

**2SHB 2207 - H AMD 885**

By Representative Haigh

**ADOPTED AS AMENDED 03/12/2014**

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

3 "Sec. 1. RCW 28A.150.250 and 2009 c 548 s 105 are each amended to  
4 read as follows:

5 (1) From those funds made available by the legislature for the  
6 current use of the common schools, the superintendent of public  
7 instruction shall distribute annually as provided in RCW 28A.510.250  
8 to each school district of the state operating a basic education  
9 instructional program approved by the state board of education an  
10 amount based on the formulas provided in RCW 28A.150.260, 28A.150.390,  
11 and 28A.150.392 which, when combined with an appropriate portion of  
12 such locally available revenues, other than receipts from federal  
13 forest revenues distributed to school districts pursuant to RCW  
14 28A.520.010 and 28A.520.020, as the superintendent of public  
15 instruction may deem appropriate for consideration in computing state  
16 equalization support, excluding excess property tax levies, will  
17 constitute a basic education allocation in dollars for each annual  
18 average full-time equivalent student enrolled. However, pursuant to  
19 section 2 of this act, the superintendent may not offset basic  
20 education allocations with a district's federal forest revenues  
21 received under chapter 28A.520 RCW if the school district has a  
22 poverty level of at least 57 percent.

23 (2) The instructional program of basic education shall be  
24 considered to be fully funded by those amounts of dollars appropriated  
25 by the legislature pursuant to RCW 28A.150.260, 28A.150.390, and  
26 28A.150.392 to fund those program requirements identified in RCW  
27 28A.150.220 in accordance with the formula provided in RCW 28A.150.260

1 and those amounts of dollars appropriated by the legislature to fund  
2 the salary requirements of RCW 28A.150.410.

3 (3) If a school district's basic education program fails to meet  
4 the basic education requirements enumerated in RCW 28A.150.260 and  
5 28A.150.220, the state board of education shall require the  
6 superintendent of public instruction to withhold state funds in whole  
7 or in part for the basic education allocation until program compliance  
8 is assured. However, the state board of education may waive this  
9 requirement in the event of substantial lack of classroom space.

10  
11 **Sec. 2.** RCW 28A.520.020 and 2011 c 278 s 1 are each amended to  
12 read as follows:

13 (1) There shall be a fund known as the federal forest revolving  
14 account. The state treasurer, who shall be custodian of the revolving  
15 account, shall deposit into the revolving account the funds for each  
16 county received by the state in accordance with Title 16, section 500,  
17 United States Code. The state treasurer shall distribute these moneys  
18 to the counties according to the determined proportional area. The  
19 county legislative authority shall expend fifty percent of the money  
20 for the benefit of the public roads and other public purposes as  
21 authorized by federal statute or public schools of such county and not  
22 otherwise. Disbursements by the counties of the remaining fifty  
23 percent of the money shall be as authorized by the superintendent of  
24 public instruction, or the superintendent's designee, and shall occur  
25 in the manner provided in subsection (2) of this section.

26 (2) No later than thirty days following receipt of the funds from  
27 the federal government, the superintendent of public instruction shall  
28 apportion moneys distributed to counties for schools to public school  
29 districts in the respective counties in proportion to the number of  
30 resident full-time equivalent students enrolled in each public school  
31 district to the number of resident full-time equivalent students  
32 enrolled in public schools in the county. In apportioning these  
33 funds, the superintendent of public instruction shall utilize the  
34 October enrollment count.

1       (3) (a) Except as provided in (b) of this subsection, if the  
2 amount received by any public school district pursuant to subsection  
3 (2) of this section is less than the basic education allocation to  
4 which the district would otherwise be entitled, the superintendent of  
5 public instruction shall apportion to the district, in the manner  
6 provided by RCW 28A.510.250, an amount which shall be the difference  
7 between the amount received pursuant to subsection (2) of this section  
8 and the basic education allocation to which the district would  
9 otherwise be entitled.

10       **(b) If a school district has a poverty level of at least 57**  
11 **percent, the superintendent may not offset that district's basic**  
12 **education allocation by the amount of those federal forest revenues,**  
13 **to the extent that such revenues do not exceed \$70,000. The**  
14 **superintendent may offset the district's basic education allocations**  
15 **by the portion of the federal forest revenues that exceeds \$70,000.**  
16 **For purposes of this section, poverty is measured by the percentage of**  
17 **students eligible for free and reduced-price lunch in the previous**  
18 **school year.**

19       (4) All federal forest funds shall be expended in accordance with  
20 the requirements of Title 16, section 500, United States Code, as now  
21 existing or hereafter amended.

22       (5) The definition of resident student for purposes of this  
23 section shall be based on rules adopted by the superintendent of  
24 public instruction, which shall consider and address the impact of  
25 alternative learning experience students on federal forest funds  
26 distribution."

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28       Correct the title.

**EFFECT:** The superintendent may continue to offset general apportionment allocations with federal forest revenues only for districts with poverty that is less than 57 percent. For districts with poverty levels of at least 57 percent, the superintendent of public instruction may offset only the portion of the general apportionment allocations that exceed \$70,000.

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