

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE SENATE BILL 6180**

52nd Legislature  
1992 Regular Session

Passed by the Senate March 12, 1992  
Yeas 25 Nays 20

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**President of the Senate**

Passed by the House March 12, 1992  
Yeas 97 Nays 0

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**Speaker of the  
House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 6180** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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ENGROSSED SUBSTITUTE SENATE BILL 6180

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AS AMENDED BY THE HOUSE

Passed Legislature - 1992 Regular Session

State of Washington                      52nd Legislature                      1992 Regular Session

By Senate Committee on Education (originally sponsored by Senators  
Bailey, Erwin, Oke, Barr, Nelson and Skratek)

Read first time 02/04/92.

1            AN ACT Relating to education programs; adding new sections to  
2 chapter 28A.600 RCW; and creating a new section.

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

4            NEW SECTION.    **Sec. 1.**            (1) A student's ability to learn can be  
5 adversely impacted by a number of factors, including but not limited  
6 to: Lack of parent involvement and support; child abuse and neglect;  
7 poverty, including parental unemployment or underemployment; family  
8 transiency and homelessness; drug and alcohol abuse; poor health and  
9 nutrition; crime; and peer influence.

10            (2) The legislature finds that:

11            (a) Prevention and intervention services at the elementary school  
12 level can offer early identification, encouragement, and follow-up of  
13 each child's special interests, creative talents, and particular  
14 abilities as well as identification of and cooperative assistance with

1 learning, emotional, environmental, social, or physical obstacles to  
2 normal child growth and development; and

3 (b) The provision of counseling and related prevention and  
4 intervention services at the elementary school level can contribute to  
5 enhancement of the classroom environment for students and teachers, and  
6 better enable students to realize their academic and personal  
7 potential.

8 (c) The legislature finds that services should be provided to the  
9 extent possible by public or private human service agencies.

10 NEW SECTION. **Sec. 2.** Unless the context clearly requires  
11 otherwise, the definitions in this section apply throughout sections 2  
12 through 7 of this act.

13 (1) "Child intervention specialist" or "community-based public or  
14 private human service provider" means a person who provides early  
15 intervention and prevention services and includes but is not limited to  
16 services provided by licensed mental health professionals, child  
17 psychiatrists, health care providers, social service caseworkers or  
18 social workers, school counselors, school psychologists, school nurses,  
19 and school social workers.

20 (2) "Early grades," "elementary grades," and "elementary level"  
21 mean kindergarten through grade six and may include preschool age  
22 children served by the school district.

23 (3) "Elementary grades prevention and intervention program" means  
24 a district-wide program or plan of early detection, prevention, and  
25 intervention of learning, emotional, environmental, social, or physical  
26 problems of elementary students, that addresses student and family  
27 needs; the appropriate use and roles of child intervention specialists,  
28 including training and necessary supervision; interprofessional  
29 cooperation; and interagency, public and private, collaboration and

1 coordination of the planning, delivery, and evaluation of programs and  
2 services.

3 (4) "Early intervention services" means services that are provided  
4 to address social and emotional factors that can affect student  
5 performance and behavior and that are provided when problems just begin  
6 to emerge.

7 (5) "Prevention services" means services that are provided to  
8 address social and emotional factors that can affect student  
9 performance and behavior and that are provided to students before  
10 problems occur.

11 (6) "Superintendent" means the superintendent of public  
12 instruction.

13 NEW SECTION. **Sec. 3.** (1) From funds appropriated by the  
14 legislature, the superintendent shall establish the fair start program  
15 to assist school districts in providing prevention and intervention  
16 programs for elementary grade students. The fair start program shall  
17 not become a part of the state's basic program of education obligation  
18 as set forth under Article IX of the state Constitution.

19 (2) The superintendent shall distribute funds equitably to all  
20 school districts based on the district's enrollment in grades  
21 kindergarten through six. However, the allocations for school  
22 districts enrolling fewer than one thousand full-time equivalent  
23 students shall be distributed to the educational service district in  
24 which the district is located. The educational service district shall  
25 use the allocation to provide early intervention and prevention  
26 services under a cooperative agreement between the district and the  
27 educational service district. Educational service districts shall  
28 coordinate the use of staff and resources to serve school districts.  
29 Fair start funds shall not be used to replace funding for existing

1 activities. However, any district currently providing elementary  
2 students with prevention and intervention services that loses the  
3 source of funding for those services, for reasons beyond the control of  
4 the district, may use fair start funds to continue or enhance the  
5 existing level of prevention and intervention services.

6 (3) Two or more school districts may cooperatively administer an  
7 elementary prevention and intervention program. An educational service  
8 district may administer a program on behalf of one or more school  
9 districts.

10 NEW SECTION. **Sec. 4.** (1) School districts and educational  
11 service districts accepting fair start funds shall submit not later  
12 than June 1, 1993, the following information to the superintendent of  
13 public instruction:

14 (a) District goals relating to prevention and early intervention  
15 services for elementary students and the district's plan, based on the  
16 goals, for providing prevention and early intervention services to  
17 students. To ensure delivery of appropriate services to students  
18 through a coordinated network of service providers, districts shall  
19 document that community-based public and/or private human service  
20 providers, district-level and building-level staff and administrators,  
21 and parents participated in developing the goals and plan;

22 (b) Documentation of written interagency agreements or contracts  
23 between school and educational service districts, and public and/or  
24 private community-based human service providers to provide prevention  
25 and early intervention services to students;

26 (c) Procedures for notifying parents or guardians regarding the  
27 referral of students for prevention and intervention services and  
28 liability issues relating to the provision of prevention and  
29 intervention services to students outside school buildings;

1 (d) Use of grant funds for prevention and intervention-related  
2 inservice purposes, including as necessary and appropriate,  
3 multicultural in-service training; and

4 (e) Other information as requested by the superintendent.

5 (2) To the greatest extent possible, the delivery of prevention and  
6 early intervention services to students:

7 (a) Shall not be duplicative of other programs;

8 (b) Shall be consistent with the applicable children's mental  
9 health delivery system developed under chapter 71.36 RCW;

10 (c) Shall emphasize the most efficient and cost-effective use of  
11 fair start funds; and

12 (d) Shall be provided on a twelve-month basis.

13 (3) When using school personnel to provide prevention and  
14 intervention services, school districts are encouraged to utilize  
15 paraprofessionals.

16 (4) School districts and educational service districts accepting  
17 fair start funds shall enter into written interagency agreements with  
18 community-based public and/or private human service providers to assure  
19 delivery of appropriate services to students.

20 NEW SECTION. **Sec. 5.** (1) Districts shall use fair start funds  
21 to provide prevention and intervention services to students with  
22 priority given to students based on need. Districts shall establish  
23 the criteria determining need.

24 (2) Funds from the fair start program regarding health care shall  
25 be used only for services and information relating to nutrition and  
26 poor health.

27 (3) Nothing under sections 2 through 7 of this act precludes a  
28 district from incorporating a primary intervention program model or a

1 family support worker model as part of the district's fair start  
2 program.

3 NEW SECTION. **Sec. 6.** The superintendent of public instruction  
4 may adopt rules as necessary under chapter 34.05 RCW to implement  
5 sections 2 through 5 of this act.

6 NEW SECTION. **Sec. 7.** Upon request, the superintendent shall  
7 provide information to districts regarding how other districts have  
8 used fair start funds locally or how other districts have established  
9 interagency agreements with community-based public and/or private human  
10 service providers under section 4 of this act.

11 NEW SECTION. **Sec. 8.** Sections 2 through 7 of this act are  
12 each added to chapter 28A.600 RCW.

13 NEW SECTION. **Sec. 9.** If any provision of this act or its  
14 application to any person or circumstance is held invalid, the  
15 remainder of the act or the application of the provision to other  
16 persons or circumstances is not affected.