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SENATE BILL 5887

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State of Washington

61st Legislature

2009 Regular Session

By Senators Parlette and Tom

Read first time 02/05/09. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to implementing a proposed constitutional amendment  
2 to change school levy election timing provisions; amending RCW  
3 84.52.053; and providing a contingent effective date.

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

5 **Sec. 1.** RCW 84.52.053 and 2007 c 129 s 3 are each amended to read  
6 as follows:

7 (1) The limitations imposed by RCW 84.52.050 through 84.52.056, and  
8 84.52.043 shall not prevent the levy of taxes by school districts, when  
9 authorized so to do by the voters of such school district in the manner  
10 and for the purposes and number of years allowable under Article VII,  
11 section 2(a) of the Constitution of this state. Elections for such  
12 taxes shall be held (~~in the year in which the~~) not more than eighteen  
13 months prior to the date on which the proposed levy is to be made or,  
14 in the case of propositions authorizing two-year through four-year  
15 levies for maintenance and operation support of a school district,  
16 authorizing two-year levies for transportation vehicle funds  
17 established in RCW 28A.160.130, or authorizing two-year through six-  
18 year levies to support the construction, modernization, or remodeling  
19 of school facilities, which includes the purposes of RCW

1 28A.320.330(2)(f), (~~in the year in which the~~) not more than eighteen  
2 months prior to the date on which the proposed first annual levy is to  
3 be made.

4 (2) Once additional tax levies have been authorized for maintenance  
5 and operation support of a school district for a two-year through four-  
6 year period as provided under subsection (1) of this section, no  
7 further additional tax levies for maintenance and operation support of  
8 the district for that period may be authorized. For the purpose of  
9 applying the limitation of this subsection, a two-year through six-year  
10 levy to support the construction, modernization, or remodeling of  
11 school facilities shall not be deemed to be a tax levy for maintenance  
12 and operation support of a school district.

13 (3) A special election may be called and the time therefor fixed by  
14 the board of school directors, by giving notice thereof by publication  
15 in the manner provided by law for giving notices of general elections,  
16 at which special election the proposition authorizing such excess levy  
17 shall be submitted in such form as to enable the voters favoring the  
18 proposition to vote "yes" and those opposed thereto to vote "no".

19 NEW SECTION. **Sec. 2.** This act takes effect January 1, 2010, if  
20 the proposed amendment to Article VII, section 2 of the state  
21 Constitution changing school levy timing provisions (S-0378/09) is  
22 validly submitted to and is approved and ratified by the voters at the  
23 next general election. If the proposed amendment is not approved and  
24 ratified, this act is void in its entirety.

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