
HOUSE BILL 2953

State of Washington 65th Legislature 2018 Regular Session

By Representatives Pollet, Frame, Valdez, Kloba, and Ryu

Read first time 01/29/18. Referred to Committee on Capital Budget.

1 AN ACT Relating to the school construction assistance program;
2 amending RCW 28A.525.166; and providing an effective date.

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

4 **Sec. 1.** RCW 28A.525.166 and 2015 3rd sp.s. c 3 s 7018 are each
5 amended to read as follows:

6 Allocations to school districts of state funds provided by RCW
7 28A.525.162 through 28A.525.180 shall be made by the superintendent
8 of public instruction and the amount of state funding assistance to a
9 school district in financing a school plant project shall be
10 determined in the following manner:

11 (1) The boards of directors of the districts shall determine the
12 total cost of the proposed project, which cost may include the cost
13 of acquiring and preparing the site, the cost of constructing the
14 building or of acquiring a building and preparing the same for school
15 use, the cost of necessary equipment, taxes chargeable to the
16 project, necessary architects' fees, and a reasonable amount for
17 contingencies and for other necessary incidental expenses: PROVIDED,
18 That the total cost of the project shall be subject to review and
19 approval by the superintendent.

20 (2) The state funding assistance percentage for a school district
21 shall be computed by the following formula:

1 The ratio of the school district's adjusted valuation per pupil
 2 divided by the ratio of the total state adjusted valuation per pupil
 3 shall be subtracted from three, and then the result of the foregoing
 4 shall be divided by three plus (the ratio of the school district's
 5 adjusted valuation per pupil divided by the ratio of the total state
 6 adjusted valuation per pupil).

7		District adjusted	Total state	
8		3-valuation	÷ adjusted valuation	
9	Computed	per pupil	per pupil	State
10	State =	_____		= - % Funding
11	Ratio	District adjusted	Total state	Assistance
12		3+valuation	÷ adjusted valuation	
13		per pupil	per pupil	

14 PROVIDED, That in the event the state funding assistance percentage
 15 to any school district based on the above formula is less than
 16 (~~twenty~~) thirty percent and such school district is otherwise
 17 eligible for state funding assistance under RCW 28A.525.162 through
 18 28A.525.180, the superintendent may establish for such district a
 19 state funding assistance percentage not in excess of (~~twenty~~)
 20 thirty percent of the approved cost of the project, if the
 21 superintendent finds that such additional assistance is necessary to
 22 provide minimum facilities for housing the pupils of the district.

23 (3) In addition to the computed state funding assistance
 24 percentage developed in subsection (2) of this section, a school
 25 district shall be entitled to additional percentage points determined
 26 by the average percentage of growth for the past three years. One
 27 percent shall be added to the computed state funding assistance
 28 percentage for each percent of growth, with a maximum of twenty
 29 percent.

30 (4) In computing the state funding assistance percentage in
 31 subsection (2) of this section and adjusting the percentage under
 32 subsection (3) of this section, students residing outside the school
 33 district who are enrolled in alternative learning experience courses
 34 under RCW 28A.232.010 shall be excluded from the count of total
 35 pupils. In lieu of the exclusion in this subsection, a district may
 36 submit an alternative calculation for excluding students enrolled in
 37 alternative learning experience courses. The alternative calculation
 38 must show the student headcount use of district classroom facilities

1 on a regular basis for a reasonable duration by out-of-district
2 alternative learning experience students subtracted by the headcount
3 of in-district alternative learning experience students not using
4 district classroom facilities on a regular basis for a reasonable
5 duration. The alternative calculation must be submitted in a form
6 approved by the office of the superintendent of public instruction.
7 The office of the superintendent of public instruction must develop
8 rules to define "regular basis" and "reasonable duration."

9 (5) The approved cost of the project determined in the manner
10 prescribed in this section multiplied by the state funding assistance
11 percentage derived as provided for in this section shall be the
12 amount of state funding assistance to the district for the financing
13 of the project: PROVIDED, That need therefor has been established to
14 the satisfaction of the superintendent: PROVIDED, FURTHER, That
15 additional state funding assistance may be allowed if it is found by
16 the superintendent, considering policy recommendations from the
17 school facilities citizen advisory panel that such assistance is
18 necessary in order to meet (a) a school housing emergency resulting
19 from the destruction of a school building by fire, the condemnation
20 of a school building by properly constituted authorities, a sudden
21 excessive and clearly foreseeable future increase in school
22 population, or other conditions similarly emergent in nature; or (b)
23 a special school housing burden resulting from projects of statewide
24 significance or imposed by virtue of the admission of nonresident
25 students into educational programs established, maintained and
26 operated in conformity with the requirements of law; or (c) a
27 deficiency in the capital funds of the district resulting from
28 financing, subsequent to April 1, 1969, and without benefit of the
29 state funding assistance provided by prior state assistance programs,
30 the construction of a needed school building project or projects
31 approved in conformity with the requirements of such programs, after
32 having first applied for and been denied state funding assistance
33 because of the inadequacy of state funds available for the purpose,
34 or (d) a condition created by the fact that an excessive number of
35 students live in state owned housing, or (e) a need for the
36 construction of a school building to provide for improved school
37 district organization or racial balance, or (f) conditions similar to
38 those defined under (a), (b), (c), (d), and (e) of this subsection,
39 creating a like emergency.

1 (6) (~~For the 2015-2017 biennium, schools determined to have a~~
2 ~~lack of sufficient space to provide science classrooms or labs, to~~
3 ~~meet the requirements of law, have a special housing burden condition~~
4 ~~similar to those defined under subsection (5)(b) of this section,~~
5 ~~creating a like emergency. For the 2015-2017 biennium, school~~
6 ~~districts are entitled to additional percentage points for school~~
7 ~~construction projects that have a special housing burden condition~~
8 ~~only and have received private donations in the form of cash, in-~~
9 ~~kind, or equipment of more than one hundred thousand dollars. The~~
10 ~~additional percentage points are determined by (a) school district~~
11 ~~student enrollments in the free and reduced-price meals program, (b)~~
12 ~~school district class as defined by RCW 28A.300.065, and (c) the~~
13 ~~funding assistance percentage as calculated in subsection (2) of this~~
14 ~~section. The additional percentage points under (a) of this~~
15 ~~subsection are twenty percent of the percent of student enrollments~~
16 ~~eligible and enrolled in the free and reduced-price meals program.~~
17 ~~The additional percentage points under (b) of this subsection are ten~~
18 ~~for second class school districts. The additional percentage points~~
19 ~~under (c) of this subsection are ten for school districts with~~
20 ~~funding assistance percentages of more than fifty percent.)) The
21 state construction cost allocation used in calculating state
22 assistance for construction of school facilities shall be provided as
23 follows:~~

24 (a) Two hundred fifty-four dollars and seventeen cents in the
25 fiscal year ending June 30, 2020;

26 (b) Two hundred eighty-two dollars and ninety-five cents in the
27 fiscal year ending June 30, 2021;

28 (c) Three hundred twelve dollars and forty cents in the fiscal
29 year ending June 30, 2022;

30 (d) Three hundred forty-two dollars and forty cents in the fiscal
31 year ending June 30, 2023;

32 (e) Three hundred seventy-three dollars and five cents in the
33 fiscal year ending June 30, 2024;

34 (f) Four hundred two dollars and sixty-one cents in the fiscal
35 year ending June 30, 2025; and

36 (g) Beginning with the fiscal year ending June 30, 2026, and
37 thereafter, the state construction cost allocation used in
38 calculating state assistance for construction of school facilities
39 shall be based on the average cost of new construction at the time of
40 bid of the projects funded by the school construction assistance

1 program in the previous fiscal year adjusted for a construction
2 inflation factor. The superintendent of public instruction must work
3 with the office of financial management to determine the annual
4 construction inflation factor.

5 (7) State funding assistance in the construction of school
6 facilities for grade kindergarten through grade twelve and classrooms
7 planned for the exclusive use of students with disabilities shall be
8 based on a space allocation per enrolled student and shall be
9 provided as follows:

10 (a) For the fiscal year ending June 30, 2020:

11 (i) One hundred square feet maximum per student in kindergarten
12 through grade six;

13 (ii) One hundred thirty square feet maximum per student in grades
14 seven and eight;

15 (iii) One hundred forty square feet maximum per student in grades
16 nine through twelve; and

17 (iv) One hundred forty-six square feet maximum per student in any
18 grade for classrooms for students with developmental disabilities;

19 (b) For the fiscal year ending June 30, 2021:

20 (i) One hundred ten square feet maximum per student in
21 kindergarten through grade six;

22 (ii) One hundred thirty-five square feet maximum per student in
23 grades seven and eight;

24 (iii) One hundred forty-five square feet maximum per student in
25 grades nine through twelve; and

26 (iv) One hundred forty-eight square feet maximum per student in
27 any grade for classrooms for students with developmental
28 disabilities;

29 (c) For fiscal year ending June 30, 2022:

30 (i) One hundred twenty square feet maximum per student in
31 kindergarten through grade six;

32 (ii) One hundred forty square feet maximum per student in grades
33 seven and eight;

34 (iii) One hundred fifty square feet maximum per student in grades
35 nine through twelve; and

36 (iv) One hundred fifty square feet maximum per student in any
37 grade for classrooms for students with developmental disabilities;

38 (d) For fiscal year ending June 30, 2023:

39 (i) One hundred thirty square feet maximum per student in
40 kindergarten through grade six;

1 (ii) One hundred forty-five square feet maximum per student in
2 grades seven and eight;

3 (iii) One hundred fifty-five square feet maximum per student in
4 grades nine through twelve; and

5 (iv) One hundred fifty-five square feet maximum per student in
6 any grade for classrooms for students with developmental
7 disabilities;

8 (e) For fiscal year ending June 30, 2024:

9 (i) One hundred forty square feet maximum per student in
10 kindergarten through grade six;

11 (ii) One hundred fifty square feet maximum per student in grades
12 seven and eight;

13 (iii) One hundred sixty square feet maximum per student in grades
14 nine through twelve; and

15 (iv) One hundred sixty square feet maximum per student in any
16 grade for classrooms for students with developmental disabilities;
17 and

18 (f) For fiscal year ending June 30, 2025, and thereafter:

19 (i) One hundred forty square feet maximum per student in
20 kindergarten through grade six;

21 (ii) One hundred fifty-five square feet maximum per student in
22 grades seven and eight;

23 (iii) One hundred sixty-five square feet maximum per student in
24 grades nine through twelve; and

25 (iv) One hundred sixty-five square feet maximum per student in
26 any grade for classrooms for students with developmental
27 disabilities.

28 (8) Space allocations for state funding assistance purposes for
29 districts with fewer than four hundred students in kindergarten
30 through grade eight or fewer than four hundred students in senior or
31 four-year high schools shall be provided as follows:

<u>Number of Headcount</u>	<u>Maximum Space</u>
<u>Students—Grades</u>	<u>Allocation</u>
<u>Kindergarten – 8</u>	<u>Per Facility</u>
<u>1-200</u>	<u>42,000 square feet</u>
<u>201-300</u>	<u>48,000 square feet</u>
<u>301-399</u>	<u>52,000 square feet</u>

1	<u>Number of Headcount</u>	<u>Maximum Space</u>
2	<u>Students—Grades 9-12</u>	<u>Allocation</u>
3		<u>Per Facility</u>
4	<u>1-200</u>	<u>42,000 square feet</u>
5	<u>201-300</u>	<u>48,000 square feet</u>
6	<u>301-399</u>	<u>52,000 square feet</u>

7 NEW SECTION. **Sec. 2.** This act takes effect July 1, 2019.

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