
HOUSE BILL 2289

State of Washington 58th Legislature 2003 1st Special
Session

By Representatives Cox, Fromhold, Jarrett, Gombosky, Murray, Tom and
Hunter

Read first time . Referred to .

1 AN ACT Relating to school district levy base calculations; amending
2 RCW 84.52.0531 and 84.52.0531; and providing effective dates.

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

4 **Sec. 1.** RCW 84.52.0531 and 1997 c 259 s 2 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 1997, the
10 maximum dollar amount shall be calculated pursuant to the laws and
11 rules in effect in November 1996.

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

15 (a) The district's levy base as defined in subsections (3) and (4)
16 of this section multiplied by the district's maximum levy percentage as
17 defined in subsection ~~((+4))~~ (5) of this section;

18 (b) For districts in a high/nonhigh relationship, the high school
19 district's maximum levy amount shall be reduced and the nonhigh school

1 district's maximum levy amount shall be increased by an amount equal to
2 the estimated amount of the nonhigh payment due to the high school
3 district under RCW 28A.545.030(3) and 28A.545.050 for the school year
4 commencing the year of the levy;

5 (c) For districts in an interdistrict cooperative agreement, the
6 nonresident school district's maximum levy amount shall be reduced and
7 the resident school district's maximum levy amount shall be increased
8 by an amount equal to the per pupil basic education allocation included
9 in the nonresident district's levy base under subsection (3) of this
10 section multiplied by:

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

13 (ii) The serving district's maximum levy percentage determined
14 under subsection (~~((4))~~) (5) of this section; increased by:

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

19 (d) The district's maximum levy amount shall be reduced by the
20 maximum amount of state matching funds for which the district is
21 eligible under RCW 28A.500.010.

22 (3) For excess levies for collection in calendar year 1998 and
23 thereafter, a district's levy base shall be the sum of allocations in
24 (a) through (c) of this subsection received by the district for the
25 prior school year, including allocations for compensation increases,
26 plus the sum of such allocations multiplied by the percent increase per
27 full time equivalent student as stated in the state basic education
28 appropriation section of the biennial budget between the prior school
29 year and the current school year and divided by fifty-five percent. A
30 district's levy base shall not include local school district property
31 tax levies or other local revenues, or state and federal allocations
32 not identified in (a) through (c) of this subsection.

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

35 (b) State and federal categorical allocations for the following
36 programs:

37 (i) Pupil transportation;

38 (ii) Special education;

1 (iii) Education of highly capable students;

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

5 (v) Food services; and

6 (vi) Statewide block grant programs; (~~and~~)

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

10 (d) Beginning with calendar year 2005 calculations, the federal
11 allocations received directly by a district for purposes of this
12 subsection (3) shall be the allocations from the second prior school
13 year. The federal revenues shall be adjusted by inflation as
14 determined by the office of the superintendent of public instruction.
15 For purposes of this subsection, "second prior school year" means the
16 school year completed two years prior to the year in which the levies
17 are to be collected; and

18 (e) Revenues included in the levy base shall be reduced for
19 revenues received as a fiscal agent. The office of the superintendent
20 of public instruction shall adopt rules defining "revenues received as
21 a fiscal agent".

22 (4) For excess levies for collection in calendar year 2004 and
23 thereafter, in addition to the allocations included under subsection
24 (3)(a) through (c) of this section, a district's levy base shall also
25 include the difference between the state allocations under subsection
26 (3)(a) and (b) of this section and the amount the district would have
27 received if (a) the district's base salary for certificated
28 instructional staff for purposes of determining state basic education
29 allocations had been the same as the highest base salary for that
30 school year on the supporting LEAP salary document referenced in the
31 omnibus appropriations act; and (b) the district's salaries for
32 certificated administrators and classified staff for purposes of
33 determining state basic education allocations had been the same as the
34 highest certificated administrator and classified staff salaries for
35 that school year on the supporting LEAP salary document referenced in
36 the omnibus appropriations act. The additional amounts provided under
37 this subsection shall not be used in the calculation of levy base for

1 the purpose of determining local effort assistance allocations under
2 chapter 28A.500 RCW.

3 (5) A district's maximum levy percentage shall be twenty-two
4 percent in 1998 and twenty-four percent in 1999 and every year
5 thereafter; plus, for qualifying districts, the grandfathered
6 percentage determined as follows:

7 (a) For 1997, the difference between the district's 1993 maximum
8 levy percentage and twenty percent; and

9 (b) For 1998 and thereafter, the percentage calculated as follows:

10 (i) Multiply the grandfathered percentage for the prior year times
11 the district's levy base determined under subsection (3) of this
12 section;

13 (ii) Reduce the result of (b)(i) of this subsection by any levy
14 reduction funds as defined in subsection ~~((+5))~~ (6) of this section
15 that are to be allocated to the district for the current school year;

16 (iii) Divide the result of (b)(ii) of this subsection by the
17 district's levy base; and

18 (iv) Take the greater of zero or the percentage calculated in
19 (b)(iii) of this subsection.

20 ~~((+5))~~ (6) "Levy reduction funds" shall mean increases in state
21 funds from the prior school year for programs included under
22 subsections (3) and (4) of this section: (a) That are not attributable
23 to enrollment changes, compensation increases, or inflationary
24 adjustments; and (b) that are or were specifically identified as levy
25 reduction funds in the appropriations act. If levy reduction funds are
26 dependent on formula factors which would not be finalized until after
27 the start of the current school year, the superintendent of public
28 instruction shall estimate the total amount of levy reduction funds by
29 using prior school year data in place of current school year data.
30 Levy reduction funds shall not include moneys received by school
31 districts from cities or counties.

32 ~~((+6))~~ (7) For the purposes of this section, "prior school year"
33 means the most recent school year completed prior to the year in which
34 the levies are to be collected.

35 ~~((+7))~~ (8) For the purposes of this section, "current school year"
36 means the year immediately following the prior school year.

37 ~~((+8))~~ (9) Funds collected from transportation vehicle fund tax
38 levies shall not be subject to the levy limitations in this section.

1 (~~(9)~~) (10) The superintendent of public instruction shall develop
2 rules and regulations and inform school districts of the pertinent data
3 necessary to carry out the provisions of this section.

4 **Sec. 2.** RCW 84.52.0531 and 2003 1st sp.s. c ... s 1 (section 1 of
5 this act) are each amended to read 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 1997, the
10 maximum dollar amount shall be calculated pursuant to the laws and
11 rules in effect in November 1996.

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

15 (a) The district's levy base as defined in subsection(~~(3)~~) (3)
16 (~~(and (4))~~) of this section multiplied by the district's maximum levy
17 percentage as defined in subsection (~~(5)~~) (4) of this section;

18 (b) For districts in a high/nonhigh relationship, the high school
19 district's maximum levy amount shall be reduced and the nonhigh school
20 district's maximum levy amount shall be increased by an amount equal to
21 the estimated amount of the nonhigh payment due to the high school
22 district under RCW 28A.545.030(3) and 28A.545.050 for the school year
23 commencing the year of the levy;

24 (c) For districts in an interdistrict cooperative agreement, the
25 nonresident school district's maximum levy amount shall be reduced and
26 the resident school district's maximum levy amount shall be increased
27 by an amount equal to the per pupil basic education allocation included
28 in the nonresident district's levy base under subsection (3) of this
29 section multiplied by:

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

32 (ii) The serving district's maximum levy percentage determined
33 under subsection (~~(5)~~) (4) of this section; increased by:

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

1 (d) The district's maximum levy amount shall be reduced by the
2 maximum amount of state matching funds for which the district is
3 eligible under RCW 28A.500.010.

4 (3) For excess levies for collection in calendar year 1998 and
5 thereafter, a district's levy base shall be the sum of allocations in
6 (a) through (c) of this subsection received by the district for the
7 prior school year, including allocations for compensation increases,
8 plus the sum of such allocations multiplied by the percent increase per
9 full time equivalent student as stated in the state basic education
10 appropriation section of the biennial budget between the prior school
11 year and the current school year and divided by fifty-five percent. A
12 district's levy base shall not include local school district property
13 tax levies or other local revenues, or state and federal allocations
14 not identified in (a) through (c) of this subsection.

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

17 (b) State and federal categorical allocations for the following
18 programs:

19 (i) Pupil transportation;

20 (ii) Special education;

21 (iii) Education of highly capable students;

22 (iv) Compensatory education, including but not limited to learning
23 assistance, migrant education, Indian education, refugee programs, and
24 bilingual education;

25 (v) Food services; and

26 (vi) Statewide block grant programs;

27 (c) Any other federal allocations for elementary and secondary
28 school programs, including direct grants, other than federal impact aid
29 funds and allocations in lieu of taxes;

30 (d) Beginning with calendar year 2005 calculations, the federal
31 allocations received directly by a district for purposes of this
32 subsection (3) shall be the allocations from the second prior school
33 year. The federal revenues shall be adjusted by inflation as
34 determined by the office of the superintendent of public instruction.
35 For purposes of this subsection, "second prior school year" means the
36 school year completed two years prior to the year in which the levies
37 are to be collected; and

1 (e) Revenues included in the levy base shall be reduced for
2 revenues received as a fiscal agent. The office of the superintendent
3 of public instruction shall adopt rules defining "revenues received as
4 a fiscal agent."

5 ~~(4) ((For excess levies for collection in calendar year 2004 and
6 thereafter, in addition to the allocations included under subsection
7 (3)(a) through (c) of this section, a district's levy base shall also
8 include the difference between the state allocations under subsection
9 (3)(a) and (b) of this section and the amount the district would have
10 received if (a) the district's base salary for certificated
11 instructional staff for purposes of determining state basic education
12 allocations had been the same as the highest base salary for that
13 school year on the supporting LEAP salary document referenced in the
14 omnibus appropriations act; and (b) the district's salaries for
15 certificated administrators and classified staff for purposes of
16 determining state basic education allocations had been the same as the
17 highest certificated administrator and classified staff salaries for
18 that school year on the supporting LEAP salary document referenced in
19 the omnibus appropriations act. The additional amounts provided under
20 this subsection shall not be used in the calculation of levy base for
21 the purpose of determining local effort assistance allocations under
22 chapter 28A.500 RCW.~~

23 ~~(5))~~ A district's maximum levy percentage shall be twenty-two
24 percent in 1998 and twenty-four percent in 1999 and every year
25 thereafter; plus, for qualifying districts, the grandfathered
26 percentage determined as follows:

27 (a) For 1997, the difference between the district's 1993 maximum
28 levy percentage and twenty percent; and

29 (b) For 1998 and thereafter, the percentage calculated as follows:

30 (i) Multiply the grandfathered percentage for the prior year times
31 the district's levy base determined under subsection (3) of this
32 section;

33 (ii) Reduce the result of (b)(i) of this subsection by any levy
34 reduction funds as defined in subsection ~~((+6))~~ (5) of this section
35 that are to be allocated to the district for the current school year;

36 (iii) Divide the result of (b)(ii) of this subsection by the
37 district's levy base; and

1 (iv) Take the greater of zero or the percentage calculated in
2 (b)(iii) of this subsection.

3 ~~((+6+))~~ (5) "Levy reduction funds" shall mean increases in state
4 funds from the prior school year for programs included under
5 subsection~~((s))~~ (3) ~~((and-(4+))~~ of this section: (a) That are not
6 attributable to enrollment changes, compensation increases, or
7 inflationary adjustments; and (b) that are or were specifically
8 identified as levy reduction funds in the appropriations act. If levy
9 reduction funds are dependent on formula factors which would not be
10 finalized until after the start of the current school year, the
11 superintendent of public instruction shall estimate the total amount of
12 levy reduction funds by using prior school year data in place of
13 current school year data. Levy reduction funds shall not include
14 moneys received by school districts from cities or counties.

15 ~~((+7+))~~ (6) For the purposes of this section, "prior school year"
16 means the most recent school year completed prior to the year in which
17 the levies are to be collected.

18 ~~((+8+))~~ (7) For the purposes of this section, "current school year"
19 means the year immediately following the prior school year.

20 ~~((+9+))~~ (8) Funds collected from transportation vehicle fund tax
21 levies shall not be subject to the levy limitations in this section.

22 ~~((+10+))~~ (9) The superintendent of public instruction shall develop
23 rules and regulations and inform school districts of the pertinent data
24 necessary to carry out the provisions of this section.

25 NEW SECTION. **Sec. 3.** Section 1 of this act takes effect August 1,
26 2003.

27 NEW SECTION. **Sec. 4.** Section 2 of this act takes effect August 1,
28 2005.

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