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SENATE BILL 6377

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State of Washington

62nd Legislature

2012 Regular Session

By Senator Zarelli

Read first time 01/19/12. Referred to Committee on Ways & Means.

1 AN ACT Relating to improving budget sustainability by modifying  
2 education funding mandates; amending RCW 28A.505.220 and 43.135.045;  
3 amending 2010 1st sp.s. c 27 s 1 (uncodified); repealing RCW  
4 28A.400.205, 28A.400.206, 28B.50.465, and 28B.50.468; and providing an  
5 effective date.

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

7 **Sec. 1.** RCW 28A.505.220 and 2011 1st sp.s. c 17 s 1 are each  
8 amended to read as follows:

9 (1) Total distributions for the student achievement program from  
10 the general fund to each school district shall be based upon the  
11 average number of full-time equivalent students in the school district  
12 during the previous school year as reported to the office of the  
13 superintendent of public instruction by August 31st of the previous  
14 school year. The superintendent of public instruction shall ensure  
15 that moneys generated by skill center students are returned to skill  
16 centers.

17 (2) The allocation rate per full-time equivalent student shall be  
18 three hundred dollars in the 2005-06 school year, three hundred  
19 seventy-five dollars in the 2006-07 school year, and four hundred fifty

1 dollars in the 2007-08 school year. For each subsequent school year,  
2 the amount allocated per full-time equivalent student shall be adjusted  
3 for inflation by the implicit price deflator as published by the  
4 federal bureau of labor statistics. However, (~~for the 2011-12 and~~  
5 ~~2012-13 school years~~) beginning with the 2012-13 school year, the  
6 amount allocated per full-time equivalent student shall be as specified  
7 in the omnibus appropriations act. These allocations per full-time  
8 equivalent student shall be supported from the distributions from the  
9 education legacy trust account created in RCW 83.100.230 and the state  
10 general fund.

11 (3) The school district annual amounts as defined in subsection (2)  
12 of this section shall be distributed on the monthly apportionment  
13 schedule as defined in RCW 28A.510.250.

14 **Sec. 2.** RCW 43.135.045 and 2011 1st sp.s. c 50 s 950 are each  
15 amended to read as follows:

16 The education construction fund is hereby created in the state  
17 treasury.

18 (1) Funds may be appropriated from the education construction fund  
19 exclusively for common school construction or higher education  
20 construction. During the 2007-2009 fiscal biennium, funds may also be  
21 used for higher education facilities preservation and maintenance.  
22 During the 2009-2011 and 2011-2013 fiscal biennia, the legislature may  
23 transfer from the education construction fund to the state general fund  
24 such amounts as reflect the excess fund balance of the fund.

25 (2) Funds may be appropriated for any other purpose only if  
26 approved by a two-thirds vote of each house of the legislature and if  
27 approved by a vote of the people at the next general election. An  
28 appropriation approved by the people under this subsection shall result  
29 in an adjustment to the state expenditure limit only for the fiscal  
30 period for which the appropriation is made and shall not affect any  
31 subsequent fiscal period.

32 (3) Funds for the student achievement program in RCW 28A.505.210  
33 and 28A.505.220 shall be appropriated to the superintendent of public  
34 instruction strictly for distribution to school districts to meet the  
35 provisions set out in the student achievement act. Allocations shall  
36 be made on an equal per full-time equivalent student basis to each  
37 school district.

1       ~~((4) After July 1, 2010, the state treasurer shall transfer one~~  
2 ~~hundred two million dollars from the general fund to the education~~  
3 ~~construction fund by June 30th of each year.))~~

4       **Sec. 3.** 2010 1st sp.s. c 27 s 1 (uncodified) is amended to read as  
5 follows:

6       The legislature finds that institutions of higher education are key  
7 to the future employment opportunities of Washington citizens and to  
8 the economic well-being of the state. The legislature finds that the  
9 recruitment of entrepreneurial researchers at institutions of higher  
10 education and the formation of research innovation teams will further  
11 enhance faculty recruitment and economic development. The legislature  
12 further finds that current financial aid and early childhood education  
13 programs are underfunded and subject to the unpredictability of the  
14 state budget. It is the intent of the legislature to direct lottery  
15 account moneys toward the Washington opportunity pathways account and  
16 that those funds stabilize and increase existing resources for the  
17 recruitment of entrepreneurial researchers, innovation partnership  
18 zones and research teams, early childhood education, opportunity  
19 grants, educational opportunity grants, get ready for math and science  
20 scholarships, passport to college promise scholarships, college bound  
21 scholarships, the state work study program, the state need grant,  
22 Washington scholars awards, the Washington award for vocational  
23 excellence, and Washington promise scholarships. ~~((It is also the~~  
24 ~~intent of the legislature to continue funding the education~~  
25 ~~construction fund by redirecting a portion of general state revenues to~~  
26 ~~that fund.))~~

27       NEW SECTION. **Sec. 4.** The following acts or parts of acts are each  
28 repealed:

29       (1) RCW 28A.400.205 (Cost-of-living increases for employees) and  
30 2011 1st sp.s. c 18 s 1, 2009 c 573 s 1, 2003 1st sp.s. c 20 s 1, &  
31 2001 c 4 s 2;

32       (2) RCW 28A.400.206 (Cost-of-living increases--Duty of state) and  
33 2003 1st sp.s. c 20 s 2 & 2001 c 4 s 1;

34       (3) RCW 28B.50.465 (Cost-of-living increases--Academic employees)  
35 and 2011 1st sp.s. c 18 s 2, 2009 c 573 s 2, 2003 1st sp.s. c 20 s 3,  
36 & 2001 c 4 s 3; and

1 (4) RCW 28B.50.468 (Cost-of-living increases--Classified employees)  
2 and 2011 1st sp.s. c 18 s 3, 2009 c 573 s 3, 2003 1st sp.s. c 20 s 4,  
3 & 2001 c 4 s 4.

4 NEW SECTION. **Sec. 5.** Section 1 of this act takes effect July 1,  
5 2012.

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