

OSPI's Requested Revisions to EHB 2242 (2017)



After the Legislature passed HB 2242 in the 2017 legislative session, the Office of Superintendent of Public Instruction (OSPI) was asked to submit proposed fixes for the 2018 legislative session. The proposed changes are as follows:

Statutory Changes

- Revise language in RCW 28A.400.205 modified by Section 102 of the bill to:
 - Refer to the Bureau of Economic Analysis instead of the Bureau of Labor Statistics.
 - Use the annual change in the implicit price deflator (IPD) to apply to the school year beginning on September 1 of that year. The IPD is published each March by the Economic and Revenue Forecast Council.
- Create a separate allotment for “professional learning days” in the new section of RCW 28A.150 created by Section 105 of the bill. This should expressly state that school districts are not required to provide professional learning days in excess of the days that are funded.
- Create a statutory definition of “resident student” as a student who resides within the geographic boundaries of the school district and excludes the following:
 - Students who transfer into a school district by choice.
 - Students who are enrolled through an alternative learning experience (ALE) who do not live inside the district.
 - Students enrolled in prekindergarten.
 - Students who transfer from non-high to high school districts (counts in nonhigh district).
- Make conforming changes to apportionment language to ensure state funding for the choice and ALE students and to preserve levy authority for non-high school districts to pay for transfers.

Levies

- Revise the following amendments to RCW 84.52.0531 in Section 203 of the bill:
 - Postpone the effective date of the change in local levy structure to January 1, 2020.
 - Revise the local levy limit in Section 203 to provide districts with the option of choosing a levy that produces \$2,500 per resident student or the rate per student produced by their 2018 maintenance and operations levy. Levies above \$1.50 plus the new state property tax rate per \$1,000 of assessed valuation must reduce by amount of the new state property tax rate.
 - Revise the local effort assistance formula to equalize funding at the rate of \$2,350 per student.
 - Insert an algebraic formula to describe levy equalization or revise wording.
- Repeal the pre-ballot process added to RCW 28A.505, which was created in Section 204 of the bill.
- Revert all changes to the transportation vehicle levy to prior law; remove transportation levies from restrictions related to enrichment spending in Section 501 of the bill.
- Make conforming amendments to levy lid language to refer to the new definition of “resident student.”

Salaries

- Revise Sections 701-703 so the restriction on salary increases applies to the total salary expenditures for each *class of employee*, rather than restrictions on the salaries of *individual employees*.
- Repeal language related to restrictions on administrators' salaries in new subsection (3)(a) in the new section of RCW 28A.150 created by Section 501 of the bill.

Other Changes/Additions

- Hold districts “harmless” to total state and local funding through 2019–2020.
- Delay K–3 class size compliance until 2019–20.
- Modify language about the Learning Assistance Program (LAP) funding to create a three-year rolling average for the purposes of computing the 50% threshold and add a one-year grace period when the average falls below 50%.