

SSB 5239 - H COMM AMD
By Committee on Education

ADOPTED 04/04/2011

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 28A.520.020 and 1991 sp.s. c 13 s 113 are each
4 amended to read as follows:

5 (1) There shall be a fund known as the federal forest revolving
6 account. The state treasurer, who shall be custodian of the revolving
7 account, shall deposit into the revolving account the funds for each
8 county received by the state in accordance with Title 16, section 500,
9 United States Code. The state treasurer shall distribute these moneys
10 to the counties according to the determined proportional area. The
11 county legislative authority shall expend fifty percent of the money
12 for the benefit of the public roads and other public purposes as
13 authorized by federal statute or public schools of such county and not
14 otherwise. Disbursements by the counties of the remaining fifty
15 percent of the money shall be as authorized by the superintendent of
16 public instruction, or the superintendent's designee, and shall occur
17 in the manner provided in subsection (2) of this section.

18 (2) No later than thirty days following receipt of the funds from
19 the federal government, the superintendent of public instruction shall
20 apportion moneys distributed to counties for schools to public school
21 districts in the respective counties in proportion to the number of
22 resident full-time equivalent students enrolled in each public school
23 district to the number of resident full-time equivalent students
24 enrolled in public schools in the county. In apportioning these funds,
25 the superintendent of public instruction shall utilize the October
26 enrollment count.

27 (3) If the amount received by any public school district pursuant
28 to subsection (2) of this section is less than the basic education
29 allocation to which the district would otherwise be entitled, the
30 superintendent of public instruction shall apportion to the district,

1 in the manner provided by RCW 28A.510.250, an amount which shall be the
2 difference between the amount received pursuant to subsection (2) of
3 this section and the basic education allocation to which the district
4 would otherwise be entitled.

5 (4) All federal forest funds shall be expended in accordance with
6 the requirements of Title 16, section 500, United States Code, as now
7 existing or hereafter amended.

8 (5) The definition of resident student for purposes of this section
9 shall be based on rules adopted by the superintendent of public
10 instruction, which shall consider and address the impact of alternative
11 learning experience students on federal forest funds distribution.

12 NEW SECTION. Sec. 2. The superintendent of public instruction
13 shall adopt rules to implement section 1 of this act that take effect
14 September 1, 2011.

15 NEW SECTION. Sec. 3. Section 1 of this act takes effect September
16 1, 2011."

17 Correct the title.

EFFECT: Requires the SPI to adopt rules that take effect
September 1, 2011, which coincides with the effective date of the
change in law that requires federal forest fund distribution based on
resident students. The underlying bill took effect September 1, 2011,
but required the SPI to adopt rules defining a resident student as of
June 30, 2011.

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