
SUBSTITUTE SENATE BILL 6531

State of Washington

65th Legislature

2018 Regular Session

By Senate Ways & Means (originally sponsored by Senators Pedersen, Warnick, Carlyle, Rivers, Keiser, Fain, Rolfes, King, Hobbs, Nelson, O'Ban, Zeiger, Billig, Bailey, Darneille, Miloscia, Frockt, Cleveland, Conway, Wellman, Kuderer, Hasegawa, Chase, Hunt, Van De Wege, Takko, Dhingra, Lias, Ranker, Palumbo, McCoy, Saldaña, Wilson, Angel, Wagoner, and Short)

READ FIRST TIME 02/06/18.

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 (a) Except as provided in (b) of this subsection, the ratio of
 2 the school district's adjusted valuation per pupil divided by the
 3 ratio of the total state adjusted valuation per pupil shall be
 4 subtracted from three, and then the result of the foregoing shall be
 5 divided by three plus (the ratio of the school district's adjusted
 6 valuation per pupil divided by the ratio of the total state adjusted
 7 valuation per pupil).

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

15 ~~((PROVIDED, That))~~ (b)(i) For the 2019-2021 fiscal biennium, in the
 16 event the state funding assistance percentage to any school district
 17 based on the above formula is less than ((twenty)) twenty-five
 18 percent and such school district is otherwise eligible for state
 19 funding assistance under RCW 28A.525.162 through 28A.525.180, the
 20 superintendent ((may)) must establish for such district a state
 21 funding assistance percentage not in excess of ((twenty)) twenty-five
 22 percent of the approved cost of the project((, if the superintendent
 23 finds that such additional assistance is necessary to provide minimum
 24 facilities for housing the pupils of the district)).

25 (ii) Beginning July 1, 2021, in the event the state funding
 26 assistance percentage to any school district based on the above
 27 formula is less than thirty percent and such school district is
 28 otherwise eligible for state funding assistance under RCW 28A.525.162
 29 through 28A.525.180, the superintendent must establish for such
 30 district a state funding assistance percentage not in excess of
 31 thirty percent of the approved cost of the project.

32 (3) In addition to the computed state funding assistance
 33 percentage developed in subsection (2) of this section, a school
 34 district shall be entitled to additional percentage points determined
 35 by the average percentage of growth for the past three years. One
 36 percent shall be added to the computed state funding assistance
 37 percentage for each percent of growth, with a maximum of twenty
 38 percent.

1 (4) In computing the state funding assistance percentage in
2 subsection (2) of this section and adjusting the percentage under
3 subsection (3) of this section, students residing outside the school
4 district who are enrolled in alternative learning experience courses
5 under RCW 28A.232.010 shall be excluded from the count of total
6 pupils. In lieu of the exclusion in this subsection, a district may
7 submit an alternative calculation for excluding students enrolled in
8 alternative learning experience courses. The alternative calculation
9 must show the student headcount use of district classroom facilities
10 on a regular basis for a reasonable duration by out-of-district
11 alternative learning experience students subtracted by the headcount
12 of in-district alternative learning experience students not using
13 district classroom facilities on a regular basis for a reasonable
14 duration. The alternative calculation must be submitted in a form
15 approved by the office of the superintendent of public instruction.
16 The office of the superintendent of public instruction must develop
17 rules to define "regular basis" and "reasonable duration."

18 (5) The approved cost of the project determined in the manner
19 prescribed in this section multiplied by the state funding assistance
20 percentage derived as provided for in this section shall be the
21 amount of state funding assistance to the district for the financing
22 of the project: PROVIDED, That need therefor has been established to
23 the satisfaction of the superintendent: PROVIDED, FURTHER, That
24 additional state funding assistance may be allowed if it is found by
25 the superintendent, considering policy recommendations from the
26 school facilities citizen advisory panel that such assistance is
27 necessary in order to meet (a) a school housing emergency resulting
28 from the destruction of a school building by fire, the condemnation
29 of a school building by properly constituted authorities, a sudden
30 excessive and clearly foreseeable future increase in school
31 population, or other conditions similarly emergent in nature; or (b)
32 a special school housing burden resulting from projects of statewide
33 significance or imposed by virtue of the admission of nonresident
34 students into educational programs established, maintained and
35 operated in conformity with the requirements of law; or (c) a
36 deficiency in the capital funds of the district resulting from
37 financing, subsequent to April 1, 1969, and without benefit of the
38 state funding assistance provided by prior state assistance programs,
39 the construction of a needed school building project or projects
40 approved in conformity with the requirements of such programs, after

1 having first applied for and been denied state funding assistance
2 because of the inadequacy of state funds available for the purpose,
3 or (d) a condition created by the fact that an excessive number of
4 students live in state owned housing, or (e) a need for the
5 construction of a school building to provide for improved school
6 district organization or racial balance, or (f) conditions similar to
7 those defined under (a), (b), (c), (d), and (e) of this subsection,
8 creating a like emergency.

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

32 (a) Two hundred thirty-two dollars and twenty-three cents in the
33 fiscal year ending June 30, 2020;

34 (b) Two hundred thirty-eight dollars and fifty cents in the
35 fiscal year ending June 30, 2021;

36 (c) Two hundred forty-four dollars and eighty-six cents in the
37 fiscal year ending June 30, 2022;

38 (d) Two hundred fifty-one dollars and twenty-one cents in the
39 fiscal year ending June 30, 2023;

1 (e) Two hundred seventy-two dollars in the fiscal year ending
2 June 30, 2024;

3 (f) Two hundred eighty-seven dollars in the fiscal year ending
4 June 30, 2025;

5 (g) Three hundred twelve dollars in the fiscal year ending June
6 30, 2026;

7 (h) Three hundred twenty-two dollars in the fiscal year ending
8 June 30, 2027; and

9 (i) Beginning with the fiscal year ending June 30, 2028, and
10 thereafter, the state construction cost allocation used in
11 calculating state assistance for construction of school facilities
12 shall be based on the average cost of new construction at the time of
13 bid of the projects funded by the school construction assistance
14 program in the previous fiscal year adjusted for a construction
15 inflation factor. The superintendent of public instruction must work
16 with the office of financial management to determine the annual
17 construction inflation factor.

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

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

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

26 (ii) One hundred seventeen square feet maximum per student in
27 grades seven and eight;

28 (iii) One hundred thirty square feet maximum per student in
29 grades nine through twelve; and

30 (iv) One hundred forty-four square feet maximum per student in
31 any grade for classrooms for students with developmental
32 disabilities;

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

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

36 (ii) One hundred seventeen square feet maximum per student in
37 grades seven and eight;

38 (iii) One hundred thirty square feet maximum per student in
39 grades nine through twelve; and

1 (iv) One hundred forty-four square feet maximum per student in
2 any grade for classrooms for students with developmental
3 disabilities;

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

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

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

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

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

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

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

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

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

20 (iv) One hundred forty-eight square feet maximum per student in
21 any grade for classrooms for students with developmental
22 disabilities;

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

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

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

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

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

32 (f) For fiscal year ending June 30, 2025:

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

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

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

1 (iv) One hundred fifty-five square feet maximum per student in
2 any grade for classrooms for students with developmental
3 disabilities;

4 (g) For fiscal year ending June 30, 2026:

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

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

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

11 (iv) One hundred sixty square feet maximum per student in any
12 grade for classrooms for students with developmental disabilities;
13 and

14 (h) For fiscal year ending June 30, 2027, and thereafter:

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

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

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

21 (iv) One hundred sixty-five square feet maximum per student in
22 any grade for classrooms for students with developmental
23 disabilities.

24 (8) Space allocations for state funding assistance purposes for
25 districts with fewer than four hundred students in kindergarten
26 through grade eight or fewer than four hundred students in senior or
27 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>
<u>Number of Headcount</u>	<u>Maximum Space</u>
<u>Students—Grades 9-12</u>	<u>Allocation</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>

1

301-399

52,000 square feet

2

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

--- END ---