
HOUSE BILL 1383

State of Washington 61st Legislature 2009 Regular Session

By Representatives Miloscia, Priest, Chase, Orwall, Ormsby, Williams, Sells, Johnson, and Wood

Read first time 01/20/09. Referred to Committee on Ways & Means.

1 AN ACT Relating to equalizing school district salary allocations;
2 amending RCW 84.52.0531 and 84.52.0531; adding a new section to chapter
3 28A.150 RCW; providing an effective date; and providing an expiration
4 date.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.150
7 RCW to read as follows:

8 (1) Beginning with the 2009-10 school year, the legislature intends
9 to begin a six-year process to equalize the salary allocations to
10 school districts for state-funded staff pursuant to state basic
11 education appropriation sections of the biennial budget. By the 2014-
12 15 school year, the salary allocation amounts received by school
13 districts for certificated instructional staff, classified staff, and
14 certificated administrative staff shall be the same.

15 (2) To fulfill the obligation in this section, the salary
16 allocations to school districts shall be adjusted on the schedule in
17 this subsection.

18 (a) In the 2009-10 school year, each school district that in the
19 2006-07 school year is receiving a base salary allocation for

1 certificated instructional staff that is below the highest base salary
2 allocation for certificated instructional staff according to LEAP
3 Document 12E referenced in the biennial budget shall receive an
4 additional allocation sufficient to make up one-half the difference
5 between that districts' level and the highest level.

6 (b) In the 2010-11 school year and each school year thereafter,
7 each school district that in the 2008-09 school year is receiving a
8 base salary allocation for certificated instructional staff that is
9 below the highest base salary allocation for certificated instructional
10 staff according to LEAP Document 12E referenced in the biennial budget
11 shall receive an additional allocation sufficient to make up the entire
12 difference between that districts' level and the highest level.

13 (c) In the 2011-12 school year, each school district that in the
14 2008-09 school year is receiving a salary allocation for classified
15 staff that is below the highest salary allocation for classified staff
16 according to LEAP Document 12E referenced in the biennial budget shall
17 receive an additional allocation sufficient to make up one-half the
18 difference between that districts' level and the highest level.

19 (d) In the 2012-13 school year and each school year thereafter,
20 each school district that in the 2008-09 school year is receiving a
21 salary allocation for classified staff that is below the highest salary
22 allocation for classified staff according to LEAP Document 12E
23 referenced in the biennial budget shall receive an additional
24 allocation sufficient to make up the entire difference between that
25 districts' level and the highest level.

26 (e) In the 2013-14 school year, each school district that in the
27 2006-07 school year is receiving a salary allocation for certificated
28 administrative staff that is below the highest salary allocation for
29 certificated administrative staff according to LEAP Document 12E
30 referenced in the biennial budget shall receive an additional
31 allocation sufficient to make up one-half the difference between that
32 districts' level and the highest level.

33 (f) In the 2014-15 school year and each school year thereafter,
34 each school district that in the 2008-09 school year is receiving a
35 salary allocation for certificated administrative staff that is below
36 the highest salary allocation for certificated administrative staff
37 according to LEAP Document 12E referenced in the biennial budget shall

1 receive an additional allocation sufficient to make up the entire
2 difference between that districts' level and the highest level.

3 **Sec. 2.** RCW 84.52.0531 and 2006 c 119 s 2 are each amended to read
4 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) and (c) of this subsection minus (d) of this subsection:

14 (a) The district's levy base as defined in subsections (3) (~~(and)~~)
15 (4), and (5) of this section multiplied by the district's maximum levy
16 percentage as defined in subsection (~~(+5)~~) (6) of this section;

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

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

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

31 (ii) The serving district's maximum levy percentage determined
32 under subsection (~~(+5)~~) (6) of this section; increased by:

33 (iii) The percent increase per full-time equivalent student as
34 stated in the state basic education appropriation section of the
35 biennial budget between the prior school year and the current school
36 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 2005 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 and the amounts determined under subsection (4) of
8 this section, including allocations for compensation increases, plus
9 the sum of such allocations multiplied by the percent increase per full
10 time equivalent student as stated in the state basic education
11 appropriation section of the biennial budget between the prior school
12 year and the current school year and divided by fifty-five percent. A
13 district's levy base shall not include local school district property
14 tax levies or other local revenues, or state and federal allocations
15 not identified in (a) through (c) of this subsection.

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

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

20 (i) Pupil transportation;
21 (ii) Special education;
22 (iii) Education of highly capable students;
23 (iv) Compensatory education, including but not limited to learning
24 assistance, migrant education, Indian education, refugee programs, and
25 bilingual education;

26 (v) Food services; and
27 (vi) Statewide block grant programs; and

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

31 (4) For levy collections in calendar years 2005 through 2011, in
32 addition to the allocations included under subsection (3)(a) through
33 (c) of this section, a district's levy base shall also include the
34 following:

35 (a) The difference between the allocation the district would have
36 received in the current school year had RCW 84.52.068 not been amended
37 by chapter 19, Laws of 2003 1st sp. sess. and the allocation the
38 district received in the current school year pursuant to RCW 84.52.068.

1 The office of the superintendent of public instruction shall offset the
2 amount added to a district's levy base pursuant to this subsection
3 (4)(a) by any additional per student allocations included in a
4 district's levy base pursuant to the enactment of an initiative to the
5 people subsequent to June 10, 2004; and

6 (b) The difference between the allocations the district would have
7 received the prior school year had RCW 28A.400.205 not been amended by
8 chapter 20, Laws of 2003 1st sp. sess. and the allocations the district
9 actually received the prior school year pursuant to RCW 28A.400.205.
10 The office of the superintendent of public instruction shall offset the
11 amount added to a district's levy base pursuant to this subsection
12 (4)(b) by any additional salary increase allocations included in a
13 district's levy base pursuant to the enactment of an initiative to the
14 people subsequent to June 10, 2004.

15 (5) For levy collections in calendar years 2010 through 2015, in
16 addition to the allocations included under subsections (3)(a) through
17 (c) and (4) of this section, a district's levy base shall also include
18 the difference between the salary allocations received in the prior
19 school year and salary allocation amounts that would have been received
20 if the provisions of section 1 of this act had been in effect for each
21 respective school year, reduced by the additional allocations actually
22 received pursuant to section 1 of this act.

23 (6) 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))~~ (7) 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+)) (7) "Levy reduction funds" shall mean increases in state
4 funds from the prior school year for programs included under
5 subsections (3) and (4) of this section: (a) That are not attributable
6 to enrollment changes, compensation increases, or inflationary
7 adjustments; and (b) that are or were specifically identified as levy
8 reduction funds in the appropriations act. If levy reduction funds are
9 dependent on formula factors which would not be finalized until after
10 the start of the current school year, the superintendent of public
11 instruction shall estimate the total amount of levy reduction funds by
12 using prior school year data in place of current school year data.
13 Levy reduction funds shall not include moneys received by school
14 districts from cities or counties.

15 ((+7+)) (8) 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+)) (9) For the purposes of this section, "current school year"
19 means the year immediately following the prior school year.

20 ((+9+)) (10) Funds collected from transportation vehicle fund tax
21 levies shall not be subject to the levy limitations in this section.

22 ((+10+)) (11) The superintendent of public instruction shall
23 develop rules and regulations and inform school districts of the
24 pertinent data necessary to carry out the provisions of this section.

25 **Sec. 3.** RCW 84.52.0531 and 1997 c 259 s 2 are each amended to read
26 as follows:

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

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

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

36 (a) The district's levy base as defined in subsection (3) of this

1 section multiplied by the district's maximum levy percentage as defined
2 in subsection (~~(4)~~) (5) of this section;

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

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

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

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

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

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

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

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

1 (b) State and federal categorical allocations for the following
2 programs:

3 (i) Pupil transportation;

4 (ii) Special education;

5 (iii) Education of highly capable students;

6 (iv) Compensatory education, including but not limited to learning
7 assistance, migrant education, Indian education, refugee programs, and
8 bilingual education;

9 (v) Food services; and

10 (vi) Statewide block grant programs; and

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

14 (4) For levy collections in calendar years 2010 through 2015, in
15 addition to the allocations included under subsections (3)(a) through
16 (c) and (4) of this section, a district's levy base shall also include
17 the difference between the salary allocations received in the prior
18 school year and salary allocation amounts that would have been received
19 if the provisions of section 1 of this act had been in effect for each
20 respective school year, reduced by the additional allocations actually
21 received pursuant to section 1 of this act.

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

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

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

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

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

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

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

1 ~~((+5))~~ (6) "Levy reduction funds" shall mean increases in state
2 funds from the prior school year for programs included under subsection
3 (3) of this section: (a) That are not attributable to enrollment
4 changes, compensation increases, or inflationary adjustments; and (b)
5 that are or were specifically identified as levy reduction funds in the
6 appropriations act. If levy reduction funds are dependent on formula
7 factors which would not be finalized until after the start of the
8 current school year, the superintendent of public instruction shall
9 estimate the total amount of levy reduction funds by using prior school
10 year data in place of current school year data. Levy reduction funds
11 shall not include moneys received by school districts from cities or
12 counties.

13 ~~((+6))~~ (7) For the purposes of this section, "prior school year"
14 means the most recent school year completed prior to the year in which
15 the levies are to be collected.

16 ~~((+7))~~ (8) For the purposes of this section, "current school year"
17 means the year immediately following the prior school year.

18 ~~((+8))~~ (9) Funds collected from transportation vehicle fund tax
19 levies shall not be subject to the levy limitations in this section.

20 ~~((+9))~~ (10) The superintendent of public instruction shall develop
21 rules and regulations and inform school districts of the pertinent data
22 necessary to carry out the provisions of this section.

23 NEW SECTION. **Sec. 4.** Section 2 of this act expires January 1,
24 2012.

25 NEW SECTION. **Sec. 5.** Section 3 of this act takes effect January
26 1, 2012.

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