
SENATE BILL 6038

State of Washington

62nd Legislature

2012 Regular Session

By Senators Delvin and McAuliffe

Read first time 01/09/12. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to excluding permanent school building space used
2 for STEM schools from eligibility determinations for state school plant
3 funding assistance; and amending RCW 28A.525.162.

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

5 **Sec. 1.** RCW 28A.525.162 and 2009 c 129 s 5 are each amended to
6 read as follows:

7 (1) Funds appropriated to the superintendent of public instruction
8 from the common school construction fund shall be allotted by the
9 superintendent of public instruction in accordance with student
10 enrollment and the provisions of RCW 28A.525.200.

11 (2) No allotment shall be made to a school district until such
12 district has provided local funds equal to or greater than the
13 difference between the total approved project cost and the amount of
14 state funding assistance to the district for financing the project
15 computed pursuant to RCW 28A.525.166, with the following exceptions:

16 (a) The superintendent of public instruction may waive the local
17 requirement for state funding assistance for districts which have
18 provided funds for school building construction purposes through the

1 authorization of bonds or through the authorization of excess tax
2 levies or both in an amount equivalent to two and one-half percent of
3 the value of its taxable property, as defined in RCW 39.36.015.

4 (b) No such local funds shall be required as a condition to the
5 allotment of funds from the state for the purpose of making major or
6 minor structural changes to existing school facilities in order to
7 bring such facilities into compliance with the barrier free access
8 requirements of section 504 of the federal rehabilitation act of 1973
9 (29 U.S.C. Sec. 706) and rules implementing the act.

10 (3) For the purpose of computing the state funding assistance
11 percentage under RCW 28A.525.166 when a school district is granted
12 authority to enter into contracts, adjusted valuation per pupil shall
13 be calculated using headcount student enrollments from the most recent
14 October enrollment reports submitted by districts to the superintendent
15 of public instruction, adjusted as follows:

16 (a) In the case of projects for which local bonds were approved
17 after May 11, 1989:

18 (i) For districts which have been designated as serving high school
19 districts under RCW 28A.540.110, students residing in the nonhigh
20 district so designating shall be excluded from the enrollment count if
21 the student is enrolled in any grade level not offered by the nonhigh
22 district;

23 (ii) The enrollment of nonhigh school districts shall be increased
24 by the number of students residing within the district who are enrolled
25 in a serving high school district so designated by the nonhigh school
26 district under RCW 28A.540.110, including only students who are
27 enrolled in grade levels not offered by the nonhigh school district;
28 and

29 (iii) The number of preschool students with disabilities included
30 in the enrollment count shall be multiplied by one-half;

31 (b) In the case of construction or modernization of high school
32 facilities in districts serving students from nonhigh school districts,
33 the adjusted valuation per pupil shall be computed using the combined
34 adjusted valuations and enrollments of each district, each weighted by
35 the percentage of the district's resident high school students served
36 by the high school district; and

37 (c) The number of kindergarten students included in the enrollment
38 count shall be multiplied by one-half.

1 (4) The superintendent of public instruction, considering policy
2 recommendations from the school facilities citizen advisory panel,
3 shall prescribe such rules as are necessary to equate insofar as
4 possible the efforts made by school districts to provide capital funds
5 by the means aforesaid.

6 (5) For the purpose of computing eligibility for state funding
7 assistance, the office of the superintendent of public instruction must
8 exempt from eligibility determinations space permanently designated for
9 schools with a focus on science, technology, engineering, and
10 mathematics, also known as STEM schools.

11 (6) For the purposes of this section, "preschool students with
12 disabilities" means children of preschool age who have developmental
13 disabilities who are entitled to services under RCW 28A.155.010 through
14 28A.155.100 and are not included in the kindergarten enrollment count
15 of the district.

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