

SHB 1815 - S COMM AMD
By Committee on Ways & Means

NOT CONSIDERED 05/25/2011

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 84.52.0531 and 2010 c 237 s 1 and 2010 c 99 s 11 are
4 each reenacted and amended to read as follows:

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

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

11 (2) For excess levies for collection in calendar year 1998 and
12 thereafter, the maximum dollar amount shall be the sum of (a) plus or
13 minus (b), (c), and (d) of this subsection minus (e) of this
14 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 (6) 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) Except for nonhigh districts under (d) of this subsection, for
25 districts in an interdistrict cooperative agreement, the nonresident
26 school district's maximum levy amount shall be reduced and the resident
27 school district's maximum levy amount shall be increased by an amount
28 equal to the per pupil basic education allocation included in the
29 nonresident district's levy base under subsection (3) of this section
30 multiplied by:

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

3 (ii) The serving district's maximum levy percentage determined
4 under subsection (6) of this section; increased by:

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

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

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

17 (3) For excess levies for collection in calendar year 2005 and
18 thereafter, a district's levy base shall be the sum of allocations in
19 (a) through (c) of this subsection received by the district for the
20 prior school year and the amounts determined under subsection (4) of
21 this section, including allocations for compensation increases, plus
22 the sum of such allocations multiplied by the percent increase per full
23 time equivalent student as stated in the state basic education
24 appropriation section of the biennial budget between the prior school
25 year and the current school year and divided by fifty-five percent. A
26 district's levy base shall not include local school district property
27 tax levies or other local revenues, or state and federal allocations
28 not identified in (a) through (c) of this subsection.

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

31 (b) State and federal categorical allocations for the following
32 programs:

33 (i) Pupil transportation;

34 (ii) Special education;

35 (iii) Education of highly capable students;

36 (iv) Compensatory education, including but not limited to learning
37 assistance, migrant education, Indian education, refugee programs, and
38 bilingual education;

1 (v) Food services; and

2 (vi) Statewide block grant programs; and

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

6 (4) For levy collections in calendar years 2005 through 2017, in
7 addition to the allocations included under subsection (3)(a) through
8 (c) of this section, a district's levy base shall also include the
9 following:

10 (a)(i) For levy collections in calendar year 2010, the difference
11 between the allocation the district would have received in the current
12 school year had RCW 84.52.068 not been amended by chapter 19, Laws of
13 2003 1st sp. sess. and the allocation the district received in the
14 current school year pursuant to RCW 28A.505.220;

15 (ii) For levy collections in calendar years 2011 through 2017, the
16 difference between the allocation rate the district would have received
17 in the prior school year using the Initiative 728 rate and the
18 allocation rate the district received in the prior school year pursuant
19 to RCW 28A.505.220 multiplied by the full-time equivalent student
20 enrollment used to calculate the Initiative 728 allocation for the
21 prior school year; and

22 (b) The difference between the allocations the district would have
23 received the prior school year using the Initiative 732 base and the
24 allocations the district actually received the prior school year
25 pursuant to RCW 28A.400.205.

26 (5) For levy collections in calendar years 2011 through 2017, in
27 addition to the allocations included under subsections (3)(a) through
28 (c) and (4)(a) and (b) of this section, a district's levy base shall
29 also (~~include~~) be increased by:

30 (a) The difference between an allocation of fifty-three and two-
31 tenths certificated instructional staff units per thousand full-time
32 equivalent students in grades kindergarten through four enrolled in the
33 prior school year and the allocation of certificated instructional
34 staff units per thousand full-time equivalent students in grades
35 kindergarten through four that the district actually received in the
36 prior school year, except that the levy base for a school district
37 whose allocation in the 2009-10 school year was less than fifty-three
38 and two-tenths certificated instructional staff units per thousand

1 full-time equivalent students in grades kindergarten through four shall
2 include the difference between the allocation the district actually
3 received in the 2009-10 school year and the allocation the district
4 actually received in the prior school year; and

5 (b) The product of (b)(i) and (ii) of this subsection, if the
6 amount in (b)(i)(A) of this subsection exceeds the amount in (b)(i)(B)
7 of this subsection. The levy base, therefore, shall include the
8 difference between certain 2009-2011 biennium allocations and prior
9 school year allocations, calculated on a per-pupil basis as set forth
10 in this subsection.

11 (i) The difference between:

12 (A) The district's per-pupil state general apportionment for:

13 (I) School year 2009-10 district salaries in the relevant LEAP
14 document in section 503(1)(b), chapter 564, Laws of 2009;

15 (II) School year 2009-10 base salaries for certificated
16 instructional staff in section 503(4)(a), chapter 564, Laws of 2009;

17 (III) School year 2010-11 health benefit rates of seven hundred
18 sixty-eight dollars per month in section 504(2), chapter 564, Laws of
19 2009;

20 (IV) School year 2009-10 allocation amounts for substitute teachers
21 in section 502(7), chapter 564, Laws of 2009;

22 (V) School year 2009-10 classified staff salaries calculated using
23 formula-generated classified staff units per student full-time
24 equivalent in section 502(3), chapter 564, Laws of 2009; and

25 (VI) Materials, supplies, and operating costs for school year
26 2009-10 as defined in RCW 28A.150.260(8), reflecting school year
27 2008-09 per-pupil allocations, increased by the United States implicit
28 price deflator for calendar year 2010 of one and twenty-six
29 one-hundredths percent; and

30 (B) The district's per-pupil state general apportionment for the
31 prior school year for:

32 (I) District salaries as reflected in the relevant LEAP document
33 for that school year;

34 (II) Base salaries for certificated instructional staff;

35 (III) Health benefit rates;

36 (IV) Substitute teacher allocations;

37 (V) Classified staff ratios; and

38 (VI) Materials, supplies, and operating costs.

1 (ii) The district's average annual enrollment for the prior school
2 year.

3 (iii) When calculating the amount to be included under this
4 subsection (5)(b), the superintendent shall exclude amounts already
5 included in a district's levy base pursuant to (a) of this subsection.

6 (6)(a) A district's maximum levy percentage shall be twenty-four
7 percent in 2010 and twenty-eight percent in 2011 through 2017 and
8 twenty-four percent every year thereafter;

9 (b) For qualifying districts, in addition to the percentage in (a)
10 of this subsection the grandfathered percentage determined as follows:

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

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

14 (A) Multiply the grandfathered percentage for the prior year times
15 the district's levy base determined under subsection (3) of this
16 section;

17 (B) Reduce the result of (b)(ii)(A) of this subsection by any levy
18 reduction funds as defined in subsection (7) of this section that are
19 to be allocated to the district for the current school year;

20 (C) Divide the result of (b)(ii)(B) of this subsection by the
21 district's levy base; and

22 (D) Take the greater of zero or the percentage calculated in
23 (b)(ii)(C) of this subsection.

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

36 (8) The definitions in this subsection apply throughout this
37 section unless the context clearly requires otherwise.

1 (a) "Prior school year" means the most recent school year completed
2 prior to the year in which the levies are to be collected.

3 (b) "Current school year" means the year immediately following the
4 prior school year.

5 (c) "Initiative 728 rate" means the allocation rate at which the
6 student achievement program would have been funded under chapter 3,
7 Laws of 2001, if all annual adjustments to the initial 2001 allocation
8 rate had been made in previous years and in each subsequent year as
9 provided for under chapter 3, Laws of 2001.

10 (d) "Initiative 732 base" means the prior year's state allocation
11 for annual salary cost-of-living increases for district employees in
12 the state-funded salary base as it would have been calculated under
13 chapter 4, Laws of 2001, if each annual cost-of-living increase
14 allocation had been provided in previous years and in each subsequent
15 year.

16 (9) Funds collected from transportation vehicle fund tax levies
17 shall not be subject to the levy limitations in this section.

18 (10) The superintendent of public instruction shall develop rules
19 and inform school districts of the pertinent data necessary to carry
20 out the provisions of this section.

21 (11) For calendar year 2009, the office of the superintendent of
22 public instruction shall recalculate school district levy authority to
23 reflect levy rates certified by school districts for calendar year
24 2009.

25 NEW SECTION. **Sec. 2.** Section 1 of this act takes effect January
26 1, 2012.

27 NEW SECTION. **Sec. 3.** Section 1 of this act expires January 1,
28 2018."

NOT CONSIDERED 05/25/2011

1 On page 1, line 1 of the title, after "base;" strike the remainder
2 of the title and insert "reenacting and amending RCW 84.52.0531;
3 providing an effective date; and providing an expiration date."

EFFECT: Eliminates intent section.

Revises list of budget changes subject to addition to the levy base to avoid broad inclusion of year-to-year changes to per-pupil amounts that are not related to budget reductions. An example of such a change that is excluded by the amendment would be staff mix changes related to the experience and education make-up of a districts' pool of teachers.

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