

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2066

Chapter 465, Laws of 1993

53rd Legislature
1993 Regular Session

SCHOOL DISTRICT LEVY EQUALIZATION--MAXIMUM PAYMENT RATE

EFFECTIVE DATE: 7/25/93

Passed by the House April 22, 1993
Yeas 87 Nays 10

BRIAN EBERSOLE
**Speaker of the
House of Representatives**

Passed by the Senate April 15, 1993
Yeas 33 Nays 15

JOEL PRITCHARD
President of the Senate

Approved May 17, 1993

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2066** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

FILED

May 17, 1993 - 2:01 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 2066

AS AMENDED BY THE SENATE

Passed Legislature - 1993 Regular Session

State of Washington 53rd Legislature 1993 Regular Session

By Representatives J. Kohl, Wang, G. Cole, Silver, Leonard, R. Fisher, Patterson, Peery, Locke, Pruitt, Brough, Cothorn, Appelwick and Eide

Read first time 02/25/93. Referred to Committee on Appropriations.

1 AN ACT Relating to school district excess levies; amending RCW
2 84.52.0531 and 28A.500.010; and providing an expiration date.

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

4 **Sec. 1.** RCW 84.52.0531 and 1992 c 49 s 1 are each amended to read
5 as follows:

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

9 (1) For excess levies for collection in calendar year 1992, the
10 maximum dollar amount shall be calculated pursuant to the laws and
11 rules in effect in November 1991.

12 (2) For the purpose of this section, the basic education allocation
13 shall be determined pursuant to RCW 28A.150.250, 28A.150.260, and
14 28A.150.350: PROVIDED, That when determining the basic education
15 allocation under subsection (4) of this section, nonresident full time
16 equivalent pupils who are participating in a program provided for in
17 chapter 28A.545 RCW or in any other program pursuant to an
18 interdistrict agreement shall be included in the enrollment of the

1 resident district and excluded from the enrollment of the serving
2 district.

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

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

9 (b) In the case of nonhigh school districts only, an amount equal
10 to the total estimated amount due by the nonhigh school district to
11 high school districts pursuant to chapter 28A.545 RCW for the school
12 year during which collection of the levy is to commence, less the
13 increase in the nonhigh school district's basic education allocation as
14 computed pursuant to subsection (1) of this section due to the
15 inclusion of pupils participating in a program provided for in chapter
16 28A.545 RCW in such computation;

17 (c) The maximum amount of state matching funds under RCW
18 28A.500.010 for which the district is eligible in that tax collection
19 year.

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

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

33 (b) State and federal categorical allocations for the following
34 programs:

35 (i) Pupil transportation;

36 (ii) Handicapped education;

37 (iii) Education of highly capable students;

1 (iv) Compensatory education, including but not limited to learning
2 assistance, migrant education, Indian education, refugee programs, and
3 bilingual education;

4 (v) Food services; and

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

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

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

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

15 (b) Reduce the amount in (a) of this subsection by the total
16 estimated amount of any levy reduction funds as defined in subsection
17 (6) of this section which are to be allocated to the district for the
18 current school year;

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

21 (d) The percentage in (c) of this subsection or twenty percent,
22 whichever is greater, shall be the district's maximum levy percentage
23 for levies collected in that calendar year; and

24 (e) For levies to be collected in calendar years 1994 and 1995 the
25 maximum levy rate shall be the district's maximum levy percentage for
26 1993 plus four percent reduced by any levy reduction funds. For levies
27 collected in 1996, the prior year shall mean 1993.

28 (6) "Levy reduction funds" shall mean increases in state funds from
29 the prior school year for programs included under subsection (4) of
30 this section: (a) That are not attributable to enrollment changes,
31 compensation increases, or inflationary adjustments; and (b) that are
32 or were specifically identified as levy reduction funds in the
33 appropriations act. If levy reduction funds are dependent on formula
34 factors which would not be finalized until after the start of the
35 current school year, the superintendent of public instruction shall
36 estimate the total amount of levy reduction funds by using prior school
37 year data in place of current school year data. Levy reduction funds
38 shall not include moneys received by school districts from cities or
39 counties.

1 (7) For the purposes of this section, "prior school year" shall
2 mean the most recent school year completed prior to the year in which
3 the levies are to be collected.

4 (8) For the purposes of this section, "current school year" shall
5 mean the year immediately following the prior school year.

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

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

11 (1) Commencing with taxes assessed in (~~(1988)~~) 1993 to be collected
12 in calendar year (~~(1989)~~) 1994 and thereafter, in addition to a school
13 district's other general fund allocations, each eligible district shall
14 be provided local effort assistance funds as provided in this section.
15 Such funds are not part of the district's basic education allocation.
16 For (~~(the first)~~) distribution of local effort assistance funds
17 provided under this section in calendar years (~~(1989)~~) 1994 and 1995,
18 state funds may be prorated (~~(according to the formula in this~~
19 ~~section)~~) as provided in the omnibus appropriations act.

20 (2)(a) "Prior tax collection year" shall mean the year immediately
21 preceding the year in which the local effort assistance shall be
22 allocated.

23 (b) The "state-wide average (~~(ten)~~) twelve percent levy rate" shall
24 mean (~~(ten)~~) twelve percent of the total levy bases as defined in RCW
25 84.52.0531(4) summed for all school districts, and divided by the total
26 assessed valuation for excess levy purposes in the prior tax collection
27 year for all districts as adjusted to one hundred percent by the county
28 indicated ratio established in RCW 84.48.075.

29 (c) The "~~(ten)~~) twelve percent levy rate" of a district shall
30 mean:

31 (i) (~~(Ten)~~) Twelve percent of the district's levy base as defined
32 in RCW 84.52.0531(4), plus one-half of any amount computed under RCW
33 84.52.0531(3)(b) in the case of nonhigh school districts; divided by

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

1 (d) "Eligible districts" shall mean those districts with a ~~((ten))~~
2 twelve percent levy rate which exceeds the state-wide average ~~((ten))~~
3 twelve percent levy rate.

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

6 (a) Funds raised by the district through maintenance and operation
7 levies during that tax collection year shall be matched with state
8 funds using the following ratio of state funds to levy funds: (i) The
9 difference between the district's ~~((ten))~~ twelve percent levy rate and
10 the state-wide average ~~((ten))~~ twelve percent levy rate; to (ii) the
11 state-wide average ~~((ten))~~ twelve percent levy rate.

12 (b) The maximum amount of state matching funds for which a district
13 may be eligible in any tax collection year shall be ~~((ten))~~ twelve
14 percent of the district's levy base as defined in RCW 84.52.0531(4),
15 multiplied by the following percentage: (i) The difference between the
16 district's ~~((ten))~~ twelve percent levy rate and the state-wide average
17 ~~((ten))~~ twelve percent levy rate; divided by (ii) the district's
18 ~~((ten))~~ twelve percent levy rate.

19 ~~(4)((a) Through tax collection year 1992, fifty five percent of~~
20 ~~local effort assistance funds shall be distributed to qualifying~~
21 ~~districts during the applicable tax collection year on or before June~~
22 ~~30 and forty five percent shall be distributed on or before December 31~~
23 ~~of any year.~~

24 ~~(b))~~ In tax collection year 1993 and thereafter, local effort
25 assistance funds shall be distributed to qualifying districts as
26 follows:

- 27 ~~((i))~~ (a) Thirty percent in April;
28 ~~((ii))~~ (b) Twenty-three percent in May;
29 ~~((iii))~~ (c) Two percent in June;
30 ~~((iv) Twenty six)~~ (d) Seventeen percent in August;
31 (e) Nine percent in October;
32 ~~((v))~~ (f) Seventeen percent in November; and
33 ~~((vi))~~ (g) Two percent in December.

34 NEW SECTION. Sec. 3. Section 2 of this act shall expire December
35 31, 1995.

Passed the House April 22, 1993.

Passed the Senate April 15, 1993.

Approved by the Governor May 17, 1993.

Filed in Office of Secretary of State May 17, 1993.