
SENATE BILL 6352

State of Washington 65th Legislature 2018 Regular Session

By Senator Nelson; by request of Office of Financial Management

1 AN ACT Relating to modifying provisions relating to funding fully
2 the state's program of basic education; amending RCW 28A.150.410,
3 28A.400.205, 28A.400.200, 84.52.053, 28A.500.010, 28A.150.413,
4 28A.150.276, 43.09.2856, 28A.320.245, 28A.710.280, and 28A.510.250;
5 amending 2017 3rd sp.s. c 13 s 1005 (uncodified); repealing RCW
6 41.56.800, 41.59.800, 28A.400.006, 28A.415.020, 28A.415.023, and
7 28A.415.024; providing effective dates; and providing an expiration
8 date.

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

10 **Sec. 1.** RCW 28A.150.410 and 2017 3rd sp.s. c 13 s 101 are each
11 amended to read as follows:

12 (1) Through the 2017-18 school year, the legislature shall
13 establish for each school year in the appropriations act a statewide
14 salary allocation schedule, for allocation purposes only, to be used
15 to distribute funds for basic education certificated instructional
16 staff salaries under RCW 28A.150.260. For the purposes of this
17 section, the staff allocations for classroom teachers, teacher-
18 librarians, guidance counselors, and student health services staff
19 under RCW 28A.150.260 are considered allocations for certificated
20 instructional staff.

1 (2) Through the 2017-18 school year, salary allocations for
2 state-funded basic education certificated instructional staff shall
3 be calculated by the superintendent of public instruction by
4 determining the district's average salary for certificated
5 instructional staff, using the statewide salary allocation schedule
6 and related documents, conditions, and limitations established by the
7 omnibus appropriations act.

8 (3) Through the 2017-18 school year, no more than ninety college
9 quarter-hour credits received by any employee after the baccalaureate
10 degree may be used to determine compensation allocations under the
11 state salary allocation schedule and LEAP documents referenced in the
12 omnibus appropriations act, or any replacement schedules and
13 documents, unless:

14 (a) The employee has a master's degree; or

15 (b) The credits were used in generating state salary allocations
16 before January 1, 1992.

17 (4) Beginning in the 2007-08 school year and through the 2017-18
18 school year, the calculation of years of service for occupational
19 therapists, physical therapists, speech-language pathologists,
20 audiologists, nurses, social workers, counselors, and psychologists
21 regulated under Title 18 RCW may include experience in schools and
22 other nonschool positions as occupational therapists, physical
23 therapists, speech-language pathologists, audiologists, nurses,
24 social workers, counselors, or psychologists. The calculation shall
25 be that one year of service in a nonschool position counts as one
26 year of service for purposes of this chapter, up to a limit of two
27 years of nonschool service. Nonschool years of service included in
28 calculations under this subsection shall not be applied to service
29 credit totals for purposes of any retirement benefit under chapter
30 41.32, 41.35, or 41.40 RCW, or any other state retirement system
31 benefits.

32 (5) By the ~~((2019-20))~~ 2018-19 school year, the minimum state
33 allocation for salaries for certificated instructional staff in the
34 basic education program must be increased ~~((beginning in the 2018-19~~
35 ~~school year))~~ to provide a statewide average allocation of sixty-four
36 thousand dollars adjusted for inflation from the 2017-18 school year.

37 (6) By the ~~((2019-20))~~ 2018-19 school year, the minimum state
38 allocation for salaries for certificated administrative staff in the
39 basic education program must be increased ~~((beginning in the 2018-19~~
40 ~~school year))~~ to provide a statewide average allocation of ninety-

1 five thousand dollars adjusted for inflation from the 2017-18 school
2 year.

3 (7) By the ~~((2019-20))~~ 2018-19 school year, the minimum state
4 allocation for salaries for classified staff in the basic education
5 program must be increased ~~((beginning in the 2018-19 school year))~~ to
6 provide a statewide average allocation of forty-five thousand nine
7 hundred twelve dollars adjusted by inflation from the 2017-18 school
8 year.

9 ~~((To implement the new minimum salary allocations in
10 subsections (5) through (7) of this section, the legislature must
11 fund fifty percent of the increased salary allocation in the 2018-19
12 school year and the entire increased salary allocation in the 2019-20
13 school year.))~~ For school year 2018-19, a district's minimum state
14 allocation for salaries is the greater of the district's 2017-18
15 state salary allocation, adjusted for inflation, or the district's
16 allocation based on the state salary level specified in subsections
17 (5) through (7) of this section, and as further specified in the
18 omnibus appropriations act.

19 (9) Beginning with the 2018-19 school year, state allocations for
20 salaries for certificated instructional staff, certificated
21 administrative staff, and classified staff must be adjusted for
22 regional differences in the cost of hiring staff. Adjustments for
23 regional differences must be specified in the omnibus appropriations
24 act for each school year through at least school year 2022-23. For
25 school years 2018-19 through school year 2022-23, the school district
26 regionalization factors are based on the median single-family
27 residential value of each school district and proximate school
28 district median single-family residential value as described in RCW
29 28A.150.412.

30 (10) Beginning with the 2023-24 school year and every six years
31 thereafter, the minimum state salary allocations and school district
32 regionalization factors for certificated instructional staff,
33 certificated ~~((administration—[administrative]))~~ administrative
34 staff, and classified staff must be reviewed and rebased, as provided
35 under RCW 28A.150.412, to ensure that state salary allocations
36 continue to align with staffing costs for the state's program of
37 basic education.

38 (11) For the purposes of this section, "inflation" means the
39 annual percentage change of the previous calendar year's annual
40 change in the implicit price deflator for personal consumption

1 expenditure for the United States as published by the bureau of
2 economic analysis of the federal department of commerce.

3 **Sec. 2.** RCW 28A.400.205 and 2017 3rd sp.s. c 13 s 102 are each
4 amended to read as follows:

5 (1) School district employees shall be provided an annual salary
6 inflationary increase in accordance with this section.

7 (a) The inflationary increase shall be calculated by applying the
8 rate of the yearly increase in the inflationary adjustment index to
9 any state-funded salary base used in state funding formulas for
10 teachers and other school district employees. Beginning with the
11 (~~2020-21~~) 2019-20 school year, each school district shall be
12 provided an inflationary adjustment allocation sufficient to grant
13 this inflationary increase.

14 (b) A school district shall distribute its inflationary
15 adjustment allocation for salaries and salary-related benefits in
16 accordance with the district's collective bargaining agreements and
17 compensation policies. No later than the end of the school year, each
18 school district shall certify to the superintendent of public
19 instruction that it has spent funds provided for inflationary
20 increases on salaries and salary-related benefits.

21 (c) Any funded inflationary increase shall be included in the
22 salary base used to determine inflationary increases for school
23 employees in subsequent years. For teachers and other certificated
24 instructional staff, the rate of the annual inflationary increase
25 funded for certificated instructional staff shall be applied to the
26 base salary used with the statewide salary allocation methodology
27 established under RCW 28A.150.410 and to any other salary allocation
28 methodologies used to recognize school district personnel costs.

29 (2) For the purposes of this section, "inflationary adjustment
30 index" means, for any school year, the implicit price deflator for
31 that fiscal year, using the official current base, compiled by the
32 bureau of labor statistics, United States department of labor for the
33 state of Washington.

34 **Sec. 3.** RCW 28A.400.200 and 2017 3rd sp.s. c 13 s 103 are each
35 amended to read as follows:

36 (1) Every school district board of directors shall fix, alter,
37 allow, and order paid salaries and compensation for all district
38 employees in conformance with this section.

1 (2)(a) Through the 2017-18 school year, salaries for certificated
2 instructional staff shall not be less than the salary provided in the
3 appropriations act in the statewide salary allocation schedule for an
4 employee with a baccalaureate degree and zero years of service;

5 (b) Salaries for certificated instructional staff with a master's
6 degree shall not be less than the salary provided in the
7 appropriations act in the statewide salary allocation schedule for an
8 employee with a master's degree and zero years of service; and

9 (c) Beginning with the ((2019-20)) 2018-19 school year:

10 (i) Salaries for full-time certificated instructional staff must
11 not be less than forty thousand dollars, to be adjusted for regional
12 differences in the cost of hiring staff as specified in RCW
13 28A.150.410, and to be adjusted annually by the same inflationary
14 measure as provided in RCW 28A.400.205;

15 (ii) Salaries for full-time certificated instructional staff with
16 at least five years of experience must exceed by at least ten percent
17 the value specified in (c)(i) of this subsection;

18 (iii) A district may not pay full-time certificated instructional
19 staff a salary that exceeds ninety thousand dollars, subject to
20 adjustment for regional differences in the cost of hiring staff as
21 specified in RCW 28A.150.410. This maximum salary is adjusted
22 annually by the inflationary measure in RCW 28A.400.205;

23 (iv) These minimum and maximum salaries apply to the services
24 provided as part of the state's statutory program of basic education
25 and exclude supplemental contracts for additional time,
26 responsibility, or incentive pursuant to this section or for
27 enrichment pursuant to RCW 28A.150.276;

28 (v) A district may pay a salary that exceeds this maximum salary
29 by up to ten percent for full-time certificated instructional staff:
30 Who are educational staff associates; who teach in the subjects of
31 science, technology, engineering, or math; or who teach in the
32 transitional bilingual instruction or special education programs.

33 (3)(a)(i) Through the 2017-18 school year the actual average
34 salary paid to certificated instructional staff shall not exceed the
35 district's average certificated instructional staff salary used for
36 the state basic education allocations for that school year as
37 determined pursuant to RCW 28A.150.410.

38 (ii) ~~((For the 2018-19 school year, salaries for certificated
39 instructional staff are subject to the limitations in RCW 41.59.800.~~

1 ~~(iii))~~) Beginning with the ~~((2019-20))~~ 2018-19 school year, for
2 purposes of subsection (4) of this section, RCW 28A.150.276, and
3 28A.505.100, each school district must annually identify the actual
4 salary paid to each certificated instructional staff for services
5 rendered as part of the state's program of basic education.

6 (b) Through the ~~((2018-19))~~ 2017-18 school year, fringe benefit
7 contributions for certificated instructional staff shall be included
8 as salary under (a)(i) of this subsection only to the extent that the
9 district's actual average benefit contribution exceeds the amount of
10 the insurance benefits allocation, less the amount remitted by
11 districts to the health care authority for retiree subsidies,
12 provided per certificated instructional staff unit in the state
13 operating appropriations act in effect at the time the compensation
14 is payable. For purposes of this section, fringe benefits shall not
15 include payment for unused leave for illness or injury under RCW
16 28A.400.210; employer contributions for old age survivors insurance,
17 workers' compensation, unemployment compensation, and retirement
18 benefits under the Washington state retirement system; or employer
19 contributions for health benefits in excess of the insurance benefits
20 allocation provided per certificated instructional staff unit in the
21 state operating appropriations act in effect at the time the
22 compensation is payable. A school district may not use state funds to
23 provide employer contributions for such excess health benefits.

24 (c) Salary and benefits for certificated instructional staff in
25 programs other than basic education shall be consistent with the
26 salary and benefits paid to certificated instructional staff in the
27 basic education program.

28 (4)(a) Salaries and benefits for certificated instructional staff
29 may exceed the limitations in subsection (3) of this section only by
30 separate contract for additional time, for additional
31 responsibilities, or for incentives. Supplemental contracts shall not
32 cause the state to incur any present or future funding obligation.
33 Supplemental contracts must be accounted for by a school district
34 when the district is developing its four-year budget plan under RCW
35 28A.505.040.

36 (b) Supplemental contracts shall be subject to the collective
37 bargaining provisions of chapter 41.59 RCW and the provisions of RCW
38 28A.405.240, shall not exceed one year, and if not renewed shall not
39 constitute adverse change in accordance with RCW 28A.405.300 through
40 28A.405.380. No district may enter into a supplemental contract under

1 this subsection for the provision of services which are a part of the
2 basic education program required by Article IX, section 1 of the
3 state Constitution and RCW 28A.150.220. Beginning September 1,
4 ((2019)) 2018, supplemental contracts for certificated instructional
5 staff are subject to the following additional restrictions: School
6 districts may enter into supplemental contracts only for enrichment
7 activities as defined in and subject to the limitations of RCW
8 28A.150.276. The rate the district pays under a supplemental contract
9 may not exceed the hourly rate provided to that same instructional
10 staff for services under the basic education salary identified
11 pursuant to subsection (3)(a)((~~iii~~)) (ii) of this section.

12 (5) Employee benefit plans offered by any district shall comply
13 with RCW 28A.400.350, 28A.400.275, and 28A.400.280.

14 **Sec. 4.** RCW 84.52.053 and 2012 c 186 s 18 are each amended to
15 read as follows:

16 (1) The limitations imposed by RCW 84.52.050 through 84.52.056,
17 and 84.52.043 shall not prevent the levy of taxes by school
18 districts, when authorized so to do by the voters of such school
19 district in the manner and for the purposes and number of years
20 allowable under Article VII, section 2(a) of the Constitution of this
21 state. Elections for such taxes shall be held in the year in which
22 the levy is made or, in the case of propositions authorizing two-year
23 through four-year levies for maintenance and operation support of a
24 school district, authorizing two-year levies for transportation
25 vehicle funds established in RCW 28A.160.130, or authorizing two-year
26 through six-year levies to support the construction, modernization,
27 or remodeling of school facilities, which includes the purposes of
28 RCW 28A.320.330(2) (f) and (g), in the year in which the first annual
29 levy is made.

30 (2)(a) Once additional tax levies have been authorized for
31 maintenance and operation support of a school district for a two-year
32 through four-year period as provided under subsection (1) of this
33 section, no further additional tax levies for maintenance and
34 operation support of the district for that period may be authorized,
35 except for additional levies to provide for subsequently enacted
36 increases affecting the district's levy base or maximum levy
37 percentage.

38 (b) Notwithstanding (a) of this subsection, any school district
39 that is required to annex or receive territory pursuant to a

1 dissolution of a financially insolvent school district pursuant to
2 RCW 28A.315.225 may call either a replacement or supplemental levy
3 election within the school district, including the territory annexed
4 or transferred, as follows:

5 (i) An election for a proposition authorizing two-year through
6 four-year levies for maintenance and operation support of a school
7 district may be called and held before the effective date of
8 dissolution to replace existing maintenance and operation levies and
9 to provide for increases due to the dissolution.

10 (ii) An election for a proposition authorizing additional tax
11 levies may be called and held before the effective date of
12 dissolution to provide for increases due to the dissolution.

13 (iii) In the event a replacement levy election under (b)(i) of
14 this subsection is held but does not pass, the affected school
15 district may subsequently hold a supplemental levy election pursuant
16 to (b)(ii) of this subsection if the supplemental levy election is
17 held before the effective date of dissolution. In the event a
18 supplemental levy election is held under (~~subsection~~) (b)(ii) of
19 this subsection but does not pass, the affected school district may
20 subsequently hold a replacement levy election pursuant to (b)(i) of
21 this subsection if the replacement levy election is held before the
22 effective date of dissolution. Failure of a replacement levy or
23 supplemental levy election does not affect any previously approved
24 and existing maintenance and operation levy within the affected
25 school district or districts.

26 (c) For the purpose of applying the limitation of this subsection
27 (2), a two-year through six-year levy to support the construction,
28 modernization, or remodeling of school facilities shall not be deemed
29 to be a tax levy for maintenance and operation support of a school
30 district.

31 (3) A special election may be called and the time therefor fixed
32 by the board of school directors, by giving notice thereof by
33 publication in the manner provided by law for giving notices of
34 general elections, at which special election the proposition
35 authorizing such excess levy shall be submitted in such form as to
36 enable the voters favoring the proposition to vote "yes" and those
37 opposed thereto to vote "no."

38 (4) Beginning September 1, 2018, school districts may use
39 maintenance and operation levies solely to enrich the state's

1 statutory program of basic education as authorized under RCW
2 28A.150.276.

3 **Sec. 5.** RCW 28A.500.010 and 2017 3rd sp.s. c 13 s 205 are each
4 amended to read as follows:

5 The legislature intends to continue providing local effort
6 assistance funding to school districts. Local effort assistance
7 provides schools in property-poor districts with funding for locally
8 determined activities that enrich the state's program of basic
9 education, thereby enhancing equity in students' access to
10 extracurricular activities and similar enrichments. The purpose of
11 these funds is to mitigate the effect that above average property tax
12 rates might have on the ability of a school district to raise local
13 revenues to supplement the state's basic program of education. These
14 funds serve to equalize the property tax rates that individual
15 taxpayers would pay for such levies and to provide tax relief to
16 taxpayers in high tax rate school districts.

17 Local effort assistance funding is not part of the state's
18 statutory program of basic education, nor are allocations for it part
19 of the district's basic education allocation. Beginning September 1,
20 (~~2019~~) 2018, and subject to RCW 28A.150.276, districts may use
21 local effort assistance funding only to enrich the state's statutory
22 program of basic education.

23 **Sec. 6.** RCW 28A.150.413 and 2017 3rd sp.s. c 13 s 208 are each
24 amended to read as follows:

25 (1) The legislature finds that while the state has the
26 responsibility to provide for a general and uniform system of public
27 schools, there is also a need for some diversity in the public school
28 system. A successful system of public education must permit some
29 variation among school districts outside the basic education provided
30 for by the state to respond to and reflect the unique desires of
31 local communities. The opportunity for local communities to invest in
32 enriched education programs promotes support for local public
33 schools. Further, the ability of local school districts to experiment
34 with enriched programs can inform the legislature's long-term
35 evolution of the definition of basic education. Therefore, local levy
36 authority remains an important component of the overall finance
37 system in support of the public schools even though it is outside the
38 state's obligation for basic education and, after September 1,

1 ((2019)) 2018, is restricted to enrichment purposes under RCW
2 28A.150.276.

3 (2) However, the value of permitting local levies must be
4 balanced with the value of equity and fairness to students and to
5 taxpayers, neither of whom should be unduly disadvantaged due to
6 differences in the tax bases used to support local levies. Equity and
7 fairness require both an equitable basis for supplemental funding
8 outside basic education and a mechanism for property tax-poor school
9 districts to fairly access supplemental funding. As such, local
10 effort assistance, while also outside the state's obligation for
11 basic education, is another important component of school finance.

12 **Sec. 7.** RCW 28A.150.276 and 2017 3rd sp.s. c 13 s 501 are each
13 amended to read as follows:

14 (1)(a) Beginning September 1, ((2019)) 2018, school districts may
15 use local revenues only for documented and demonstrated enrichment of
16 the state's statutory program of basic education as authorized in
17 subsection (2) of this section.

18 (b) Nothing in this section revises the definition of the program
19 of basic education under RCW 28A.150.220 and 28A.150.260.

20 (c) For purposes of this section, "local revenues" means
21 maintenance and operation levies and enrichment levies collected
22 under RCW 84.52.053, transportation vehicle enrichment levies, local
23 effort assistance funding received under chapter 28A.500 RCW, and
24 other school district local revenues including, but not limited to,
25 grants, donations, and state and federal payments in lieu of taxes,
26 except that "local revenues" does not include other federal revenues,
27 or local revenues that operate as an offset to the district's basic
28 education allocation under RCW 28A.150.250.

29 (2)(a) Enrichment activities are permitted under this section if
30 they provide supplementation beyond the state:

31 (i) Minimum instructional offerings of RCW 28A.150.220 or
32 28A.150.260;

33 (ii) Staffing ratios or program components of RCW 28A.150.260,
34 including providing additional staff for class size reduction beyond
35 class sizes allocated in the prototypical school model and additional
36 staff beyond the staffing ratios allocated in the prototypical school
37 formula;

38 (iii) Program components of RCW 28A.150.200, 28A.150.220, or
39 28A.150.260; or

1 (iv) Program of professional learning as defined by RCW
2 28A.415.430 beyond that allocated pursuant to RCW 28A.150.415.

3 (b) Permitted enrichment activities consist of:

4 (i) Extracurricular activities, extended school days, or an
5 extended school year;

6 (ii) Additional course offerings beyond the minimum instructional
7 program established in the state's statutory program of basic
8 education;

9 (iii) Activities associated with early learning programs;

10 (iv) Any additional salary costs attributable to the provision or
11 administration of the enrichment activities allowed under this
12 subsection; and

13 (v) Additional activities or enhancements that the office of the
14 superintendent of public instruction determines to be a documented
15 and demonstrated enrichment of the state's statutory program of basic
16 education under (a) of this subsection and for which the
17 superintendent approves proposed expenditures during the preballot
18 approval process required by RCW 84.52.053 and 28A.505.240.

19 (3) In addition to the limitations of subsections (1) and (2) of
20 this section and of RCW 28A.400.200, permitted enrichment activities
21 are subject to the following conditions and limitations:

22 (a) If a school district spends local revenues for salary costs
23 attributable to the administration of enrichment programs, the
24 portion of administrator salaries attributable to that purpose may
25 not exceed the proportion of the district's local revenues to its
26 other revenues; and

27 (b) Supplemental contracts under RCW 28A.400.200 are subject to
28 the limitations of this section.

29 (4) The superintendent of public instruction must adopt rules to
30 implement this section.

31 **Sec. 8.** RCW 43.09.2856 and 2017 3rd sp.s. c 13 s 503 are each
32 amended to read as follows:

33 (1) Beginning with the ~~((2019-20))~~ 2018-19 school year, to ensure
34 that school district local revenues are used solely for purposes of
35 enriching the state's statutory program of basic education, the state
36 auditor's regular financial audits of school districts must include a
37 review of ~~((the expenditure of school district local revenues for
38 compliance with RCW 28A.150.276, including the spending plan approved
39 by the superintendent of public instruction under RCW 28A.505.240 and~~

1 ~~its implementation, and~~) any supplemental contracts entered into
2 under RCW 28A.400.200.

3 (2) Beginning with the 2019-20 school year, the state auditor's
4 regular financial audits of school districts must include a review of
5 the expenditure of school district local revenues for compliance with
6 RCW 28A.150.276, including the spending plan approved by the
7 superintendent of public instruction under RCW 28A.505.240 and its
8 implementation.

9 (3) If an audit results in findings that a school district has
10 failed to comply with these requirements, then within ninety days of
11 completing the audit the auditor must report the findings to the
12 superintendent of public instruction, the office of financial
13 management, and the education and operating budget committees of the
14 legislature.

15 **Sec. 9.** RCW 28A.320.245 and 2017 3rd sp.s. c 13 s 504 are each
16 amended to read as follows:

17 Before the beginning of the (~~2019-20~~) 2018-19 school year, each
18 school district board of directors must adopt a policy for responding
19 to any audit findings resulting from the audits conducted by the
20 state auditor on the use of local revenues by the school district in
21 accordance with RCW 28A.150.276 and 43.09.2856. The policy must
22 require a public hearing by the school district board of directors of
23 the findings of the state auditor within thirty days of the issuance
24 of the findings; and may include progressive disciplinary actions for
25 the district superintendent, which may be implemented by the school
26 district board of directors.

27 **Sec. 10.** RCW 28A.710.280 and 2016 c 241 s 128 are each amended
28 to read as follows:

29 (1) The legislature intends that state funding for charter
30 schools be distributed equitably with state funding provided for
31 other public schools.

32 (2) For eligible students enrolled in a charter school
33 established and operating in accordance with this chapter, the
34 superintendent of public instruction shall transmit to each charter
35 school an amount calculated as provided in this section and based on
36 the (~~statewide average staff mix factor for certificated~~
37 ~~instructional staff~~) salary allocation specified in the omnibus
38 appropriations act, including any enrichment to those statutory

1 formulae that is specified in the omnibus appropriations act. The
2 amount must be the sum of (a) and (b) of this subsection, as
3 applicable.

4 (a) The superintendent shall, for purposes of making
5 distributions under this section, separately calculate and distribute
6 to charter schools moneys appropriated for general apportionment
7 under the same ratios as in RCW 28A.150.260.

8 (b) The superintendent also shall, for purposes of making
9 distributions under this section, and in accordance with the
10 applicable formulae for categorical programs specified in (b)(i)
11 through (v) of this subsection (2) and any enrichment to those
12 statutory formulae that is specified in the omnibus appropriations
13 act, separately calculate and distribute moneys appropriated by the
14 legislature to charter schools for:

15 (i) Supplemental instruction and services for underachieving
16 students through the learning assistance program under RCW
17 28A.165.005 through 28A.165.065;

18 (ii) Supplemental instruction and services for eligible and
19 enrolled students and exited students whose primary language is other
20 than English through the transitional bilingual instruction program
21 under RCW 28A.180.010 through 28A.180.080;

22 (iii) The opportunity for an appropriate education at public
23 expense as defined by RCW 28A.155.020 for all eligible students with
24 disabilities as defined in RCW 28A.155.020;

25 (iv) Programs for highly capable students under RCW 28A.185.010
26 through 28A.185.030; and

27 (v) Pupil transportation services to and from school in
28 accordance with RCW 28A.160.150 through 28A.160.180. Distributions
29 for pupil transportation must be calculated on a per eligible student
30 basis based on the allocation for the previous school year to the
31 school district in which the charter school is located.

32 (3) The superintendent of public instruction must adopt rules
33 necessary for the distribution of funding required by this section
34 and to comply with federal reporting requirements.

35 **Sec. 11.** RCW 28A.510.250 and 2017 3rd sp.s. c 13 s 1004 are each
36 amended to read as follows:

37 (1) On or before the last business day of September 1969 and each
38 month thereafter, the superintendent of public instruction shall
39 apportion from the state general fund to the several educational

1 service districts of the state the proportional share of the total
2 annual amount due and apportionable to such educational service
3 districts for the school districts thereof as follows:

4	September	9%
5	October	8%
6	November	5%
7	December	9%
8	January	8.5%
9	February	((9%))
10		<u>8%</u>
11	March	((9%))
12		<u>8%</u>
13	April	((9%))
14		<u>8.5%</u>
15	May	5%
16	June	6.0%
17	July	12.5%
18	August	((10.0%))
19		<u>12.5%</u>

20 The annual amount due and apportionable shall be the amount
21 apportionable for all apportionment credits estimated to accrue to
22 the schools during the apportionment year beginning September 1st and
23 continuing through August 31st. Appropriations made for school
24 districts for each year of a biennium shall be apportioned according
25 to the schedule set forth in this section for the fiscal year
26 starting September 1st of the then calendar year and ending August
27 31st of the next calendar year, except as provided in subsection (2)
28 of this section. The apportionment from the state general fund for
29 each month shall be an amount which will equal the amount due and
30 apportionable to the several educational service districts during
31 such month: PROVIDED, That any school district may petition the
32 superintendent of public instruction for an emergency advance of
33 funds which may become apportionable to it but not to exceed ten
34 percent of the total amount to become due and apportionable during
35 the school districts apportionment year. The superintendent of public
36 instruction shall determine if the emergency warrants such advance
37 and if the funds are available therefor. If the superintendent

1 determines in the affirmative, he or she may approve such advance
2 and, at the same time, add such an amount to the apportionment for
3 the educational service district in which the school district is
4 located: PROVIDED, That the emergency advance of funds and the
5 interest earned by school districts on the investment of temporary
6 cash surpluses resulting from obtaining such advance of state funds
7 shall be deducted by the superintendent of public instruction from
8 the remaining amount apportionable to said districts during that
9 apportionment year in which the funds are advanced.

10 (2) In the 2010-11 school year, the June apportionment payment to
11 school districts shall be reduced by one hundred twenty-eight million
12 dollars, and an additional apportionment payment shall be made on
13 July 1, 2011, in the amount of one hundred twenty-eight million
14 dollars. This July 1st payment shall be in addition to the regularly
15 calculated July apportionment payment.

16 **Sec. 12.** 2017 3rd sp.s. c 13 s 1005 (uncodified) is amended to
17 read as follows:

18 Section 1004 of this act takes effect September 1, (~~2019~~) 2018.

19 NEW SECTION. **Sec. 13.** The following acts or parts of acts are
20 each repealed:

21 (1) RCW 41.56.800 (School district collective bargaining
22 agreements—Classified staff—Restrictions during the 2018-19 school
23 year) and 2017 3rd sp.s. c 13 s 701;

24 (2) RCW 41.59.800 (School district collective bargaining
25 agreements—Certificated instructional staff—Restrictions during the
26 2018-19 school year) and 2017 3rd sp.s. c 13 s 702;

27 (3) RCW 28A.400.006 (Salary restrictions during the 2018-19
28 school year—Certificated administrative staff) and 2017 3rd sp.s. c
29 13 s 703;

30 (4) RCW 28A.415.020 (Credit on salary schedule for approved in-
31 service training, continuing education, and internship) and 2011 1st
32 sp.s. c 18 s 5, 2007 c 319 s 3, 2006 c 263 s 808, 1995 c 284 s 2,
33 1990 c 33 s 415, & 1987 c 519 s 1;

34 (5) RCW 28A.415.023 (Credit on salary schedule for approved in-
35 service training, continuing education, or internship—Course content
36 —Rules) and 2012 c 35 s 6 & 2011 1st sp.s. c 18 s 6; and

1 (6) RCW 28A.415.024 (Credit on salary schedule—Accredited
2 institutions—Verification—Penalty for submitting credits from
3 unaccredited institutions) and 2006 c 263 s 809 & 2005 c 461 s 1.

4 NEW SECTION. **Sec. 14.** Section 4 of this act expires January 1,
5 2019.

6 NEW SECTION. **Sec. 15.** Section 11 of this act takes effect
7 September 1, 2018.

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