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ENGROSSED SUBSTITUTE HOUSE BILL 1843

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State of Washington

65th Legislature

2017 Regular Session

By House Appropriations (originally sponsored by Representatives Sullivan, Lytton, Jenkins, Orwall, Appleton, Springer, Chapman, Tarleton, Tharinger, Goodman, Farrell, Macri, Ormsby, Fitzgibbon, Slatter, Hudgins, Doglio, Fey, Pollet, Ortiz-Self, Santos, and McBride)

READ FIRST TIME 02/15/17.

1 AN ACT Relating to fulfilling the state's paramount duty for all  
2 children through equitable and responsible investments in the state's  
3 basic education program and reductions to local effort contributions;  
4 amending RCW 28A.150.200, 28A.150.410, 28A.400.205, 28A.400.200,  
5 28A.500.020, and 28A.150.260; reenacting and amending RCW 84.52.0531,  
6 28A.500.030, and 28A.150.260; adding new sections to chapter 28A.150  
7 RCW; adding a new section to chapter 28A.400 RCW; adding new sections  
8 to chapter 28A.415 RCW; creating new sections; recodifying RCW  
9 28A.300.600, 28A.300.602, and 28A.300.604; repealing RCW 28A.400.201,  
10 28A.415.020, 28A.415.023, 28A.415.024, and 28A.415.025; providing  
11 effective dates; and providing expiration dates.

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

13 NEW SECTION. **Sec. 1.** INTENT. (1) Under the paramount duty of  
14 the state Constitution, the legislature must provide every child in  
15 the state with an opportunity to succeed in school. The legislature  
16 must also ensure that children's access to the state's program of  
17 basic education is uniform and equitable. To meet the state's  
18 obligation of making ample provision for the education of all  
19 children, state funding allocations must correspond to the cost of  
20 providing students with the opportunity to receive the state's basic  
21 education program.

1 (2) In chapter 548, Laws of 2009 (Engrossed Substitute House Bill  
2 No. 2261) and chapter 236, Laws of 2010 (Substitute House Bill No.  
3 2776) the state established a plan for enhancing the state's program  
4 of basic education by providing full-day kindergarten and K-3 class  
5 size reduction, fully funding student transportation and materials,  
6 supplies, and operating costs, revising program hour offerings and  
7 graduation requirements, and by adding the program for highly capable  
8 students to the state's program of basic education. With this act,  
9 the legislature intends to realize the remaining element of these  
10 reforms—full state funding allocations for salaries needed for school  
11 districts to hire and retain qualified staff for the state's  
12 education program. Using market data compiled pursuant to Engrossed  
13 Second Substitute Senate Bill No. 6195, the legislature is  
14 establishing a revised salary allocation methodology. The new salary  
15 allocation methodology will ensure that each district receives  
16 sufficient state funding to pay teachers and other school staff a  
17 market-based, competitive wage. The new methodology will also  
18 recognize that the state's duty to fund adequate salaries includes  
19 provisions for regular cost-of-living increases and professional  
20 development as well as adjustments to reflect regional differences in  
21 the cost of hiring staff. In addition, the state's new allocation  
22 methodology will provide for regular future rebasing to ensure that  
23 state salary allocations continue to align with staffing costs for  
24 the state's program.

25 (3) The legislature also intends to phase in further enhancements  
26 to basic education funding formulas by providing additional  
27 allocations for career and technical education, skill centers,  
28 guidance counselors and parent involvement coordinators, and the  
29 highly capable program. To address the opportunity gap, the state  
30 will enhance formulas in the learning assistance and transitional  
31 bilingual programs. The legislature intends to preserve local ability  
32 to enrich the state's program with local voter-approved levies and  
33 local effort assistance, subject to a new phased-in levy lid and a  
34 plan to work collaboratively with school district leaders to provide  
35 accountability and transparency for locally approved funding.

36 (4) Over the next six years, these investments will provide  
37 equity for rural and urban districts, and ensure students' and  
38 educators' achievements are based on hard work, not zip code.

39 (5) The legislature intends to consider recommendations from the  
40 standing capital budget committees to address the additional

1 classroom and facility needs necessary to fully support the existing  
2 and planned investments in state-funded all-day kindergarten and K-3  
3 class size reductions that have been made in recent years.

4 (6) The legislature acknowledges that progress towards improving  
5 educator recruitment and retention was made in the 2016 legislative  
6 session through enacted legislation and increased investment in the  
7 beginning educator support and training program. However, the  
8 legislature recognizes that additional support is still necessary.  
9 The legislature supports full funding of the enacted recruitment and  
10 retention policies, developing additional proposals to further  
11 support recruitment and retention of educators, and increasing  
12 investments in recruitment and retention policies. The legislature  
13 intends to consider the recommendations of its education policy and  
14 fiscal committees to address these needs.

15 (7) The legislature finds that Washington state has a long  
16 history of local control of school districts. The legislature further  
17 finds that one way that local authority is expressed is through the  
18 collective bargaining process. The legislature recognizes that the  
19 legal right to collective bargaining provides the opportunity for  
20 locally elected school districts to negotiate with educators in the  
21 schools to create changes, find solutions, and improve teaching and  
22 learning conditions unique to each school district. The legislature  
23 intends to maintain local control over school district collective  
24 bargaining.

25 (8) The legislature finds that additional reporting requirements  
26 and a more robust accounting system should be created. The  
27 legislature intends to work with school district business officials  
28 to develop details for a more comprehensive accounting system that  
29 ensures local funds are used only for local enrichment to the state's  
30 program of basic education and that state funding is providing full  
31 support for the program of basic education. Additionally, the  
32 legislature intends to require the office of the superintendent of  
33 public instruction to update its online reporting system to align  
34 with the new accounting system and provide increased transparency of  
35 local school district data.

36 (9) The legislature recognizes that local bargaining of health  
37 benefits for school employees is the best way to meet the needs of  
38 the employees who receive the health benefits. The legislature  
39 intends to continue the legal right to locally bargained school  
40 employee health benefits.



1 hiring staff, and rebased every six years to ensure that state salary  
2 allocations continue to align with staffing costs for the state's  
3 program in accordance with RCW 28A.150.410 and section 105 of this  
4 act; and

5 (f) Professional learning days as provided under section 106 of  
6 this act.

7 **Sec. 102.** RCW 28A.150.410 and 2010 c 236 s 10 are each amended  
8 to read as follows:

9 SALARY ALLOCATION METHODOLOGY—REGULAR REALIGNMENT—COST-OF-LIVING  
10 ADJUSTMENTS. (1) Through the 2016-17 school year, the legislature  
11 shall establish for each school year in the appropriations act a  
12 statewide salary allocation schedule, for allocation purposes only,  
13 to be used to distribute funds for basic education certificated  
14 instructional staff salaries under RCW 28A.150.260. For the purposes  
15 of this section, the staff allocations for classroom teachers,  
16 teacher librarians, guidance counselors, and student health services  
17 staff under RCW 28A.150.260 are considered allocations for  
18 certificated instructional staff.

19 (2) Through the 2016-17 school year, salary allocations for  
20 state-funded basic education certificated instructional staff shall  
21 be calculated by the superintendent of public instruction by  
22 determining the district's average salary for certificated  
23 instructional staff, using the statewide salary allocation schedule  
24 and related documents, conditions, and limitations established by the  
25 omnibus appropriations act.

26 (3) (~~Beginning January 1, 1992~~) Through the 2016-17 school  
27 year, no more than ninety college quarter-hour credits received by  
28 any employee after the baccalaureate degree may be used to determine  
29 compensation allocations under the state salary allocation schedule  
30 and LEAP documents referenced in the omnibus appropriations act, or  
31 any replacement schedules and documents, unless:

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

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

35 (4) Beginning in the 2007-08 school year and through the 2016-17  
36 school year, the calculation of years of service for occupational  
37 therapists, physical therapists, speech-language pathologists,  
38 audiologists, nurses, social workers, counselors, and psychologists  
39 regulated under Title 18 RCW may include experience in schools and

1 other nonschool positions as occupational therapists, physical  
2 therapists, speech-language pathologists, audiologists, nurses,  
3 social workers, counselors, or psychologists. The calculation shall  
4 be that one year of service in a nonschool position counts as one  
5 year of service for purposes of this chapter, up to a limit of two  
6 years of nonschool service. Nonschool years of service included in  
7 calculations under this subsection shall not be applied to service  
8 credit totals for purposes of any retirement benefit under chapter  
9 41.32, 41.35, or 41.40 RCW, or any other state retirement system  
10 benefits.

11 (5) Beginning with the 2017-18 school year, the minimum state  
12 allocation for salaries for certificated instructional staff in the  
13 basic education program must be increased in a linear fashion using  
14 equal increments to provide a statewide average allocation in the  
15 2019-20 school year of seventy thousand eight hundred twenty-four  
16 dollars, adjusted in the 2019-20 school year by the same inflationary  
17 measure as provided in RCW 28A.400.205.

18 (6) Beginning with the 2017-18 school year, the minimum state  
19 allocation for salaries for certificated administrative staff in the  
20 basic education program must be increased in a linear fashion using  
21 equal increments to provide a statewide average allocation in the  
22 2019-20 school year of one hundred seventeen thousand one hundred  
23 fifty-nine dollars, adjusted in the 2019-20 school year by the same  
24 inflationary measure as provided in RCW 28A.400.205.

25 (7) Beginning with the 2017-18 school year, the minimum state  
26 allocation for salaries for classified staff in the basic education  
27 program must be increased in a linear fashion using equal increments  
28 to provide a statewide average allocation in the 2019-20 school year  
29 of fifty-four thousand eighty-four dollars, adjusted in the 2019-20  
30 school year by the same inflationary measure as provided in RCW  
31 28A.400.205.

32 (8) Beginning with the 2019-20 school year, state allocations for  
33 salaries for certificated instructional staff, certificated  
34 administrative staff, and classified staff must be adjusted for  
35 regional differences in the cost of hiring staff. Adjustments for  
36 regional differences must be specified in the omnibus appropriations  
37 act. However, no district may receive less state funds for the  
38 minimum state salary allocation as compared to its prior school year  
39 salary allocations as a result of adjustments that reflect local  
40 differences in the cost to recruit and retain staff.

1 (9) Beginning with the 2020-21 school year, the minimum state  
2 salary allocations for salaries for certificated instructional staff,  
3 certificated administrative staff, and classified staff must be  
4 adjusted annually by the same inflationary measure as provided in RCW  
5 28A.400.205.

6 (10) Beginning with the 2025-26 school year and every six years  
7 thereafter, the minimum state salary allocation for certificated  
8 instructional staff, certificated administration staff, and  
9 classified staff must be rebased, as provided under section 105 of  
10 this act, to ensure that state salary allocations continue to align  
11 with staffing costs for the state's program of basic education.

12 **Sec. 103.** RCW 28A.400.205 and 2013 2nd sp.s. c 5 s 1 are each  
13 amended to read as follows:

14 COST-OF-LIVING ADJUSTMENTS. (1) School district employees shall  
15 be provided an annual salary cost-of-living increase in accordance  
16 with this section.

17 (a) The cost-of-living increase shall be calculated by applying  
18 the rate of the yearly increase in the cost-of-living index to any  
19 state-funded salary base used in state funding formulas for teachers  
20 and other school district employees. Beginning with the ~~((2001-02~~  
21 ~~school year, and for each subsequent school year, except for the~~

22 ~~2013-14 and 2014-15 school years))~~ 2019-20 school year, each school  
23 district shall be provided a cost-of-living allocation sufficient to  
24 grant this cost-of-living increase.

25 (b) A school district shall distribute its cost-of-living  
26 allocation for salaries and salary-related benefits in accordance  
27 with the district's ~~((salary schedules,))~~ collective bargaining  
28 agreements~~((,))~~ and compensation policies. No later than the end of  
29 the school year, each school district shall certify to the  
30 superintendent of public instruction that it has spent funds provided  
31 for cost-of-living increases on salaries and salary-related benefits.

32 (c) Any funded cost-of-living increase shall be included in the  
33 salary base used to determine cost-of-living increases for school  
34 employees in subsequent years. For teachers and other certificated  
35 instructional staff, the rate of the annual cost-of-living increase  
36 funded for certificated instructional staff shall be applied to the  
37 base salary used with the statewide salary allocation ~~((schedule))~~  
38 methodology established under RCW 28A.150.410 and to any other salary

1 ((models)) allocation methodologies used to recognize school district  
2 personnel costs.

3 (2) For the purposes of this section, "cost-of-living index"  
4 means, for any school year, the previous calendar year's annual  
5 average consumer price index, using the official current base,  
6 compiled by the bureau of labor statistics, United States department  
7 of labor for the state of Washington. If the bureau of labor  
8 statistics develops more than one consumer price index for areas  
9 within the state, the index covering the greatest number of people,  
10 covering areas exclusively within the boundaries of the state, and  
11 including all items shall be used for the cost-of-living index in  
12 this section.

13 (3) Beginning with the 2019-20 school year, state funding  
14 provided under this section is part of the funding necessary to  
15 comply with the state's Article IX constitutional duty.

16 **Sec. 104.** RCW 28A.400.200 and 2010 c 235 s 401 are each amended  
17 to read as follows:

18 REQUIREMENTS FOR SCHOOL DISTRICT SALARIES. (1) Every school  
19 district board of directors shall fix, alter, allow, and order paid  
20 salaries and compensation for all district employees in conformance  
21 with this section.

22 (2)(a) Through the 2018-19 school year, salaries for certificated  
23 instructional staff shall not be less than the salary provided in the  
24 appropriations act in the statewide salary allocation schedule for an  
25 employee with a baccalaureate degree and zero years of service;  
26 ((and))

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

31 (c) Beginning with 2019-20 school year:

32 (i) Salaries for full-time beginning certificated instructional  
33 staff with zero years of experience must not be less than forty-five  
34 thousand five hundred dollars, to be adjusted annually by the same  
35 inflationary measure as provided in RCW 28A.400.205;

36 (ii) Salaries for full-time certificated instructional staff with  
37 three years of experience must not be less than fifty thousand five  
38 hundred dollars, to be adjusted annually by the same inflationary  
39 measure as provided in RCW 28A.400.205.



1 (3)(a) The actual average salary paid to certificated  
2 instructional staff shall not exceed the district's average  
3 certificated instructional staff salary used for the state basic  
4 education allocations for that school year as determined pursuant to  
5 RCW 28A.150.410.

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

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

26 (4) Salaries and benefits for certificated instructional staff  
27 may exceed the limitations in subsection (3) of this section only by  
28 separate contract for additional time, for additional  
29 responsibilities, for incentives, or for implementing specific  
30 measurable innovative activities, including professional development,  
31 specified by the school district to: (a) Close one or more  
32 achievement gaps, (b) focus on development of science, technology,  
33 engineering, and mathematics (STEM) learning opportunities, or (c)  
34 provide arts education. (~~Beginning September 1, 2011, school  
35 districts shall annually provide a brief description of the  
36 innovative activities included in any supplemental contract to the  
37 office of the superintendent of public instruction. The office of the  
38 superintendent of public instruction shall summarize the district  
39 information and submit an annual report to the education committees  
40 of the house of representatives and the senate.~~) Supplemental

1 contracts shall not cause the state to incur any present or future  
2 funding obligation. Supplemental contracts shall be subject to the  
3 collective bargaining provisions of chapter 41.59 RCW and the  
4 provisions of RCW 28A.405.240, shall not exceed one year, and if not  
5 renewed shall not constitute adverse change in accordance with RCW  
6 28A.405.300 through 28A.405.380. No district may enter into a  
7 supplemental contract under this subsection for the provision of  
8 services which are a part of the basic education program required by  
9 Article IX, section 3 of the state Constitution.

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

12 NEW SECTION. **Sec. 105.** A new section is added to chapter  
13 28A.150 RCW to read as follows:

14 PROCESS FOR REBASING SALARY ALLOCATIONS. (1) The legislature  
15 intends to ensure that the state-provided K-12 basic education salary  
16 allocations keep pace with the wages of comparable occupations by  
17 requiring that a comparable wage analysis be conducted every six  
18 years.

19 (2)(a) By July 1, 2024, and July 1st every six years thereafter,  
20 the employment security department shall provide the governor and the  
21 legislature an update to the comparable wage analysis that was  
22 conducted by the employment security department and reported to the  
23 legislature in 2012 by the technical working group established in RCW  
24 28A.400.201.

25 (b) The office of financial management must calculate a new  
26 state-funded average base salary to be used in state funding  
27 allocation formulas for certificated instructional staff,  
28 certificated administrative staff, and classified staff, based on the  
29 salaries identified by the employment security department in the  
30 updated comparable wage analysis and increased by the cost-of-living  
31 increase pursuant to RCW 28A.400.205. The office of financial  
32 management must make this calculation for the school year beginning  
33 September 1, 2025, and at a period of every six years thereafter.

34 (c) When submitting his or her biennial budget under chapter  
35 43.88 RCW, the governor's funding request for state school salary  
36 allocations must use the new state-funded average base salaries  
37 calculated by the office of financial management.

38 (d) The legislature must approve or reject the submission of the  
39 request for funding for state school salary allocations as a whole.

1 (3) No district may receive less state funding for the minimum  
2 state salary allocation as compared to its prior school year salary  
3 allocation as a result of adjustments that reflect the updated  
4 comparable wage index.

5 NEW SECTION. **Sec. 106.** A new section is added to chapter  
6 28A.150 RCW to read as follows:

7 PROFESSIONAL LEARNING DAYS. (1) Beginning with the 2017-18 school  
8 year, the legislature shall begin phasing in funding for professional  
9 learning days for certificated instructional staff, certificated  
10 administrative staff, and classified staff. At a minimum, the state  
11 must allocate funding for:

- 12 (a) One professional learning day in the 2017-18 school year;
- 13 (b) Two professional learning days in the 2018-19 school year;
- 14 (c) Four professional learning days in the 2019-20 school year;
- 15 (d) Six professional learning days in the 2020-21 school year;

16 and

- 17 (e) Ten professional learning days by the 2022-23 school year.

18 (2) The professional learning days must meet the definitions and  
19 standards provided in RCW 28A.300.600, 28A.300.602, and 28A.300.604  
20 (as recodified by this act).

## 21 PART II

### 22 MAINTENANCE AND OPERATION LEVIES

#### 23 LOCAL EFFORT ASSISTANCE

24 **Sec. 201.** RCW 84.52.0531 and 2010 c 237 s 2 and 2010 c 99 s 11  
25 are each reenacted and amended to read as follows:

26 PHASED-IN LEVY LID REDUCTION. The maximum dollar amount which may  
27 be levied by or for any school district for maintenance and operation  
28 support under the provisions of RCW 84.52.053 shall be determined as  
29 follows:

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

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

1 (a) The district's levy base as defined in subsection (3) of this  
2 section multiplied by the district's maximum levy percentage as  
3 defined in subsection (4) of this section;

4 (b) For districts in a high/nonhigh relationship, the high school  
5 district's maximum levy amount shall be reduced and the nonhigh  
6 school district's maximum levy amount shall be increased by an amount  
7 equal to the estimated amount of the nonhigh payment due to the high  
8 school district under RCW 28A.545.030(3) and 28A.545.050 for the  
9 school year commencing the year of the levy;

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

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

19 (ii) The serving district's maximum levy percentage determined  
20 under subsection (4) of this section; increased by:

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

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

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

33 (3) For excess levies for collection in calendar year 1998 and  
34 thereafter, a district's levy base shall be the sum of allocations in  
35 (a) through (c) of this subsection received by the district for the  
36 prior school year, including allocations for compensation increases,  
37 plus the sum of such allocations multiplied by the percent increase  
38 per full time equivalent student as stated in the state basic  
39 education appropriation section of the biennial budget between the  
40 prior school year and the current school year and divided by fifty-

1 five percent. A district's levy base shall not include local school  
2 district property tax levies or other local revenues, or state and  
3 federal allocations not identified in (a) through (c) of this  
4 subsection.

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

7 (b) State and federal categorical allocations for the following  
8 programs:

9 (i) Pupil transportation;

10 (ii) Special education;

11 (iii) Education of highly capable students;

12 (iv) Compensatory education, including but not limited to  
13 learning assistance, migrant education, Indian education, refugee  
14 programs, and bilingual education;

15 (v) Food services; and

16 (vi) Statewide block grant programs; and

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

20 (4)(a) A district's maximum levy percentage (~~((shall be twenty-~~  
21 ~~four percent in 2010 and twenty-eight percent in 2011 through 2017~~  
22 ~~and twenty-four percent every year thereafter))~~) is:

23 (i) For 2018, twenty-eight percent;

24 (ii) For 2019, twenty-seven percent;

25 (iii) For 2020, twenty-six percent;

26 (iv) For 2021 and each year thereafter, twenty-four percent;

27 (b) For qualifying districts, in (~~addition to~~) lieu of the  
28 percentage in (a) of this subsection the grandfathered maximum levy  
29 percentage is determined as follows for years 2018 through 2020 only:

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

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

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

36 ~~(B) Reduce the result of (b)(ii)(A) of this subsection by any~~  
37 ~~levy reduction funds as defined in subsection (5) of this section~~  
38 ~~that are to be allocated to the district for the current school year;~~

39 ~~(C) Divide the result of (b)(ii)(B) of this subsection by the~~  
40 ~~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 ~~(iii) For 2018 and thereafter, the percentage shall be calculated~~  
4 ~~as follows:~~

5 ~~(A) Multiply the grandfathered percentage for the prior year~~  
6 ~~times the district's levy base determined under subsection (3) of~~  
7 ~~this section;~~

8 ~~(B) Reduce the result of (b)(iii)(A) of this subsection by any~~  
9 ~~levy reduction funds as defined in subsection (5) of this section~~  
10 ~~that are to be allocated to the district for the current school year;~~

11 ~~(C) Divide the result of (b)(iii)(B) of this subsection by the~~  
12 ~~district's levy base; and~~

13 ~~(D) Take the greater of zero or the percentage calculated in~~  
14 ~~(b)(iii)(C) of this subsection)) For 2018, the maximum levy~~  
15 ~~percentage calculated for 2017 under section 8, chapter 242, Laws of~~  
16 ~~2013 (former RCW 84.52.0531);~~

17 (ii) For 2019, the district's 2018 maximum levy percentage minus  
18 one-quarter of the difference between the district's 2018 maximum  
19 percentage and twenty-four percent;

20 (iii) For 2020, the district's 2018 maximum levy percentage minus  
21 one-half of the difference between the district's 2018 maximum  
22 percentage and twenty-four percent.

23 (5) "Levy reduction funds" shall mean increases in state funds  
24 from the prior school year for programs included under subsection (3)  
25 of this section: (a) That are not attributable to enrollment changes,  
26 compensation increases, or inflationary adjustments; and (b) that are  
27 or were specifically identified as levy reduction funds in the  
28 appropriations act. If levy reduction funds are dependent on formula  
29 factors which would not be finalized until after the start of the  
30 current school year, the superintendent of public instruction shall  
31 estimate the total amount of levy reduction funds by using prior  
32 school year data in place of current school year data. Levy reduction  
33 funds shall not include moneys received by school districts from  
34 cities or counties.

35 (6) For the purposes of this section, "prior school year" means  
36 the most recent school year completed prior to the year in which the  
37 levies are to be collected.

38 (7) For the purposes of this section, "current school year" means  
39 the year immediately following the prior school year.

1 (8) Funds collected from transportation vehicle fund tax levies  
2 shall not be subject to the levy limitations in this section.

3 (9) The superintendent of public instruction shall develop rules  
4 and regulations and inform school districts of the pertinent data  
5 necessary to carry out the provisions of this section.

6 **Sec. 202.** RCW 28A.500.020 and 1999 c 317 s 2 are each amended to  
7 read as follows:

8 PHASED-IN ADJUSTMENTS TO LOCAL EFFORT ASSISTANCE. (1) Unless the  
9 context clearly requires otherwise, the definitions in this section  
10 apply throughout this chapter.

11 (a) "Prior tax collection year" means the year immediately  
12 preceding the year in which the local effort assistance shall be  
13 allocated.

14 (b) "Statewide average (~~((twelve percent))~~) statutory percentage  
15 levy rate" means (~~((twelve percent))~~) the applicable statutory  
16 percentage of the total levy bases as defined in RCW 84.52.0531(3)  
17 summed for all school districts, and divided by the total assessed  
18 valuation for excess levy purposes in the prior tax collection year  
19 for all districts as adjusted to one hundred percent by the county  
20 indicated ratio established in RCW 84.48.075.

21 (c) The "district's (~~((twelve percent))~~) statutory percentage levy  
22 amount" means the school district's maximum levy authority after  
23 transfers determined under RCW 84.52.0531(2) (a) through (c) divided  
24 by the district's maximum levy percentage determined under RCW  
25 84.52.0531(4) multiplied by (~~((twelve percent))~~) the applicable  
26 statutory percentage.

27 (d) The "district's (~~((twelve percent))~~) statutory percentage levy  
28 rate" means the district's (~~((twelve percent))~~) statutory percentage  
29 levy amount divided by the district's assessed valuation for excess  
30 levy purposes for the prior tax collection year as adjusted to one  
31 hundred percent by the county indicated ratio.

32 (e) "Districts eligible for local effort assistance" means those  
33 districts with a (~~((twelve percent))~~) statutory percentage levy rate  
34 that exceeds the statewide average (~~((twelve percent))~~) statutory  
35 percentage levy rate.

36 (f) "Statutory percentage" means:

37 (i) Fourteen percent for 2018;

38 (ii) Thirteen and one-half percent for 2019;

39 (iii) Thirteen percent for 2020; and

1 (iv) Twelve percent for 2021 and each year thereafter.

2 (2) Unless otherwise stated all rates, percents, and amounts are  
3 for the calendar year for which local effort assistance is being  
4 calculated under this chapter.

5 **Sec. 203.** RCW 28A.500.030 and 2006 c 372 s 904 and 2006 c 119 s  
6 1 are each reenacted and amended to read as follows:

7 PHASED-IN ADJUSTMENTS TO LOCAL EFFORT ASSISTANCE. Allocation of  
8 state matching funds to eligible districts for local effort  
9 assistance shall be determined as follows:

10 (1) Funds raised by the district through maintenance and  
11 operation levies shall be matched with state funds using the  
12 following ratio of state funds to levy funds:

13 (a) The difference between the district's (~~twelve percent~~)  
14 statutory percentage levy rate and the statewide average (~~twelve~~  
15 ~~percent~~) statutory percentage levy rate; to

16 (b) The statewide average (~~twelve percent~~) statutory percentage  
17 levy rate.

18 (2) The maximum amount of state matching funds for districts  
19 eligible for local effort assistance shall be the district's (~~twelve~~  
20 ~~percent~~) statutory percentage levy amount, multiplied by the  
21 following percentage:

22 (a) The difference between the district's (~~twelve percent~~)  
23 statutory percentage levy rate and the statewide average (~~twelve~~  
24 ~~percent~~) statutory percentage levy rate; divided by

25 (b) The district's (~~twelve percent~~) statutory percentage levy  
26 rate.

27 (~~Calendar year 2003 allocations and maximum eligibility~~  
28 ~~under this chapter shall be multiplied by 0.99.~~

29 (~~From January 1, 2004, to December 31, 2005, allocations and~~  
30 ~~maximum eligibility under this chapter shall be multiplied by 0.937.~~

31 (~~From January 1, 2006, to December 31, 2006, allocations and~~  
32 ~~maximum eligibility under this chapter shall be multiplied by~~  
33 ~~0.9563.~~) Beginning with calendar year 2007, allocations and maximum  
34 eligibility under this chapter shall be fully funded at one hundred  
35 percent and shall not be reduced.

36 NEW SECTION. **Sec. 204.** Sections 201 through 203 of this act  
37 take effect January 1, 2018.





1 districts be adjusted from the school prototypes based on the actual  
2 number of annual average full-time equivalent students in each grade  
3 level at each school in the district and not based on the grade-level  
4 configuration of the school to the extent that data is available. The  
5 allocations shall be further adjusted from the school prototypes with  
6 minimum allocations for small schools and to reflect other factors  
7 identified in the omnibus appropriations act.

8 (b) For the purposes of this section, prototypical schools are  
9 defined as follows:

10 (i) A prototypical high school has six hundred average annual  
11 full-time equivalent students in grades nine through twelve;

12 (ii) A prototypical middle school has four hundred thirty-two  
13 average annual full-time equivalent students in grades seven and  
14 eight; and

15 (iii) A prototypical elementary school has four hundred average  
16 annual full-time equivalent students in grades kindergarten through  
17 six.

18 (4)(a)(i) The minimum allocation for each level of prototypical  
19 school shall be based on the number of full-time equivalent classroom  
20 teachers needed to provide instruction over the minimum required  
21 annual instructional hours under RCW 28A.150.220 and provide at least  
22 one teacher planning period per school day, and based on the  
23 following general education average class size of full-time  
24 equivalent students per teacher:

	General education average class size
25 Grades K-3. . . . .	25.23
26 Grade 4. . . . .	27.00
27 Grades 5-6. . . . .	27.00
28 Grades 7-8. . . . .	28.53
29 Grades 9-12. . . . .	28.74

32 (ii) The minimum class size allocation for each prototypical high  
33 school shall also provide for enhanced funding for class size  
34 reduction for two laboratory science classes within grades nine  
35 through twelve per full-time equivalent high school student  
36 multiplied by a laboratory science course factor of 0.0833, based on  
37 the number of full-time equivalent classroom teachers needed to  
38 provide instruction over the minimum required annual instructional

1 hours in RCW 28A.150.220, and providing at least one teacher planning  
2 period per school day:

3 Laboratory science  
4 average class size  
5 Grades 9-12. . . . . 19.98

6 (b)(i) During the 2011-2013 biennium and beginning with schools  
7 with the highest percentage of students eligible for free and  
8 reduced-price meals in the prior school year, the general education  
9 average class size for grades K-3 shall be reduced until the average  
10 class size funded under this subsection (4) is no more than 17.0  
11 full-time equivalent students per teacher beginning in the 2017-18  
12 school year.

13 (ii) Funding for average class sizes in this subsection (4)(b)  
14 may be provided only to the extent of, and proportionate to, the  
15 school district's demonstrated actual class size in grades K-3, up to  
16 the funded class sizes.

17 (iii) Districts that demonstrate capital facility needs that  
18 prevent them from reducing actual class size in grades K-3 may use  
19 funding allocated pursuant to this subsection (4)(b) for school-based  
20 personnel who provide direct services to students. Districts that use  
21 this funding for purposes other than reducing actual class sizes must  
22 annually report the number and dollar value for each type of  
23 personnel funded by school and grade level.

24 (iv) The office of the superintendent of public instruction shall  
25 develop rules to implement this subsection (4)(b).

26 (c) The minimum allocation for each prototypical middle and high  
27 school shall also provide for full-time equivalent classroom teachers  
28 based on the following number of full-time equivalent students per  
29 teacher in career and technical education:

30 (i) Until September 1, 2019:

31 Career and technical  
32 education average  
33 class size  
34 Approved career and technical education offered at  
35 the middle school and high school level. . . . . 26.57  
36 Skill center programs meeting the standards established  
37 by the office of the superintendent of public  
38 instruction. . . . . 22.76

39 (ii) Beginning September 1, 2019:

1 Career and technical  
 2 education average  
 3 class size  
 4 Approved career and technical education offered at  
 5 the middle school and high school level. . . . . 22.79  
 6 Skill center programs meeting the standards established  
 7 by the office of the superintendent of public  
 8 instruction. . . . . 19.38  
 9 (iii) Beginning September 1, 2020:

10 Career and technical  
 11 education average  
 12 class size  
 13 Approved career and technical education offered at  
 14 the middle school and high school level. . . . . 19.0  
 15 Skill center programs meeting the standards established  
 16 by the office of the superintendent of public  
 17 instruction. . . . . 16.0

18 (d) In addition, the omnibus appropriations act shall at a  
 19 minimum specify:

20 (i) A high-poverty average class size in schools where more than  
 21 fifty percent of the students are eligible for free and reduced-price  
 22 meals; and

23 (ii) A specialty average class size for advanced placement and  
 24 international baccalaureate courses.

25 (5)(a) The minimum allocation for each level of prototypical  
 26 school shall include allocations for the following types of staff in  
 27 addition to classroom teachers:

	Elementary School	Middle School	High School
Principals, assistant principals, and other certificated building-level administrators. . . . .	1.253	1.353	1.880
Teacher librarians, a function that includes information literacy, technology, and media to support school library media programs. . . . .	0.663	0.519	0.523
Health and social services:			
School nurses. . . . .	0.076	0.060	0.096
Social workers. . . . .	0.042	0.006	0.015

1	Psychologists.....	0.017	0.002	0.007
2	Guidance counselors, a function that includes parent outreach and graduation			
3	advising.....	0.493	1.116	2.539
4	Teaching assistance, including any aspect of educational instructional services			
5	provided by classified employees.....	0.936	0.700	0.652
6	Office support and other noninstructional aides.....	2.012	2.325	3.269
7	Custodians.....	1.657	1.942	2.965
8	Classified staff providing student and staff safety.....	0.079	0.092	0.141
9	Parent involvement coordinators.....	0.00	0.00	0.00

10        (b) In addition to amounts provided in (a) of this subsection,  
11 the allocation for prototypical elementary schools must include the  
12 following allocations for parent involvement coordinators:

- 13        (i) Until September 1, 2019, 0.0825;
- 14        (ii) Beginning September 1, 2019, 0.5825;
- 15        (iii) Beginning September 1, 2020, 1.0825.

16        (c) In addition to amounts provided in (a) of this subsection,  
17 the allocation for prototypical middle schools must include the  
18 following allocations for guidance counselors:

- 19        (i) Until September 1, 2019, 0.1;
- 20        (ii) Beginning September 1, 2019, 0.6;
- 21        (iii) Beginning September 1, 2020, 1.1.

22        (d) In addition to amounts provided in (a) of this subsection,  
23 the allocation for the prototypical high school must include the  
24 following allocations for guidance counselors:

- 25        (i) Beginning September 1, 2019, 0.5;
- 26        (ii) Beginning September 1, 2020, 1.0.

27        (6)(a) The minimum staffing allocation for each school district  
28 to provide district-wide support services shall be allocated per one  
29 thousand annual average full-time equivalent students in grades K-12  
30 as follows:

31		Staff per 1,000
32		K-12 students
33	Technology. . . . .	0.628
34	Facilities, maintenance, and grounds. . . . .	1.813
35	Warehouse, laborers, and mechanics. . . . .	0.332

1 (b) The minimum allocation of staff units for each school  
2 district to support certificated and classified staffing of central  
3 administration shall be 5.30 percent of the staff units generated  
4 under subsections (4)(a) and (b) and (5) of this section and (a) of  
5 this subsection.

6 (7) The distribution formula shall include staffing allocations  
7 to school districts for career and technical education and skill  
8 center administrative and other school-level certificated staff, as  
9 specified in the omnibus appropriations act.

10 (8)(a) Except as provided in (b) and (c) of this subsection, the  
11 minimum allocation for each school district shall include allocations  
12 per annual average full-time equivalent student for the following  
13 materials, supplies, and operating costs, to be adjusted for  
14 inflation from the 2008-09 school year:

	Per annual average full-time equivalent student in grades K-12
18 Technology. . . . .	\$54.43
19 Utilities and insurance. . . . .	\$147.90
20 Curriculum and textbooks. . . . .	\$58.44
21 Other supplies and library materials. . . . .	\$124.07
22 Instructional professional development for certified and 23 classified staff. . . . .	\$9.04
24 Facilities maintenance. . . . .	\$73.27
25 Security and central office. . . . .	\$50.76

26 (b) During the 2011-2013 biennium, the minimum allocation for  
27 maintenance, supplies, and operating costs shall be increased as  
28 specified in the omnibus appropriations act. The following  
29 allocations, adjusted for inflation from the 2007-08 school year, are  
30 provided in the 2015-16 school year, after which the allocations  
31 shall be adjusted annually for inflation as specified in the omnibus  
32 appropriations act:

	Per annual average full-time equivalent student in grades K-12
36 Technology. . . . .	\$113.80
37 Utilities and insurance. . . . .	\$309.21
38 Curriculum and textbooks. . . . .	\$122.17

1	Other supplies and library materials. . . . .	\$259.39
2	Instructional professional development for certificated and	
3	classified staff. . . . .	\$18.89
4	Facilities maintenance. . . . .	\$153.18
5	Security and central office administration. . . . .	\$106.12

6 (c) In addition to the amounts provided in (a) and (b) of this  
7 subsection, beginning in the 2014-15 school year, the omnibus  
8 appropriations act shall provide the following minimum allocation for  
9 each annual average full-time equivalent student in grades nine  
10 through twelve for the following materials, supplies, and operating  
11 costs, to be adjusted annually for inflation:

12		Per annual average
13		full-time equivalent student
14		in grades 9-12
15	Technology. . . . .	\$36.35
16	Curriculum and textbooks. . . . .	\$39.02
17	Other supplies and library materials. . . . .	\$82.84
18	Instructional professional development for certificated and	
19	classified staff. . . . .	\$6.04

20 (9) In addition to the amounts provided in subsection (8) of this  
21 section, the omnibus appropriations act shall provide an amount based  
22 on full-time equivalent student enrollment in each of the following:

23 (a) Exploratory career and technical education courses for  
24 students in grades seven through twelve;

25 (b) Preparatory career and technical education courses for  
26 students in grades nine through twelve offered in a high school; and

27 (c) Preparatory career and technical education courses for  
28 students in grades eleven and twelve offered through a skill center.

29 (10) In addition to the allocations otherwise provided under this  
30 section, amounts shall be provided to support the following programs  
31 and services:

32 (a) To provide supplemental instruction and services for  
33 underachieving students through the learning assistance program under  
34 RCW 28A.165.005 through 28A.165.065, allocations shall be based on  
35 the district percentage of students in grades K-12 who were eligible  
36 for free or reduced-price meals in the prior school year. The minimum  
37 allocation for the program shall provide for each level of  
38 prototypical school resources to provide, on a statewide average,  
39 (~~1.5156 hours per week in~~) extra instruction with a class size of

1 fifteen learning assistance program students per teacher in the  
2 following number of hours per week:

3 (i) Until September 1, 2019, 2.3975 hours;

4 (ii) Beginning September 1, 2019, 2.8988 hours;

5 (iii) Beginning September 1, 2020, 3.40 hours.

6 (b)(i) To provide supplemental instruction and services for  
7 students whose primary language is other than English, allocations  
8 shall be based on the head count number of students in each school  
9 who are eligible for and enrolled in the transitional bilingual  
10 instruction program under RCW 28A.180.010 through 28A.180.080.

11 (ii) The minimum allocation for each level of prototypical school  
12 shall provide resources to provide, on a statewide average, 4.7780  
13 hours per week in extra instruction with fifteen transitional  
14 bilingual instruction program students per teacher.

15 (iii) In addition to the allocation in (b)(ii) of this  
16 subsection, for the middle and high school levels of the prototypical  
17 school formula, the minimum allocation must provide resources to  
18 provide, on a statewide average, an additional one hour per week  
19 beginning September 1, 2019, and an additional one hour per week  
20 beginning September 1, 2020, for a total of 6.778 hours for these  
21 levels at full implementation in the 2020-21 school year, with  
22 fifteen transitional bilingual instruction program students per  
23 teacher.

24 (iv) Notwithstanding other provisions of this subsection (10),  
25 the actual per-student allocation may be scaled to provide a larger  
26 allocation for students needing more intensive intervention and a  
27 commensurate reduced allocation for students needing less intensive  
28 intervention, as detailed in the omnibus appropriations act.

29 (c) To provide additional allocations to support programs for  
30 highly capable students under RCW 28A.185.010 through 28A.185.030,  
31 allocations shall be based on two and three hundred fourteen one-  
32 thousandths percent of each school district's full-time equivalent  
33 basic education enrollment. The minimum allocation for the programs  
34 shall provide resources to provide, on a statewide average, (~~2.1590~~  
35 ~~hours per week~~) in extra instruction with fifteen highly capable  
36 program students per teacher in the following number of hours per  
37 week:

38 (i) Until September 1, 2019, 2.314 hours;

39 (ii) Beginning September 1, 2019, 2.6975 hours;

40 (iii) Beginning September 1, 2020, 3.20 hours.



1 (11) The allocations under subsections (4)(a) and (b), (5), (6),  
2 and (8) of this section shall be enhanced as provided under RCW  
3 28A.150.390 on an excess cost basis to provide supplemental  
4 instructional resources for students with disabilities.

5 (12)(a) For the purposes of allocations for prototypical high  
6 schools and middle schools under subsections (4) and (10) of this  
7 section that are based on the percent of students in the school who  
8 are eligible for free and reduced-price meals, the actual percent of  
9 such students in a school shall be adjusted by a factor identified in  
10 the omnibus appropriations act to reflect underreporting of free and  
11 reduced-price meal eligibility among middle and high school students.

12 (b) Allocations or enhancements provided under subsections (4),  
13 (7), and (9) of this section for exploratory and preparatory career  
14 and technical education courses shall be provided only for courses  
15 approved by the office of the superintendent of public instruction  
16 under chapter 28A.700 RCW.

17 (13)(a) This formula for distribution of basic education funds  
18 shall be reviewed biennially by the superintendent and governor. The  
19 recommended formula shall be subject to approval, amendment or  
20 rejection by the legislature.

21 (b) In the event the legislature rejects the distribution formula  
22 recommended by the governor, without adopting a new distribution  
23 formula, the distribution formula for the previous school year shall  
24 remain in effect.

25 (c) The enrollment of any district shall be the annual average  
26 number of full-time equivalent students and part-time students as  
27 provided in RCW 28A.150.350, enrolled on the first school day of each  
28 month, including students who are in attendance pursuant to RCW  
29 28A.335.160 and 28A.225.250 who do not reside within the servicing  
30 school district. The definition of full-time equivalent student shall  
31 be determined by rules of the superintendent of public instruction  
32 and shall be included as part of the superintendent's biennial budget  
33 request. The definition shall be based on the minimum instructional  
34 hour offerings required under RCW 28A.150.220. Any revision of the  
35 present definition shall not take effect until approved by the house  
36 ways and means committee and the senate ways and means committee.

37 (d) The office of financial management shall make a monthly  
38 review of the superintendent's reported full-time equivalent students  
39 in the common schools in conjunction with RCW 43.62.050.

1       **Sec. 302.** RCW 28A.150.260 and 2015 c 2 s 2 and 2014 c 217 s 206  
2 are each reenacted and amended to read as follows:

3       PHASED-IN FUNDING OF BASIC EDUCATION ENHANCEMENTS (I-1351 VERSION  
4 EFFECTIVE SEPTEMBER 1, 2022). The purpose of this section is to  
5 provide for the allocation of state funding that the legislature  
6 deems necessary to support school districts in offering the minimum  
7 instructional program of basic education under RCW 28A.150.220. The  
8 allocation shall be determined as follows:

9       (1) The governor shall and the superintendent of public  
10 instruction may recommend to the legislature a formula for the  
11 distribution of a basic education instructional allocation for each  
12 common school district.

13       (2) The distribution formula under this section shall be for  
14 allocation purposes only. Except as required for class size reduction  
15 funding provided under subsection (4)(f) of this section and as may  
16 be required under chapter 28A.155, 28A.165, 28A.180, or 28A.185 RCW,  
17 or federal laws and regulations, nothing in this section requires  
18 school districts to use basic education instructional funds to  
19 implement a particular instructional approach or service. Nothing in  
20 this section requires school districts to maintain a particular  
21 classroom teacher-to-student ratio or other staff-to-student ratio or  
22 to use allocated funds to pay for particular types or classifications  
23 of staff. Nothing in this section entitles an individual teacher to a  
24 particular teacher planning period.

25       (3)(a) To the extent the technical details of the formula have  
26 been adopted by the legislature and except when specifically provided  
27 as a school district allocation, the distribution formula for the  
28 basic education instructional allocation shall be based on minimum  
29 staffing and nonstaff costs the legislature deems necessary to  
30 support instruction and operations in prototypical schools serving  
31 high, middle, and elementary school students as provided in this  
32 section. The use of prototypical schools for the distribution formula  
33 does not constitute legislative intent that schools should be  
34 operated or structured in a similar fashion as the prototypes.  
35 Prototypical schools illustrate the level of resources needed to  
36 operate a school of a particular size with particular types and grade  
37 levels of students using commonly understood terms and inputs, such  
38 as class size, hours of instruction, and various categories of school  
39 staff. It is the intent that the funding allocations to school  
40 districts be adjusted from the school prototypes based on the actual

1 number of annual average full-time equivalent students in each grade  
2 level at each school in the district and not based on the grade-level  
3 configuration of the school to the extent that data is available. The  
4 allocations shall be further adjusted from the school prototypes with  
5 minimum allocations for small schools and to reflect other factors  
6 identified in the omnibus appropriations act.

7 (b) For the purposes of this section, prototypical schools are  
8 defined as follows:

9 (i) A prototypical high school has six hundred average annual  
10 full-time equivalent students in grades nine through twelve;

11 (ii) A prototypical middle school has four hundred thirty-two  
12 average annual full-time equivalent students in grades seven and  
13 eight; and

14 (iii) A prototypical elementary school has four hundred average  
15 annual full-time equivalent students in grades kindergarten through  
16 six.

17 (4)(a)(i) The minimum allocation for each level of prototypical  
18 school shall be based on the number of full-time equivalent classroom  
19 teachers needed to provide instruction over the minimum required  
20 annual instructional hours under RCW 28A.150.220 and provide at least  
21 one teacher planning period per school day, and based on the  
22 following general education average class size of full-time  
23 equivalent students per teacher:

	General education average class size
24	
25	
26	
27 Grades K-3. . . . .	17.00
28 Grade 4. . . . .	25.00
29 Grades 5-6. . . . .	25.00
30 Grades 7-8. . . . .	25.00
31 Grades 9-12. . . . .	25.00

32 (ii) The minimum class size allocation for each prototypical high  
33 school shall also provide for enhanced funding for class size  
34 reduction for two laboratory science classes within grades nine  
35 through twelve per full-time equivalent high school student  
36 multiplied by a laboratory science course factor of 0.0833, based on  
37 the number of full-time equivalent classroom teachers needed to  
38 provide instruction over the minimum required annual instructional

1 hours in RCW 28A.150.220, and providing at least one teacher planning  
2 period per school day:

3		Laboratory science	
4		average class size	
5	Grades 9-12. . . . .		19.98

6 (b) During the 2011-2013 biennium and beginning with schools with  
7 the highest percentage of students eligible for free and reduced-  
8 price meals in the prior school year, the general education average  
9 class size for grades K-3 shall be reduced until the average class  
10 size funded under this subsection (4) is no more than 17.0 full-time  
11 equivalent students per teacher beginning in the 2017-18 school year.

12 (c) The minimum allocation for each prototypical middle and high  
13 school shall also provide for full-time equivalent classroom teachers  
14 based on the following number of full-time equivalent students per  
15 teacher in career and technical education:

16		Career and technical	
17		education average	
18		class size	
19	Approved career and technical education offered at		
20	the middle school and high school level. . . . .		19.0
21	Skill center programs meeting the standards established		
22	by the office of the superintendent of public		
23	instruction. . . . .		16.0

24 (d) In addition, the omnibus appropriations act shall at a  
25 minimum specify a specialty average class size for advanced placement  
26 and international baccalaureate courses.

27 (e) For each level of prototypical school at which more than  
28 fifty percent of the students were eligible for free and reduced-  
29 price meals in the prior school year, the superintendent shall  
30 allocate funding based on the following average class size of full-  
31 time equivalent students per teacher:

32		General education average	
33		class size in	
34		high poverty	
35	Grades K-3. . . . .		15.0
36	Grade 4. . . . .		22.0
37	Grades 5-6. . . . .		23.0
38	Grades 7-8. . . . .		23.0

1 Grades 9-12. . . . . 23.0

2 (f)(i) Funding for average class sizes in this subsection (4)  
3 shall be provided only to the extent of, and proportionate to, the  
4 school district's demonstrated actual average class size, up to the  
5 funded class sizes.

6 (ii) Districts that demonstrate capital facility needs that  
7 prevent them from reducing actual class sizes to funded levels, may  
8 use funding in this subsection (4) for school-based personnel who  
9 provide direct services to students. Districts that use this funding  
10 for purposes other than reducing actual class sizes must annually  
11 report the number and dollar value for each type of personnel funded  
12 by school and grade level.

13 (iii) The office of the superintendent of public instruction  
14 shall develop rules to implement this subsection (4).

15 (5)(a) The minimum allocation for each level of prototypical  
16 school shall include allocations necessary for the safe and effective  
17 operation of a school, to meet individual student needs, and to  
18 ensure all required school functions can be performed by  
19 appropriately trained personnel, for the following types of staff in  
20 addition to classroom teachers:

---

	Elementary	Middle	High
	School	School	School
21 Principals, assistant principals, and other certificated building-level			
22 administrators. . . . .	1.3	1.4	1.9
23 Teacher librarians, a function that includes information literacy, technology,			
24 and media to support school library media programs. . . . .	1.0	1.0	1.0
25 Health and social services:			
26 School nurses. . . . .	0.585	0.888	0.824
27 Social workers. . . . .	0.311	0.088	0.127
28 Psychologists. . . . .	0.104	0.024	0.049
29 Guidance counselors, a function that includes parent outreach and graduation			
30 advising. . . . .	0.50	2.0	3.5
31 Teaching assistance, including any aspect of educational instructional services			
32 provided by classified employees. . . . .	2.0	1.0	1.0
33 Office support and other noninstructional aides. . . . .	3.0	3.5	3.5
34 Custodians. . . . .	1.7	2.0	3.0

1	Classified staff providing student and staff safety. ....	0.0	0.7	1.3
2	Parent involvement coordinators. ....	1.0	1.0	1.0

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3       (b) In addition to amounts provided in (a) of this subsection,  
4 the allocation for prototypical elementary schools must include a  
5 further 0.0825 allocation for parent involvement coordinators.

6       (c) In addition to amounts provided in (a) of this subsection,  
7 the allocation for prototypical middle schools must include a further  
8 0.0216 allocation for guidance counselors.

9       (d) In addition to amounts provided in (a) of this subsection,  
10 the allocation for the prototypical high school must include a  
11 further 0.039 allocation for guidance counselors.

12       (6)(a) The minimum staffing allocation for each school district  
13 to provide district-wide support services shall be allocated per one  
14 thousand annual average full-time equivalent students in grades K-12  
15 as follows:

16		Staff per 1,000
17		K-12 students
18	Technology. . . . .	2.8
19	Facilities, maintenance, and grounds. . . . .	4.0
20	Warehouse, laborers, and mechanics. . . . .	1.9

21       (b) The minimum allocation of staff units for each school  
22 district to support certificated and classified staffing of central  
23 administration shall be 5.30 percent of the staff units generated  
24 under subsections (4)(a) and (b) and (5) of this section and (a) of  
25 this subsection.

26       (7) The distribution formula shall include staffing allocations  
27 to school districts for career and technical education and skill  
28 center administrative and other school-level certificated staff, as  
29 specified in the omnibus appropriations act.

30       (8)(a) Except as provided in (b) and (c) of this subsection, the  
31 minimum allocation for each school district shall include allocations  
32 per annual average full-time equivalent student for the following  
33 materials, supplies, and operating costs, to be adjusted for  
34 inflation from the 2008-09 school year:

35		Per annual average
36		full-time equivalent student
37		in grades K-12
38	Technology. . . . .	\$54.43

1	Utilities and insurance. . . . .	\$147.90
2	Curriculum and textbooks. . . . .	\$58.44
3	Other supplies and library materials. . . . .	\$124.07
4	Instructional professional development for certified and	
5	classified staff. . . . .	\$9.04
6	Facilities maintenance. . . . .	\$73.27
7	Security and central office. . . . .	\$50.76

8 (b) During the 2011-2013 biennium, the minimum allocation for  
9 maintenance, supplies, and operating costs shall be increased as  
10 specified in the omnibus appropriations act. The following  
11 allocations, adjusted for inflation from the 2007-08 school year, are  
12 provided in the 2015-16 school year, after which the allocations  
13 shall be adjusted annually for inflation as specified in the omnibus  
14 appropriations act:

15		Per annual average
16		full-time equivalent student
17		in grades K-12
18	Technology. . . . .	\$113.80
19	Utilities and insurance. . . . .	\$309.21
20	Curriculum and textbooks. . . . .	\$122.17
21	Other supplies and library materials. . . . .	\$259.39
22	Instructional professional development for certificated and	
23	classified staff. . . . .	\$18.89
24	Facilities maintenance. . . . .	\$153.18
25	Security and central office administration. . . . .	\$106.12

26 (c) In addition to the amounts provided in (a) and (b) of this  
27 subsection, beginning in the 2014-15 school year, the omnibus  
28 appropriations act shall provide the following minimum allocation for  
29 each annual average full-time equivalent student in grades nine  
30 through twelve for the following materials, supplies, and operating  
31 costs, to be adjusted annually for inflation:

32		Per annual average
33		full-time equivalent student
34		in grades 9-12
35	Technology. . . . .	\$36.35
36	Curriculum and textbooks. . . . .	\$39.02
37	Other supplies and library materials. . . . .	\$82.84
38	Instructional professional development for certificated and	

1 classified staff. . . . . \$6.04

2 (9) In addition to the amounts provided in subsection (8) of this  
3 section, the omnibus appropriations act shall provide an amount based  
4 on full-time equivalent student enrollment in each of the following:

5 (a) Exploratory career and technical education courses for  
6 students in grades seven through twelve;

7 (b) Preparatory career and technical education courses for  
8 students in grades nine through twelve offered in a high school; and

9 (c) Preparatory career and technical education courses for  
10 students in grades eleven and twelve offered through a skill center.

11 (10) In addition to the allocations otherwise provided under this  
12 section, amounts shall be provided to support the following programs  
13 and services:

14 (a) To provide supplemental instruction and services for  
15 underachieving students through the learning assistance program under  
16 RCW 28A.165.005 through 28A.165.065, allocations shall be based on  
17 the district percentage of students in grades K-12 who were eligible  
18 for free or reduced-price meals in the prior school year. The minimum  
19 allocation for the program shall provide for each level of  
20 prototypical school resources to provide, on a statewide average,  
21 ~~((1.5156))~~ 3.40 hours per week in extra instruction with a class size  
22 of fifteen learning assistance program students per teacher.

23 (b) To provide supplemental instruction and services for students  
24 whose primary language is other than English, allocations shall be  
25 based on the head count number of students in each school who are  
26 eligible for and enrolled in the transitional bilingual instruction  
27 program under RCW 28A.180.010 through 28A.180.080. The minimum  
28 allocation for each level of prototypical school shall provide  
29 resources to provide, on a statewide average, 4.7780 hours per week  
30 in the elementary school level of the prototypical school model and  
31 6.7880 hours per week in the middle and high school levels of the  
32 prototypical school model in extra instruction with fifteen  
33 transitional bilingual instruction program students per teacher.  
34 Notwithstanding other provisions of this subsection (10), the actual  
35 per-student allocation may be scaled to provide a larger allocation  
36 for students needing more intensive intervention and a commensurate  
37 reduced allocation for students needing less intensive intervention,  
38 as detailed in the omnibus appropriations act.



1 (c) To provide additional allocations to support programs for  
2 highly capable students under RCW 28A.185.010 through 28A.185.030,  
3 allocations shall be based on two and three hundred fourteen one-  
4 thousandths percent of each school district's full-time equivalent  
5 basic education enrollment. The minimum allocation for the programs  
6 shall provide resources to provide, on a statewide average,  
7 ((2.1590)) 3.20 hours per week in extra instruction with fifteen  
8 highly capable program students per teacher.

9 (11) The allocations under subsections (4)(a) and (b), (5), (6),  
10 and (8) of this section shall be enhanced as provided under RCW  
11 28A.150.390 on an excess cost basis to provide supplemental  
12 instructional resources for students with disabilities.

13 (12)(a) For the purposes of allocations for prototypical high  
14 schools and middle schools under subsections (4) and (10) of this  
15 section that are based on the percent of students in the school who  
16 are eligible for free and reduced-price meals, the actual percent of  
17 such students in a school shall be adjusted by a factor identified in  
18 the omnibus appropriations act to reflect underreporting of free and  
19 reduced-price meal eligibility among middle and high school students.

20 (b) Allocations or enhancements provided under subsections (4),  
21 (7), and (9) of this section for exploratory and preparatory career  
22 and technical education courses shall be provided only for courses  
23 approved by the office of the superintendent of public instruction  
24 under chapter 28A.700 RCW.

25 (13)(a) This formula for distribution of basic education funds  
26 shall be reviewed biennially by the superintendent and governor. The  
27 recommended formula shall be subject to approval, amendment or  
28 rejection by the legislature.

29 (b) In the event the legislature rejects the distribution formula  
30 recommended by the governor, without adopting a new distribution  
31 formula, the distribution formula for the previous school year shall  
32 remain in effect.

33 (c) The enrollment of any district shall be the annual average  
34 number of full-time equivalent students and part-time students as  
35 provided in RCW 28A.150.350, enrolled on the first school day of each  
36 month, including students who are in attendance pursuant to RCW  
37 28A.335.160 and 28A.225.250 who do not reside within the servicing  
38 school district. The definition of full-time equivalent student shall  
39 be determined by rules of the superintendent of public instruction  
40 and shall be included as part of the superintendent's biennial budget

1 request. The definition shall be based on the minimum instructional  
2 hour offerings required under RCW 28A.150.220. Any revision of the  
3 present definition shall not take effect until approved by the house  
4 ways and means committee and the senate ways and means committee.

5 (d) The office of financial management shall make a monthly  
6 review of the superintendent's reported full-time equivalent students  
7 in the common schools in conjunction with RCW 43.62.050.

8 NEW SECTION. **Sec. 303.** Section 301 of this act takes effect  
9 September 1, 2017.

10 NEW SECTION. **Sec. 304.** Section 301 of this act expires  
11 September 1, 2022.

12 NEW SECTION. **Sec. 305.** Section 302 of this act takes effect  
13 September 1, 2022.

14 **PART IV**  
15 **REPORTING, ACCOUNTING, AND TRANSPARENCY**

16 NEW SECTION. **Sec. 401.** TECHNICAL WORKING GROUP FOR SCHOOL  
17 DISTRICT TRANSPARENCY AND ACCOUNTING PRACTICES. (1) The  
18 superintendent of public instruction must convene a technical working  
19 group to provide recommendations for revising school district  
20 accounting practices. The purpose of the recommended revisions is to  
21 improve fiscal transparency by establishing methods for separate  
22 accounting of school district expenditures made to support the  
23 state's program of basic education and those made as locally  
24 determined enrichments with local or other funding sources.

25 (2) The technical working group must include representatives of  
26 school administrators, school business officers, county treasurers,  
27 the legislative evaluation and accountability program, and other  
28 interested stakeholders with expertise in school district and local  
29 government accounting and finance.

30 (3) The technical working group is administered and staffed by  
31 the office of the superintendent of public instruction.

32 (4) The technical working group must provide its recommendations  
33 to the appropriate policy and fiscal committees of the legislature by  
34 December 15, 2017.

35 (5) This section expires July 1, 2018.

1        NEW SECTION.     **Sec. 402.**     A new section is added to chapter  
2 28A.400 RCW to read as follows:

3        SCHOOL DISTRICT REPORTS TO THE OFFICE OF THE SUPERINTENDENT OF  
4 PUBLIC INSTRUCTION ON TRII CONTRACTS. Beginning September 1, 2017,  
5 school districts must annually report to the superintendent of public  
6 instruction on supplemental contracts entered into subject to RCW  
7 28A.400.200(4) for additional time, responsibility, incentive, or  
8 innovative activities. The office of the superintendent of public  
9 instruction shall summarize the district information and submit an  
10 annual report to the education committees of the house of  
11 representatives and the senate.

12       NEW SECTION.     **Sec. 403.**     A new section is added to chapter  
13 28A.150 RCW to read as follows:

14       ACCOUNTABILITY MONITORING AND REPORTING SYSTEM. (1) An  
15 accountability monitoring and reporting system is established as part  
16 of a continuing effort to make meaningful and substantial progress  
17 toward meeting long-term performance goals in K-12 education. The  
18 office of the superintendent of public instruction must develop and  
19 maintain a public dashboard on its web site.

20       (2) Beginning in the 2017-18 school year, districts must report  
21 the following data to the office of the superintendent of public  
22 instruction by December 1st each year:

23       (a) The percentage of students demonstrating the characteristics  
24 of entering kindergarten as identified by the Washington kindergarten  
25 inventory of developing skills administered in accordance with RCW  
26 28A.655.080;

27       (b) The percentage of students meeting the standard on the third  
28 grade statewide reading assessment administered in accordance with  
29 RCW 28A.655.070;

30       (c) The percentage of students meeting the standard on the eighth  
31 grade statewide mathematics assessment administered in accordance  
32 with RCW 28A.655.070;

33       (d) The percentage of four-year cohort graduation rates; and

34       (e) The percentage of students who enter an apprenticeship,  
35 certification program, two-year or four-year institution of higher  
36 education, or enter the military within one year of graduating high  
37 school.

38       (3) The office of the superintendent of public instruction must  
39 display this data prominently and update the data annually. The data

1 must, to the maximum extent possible, be disaggregated by race,  
2 ethnicity, gender, and socioeconomic status.

3 NEW SECTION. **Sec. 404.** SPECIAL EDUCATION FUNDED ENROLLMENT  
4 PERCENT—WORK GROUP. (1) The office of the superintendent of public  
5 instruction shall convene a work group to determine whether the  
6 funded enrollment percent for special education programs of twelve  
7 and seven-tenths should be adjusted. Participants of the work group  
8 must include, but are not limited to, five special education  
9 directors from a broad representation of school districts, one  
10 representative from the office of the education ombuds, six parents  
11 of students receiving special education services, and an additional  
12 four members from a broad representation of stakeholder groups  
13 interested in special education issues.

14 (2) The office of the superintendent of public instruction shall  
15 make recommendations based on the findings in subsection (1) of this  
16 section to the legislature by January 1, 2018.

17 (3) This section expires June 30, 2018.

18 **PART V**  
19 **TECHNICAL PROVISIONS**

20 NEW SECTION. **Sec. 501.** RECODIFICATION. RCW 28A.300.600,  
21 28A.300.602, and 28A.300.604 are each recodified as sections in  
22 chapter 28A.415 RCW.

23 NEW SECTION. **Sec. 502.** REPEALERS. The following acts or parts  
24 of acts are each repealed:

25 (1) RCW 28A.400.201 (Enhanced salary allocation model for  
26 educator development and certification—Technical working group—  
27 Report and recommendation) and 2016 c 162 s 4, 2011 1st sp.s. c 43 s  
28 468, 2010 c 236 s 7, & 2009 c 548 s 601;

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

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

1           (4) 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; and  
4           (5) RCW 28A.415.025 (Internship clock hours—Rules) and 2006 c 263  
5 s 810 & 1995 c 284 s 3.

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