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SENATE BILL 6269

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State of Washington                      52nd Legislature                      1992 Regular Session

By Senators Bailey, Rinehart, Bauer, Pelz, Murray and Oke

Read first time 01/23/92. Referred to Committee on Education.

1            AN ACT Relating to special educational services demonstration  
2 projects; amending RCW 28A.630.820 and 28A.630.840; and providing an  
3 expiration date.

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

5            **Sec. 1.** RCW 28A.630.820 and 1991 c 265 s 1 are each amended to  
6 read as follows:

7            It is the intent of the legislature to (1) encourage school  
8 districts, individually and cooperatively, to develop innovative  
9 special services demonstration projects that use resources efficiently  
10 and increase student learning; (2) promote noncategorical approaches to  
11 special services program design, funding, and administration; (3)  
12 develop efficient and cost-effective means for identifying students as  
13 specific learning disabled, in order to increase the proportion of  
14 resources devoted to classroom instruction; ((and)) (4) discourage

1 unnecessary labeling of students while still providing state funding  
2 for needed services; and (5) provide a means to grant waivers from  
3 state rules.

4 **Sec. 2.** RCW 28A.630.840 and 1991 c 265 s 5 are each amended to  
5 read as follows:

6 (1) Project funding may include state, federal, and local funds, as  
7 specified by the district in its approved project cost proposal. The  
8 superintendent of public instruction shall include all project funding  
9 for a participating district in a project contract and disburse the  
10 funds as contract payments.

11 (2) As a general guideline, subject to refinements in the district  
12 cost proposal and approval by the superintendent of public instruction,  
13 the portion of state handicapped funding included as project funding  
14 shall be determined as follows:

15 (a) If the district serves specific learning disabled students in  
16 the project, the portion of the handicapped allocation attributed to  
17 specific learning disabled students shall be included, with  
18 proportional adjustments if the project serves only part of the  
19 district's specific learning disabled population;

20 (b) If other handicapped students are served in the project, the  
21 portions of the handicapped allocation attributed to those students  
22 shall be included, with proportional adjustments if the project serves  
23 only part of the district's population in those categories of  
24 handicapped students.

25 (3) State handicapped allocations shall be calculated for project  
26 districts according to the handicapped funding formula in use for other  
27 districts, but with the following changes:

28 (a) Except as provided in (b) of this subsection, funding (~~in each~~  
29 ~~school year~~) for specific learning disabled (~~and other handicapped~~),

1 health impaired, mildly mentally retarded, and developmentally delayed  
2 students served in a project shall be based for the duration of the  
3 project on the average percentage of the kindergarten through twelfth  
4 grade enrollment in the particular handicapped category during the  
5 (~~prior three years~~) 1990-91 school year.

6 (b) Project funding for school districts that had pilot projects  
7 approved under section 13, chapter 233, Laws of 1989, shall be based  
8 for the duration of a project under RCW 28A.630.820 through 28A.630.840  
9 on four percent of the kindergarten through twelfth grade enrollment  
10 considered as specific learning disabled, without regard to the actual  
11 number of students so identified. The legislature recognizes the  
12 importance of continuing and developing the pilot projects.

13 (c) The funding percentages for demonstration projects specified in  
14 (a) and (b) of this subsection shall be used to adjust basic education  
15 allocations under RCW 28A.150.260 and learning assistance program  
16 allocations under RCW 28A.165.070.

17 (d) State handicapped allocations under subsection (2) of this  
18 section up to the level required by federal maintenance of effort rules  
19 shall be expended for services to handicapped students in the project.  
20 Allocations greater than the amount needed to comply with federal  
21 maintenance of effort rules shall be designated as noncategorical  
22 project funds and may be expended on services to any student served in  
23 the project.

24 (4) Federal handicapped allocations may be designated in whole or  
25 in part for project use, if the amounts are included in the district's  
26 approved cost proposal and the project contract.

27 (5) Learning assistance program allocations may be designated in  
28 whole or in part for project use, if the amounts are included in the  
29 district's approved cost proposal and the project contract. These  
30 allocations shall be calculated for project districts according to the

1 funding formula in use for other districts, except that any increases  
2 in the district allocation above the fiscal year 1991 amount shall be  
3 designated as noncategorical project funds and may be expended on  
4 services to any student served in the project.

5 (6) Transitional bilingual program allocations may be designated in  
6 whole or in part for project use, if the amounts are included in the  
7 district's approved cost proposal and the project contract. These  
8 allocations shall be calculated for project districts according to the  
9 funding formula in use for other districts, except that any increases  
10 in the district allocation above the fiscal year 1991 amount shall be  
11 designated as noncategorical project funds and may be expended on  
12 services to any student served in the project.

13 (7) Funding under the federal remediation program allocations may  
14 be designated in whole or in part for project use, if the amounts are  
15 included in the district's approved cost proposal and the project  
16 contract.

17 (8) Funding from local sources may be designated for project use,  
18 if the amounts are included in the district's approved cost proposal  
19 and the project contract.

20 (9) Expenditures of noncategorical project funds under subsections  
21 (3)(d), (5), and (6) of this section shall be accounted for in new and  
22 discrete program or subprogram codes designated by the superintendent  
23 of public instruction. The codes shall take effect by September 1,  
24 1991.

25 NEW SECTION. **Sec. 3.** This act shall expire January 1, 1996.