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**HOUSE BILL 1591**

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**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** Representatives Dolan, Chapman, Rude, Corry, Walen, Caldier, Springer, Lekanoff, Wicks, Bateman, Eslick, Graham, Rule, Senn, Sullivan, Stokesbary, and Dent

Prefiled 12/06/21. Read first time 01/10/22. Referred to Committee on Appropriations.

1 AN ACT Relating to local effort assistance for charter schools;  
2 amending RCW 28A.500.015; creating new sections; and providing an  
3 expiration date.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that the population  
6 of Washington state has become increasingly diverse over the last  
7 several decades. The legislature also finds that, as the demographics  
8 of our state change, historically and currently marginalized  
9 communities still do not have the same opportunities to meet parity  
10 as their nonmarginalized counterparts across nearly every measure,  
11 including education, poverty, employment, health, and more.  
12 Inequities based on race, ethnicity, gender, and other  
13 characteristics continue to be deep, pervasive, and persistent, and  
14 they come at a great economic and social cost. The legislature finds  
15 that the state education system must identify and coordinate  
16 effective strategies that focus on eliminating systemic barriers for  
17 historically and currently marginalized groups.

18 The legislature finds that charter schools, many of which serve  
19 higher percentages of students from marginalized groups than schools  
20 statewide, face barriers in access to extracurricular activities and  
21 enrichments beyond the program of basic education because they are

1 unable to access local enrichment levies. With this act, the  
2 legislature intends to provide state local effort assistance funding  
3 to charter schools to improve access to extracurricular activities  
4 and enrichments beyond the program of basic education for their  
5 students.

6 **Sec. 2.** RCW 28A.500.015 and 2019 c 410 s 1 are each amended to  
7 read as follows:

8 (1) Beginning in calendar year 2020 and each calendar year  
9 thereafter, the state must provide state local effort assistance  
10 funding to supplement school district enrichment levies as provided  
11 in this section.

12 (2)(a) For an eligible school district with an actual enrichment  
13 levy rate that is less than one dollar and fifty cents per thousand  
14 dollars of assessed value in the school district, the annual local  
15 effort assistance funding is equal to the school district's maximum  
16 local effort assistance multiplied by a fraction equal to the school  
17 district's actual enrichment levy rate divided by one dollar and  
18 fifty cents per thousand dollars of assessed value in the school  
19 district.

20 (b) For an eligible school district with an actual enrichment  
21 levy rate that is equal to or greater than one dollar and fifty cents  
22 per thousand dollars of assessed value in the school district, the  
23 annual local effort assistance funding is equal to the school  
24 district's maximum local effort assistance.

25 (c) Beginning in calendar year 2022, for state-tribal education  
26 compact schools established under chapter 28A.715 RCW and charter  
27 public schools established under chapter 28A.710 RCW, the annual  
28 local effort assistance funding is equal to the actual enrichment  
29 levy per student as calculated by the superintendent of public  
30 instruction for the previous year for the school district in which  
31 the state-tribal education compact school or charter public school is  
32 located, up to a maximum per student amount of (~~one thousand five~~  
33 ~~hundred fifty dollars~~) \$1,550 as increased (~~by~~) for inflation  
34 (~~from the 2019~~) beginning in calendar year 2020, multiplied by the  
35 student enrollment of the state-tribal education compact school in  
36 the prior school year. The state must provide annual local effort  
37 assistance funding for charter public schools from the Washington  
38 opportunity pathways account in accordance with RCW 28A.710.270.

1       (~~(d) For a school district that meets the criteria in this~~  
2 ~~subsection and is located west of the Cascades in a county that~~  
3 ~~borders another state, the annual local effort assistance funding is~~  
4 ~~equal to the local effort assistance funding authorized under (b) of~~  
5 ~~this subsection and additional local effort assistance funding equal~~  
6 ~~to the following amounts:~~

7       ~~(i) Two hundred forty-six dollars per pupil in the 2019-20 school~~  
8 ~~year for a school district with more than twenty-five thousand annual~~  
9 ~~full-time equivalent students; and~~

10       ~~(ii) Two hundred eighty-six dollars per pupil in the 2019-20~~  
11 ~~school year for a school district with more than twenty thousand~~  
12 ~~annual full-time equivalent enrolled students but fewer than twenty-~~  
13 ~~five thousand annual full-time equivalent enrolled students.)~~

14       (3) The state local effort assistance funding provided under this  
15 section is not part of the state's program of basic education deemed  
16 by the legislature to comply with the requirements of Article IX,  
17 section 1 of the state Constitution.

18       (4) The definitions in this subsection apply throughout this  
19 section unless the context clearly requires otherwise.

20       (a) "Eligible school district" means a school district where the  
21 amount generated by a levy of (~~one dollar and fifty cents~~) \$1.50  
22 per (~~thousand dollars~~) \$1,000 of assessed value in the school  
23 district, divided by the school district's total student enrollment  
24 in the prior school year, is less than the state local effort  
25 assistance threshold.

26       (b) For the purpose of this section, "inflation" means, for any  
27 school year, the rate of the yearly increase of the previous calendar  
28 year's annual average consumer price index for all urban consumers,  
29 Seattle area, using the official current base compiled by the bureau  
30 of labor statistics, United States department of labor.

31       (c) "Maximum local effort assistance" means the difference  
32 between the following:

33       (i) The school district's actual prior school year enrollment  
34 multiplied by the state local effort assistance threshold; and

35       (ii) The amount generated by a levy of (~~one dollar and fifty~~  
36 ~~cents~~) \$1.50 per (~~thousand dollars~~) \$1,000 of assessed value in  
37 the school district.

38       (d) "Prior school year" means the most recent school year  
39 completed prior to the year in which the state local effort  
40 assistance funding is to be distributed.

1 (e) "State local effort assistance threshold" means ((~~one~~  
2 ~~thousand five hundred fifty dollars~~) \$1,550 per student, increased  
3 for inflation beginning in calendar year 2020.

4 (f) "Student enrollment" means the average annual full-time  
5 equivalent student enrollment.

6 (5) For districts in a high/nonhigh relationship, the enrollments  
7 of the nonhigh students attending the high school shall only be  
8 counted by the nonhigh school districts for purposes of funding under  
9 this section.

10 (6) For school districts participating in an innovation academy  
11 cooperative established under RCW 28A.340.080, enrollments of  
12 students attending the academy shall be adjusted so that each  
13 participant district receives its proportional share of student  
14 enrollments for purposes of funding under this section.

15 NEW SECTION. **Sec. 3.** (1) The state must provide full calendar  
16 year local effort assistance funding to eligible charter public  
17 schools in the 2022 calendar year. If local effort assistance  
18 distributions for the 2022 calendar year under RCW 28A.500.040 begin  
19 prior to the effective date of this section, then the first month's  
20 distribution to a charter public school must include the sum of the  
21 monthly percentages from April to the first month's distribution  
22 under RCW 28A.500.040.

23 (2) This section expires June 30, 2024.

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