
SENATE BILL 5568

State of Washington

62nd Legislature

2011 Regular Session

By Senators Eide and Hobbs

Read first time 01/31/11. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to equity in school district salary allocations;
2 reenacting and amending RCW 84.52.0531; adding new sections to chapter
3 28A.150 RCW; providing an effective date; and providing an expiration
4 date.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.150
7 RCW to read as follows:

8 (1) Beginning with the 2011-12 school year, the legislature intends
9 to begin a six-year process to equalize the salary allocations to
10 school districts for state-funded staff pursuant to state basic
11 education appropriation sections of the biennial budget. By the 2016-
12 17 school year, the salary allocation amounts received by school
13 districts for certificated instructional staff, classified staff, and
14 certificated administrative staff shall be the same.

15 (2) To fulfill the obligation in this section, the salary
16 allocations to school districts shall be adjusted on the schedule in
17 this subsection.

18 (a) In the 2011-12 school year, each school district that in the
19 2010-11 school year is receiving a base salary allocation for

1 certificated instructional staff that is below the highest base salary
2 allocation for certificated instructional staff according to
3 legislative evaluation and accountability program document 2 referenced
4 in the biennial budget shall receive an additional allocation
5 sufficient to make up one-sixth of the difference between that
6 districts' level and the highest level.

7 (b) In the 2011-12 school year, each school district that in the
8 2010-11 school year is receiving a salary allocation for classified
9 staff or a salary allocation for certificated administrative staff that
10 is below the highest salary allocation for classified staff or
11 certificated administrative staff according to legislative evaluation
12 and accountability program document 2 referenced in the biennial budget
13 shall receive an additional allocation sufficient to make up one-sixth
14 of the difference between that districts' level and the highest level.

15 (c) In each year thereafter, an additional one-sixth, as determined
16 in (a) and (b) of this subsection shall continue to be added to the
17 salary allocations until all school districts reach the highest
18 allocation in all salary allocation categories in the 2016-17 school
19 year.

20 **Sec. 2.** RCW 84.52.0531 and 2010 c 237 s 1 and 2010 c 99 s 11 are
21 each reenacted and amended to read as follows:

22 The maximum dollar amount which may be levied by or for any school
23 district for maintenance and operation support under the provisions of
24 RCW 84.52.053 shall be determined as follows:

25 (1) For excess levies for collection in calendar year 1997, the
26 maximum dollar amount shall be calculated pursuant to the laws and
27 rules in effect in November 1996.

28 (2) For excess levies for collection in calendar year 1998 and
29 thereafter, the maximum dollar amount shall be the sum of (a) plus or
30 minus (b), (c), and (d) of this subsection minus (e) of this
31 subsection:

32 (a) The district's levy base as defined in subsections (3) and (4)
33 of this section multiplied by the district's maximum levy percentage as
34 defined in subsection (6) of this section;

35 (b) For districts in a high/nonhigh relationship, the high school
36 district's maximum levy amount shall be reduced and the nonhigh school
37 district's maximum levy amount shall be increased by an amount equal to

1 the estimated amount of the nonhigh payment due to the high school
2 district under RCW 28A.545.030(3) and 28A.545.050 for the school year
3 commencing the year of the levy;

4 (c) Except for nonhigh districts under (d) of this subsection, for
5 districts in an interdistrict cooperative agreement, the nonresident
6 school district's maximum levy amount shall be reduced and the resident
7 school district's maximum levy amount shall be increased by an amount
8 equal to the per pupil basic education allocation included in the
9 nonresident district's levy base under subsection (3) of this section
10 multiplied by:

11 (i) The number of full-time equivalent students served from the
12 resident district in the prior school year; multiplied by:

13 (ii) The serving district's maximum levy percentage determined
14 under subsection (6) of this section; increased by:

15 (iii) The percent increase per full-time equivalent student as
16 stated in the state basic education appropriation section of the
17 biennial budget between the prior school year and the current school
18 year divided by fifty-five percent;

19 (d) The levy bases of nonhigh districts participating in an
20 innovation academy cooperative established under RCW 28A.340.080 shall
21 be adjusted by the office of the superintendent of public instruction
22 to reflect each district's proportional share of student enrollment in
23 the cooperative;

24 (e) The district's maximum levy amount shall be reduced by the
25 maximum amount of state matching funds for which the district is
26 eligible under RCW 28A.500.010.

27 (3) For excess levies for collection in calendar year 2005 and
28 thereafter, a district's levy base shall be the sum of allocations in

29 (a) through (c) of this subsection received by the district for the
30 prior school year and the amounts determined under subsection (4) of
31 this section, including allocations for compensation increases, plus
32 the sum of such allocations multiplied by the percent increase per full
33 time equivalent student as stated in the state basic education
34 appropriation section of the biennial budget between the prior school
35 year and the current school year and divided by fifty-five percent. A
36 district's levy base shall not include local school district property
37 tax levies or other local revenues, or state and federal allocations
38 not identified in (a) through (c) of this subsection.

1 (a) The district's basic education allocation as determined
2 pursuant to RCW 28A.150.250, 28A.150.260, and 28A.150.350;

3 (b) State and federal categorical allocations for the following
4 programs:

5 (i) Pupil transportation;

6 (ii) Special education;

7 (iii) Education of highly capable students;

8 (iv) Compensatory education, including but not limited to learning
9 assistance, migrant education, Indian education, refugee programs, and
10 bilingual education;

11 (v) Food services; and

12 (vi) Statewide block grant programs; and

13 (c) Any other federal allocations for elementary and secondary
14 school programs, including direct grants, other than federal impact aid
15 funds and allocations in lieu of taxes.

16 (4) For levy collections in calendar years 2005 through 2017, in
17 addition to the allocations included under subsection (3)(a) through
18 (c) of this section, a district's levy base shall also include the
19 following:

20 (a)(i) For levy collections in calendar year 2010, the difference
21 between the allocation the district would have received in the current
22 school year had RCW 84.52.068 not been amended by chapter 19, Laws of
23 2003 1st sp. sess. and the allocation the district received in the
24 current school year pursuant to RCW 28A.505.220;

25 (ii) For levy collections in calendar years 2011 through 2017, the
26 difference between the allocation rate the district would have received
27 in the prior school year using the Initiative 728 rate and the
28 allocation rate the district received in the prior school year pursuant
29 to RCW 28A.505.220 multiplied by the full-time equivalent student
30 enrollment used to calculate the Initiative 728 allocation for the
31 prior school year; and

32 (b) The difference between the allocations the district would have
33 received the prior school year using the Initiative 732 base and the
34 allocations the district actually received the prior school year
35 pursuant to RCW 28A.400.205.

36 (5)(a) For levy collections in calendar years 2011 through 2017, in
37 addition to the allocations included under subsections (3)(a) through
38 (c) and (4)(a) and (b) of this section, a district's levy base shall

1 also include the difference between an allocation of fifty-three and
2 two-tenths certificated instructional staff units per thousand full-
3 time equivalent students in grades kindergarten through four enrolled
4 in the prior school year and the allocation of certificated
5 instructional staff units per thousand full-time equivalent students in
6 grades kindergarten through four that the district actually received in
7 the prior school year, except that the levy base for a school district
8 whose allocation in the 2009-10 school year was less than fifty-three
9 and two-tenths certificated instructional staff units per thousand
10 full-time equivalent students in grades kindergarten through four shall
11 include the difference between the allocation the district actually
12 received in the 2009-10 school year and the allocation the district
13 actually received in the prior school year; and

14 (b) For levy collections in calendar years 2012 through 2017, in
15 addition to the allocations included under subsections (3)(a) through
16 (c) and (4)(a) and (b) of this section, a district's levy base shall
17 also include the difference between the salary allocation amounts that
18 would have been received if the provisions of section 1 of this act had
19 been in effect for each respective school year and the salary
20 allocations received in the prior school year, reduced by the
21 additional allocations actually received pursuant to section 1 of this
22 act.

23 (6)(a) A district's maximum levy percentage shall be twenty-four
24 percent in 2010 and twenty-eight percent in 2011 through 2017 and
25 twenty-four percent every year thereafter;

26 (b) For qualifying districts, in addition to the percentage in (a)
27 of this subsection the grandfathered percentage determined as follows:

28 (i) For 1997, the difference between the district's 1993 maximum
29 levy percentage and twenty percent; and

30 (ii) For 2011 through 2017, the percentage calculated as follows:

31 (A) Multiply the grandfathered percentage for the prior year times
32 the district's levy base determined under subsection (3) of this
33 section;

34 (B) Reduce the result of (b)(ii)(A) of this subsection by any levy
35 reduction funds as defined in subsection (7) of this section that are
36 to be allocated to the district for the current school year;

37 (C) Divide the result of (b)(ii)(B) of this subsection by the
38 district's levy base; and

1 (D) Take the greater of zero or the percentage calculated in
2 (b)(ii)(C) of this subsection.

3 (7) "Levy reduction funds" shall mean increases in state funds from
4 the prior school year for programs included under subsections (3) and
5 (4) of this section: (a) That are not attributable to enrollment
6 changes, compensation increases, or inflationary adjustments; and (b)
7 that are or were specifically identified as levy reduction funds in the
8 appropriations act. If levy reduction funds are dependent on formula
9 factors which would not be finalized until after the start of the
10 current school year, the superintendent of public instruction shall
11 estimate the total amount of levy reduction funds by using prior school
12 year data in place of current school year data. Levy reduction funds
13 shall not include moneys received by school districts from cities or
14 counties.

15 (8) The definitions in this subsection apply throughout this
16 section unless the context clearly requires otherwise.

17 (a) "Prior school year" means the most recent school year completed
18 prior to the year in which the levies are to be collected.

19 (b) "Current school year" means the year immediately following the
20 prior school year.

21 (c) "Initiative 728 rate" means the allocation rate at which the
22 student achievement program would have been funded under chapter 3,
23 Laws of 2001, if all annual adjustments to the initial 2001 allocation
24 rate had been made in previous years and in each subsequent year as
25 provided for under chapter 3, Laws of 2001.

26 (d) "Initiative 732 base" means the prior year's state allocation
27 for annual salary cost-of-living increases for district employees in
28 the state-funded salary base as it would have been calculated under
29 chapter 4, Laws of 2001, if each annual cost-of-living increase
30 allocation had been provided in previous years and in each subsequent
31 year.

32 (9) Funds collected from transportation vehicle fund tax levies
33 shall not be subject to the levy limitations in this section.

34 (10) The superintendent of public instruction shall develop rules
35 and inform school districts of the pertinent data necessary to carry
36 out the provisions of this section.

37 (11) For calendar year 2009, the office of the superintendent of

1 public instruction shall recalculate school district levy authority to
2 reflect levy rates certified by school districts for calendar year
3 2009.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.150
5 RCW to read as follows:

6 Every school district on an annual basis must provide the office of
7 the superintendent of public instruction with a report outlining the
8 total compensation and taxable benefits it pays to each individual
9 staff member it employs. The report must include the following:

10 (1) The total salary and compensation from supplemental contracts,
11 and any additional salary compensation, including, but not limited to,
12 payment for coaching, payment for helping with extracurricular
13 activities, or payment for working with before or after school
14 programs, paid to each individual staff member by the school district
15 and reported on the employee's federal W2 forms;

16 (2) Any taxable benefits provided to the individual staff member;
17 and

18 (3) The staff member's job title and a brief description of those
19 payments made to the staff member above his or her base salary.

20 NEW SECTION. **Sec. 4.** Section 2 of this act takes effect January
21 1, 2012.

22 NEW SECTION. **Sec. 5.** Section 2 of this act expires December 31,
23 2017.

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