
SECOND SUBSTITUTE HOUSE BILL 2207

State of Washington

63rd Legislature

2014 Regular Session

By House Appropriations (originally sponsored by Representatives Haigh, Orcutt, Haler, Tharinger, Blake, Short, Van De Wege, Fagan, Magendanz, and Buys)

READ FIRST TIME 03/03/14.

1 AN ACT Relating to eliminating the reduction in state basic
2 education funding that occurs in counties with federal forest lands;
3 and amending RCW 28A.150.250 and 28A.520.020.

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

5 **Sec. 1.** RCW 28A.150.250 and 2009 c 548 s 105 are each amended to
6 read as follows:

7 (1) From those funds made available by the legislature for the
8 current use of the common schools, the superintendent of public
9 instruction shall distribute annually as provided in RCW 28A.510.250 to
10 each school district of the state operating a basic education
11 instructional program approved by the state board of education an
12 amount based on the formulas provided in RCW 28A.150.260, 28A.150.390,
13 and 28A.150.392 which, when combined with an appropriate portion of
14 such locally available revenues, other than receipts from federal
15 forest revenues distributed to school districts pursuant to RCW
16 28A.520.010 and 28A.520.020, as the superintendent of public
17 instruction may deem appropriate for consideration in computing state
18 equalization support, excluding excess property tax levies, will
19 constitute a basic education allocation in dollars for each annual

1 average full-time equivalent student enrolled. However, pursuant to
2 RCW 28A.520.020, the superintendent may not offset basic education
3 allocations with a district's federal forest revenues received under
4 chapter 28A.520 RCW if those revenues are twenty-five dollars or less
5 per full-time equivalent student.

6 (2) The instructional program of basic education shall be
7 considered to be fully funded by those amounts of dollars appropriated
8 by the legislature pursuant to RCW 28A.150.260, 28A.150.390, and
9 28A.150.392 to fund those program requirements identified in RCW
10 28A.150.220 in accordance with the formula provided in RCW 28A.150.260
11 and those amounts of dollars appropriated by the legislature to fund
12 the salary requirements of RCW 28A.150.410.

13 (3) If a school district's basic education program fails to meet
14 the basic education requirements enumerated in RCW 28A.150.260 and
15 28A.150.220, the state board of education shall require the
16 superintendent of public instruction to withhold state funds in whole
17 or in part for the basic education allocation until program compliance
18 is assured. However, the state board of education may waive this
19 requirement in the event of substantial lack of classroom space.

20 **Sec. 2.** RCW 28A.520.020 and 2011 c 278 s 1 are each amended to
21 read as follows:

22 (1) There shall be a fund known as the federal forest revolving
23 account. The state treasurer, who shall be custodian of the revolving
24 account, shall deposit into the revolving account the funds for each
25 county received by the state in accordance with Title 16, section 500,
26 United States Code. The state treasurer shall distribute these moneys
27 to the counties according to the determined proportional area. The
28 county legislative authority shall expend fifty percent of the money
29 for the benefit of the public roads and other public purposes as
30 authorized by federal statute or public schools of such county and not
31 otherwise. Disbursements by the counties of the remaining fifty
32 percent of the money shall be as authorized by the superintendent of
33 public instruction, or the superintendent's designee, and shall occur
34 in the manner provided in subsection (2) of this section.

35 (2) No later than thirty days following receipt of the funds from
36 the federal government, the superintendent of public instruction shall
37 apportion moneys distributed to counties for schools to public school

1 districts in the respective counties in proportion to the number of
2 resident full-time equivalent students enrolled in each public school
3 district to the number of resident full-time equivalent students
4 enrolled in public schools in the county. In apportioning these funds,
5 the superintendent of public instruction shall utilize the October
6 enrollment count.

7 (3)(a) Except as provided in (b) of this subsection, if the amount
8 received by any public school district pursuant to subsection (2) of
9 this section is less than the basic education allocation to which the
10 district would otherwise be entitled, the superintendent of public
11 instruction shall apportion to the district, in the manner provided by
12 RCW 28A.510.250, an amount which shall be the difference between the
13 amount received pursuant to subsection (2) of this section and the
14 basic education allocation to which the district would otherwise be
15 entitled.

16 (b) If federal forest revenues distributed to a school district
17 under subsection (2) of this section are twenty-five dollars or less
18 per full-time equivalent student, the superintendent may not reduce
19 that district's basic education allocation by the amount of those
20 federal forest revenues.

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

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

--- END ---