

---

SENATE BILL 5669

---

State of Washington

53rd Legislature

1993 Regular Session

By Senators Barr, M. Rasmussen, Prince, Loveland, Snyder, Newhouse and Hochstatter

Read first time 02/08/93. Referred to Committee on Education.

1 AN ACT Relating to levies; and amending RCW 28A.500.010 and  
2 84.52.0531.

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

4 **Sec. 1.** RCW 28A.500.010 and 1992 c 49 s 2 are each amended to read  
5 as follows:

6 (1) Commencing with taxes assessed in (~~1988~~) 1993 to be collected  
7 in calendar year (~~1989~~) 1994 and thereafter, in addition to a school  
8 district's other general fund allocations, each eligible district shall  
9 be provided local effort assistance funds as provided in this section.  
10 Such funds are not part of the district's basic education allocation.  
11 (~~For the first distribution of local effort assistance funds provided~~  
12 ~~under this section in calendar year 1989, state funds may be prorated~~  
13 ~~according to the formula in this section.~~)

14 (2)(a) "Prior tax collection year" shall mean the year immediately  
15 preceding the year in which the local effort assistance shall be  
16 allocated.

17 (b) The "state-wide average (~~ten~~) thirteen and three-tenths  
18 percent levy rate" shall mean (~~ten~~) thirteen and three-tenths percent  
19 of the total levy bases as defined in RCW 84.52.0531(4) summed for all

1 school districts, and divided by the total assessed valuation for  
2 excess levy purposes in the prior tax collection year for all districts  
3 as adjusted to one hundred percent by the county indicated ratio  
4 established in RCW 84.48.075.

5 (c) The "~~((ten))~~ thirteen and three-tenths percent levy rate" of a  
6 district shall mean:

7 (i) ~~((Ten))~~ Thirteen and three-tenths percent of the district's  
8 levy base as defined in RCW 84.52.0531(4), plus one-half of any amount  
9 computed under RCW 84.52.0531(3)(b) in the case of nonhigh school  
10 districts; divided by

11 (ii) The district's assessed valuation for excess levy purposes for  
12 the prior tax collection year as adjusted to one hundred percent by the  
13 county indicated ratio.

14 (d) "Eligible districts" shall mean those districts with a ~~((ten))~~  
15 thirteen and three-tenths percent levy rate which exceeds the state-  
16 wide average ~~((ten))~~ thirteen and three-tenths percent levy rate.

17 (3) Allocation of state matching funds to eligible districts for  
18 local effort assistance shall be determined as follows:

19 (a) Funds raised by the district through maintenance and operation  
20 levies during that tax collection year shall be matched with state  
21 funds using the following ratio of state funds to levy funds: (i) The  
22 difference between the district's ~~((ten))~~ thirteen and three-tenths  
23 percent levy rate and the state-wide average ~~((ten))~~ thirteen and  
24 three-tenths percent levy rate; to (ii) the state-wide average ~~((ten))~~  
25 thirteen and three-tenths percent levy rate.

26 (b) The maximum amount of state matching funds for which a district  
27 may be eligible in any tax collection year shall be ~~((ten))~~ thirteen  
28 and three-tenths percent of the district's levy base as defined in RCW  
29 84.52.0531(4), multiplied by the following percentage: (i) The  
30 difference between the district's ~~((ten))~~ thirteen and three-tenths  
31 percent levy rate and the state-wide average ~~((ten))~~ thirteen and  
32 three-tenths percent levy rate; divided by (ii) the district's ~~((ten))~~  
33 thirteen and three-tenths percent levy rate.

34 (c) A district eligible for state matching funds that has passed at  
35 least a six percent levy but does not qualify for the maximum state  
36 matching funds shall be eligible for full state matching funds on that  
37 portion of the levy approved by the voters and for fifty percent of the  
38 difference between state matching funds that the district would have  
39 received had the voters approved a levy amount sufficient to provide

1 the district with a thirteen and three-tenths percent levy, including  
2 state levy matching funds and the state matching funds for the levy  
3 actually approved.

4 ~~(4)((a) Through tax collection year 1992, fifty-five percent of~~  
5 ~~local effort assistance funds shall be distributed to qualifying~~  
6 ~~districts during the applicable tax collection year on or before June~~  
7 ~~30 and forty-five percent shall be distributed on or before December 31~~  
8 ~~of any year.~~

9 (b)) In tax collection year 1993 and thereafter, local effort  
10 assistance funds shall be distributed to qualifying districts as  
11 follows:

12 ((i)) (a) Thirty percent in April;

13 ((ii)) (b) Twenty-three percent in May;

14 ((iii)) (c) Two percent in June;

15 ((iv)) (d) Twenty-six percent in October;

16 ((v)) (e) Seventeen percent in November; and

17 ((vi)) (f) Two percent in December.

18 **Sec. 2.** RCW 84.52.0531 and 1992 c 49 s 1 are each amended to read  
19 as follows:

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

23 (1) For excess levies for collection in calendar year ~~((1992))~~  
24 1993, the maximum dollar amount shall be calculated pursuant to the  
25 laws and rules in effect in November ~~((1991))~~ 1992.

26 (2) For the purpose of this section, the basic education allocation  
27 shall be determined pursuant to RCW 28A.150.250, 28A.150.260, and  
28 28A.150.350: PROVIDED, That when determining the basic education  
29 allocation under subsection (4) of this section, nonresident full time  
30 equivalent pupils who are participating in a program provided for in  
31 chapter 28A.545 RCW or in any other program pursuant to an  
32 interdistrict agreement shall be included in the enrollment of the  
33 resident district and excluded from the enrollment of the serving  
34 district.

35 (3) For excess levies for collection in calendar year ~~((1993))~~ 1994  
36 and thereafter, the maximum dollar amount shall be the sum of (a) and  
37 (b) of this subsection minus (c) of this subsection:

1 (a) The district's levy base as defined in subsection (4) of this  
2 section multiplied by the district's maximum levy percentage as defined  
3 in subsection (5) of this section;

4 (b) In the case of nonhigh school districts only, an amount equal  
5 to the total estimated amount due by the nonhigh school district to  
6 high school districts pursuant to chapter 28A.545 RCW for the school  
7 year during which collection of the levy is to commence, less the  
8 increase in the nonhigh school district's basic education allocation as  
9 computed pursuant to subsection (1) of this section due to the  
10 inclusion of pupils participating in a program provided for in chapter  
11 28A.545 RCW in such computation;

12 (c) The maximum amount of state matching funds under RCW  
13 28A.500.010 for which the district is eligible in that tax collection  
14 year.

15 (4) For excess levies for collection in calendar year (~~(1993)~~) 1994  
16 and thereafter, a district's levy base shall be the sum of allocations  
17 in (a) through (c) of this subsection received by the district for the  
18 prior school year, including allocations for compensation increases,  
19 plus the sum of such allocations multiplied by the percent increase per  
20 full time equivalent student as stated in the state basic education  
21 appropriation section of the biennial budget between the prior school  
22 year and the current school year and divided by fifty-five percent. A  
23 district's levy base shall not include local school district property  
24 tax levies or other local revenues, or state and federal allocations  
25 not identified in (a) through (c) of this subsection.

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

28 (b) State and federal categorical allocations for the following  
29 programs:

30 (i) Pupil transportation;

31 (ii) Handicapped education;

32 (iii) Education of highly capable students;

33 (iv) Compensatory education, including but not limited to learning  
34 assistance, migrant education, Indian education, refugee programs, and  
35 bilingual education;

36 (v) Food services; and

37 (vi) State-wide block grant programs; and

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

4 (5) For excess levies for collection in calendar year (~~(1993 and~~  
5 ~~thereafter)~~) 1994, a district's maximum levy percentage shall be  
6 determined as follows:

7 (a) Multiply the district's maximum levy percentage for the prior  
8 year by the district's levy base as determined in subsection (4) of  
9 this section;

10 (b) Reduce the amount in (a) of this subsection by the total  
11 estimated amount of any levy reduction funds as defined in subsection  
12 (~~((6+))~~) (7) of this section which are to be allocated to the district  
13 for the current school year;

14 (c) Divide the amount in (b) of this subsection by the district's  
15 levy base to compute a new percentage; and

16 (d) The percentage in (c) of this subsection or (~~(twenty))~~ twenty-  
17 one percent, whichever is greater, shall be the district's maximum levy  
18 percentage for levies collected in that calendar year. A district with  
19 a maximum levy percentage in excess of twenty percent in calendar year  
20 1993 may exceed that 1993 percentage by an additional one percent.

21 (6) For excess levies for collection in calendar year 1995 and  
22 thereafter, a district's maximum levy percentage shall be determined as  
23 follows:

24 (a) Multiply the district's maximum levy percentage for the prior  
25 year by the district's levy base as determined in subsection (4) of  
26 this section;

27 (b) Reduce the amount in (a) of this subsection by the total  
28 estimated amount of any levy reduction funds as defined in subsection  
29 (7) of this section which are to be allocated to the district for the  
30 current school year;

31 (c) Divide the amount in (b) of this subsection by the district's  
32 levy base to compute a new percentage; and

33 (d) The percentage in (c) of this subsection or twenty-one percent,  
34 whichever is greater, shall be the district's maximum levy percentage  
35 for levies collected in that calendar year.

36 (7) "Levy reduction funds" shall mean increases in state funds from  
37 the prior school year for programs included under subsection (4) of  
38 this section: (a) That are not attributable to enrollment changes,  
39 compensation increases, or inflationary adjustments; and (b) that are

1 or were specifically identified as levy reduction funds in the  
2 appropriations act. If levy reduction funds are dependent on formula  
3 factors which would not be finalized until after the start of the  
4 current school year, the superintendent of public instruction shall  
5 estimate the total amount of levy reduction funds by using prior school  
6 year data in place of current school year data. Levy reduction funds  
7 shall not include moneys received by school districts from cities or  
8 counties.

9       (~~(7)~~) (8) For the purposes of this section, "prior school year"  
10 shall mean the most recent school year completed prior to the year in  
11 which the levies are to be collected.

12       (~~(8)~~) (9) For the purposes of this section, "current school year"  
13 shall mean the year immediately following the prior school year.

14       (~~(9)~~) (10) The superintendent of public instruction shall develop  
15 rules and regulations and inform school districts of the pertinent data  
16 necessary to carry out the provisions of this section.

--- END ---