
SENATE BILL 5986

State of Washington

63rd Legislature

2014 Regular Session

By Senators Ericksen, Braun, King, Honeyford, Bailey, and Parlette

Read first time 01/13/14. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to school district revenues; amending RCW
2 28A.150.250 and 28A.520.020; creating a new section; and providing an
3 effective date.

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

5 NEW SECTION. **Sec. 1.** School districts in counties with federal
6 forests are at a disadvantage in terms of generating local revenue due
7 to economic and private development opportunities that are forgone on
8 these lands. The legislature intends to no longer reduce state basic
9 education funding to school districts in counties with federal forest
10 lands. The money school districts receive as a result of federal
11 forest revenue payments should be considered as grants, or
12 compensation, to inhabitants of local areas for impacts associated with
13 the presence of federal lands. These revenues should be delivered to
14 school districts as a supplement to basic education allocations in
15 addition to the state's basic education apportionment.

16 **Sec. 2.** RCW 28A.150.250 and 2009 c 548 s 105 are each amended to
17 read as follows:

18 (1) From those funds made available by the legislature for the

1 current use of the common schools, the superintendent of public
2 instruction shall distribute annually as provided in RCW 28A.510.250 to
3 each school district of the state operating a basic education
4 instructional program approved by the state board of education an
5 amount based on the formulas provided in RCW 28A.150.260, 28A.150.390,
6 and 28A.150.392 which, when combined with an appropriate portion of
7 such locally available revenues, (~~other than receipts from federal~~
8 ~~forest revenues distributed to school districts pursuant to RCW~~
9 ~~28A.520.010 and 28A.520.020,)) as the superintendent of public
10 instruction may deem appropriate for consideration in computing state
11 equalization support, excluding excess property tax levies, will
12 constitute a basic education allocation in dollars for each annual
13 average full-time equivalent student enrolled.~~

14 (2) The instructional program of basic education shall be
15 considered to be fully funded by those amounts of dollars appropriated
16 by the legislature pursuant to RCW 28A.150.260, 28A.150.390, and
17 28A.150.392 to fund those program requirements identified in RCW
18 28A.150.220 in accordance with the formula provided in RCW 28A.150.260
19 and those amounts of dollars appropriated by the legislature to fund
20 the salary requirements of RCW 28A.150.410.

21 (3) If a school district's basic education program fails to meet
22 the basic education requirements enumerated in RCW 28A.150.260 and
23 28A.150.220, the state board of education shall require the
24 superintendent of public instruction to withhold state funds in whole
25 or in part for the basic education allocation until program compliance
26 is assured. However, the state board of education may waive this
27 requirement in the event of substantial lack of classroom space.

28 **Sec. 3.** RCW 28A.520.020 and 2011 c 278 s 1 are each amended to
29 read as follows:

30 (1) There shall be a fund known as the federal forest revolving
31 account. The state treasurer, who shall be custodian of the revolving
32 account, shall deposit into the revolving account the funds for each
33 county received by the state in accordance with Title 16, section 500,
34 United States Code. The state treasurer shall distribute these moneys
35 to the counties according to the determined proportional area. The
36 county legislative authority shall expend fifty percent of the money
37 for the benefit of the public roads and other public purposes as

1 authorized by federal statute or public schools of such county and not
2 otherwise. Disbursements by the counties of the remaining fifty
3 percent of the money shall be as authorized by the superintendent of
4 public instruction, or the superintendent's designee, and shall occur
5 in the manner provided in subsection (2) of this section.

6 (2) No later than thirty days following receipt of the funds from
7 the federal government, the superintendent of public instruction shall
8 apportion moneys distributed to counties for schools to public school
9 districts in the respective counties in proportion to the number of
10 resident full-time equivalent students enrolled in each public school
11 district to the number of resident full-time equivalent students
12 enrolled in public schools in the county. In apportioning these funds,
13 the superintendent of public instruction shall utilize the October
14 enrollment count.

15 (3) ~~((If))~~ The amount received by any public school district
16 pursuant to subsection (2) of this section ~~((is less than))~~ shall not
17 reduce the basic education allocation to which the district would
18 otherwise be entitled ~~((, the superintendent of public instruction shall~~
19 ~~apportion to the district, in the manner provided by RCW 28A.510.250,~~
20 ~~an amount which shall be the difference between the amount received~~
21 ~~pursuant to subsection (2) of this section and the basic education~~
22 ~~allocation to which the district would otherwise be entitled))~~.

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

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

30 NEW SECTION. **Sec. 4.** This act takes effect September 1, 2014.

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