
HOUSE BILL 2551

State of Washington

53rd Legislature

1994 Regular Session

By Representatives Sommers, Sheldon and Long; by request of Office of Financial Management

Read first time 01/17/94. Referred to Committee on Appropriations.

1 AN ACT Relating to the annual basic education allocation of funds;
2 amending RCW 28A.150.260 and 28A.150.260; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that the current
5 formula of four certificated administrative staff per thousand students
6 exceeds the level needed to provide a program of basic education in
7 Washington public schools. The legislature finds that a ratio of three
8 and nine-tenths certificated administrative staff per thousand students
9 meets the current needs of the state's school children and the
10 requirements of Article IX, section 1 of the state Constitution.

11 **Sec. 2.** RCW 28A.150.260 and 1992 c 141 s 303 are each amended to
12 read as follows:

13 The basic education allocation for each annual average full time
14 equivalent student shall be determined in accordance with the following
15 procedures:

16 (1) The governor shall and the superintendent of public instruction
17 may recommend to the legislature a formula based on a ratio of students
18 to staff for the distribution of a basic education allocation for each

1 annual average full time equivalent student enrolled in a common
2 school. The distribution formula shall have the primary objective of
3 equalizing educational opportunities and shall provide appropriate
4 recognition of the following costs among the various districts within
5 the state:

6 (a) Certificated instructional staff and their related costs;

7 (b) Certificated administrative staff and their related costs;

8 (c) Classified staff and their related costs;

9 (d) Nonsalary costs;

10 (e) Extraordinary costs of remote and necessary schools and small
11 high schools, including costs of additional certificated and classified
12 staff; and

13 (f) The attendance of students pursuant to RCW 28A.335.160 and
14 28A.225.250 who do not reside within the servicing school district.

15 (2)(a) This formula for distribution of basic education funds shall
16 be reviewed biennially by the superintendent and governor. The
17 recommended formula shall be subject to approval, amendment or
18 rejection by the legislature. The formula shall be for allocation
19 purposes only. While the legislature intends that the allocations for
20 additional instructional staff be used to increase the ratio of such
21 staff to students, nothing in this section shall require districts to
22 reduce the number of administrative staff below existing levels.

23 (b) The formula adopted by the legislature shall reflect the
24 following ratios at a minimum: (i) Forty-nine certificated
25 instructional staff to one thousand annual average full time equivalent
26 students enrolled in grades kindergarten through three; (ii) forty-six
27 certificated instructional staff to one thousand annual average full
28 time equivalent students in grades four through twelve; (iii) (~~four~~)
29 three and nine-tenths certificated administrative staff to one thousand
30 annual average full time equivalent students in grades kindergarten
31 through twelve; and (iv) sixteen and sixty-seven one-hundredths
32 classified personnel to one thousand annual average full time
33 equivalent students enrolled in grades kindergarten through twelve.

34 (c) In the event the legislature rejects the distribution formula
35 recommended by the governor, without adopting a new distribution
36 formula, the distribution formula for the previous school year shall
37 remain in effect: PROVIDED, That the distribution formula developed
38 pursuant to this section shall be for state apportionment and
39 equalization purposes only and shall not be construed as mandating

1 specific operational functions of local school districts other than
2 those program requirements identified in RCW 28A.150.220 and
3 28A.150.100. The enrollment of any district shall be the annual
4 average number of full time equivalent students and part time students
5 as provided in RCW 28A.150.350, enrolled on the first school day of
6 each month and shall exclude full time equivalent handicapped students
7 recognized for the purposes of allocation of state funds for programs
8 under RCW 28A.155.010 through 28A.155.100. The definition of full time
9 equivalent student shall be determined by rules and regulations of the
10 superintendent of public instruction: PROVIDED, That the definition
11 shall be included as part of the superintendent's biennial budget
12 request: PROVIDED, FURTHER, That any revision of the present
13 definition shall not take effect until approved by the house
14 appropriations committee and the senate ways and means committee:
15 PROVIDED, FURTHER, That the office of financial management shall make
16 a monthly review of the superintendent's reported full time equivalent
17 students in the common schools in conjunction with RCW 43.62.050.

18 (3)(a) Certificated instructional staff shall include those persons
19 employed by a school district who are nonsupervisory employees within
20 the meaning of RCW 41.59.020(8): PROVIDED, That in exceptional cases,
21 people of unusual competence but without certification may teach
22 students so long as a certificated person exercises general
23 supervision: PROVIDED, FURTHER, That the hiring of such
24 noncertificated people shall not occur during a labor dispute and such
25 noncertificated people shall not be hired to replace certificated
26 employees during a labor dispute.

27 (b) Certificated administrative staff shall include all those
28 persons who are chief executive officers, chief administrative
29 officers, confidential employees, supervisors, principals, or assistant
30 principals within the meaning of RCW 41.59.020(4).

31 (4) Each annual average full time equivalent certificated classroom
32 teacher's direct classroom contact hours shall average at least twenty-
33 five hours per week. Direct classroom contact hours shall be exclusive
34 of time required to be spent for preparation, conferences, or any other
35 nonclassroom instruction duties. Up to two hundred minutes per week
36 may be deducted from the twenty-five contact hour requirement, at the
37 discretion of the school district board of directors, to accommodate
38 authorized teacher/parent-guardian conferences, recess, passing time
39 between classes, and informal instructional activity. Implementing

1 rules to be adopted by the state board of education pursuant to RCW
2 28A.150.220(4) shall provide that compliance with the direct contact
3 hour requirement shall be based upon teachers' normally assigned weekly
4 instructional schedules, as assigned by the district administration.
5 Additional record-keeping by classroom teachers as a means of
6 accounting for contact hours shall not be required. Waivers from
7 contact hours may be requested under RCW 28A.305.140.

8 **Sec. 3.** RCW 28A.150.260 and 1992 c 141 s 507 are each amended to
9 read as follows:

10 The basic education allocation for each annual average full time
11 equivalent student shall be determined in accordance with the following
12 procedures:

13 (1) The governor shall and the superintendent of public instruction
14 may recommend to the legislature a formula based on a ratio of students
15 to staff for the distribution of a basic education allocation for each
16 annual average full time equivalent student enrolled in a common
17 school. The distribution formula shall have the primary objective of
18 equalizing educational opportunities and shall provide appropriate
19 recognition of the following costs among the various districts within
20 the state:

21 (a) Certificated instructional staff and their related costs;

22 (b) Certificated administrative staff and their related costs;

23 (c) Classified staff and their related costs;

24 (d) Nonsalary costs;

25 (e) Extraordinary costs of remote and necessary schools and small
26 high schools, including costs of additional certificated and classified
27 staff; and

28 (f) The attendance of students pursuant to RCW 28A.335.160 and
29 28A.225.250 who do not reside within the servicing school district.

30 (2)(a) This formula for distribution of basic education funds shall
31 be reviewed biennially by the superintendent and governor. The
32 recommended formula shall be subject to approval, amendment or
33 rejection by the legislature. The formula shall be for allocation
34 purposes only. While the legislature intends that the allocations for
35 additional instructional staff be used to increase the ratio of such
36 staff to students, nothing in this section shall require districts to
37 reduce the number of administrative staff below existing levels.

1 (b) The formula adopted by the legislature shall reflect the
2 following ratios at a minimum: (i) Forty-nine certificated
3 instructional staff to one thousand annual average full time equivalent
4 students enrolled in grades kindergarten through three; (ii) forty-six
5 certificated instructional staff to one thousand annual average full
6 time equivalent students in grades four through twelve; (iii) (~~four~~)
7 three and nine-tenths certificated administrative staff to one thousand
8 annual average full time equivalent students in grades kindergarten
9 through twelve; and (iv) sixteen and sixty-seven one-hundredths
10 classified personnel to one thousand annual average full time
11 equivalent students enrolled in grades kindergarten through twelve.

12 (c) In the event the legislature rejects the distribution formula
13 recommended by the governor, without adopting a new distribution
14 formula, the distribution formula for the previous school year shall
15 remain in effect: PROVIDED, That the distribution formula developed
16 pursuant to this section shall be for state apportionment and
17 equalization purposes only and shall not be construed as mandating
18 specific operational functions of local school districts other than
19 those program requirements identified in RCW 28A.150.220 and
20 28A.150.100. The enrollment of any district shall be the annual
21 average number of full time equivalent students and part time students
22 as provided in RCW 28A.150.350, enrolled on the first school day of
23 each month and shall exclude full time equivalent handicapped students
24 recognized for the purposes of allocation of state funds for programs
25 under RCW 28A.155.010 through 28A.155.100. The definition of full time
26 equivalent student shall be determined by rules and regulations of the
27 superintendent of public instruction: PROVIDED, That the definition
28 shall be included as part of the superintendent's biennial budget
29 request: PROVIDED, FURTHER, That any revision of the present
30 definition shall not take effect until approved by the house
31 appropriations committee and the senate ways and means committee:
32 PROVIDED, FURTHER, That the office of financial management shall make
33 a monthly review of the superintendent's reported full time equivalent
34 students in the common schools in conjunction with RCW 43.62.050.

35 (3)(a) Certificated instructional staff shall include those persons
36 employed by a school district who are nonsupervisory employees within
37 the meaning of RCW 41.59.020(8): PROVIDED, That in exceptional cases,
38 people of unusual competence but without certification may teach
39 students so long as a certificated person exercises general

1 supervision: PROVIDED, FURTHER, That the hiring of such
2 noncertificated people shall not occur during a labor dispute and such
3 noncertificated people shall not be hired to replace certificated
4 employees during a labor dispute.

5 (b) Certificated administrative staff shall include all those
6 persons who are chief executive officers, chief administrative
7 officers, confidential employees, supervisors, principals, or assistant
8 principals within the meaning of RCW 41.59.020(4).

--- END ---