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HOUSE BILL 1767

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State of Washington

69th Legislature

2025 Regular Session

By Representatives Zahn, Callan, Parshley, Scott, Thai, Ryu, Hunt, Fosse, Duerr, Salahuddin, Nance, Doglio, and Reed

Read first time 01/31/25. Referred to Committee on Finance.

1 AN ACT Relating to school enrollments for enrichment funding;  
2 amending RCW 28A.500.015 and 84.52.0531; and providing an effective  
3 date.

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

5 **Sec. 1.** RCW 28A.500.015 and 2022 c 108 s 4 are each amended to  
6 read as follows:

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

11 (2)(a) For an eligible school district with an actual enrichment  
12 levy rate that is less than (~~one dollar and fifty cents~~) \$1.50 per  
13 (~~thousand dollars~~) \$1,000 of assessed value in the school district,  
14 the annual local effort assistance funding is equal to the school  
15 district's maximum local effort assistance multiplied by a fraction  
16 equal to the school district's actual enrichment levy rate divided by  
17 (~~one dollar and fifty cents~~) \$1.50 per (~~thousand dollars~~) \$1,000  
18 of assessed value in the school district.

19 (b) For an eligible school district with an actual enrichment  
20 levy rate that is equal to or greater than (~~one dollar and fifty~~  
21 ~~cents~~) \$1.50 per (~~thousand dollars~~) \$1,000 of assessed value in

1 the school district, the annual local effort assistance funding is  
2 equal to the school district's maximum local effort assistance.

3 (c) Beginning in calendar year 2022, for state-tribal education  
4 compact schools established under chapter 28A.715 RCW, the annual  
5 local effort assistance funding is equal to the actual enrichment  
6 levy per student as calculated by the superintendent of public  
7 instruction for the previous year for the school district in which  
8 the state-tribal education compact school is located, up to a maximum  
9 per student amount of (~~one thousand five hundred fifty dollars~~)  
10 \$1,550 as increased by inflation from the 2019 calendar year,  
11 multiplied by the student enrollment of the state-tribal education  
12 compact school in the prior school year.

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

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

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

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

1 ~~(i) In the 2022 calendar year, if 2019-20 school year average~~  
2 ~~annual full-time equivalent enrollment is greater than the school~~  
3 ~~district's 2020-21 school year average annual full-time equivalent~~  
4 ~~enrollment, "prior school year" means the 2019-20 school year.~~

5 ~~(ii) In the 2023 calendar year, if 2019-20 school year average~~  
6 ~~annual full-time equivalent enrollment is greater than the school~~  
7 ~~district's 2021-22 school year average annual full-time equivalent~~  
8 ~~enrollment, "prior school year" means the 2019-20 school year)).~~

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

12 (f) "Student enrollment" means the ((~~average annual full-time~~  
13 ~~equivalent student enrollment~~)) sum of the average annual headcount  
14 student enrollments in the following grade levels and programs:

15 (i) Grades kindergarten through 12, including those enrolled in  
16 alternative learning experience courses as defined in chapter 28A.232  
17 RCW;

18 (ii) Transition to kindergarten programs, as defined in RCW  
19 28A.300.072;

20 (iii) Dropout reengagement programs, as defined in RCW  
21 28A.175.105;

22 (iv) Running start program students enrolled full time in  
23 institutions of higher education under RCW 28A.600.310;

24 (v) Early childhood education and assistance programs; and

25 (vi) Students ages three and four and those five year olds not  
26 yet enrolled in kindergarten who are eligible for and receiving  
27 special education.

28 (5) For districts in a high/nonhigh relationship, the enrollments  
29 of the nonhigh students attending the high school shall only be  
30 counted by the nonhigh school districts for purposes of funding under  
31 this section.

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

37 **Sec. 2.** RCW 84.52.0531 and 2022 c 108 s 3 are each amended to  
38 read as follows:

1 (1) Beginning with taxes levied for collection in 2020, the  
2 maximum dollar amount which may be levied by or for any school  
3 district for enrichment levies under RCW 84.52.053 is equal to the  
4 lesser of (~~two dollars and fifty cents~~) \$2.50 per (~~thousand~~  
5 ~~dollars~~) \$1,000 of the assessed value of property in the school  
6 district or the maximum per-pupil limit. This maximum dollar amount  
7 shall be reduced accordingly as provided under RCW 43.09.2856(2).

8 (2) The definitions in this subsection apply to this section  
9 unless the context clearly requires otherwise.

10 (a) (~~For the purpose of this section, "inflation"~~) "Inflation"  
11 means the percentage change in the seasonally adjusted consumer price  
12 index for all urban consumers, Seattle area, for the most recent 12-  
13 month period as of September 25th of the year before the taxes are  
14 payable, using the official current base compiled by the United  
15 States bureau of labor statistics.

16 (b) "Maximum per-pupil limit" means:

17 (i) (~~Two thousand five hundred dollars~~) \$2,500, as increased by  
18 inflation beginning with property taxes levied for collection in  
19 2020, multiplied by (~~the number of average annual full-time~~  
20 ~~equivalent students enrolled~~) student enrollment in the school  
21 district in the prior school year, for school districts with fewer  
22 than (~~forty thousand~~) 40,000 annual full-time equivalent students  
23 enrolled in the school district in the prior school year; or

24 (ii) (~~Three thousand dollars~~) \$3,000, as increased by inflation  
25 beginning with property taxes levied for collection in 2020,  
26 multiplied by (~~the number of average annual full-time equivalent~~  
27 ~~students enrolled~~) student enrollment in the school district in the  
28 prior school year, for school districts with (~~forty thousand~~)  
29 40,000 or more annual full-time equivalent students enrolled in the  
30 school district in the prior school year.

31 (c) (~~"Open for in-person instruction to all students" means that~~  
32 ~~all students in all grades have the option to participate in at least~~  
33 ~~40 hours of planned in-person instruction per month and the school~~  
34 ~~follows state department of health guidance and recommendations for~~  
35 ~~resuming in-person instruction to the greatest extent practicable.~~

36 (~~d~~) "Prior school year" means the most recent school year  
37 completed prior to the year in which the levies are to be  
38 collected(~~, except as follows:~~

39 (~~i~~) ~~In the 2022 calendar year, if 2019-20 school year average~~  
40 ~~annual full-time equivalent enrollment is greater than the school~~

1 ~~district's 2020-21 school year average annual full-time equivalent~~  
2 ~~enrollment and the school district is open for in-person instruction~~  
3 ~~to all students by the beginning of the 2021-22 school year, "prior~~  
4 ~~school year" means the 2019-20 school year.~~

5 ~~(ii) In the 2023 calendar year, if 2019-20 school year average~~  
6 ~~annual full-time equivalent enrollment is greater than the school~~  
7 ~~district's 2021-22 school year average annual full-time equivalent~~  
8 ~~enrollment and the school district was open for in-person instruction~~  
9 ~~to all students by the beginning of the 2021-22 school year, "prior~~  
10 ~~school year" means the 2019-20 school year).~~

11 (d) "Student enrollment" means the sum of the average annual  
12 headcount student enrollments in the following grade levels and  
13 programs:

14 (i) Grades kindergarten through 12, including those enrolled in  
15 alternative learning experience courses as defined in chapter 28A.232  
16 RCW;

17 (ii) Transition to kindergarten programs, as defined in RCW  
18 28A.300.072;

19 (iii) Dropout reengagement programs, as defined in RCW  
20 28A.175.105;

21 (iv) Running start program students enrolled full time in  
22 institutions of higher education under RCW 28A.600.310;

23 (v) Early childhood education and assistance programs; and

24 (vi) Students ages three and four and those five year olds not  
25 yet enrolled in kindergarten who are eligible for and receiving  
26 special education.

27 (3) For districts in a high/nonhigh relationship, the enrollments  
28 of the nonhigh students attending the high school shall only be  
29 counted by the nonhigh school districts for purposes of funding under  
30 this section.

31 (4) For school districts participating in an innovation academy  
32 cooperative established under RCW 28A.340.080, enrollments of  
33 students attending the academy shall be adjusted so that each  
34 participant district receives its proportional share of student  
35 enrollments for purposes of funding under this section.

36 (5) Beginning with propositions for enrichment levies for  
37 collection in calendar year 2020 and thereafter, a district must  
38 receive approval of an enrichment levy expenditure plan under RCW  
39 28A.505.240 before submission of the proposition to the voters.

1 (6) The superintendent of public instruction shall develop rules  
2 and regulations and inform school districts of the pertinent data  
3 necessary to carry out the provisions of this section.

4 (7) Beginning with taxes levied for collection in 2018,  
5 enrichment levy revenues must be deposited in a separate subfund of  
6 the school district's general fund pursuant to RCW 28A.320.330, and  
7 for the 2018-19 school year are subject to the restrictions of RCW  
8 28A.150.276 and the audit requirements of RCW 43.09.2856.

9 (8) Funds collected from levies for transportation vehicles,  
10 construction, modernization, or remodeling of school facilities as  
11 established in RCW 84.52.053 are not subject to the levy limitations  
12 in subsections (1) through (5) of this section.

13 NEW SECTION. **Sec. 3.** This act takes effect January 1, 2026.

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