

CERTIFICATION OF ENROLLMENT

ENGROSSED HOUSE BILL 2040

Chapter 225, Laws of 2020

66th Legislature
2020 Regular Session

NONHIGH SCHOOL DISTRICTS--VARIOUS PROVISIONS

EFFECTIVE DATE: June 11, 2020

Passed by the House March 7, 2020
Yeas 97 Nays 0

LAURIE JINKINS

**Speaker of the House of
Representatives**

Passed by the Senate March 3, 2020
Yeas 49 Nays 0

CYRUS HABIB

President of the Senate

Approved March 31, 2020 10:47 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 2040** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

March 31, 2020

**Secretary of State
State of Washington**

ENGROSSED HOUSE BILL 2040

AS AMENDED BY THE SENATE

Passed Legislature - 2020 Regular Session

State of Washington 66th Legislature 2019 Regular Session

By Representative MacEwen

Read first time 02/14/19. Referred to Committee on Appropriations.

1 AN ACT Relating to providing flexibility and accountability for
2 nonhigh school districts; amending RCW 28A.545.030 and 28A.545.070;
3 and adding a new section to chapter 28A.545 RCW.

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

5 **Sec. 1.** RCW 28A.545.030 and 2017 3rd sp.s. c 13 s 1001 are each
6 amended to read as follows:

7 The purposes of RCW 28A.545.030 through 28A.545.110 and
8 84.52.0531 are to:

9 (1) Simplify the annual process of determining and paying the
10 amounts due by nonhigh school districts to high school districts for
11 educating students residing in a nonhigh school district;

12 (2) Provide for a payment schedule that coincides to the extent
13 practicable with the ability of nonhigh school districts to pay and
14 the need of high school districts for payment; ~~((and))~~

15 (3) Establish that the maximum amount due per annual average
16 full-time equivalent student by a nonhigh school district for each
17 school year is ~~((no greater than))~~ the lesser of:

18 (a) The enrichment levy rate per annual average full-time
19 equivalent student levied upon the taxpayers of the high school
20 district; or

1 (b) The enrichment levy rate per annual average full-time
2 equivalent student levied upon the taxpayers of the nonhigh school
3 district;

4 (4) If the nonhigh school district has not levied an enrichment
5 levy during the current school year, then the amount due per annual
6 average full-time equivalent student by the nonhigh school district
7 is the enrichment levy rate per annual average full-time equivalent
8 student levied upon the taxpayers of the high school district; and

9 (5) Designate the revenue provided to secondary school buildings
10 to ensure dollars are being spent to support secondary school
11 students.

12 NEW SECTION. Sec. 2. A new section is added to chapter 28A.545
13 RCW to read as follows:

14 Upon a nonhigh school district's request, a host high school
15 district shall provide an annual data report to the nonhigh school
16 district within sixty days of the request. The report must include
17 attendance, grades, discipline, and state assessment data for all
18 nonhigh secondary students sent to the high school district.

19 **Sec. 3.** RCW 28A.545.070 and 2017 3rd sp.s. c 13 s 1002 are each
20 amended to read as follows:

21 (1) The superintendent of public instruction shall annually
22 determine the estimated amount due by a nonhigh school district to a
23 high school district for the school year as follows:

24 (a) The total of the high school district's enrichment levy or
25 nonhigh school district's enrichment levy, as determined under RCW
26 28A.545.030(3), that has been authorized and determined by the
27 superintendent of public instruction to be allowable pursuant to RCW
28 84.52.0531, as now or hereafter amended, for collection during the
29 next calendar year, shall first be divided by the total estimated
30 number of annual average full-time equivalent students which ((~~the~~
31 ~~high school district~~)) that district's superintendent or the
32 superintendent of public instruction has certified pursuant to RCW
33 28A.545.060 will be enrolled in ((~~the high school~~)) that district
34 during the school year;

35 (b) The result of the calculation provided for in subsection
36 (1)(a) of this section shall then be multiplied by the estimated
37 number of annual average full-time equivalent students residing in
38 the nonhigh school district that will be enrolled in the high school

1 district during the school year which has been established pursuant
2 to RCW 28A.545.060; and

3 (c) The result of the calculation provided for in subsection
4 (1)(b) of this section shall be adjusted upward to the extent the
5 estimated amount due by a nonhigh school district for the prior
6 school year was less than the actual amount due based upon actual
7 annual average full-time equivalent student enrollments during the
8 previous school year and the actual per annual average full-time
9 equivalent student enrichment levy rate for the current tax
10 collection year, (~~of the high school district,~~) or adjusted
11 downward to the extent the estimated amount due was greater than such
12 actual amount due or greater than such lesser amount as a high school
13 district may have elected to assess pursuant to RCW 28A.545.090.

14 (2) The amount arrived at pursuant to subsection (1)(c) of this
15 subsection shall constitute the estimated amount due by a nonhigh
16 school district to a high school district for the school year.

Passed by the House March 7, 2020.

Passed by the Senate March 3, 2020.

Approved by the Governor March 31, 2020.

Filed in Office of Secretary of State March 31, 2020.

--- END ---