

**HB 1244** - H AMD 423

By Representative Stokesbary

**NOT CONSIDERED 01/02/2024**

1 On page 3, after line 29, insert the following:

2

3 "NEW SECTION. Sec. 2. A new section is added to chapter 28A.300  
4 RCW to read as follows:

5 Beginning January 1, 2025, and annually thereafter, the office of  
6 the superintendent of public instruction must report to the governor  
7 and the appropriate committees of the legislature on the impact of the  
8 maximum per-pupil limit used for enrichment levies authorized in  
9 section 1 of this act. The report must:

10 (1) Address the risk that increased levy funding may result in  
11 "levy creep," under which gradual increases in levy funding,  
12 particularly in high cost-of-living districts, are used to compensate  
13 staff for services provided as part of the state's statutory program  
14 of basic education, in violation of constitutional principles  
15 established in *McCleary v. State* (2012);

16 (2) Address the risk that increased school district spending on  
17 enrichment may result in education services that differ so  
18 significantly among school districts as to violate the constitutional  
19 requirement that the state ensure school districts provide a general  
20 and uniform education to all students; and

21 (3) Analyze funding inequities between school districts that may  
22 occur with the maximum per-pupil limit, including any disproportionate  
23 impact of levy inequities on:

24 (a) Students who are eligible for free or reduced-price meals;

25 (b) Students in each major racial and ethnic group;

26 (c) Students with disabilities;

27 (d) Students by English proficiency status;

- 1 (e) Students by gender;
- 2 (f) Students by migrant status;
- 3 (g) Students experiencing homelessness;
- 4 (h) Students in foster care;
- 5 (i) Student assessment scores;
- 6 (j) Graduation rates; and
- 7 (k) Teacher attrition rates and teacher vacancies."

8  
9 Renumber the remaining sections consecutively and correct  
10 internal references accordingly.

11  
12 Correct the title.  
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EFFECT: Requires the Office of the Superintendent of Public Instruction to report on the impact of, and any inequities between school districts due to, the maximum per-pupil limit used for enrichment levies. The report must analyze of the disproportionate impact of levy inequities on specific student groups, address the risk of "levy creep," and address the risk that increased school district spending on enrichment may result in violations of the "general and uniform" clause.

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