
34 the levies are to be collected.

1       (~~(8)~~) (9) For the purposes of this section, "current school  
2 year" means the year immediately following the prior school year.

3       (~~(9)~~) (10) Funds collected from transportation vehicle fund tax  
4 levies shall not be subject to the levy limitations in this section.

5       (~~(10)~~) (11) The superintendent of public instruction shall  
6 develop rules and regulations and inform school districts of the  
7 pertinent data necessary to carry out the provisions of this section.

8       (~~(11)~~) (12) For calendar year 2009, the office of the  
9 superintendent of public instruction shall recalculate school district  
10 levy authority to reflect levy rates certified by school districts for  
11 calendar year 2009."

12  
13 Renumber the sections consecutively.

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15       On page 1, line 1 of the title, after "schools;" insert "making  
16 technical corrections; amending RCW 84.52.0531;"

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20  
EFFECT: Making a technical correction to the provisions of SHB  
1776 relating to common school levy revenue and levy equalization.

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