
ENGROSSED SUBSTITUTE HOUSE BILL 2850

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Education (originally sponsored by Representatives Dorn, Brough, Cothorn and Karahalios)

Read first time 02/04/94.

1 AN ACT Relating to education; amending RCW 28A.300.138,
2 28A.650.015, 28A.630.952, 28A.170.060, 28A.175.070, 28A.230.070,
3 28A.300.150, 28A.150.230, and 28A.150.210; amending 1993 c 336 s 704
4 (uncodified); amending 1993 c 336 s 1007 (uncodified); repealing RCW
5 28A.300.140, 28A.610.060, and 28A.615.050; providing an effective date;
6 and providing an expiration date.

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

8 **Sec. 1.** RCW 28A.300.138 and 1993 c 336 s 301 are each amended to
9 read as follows:

10 (1) To the extent funds are appropriated, the office of the
11 superintendent of public instruction shall provide student learning
12 improvement grants for the 1994-95 through 1996-97 school years. The
13 purpose of the grants is to provide funds for additional time and
14 resources for staff development and planning intended to improve
15 student learning for all students, including students with diverse
16 needs, consistent with the student learning goals in RCW 28A.150.210.

17 (2) To be eligible for student learning improvement grants, school
18 district boards of directors shall:

1 (a) Adopt a policy regarding the sharing of instructional decisions
2 with school staff, parents, and community members;

3 (b) Submit school-based applications that have been developed by
4 school building personnel, parents, and community members. Each
5 application shall:

6 (i) Enumerate specific activities to be carried out as part of the
7 grant;

8 (ii) Identify the technical resources desired and availability of
9 those resources;

10 (iii) Include a proposed budget; and

11 (iv) Indicate that the application was approved by the school
12 principal and representatives of teachers, parents, and the community.

13 (3) The school board shall conduct at least one public hearing on
14 schools' plans for using the grants before the board approves the
15 plans. Boards may hear and approve more than one school's plan at a
16 hearing. The board shall only submit applications for grants to the
17 superintendent of public instruction if the board has approved the
18 plans.

19 (4) If the requirements of subsections (2) and (3) of this section
20 are met, the superintendent of public instruction shall approve the
21 grant application.

22 (5) To the extent funds are appropriated, and for allocation
23 purposes only, the amount of grants for the 1994-95 school year shall
24 be based on time equivalent to no fewer than three days and not more
25 than five days depending upon the number of grant applications received
26 and on the number of full-time equivalent certificated staff(~~(7~~
27 ~~classified instructional aides, and classified secretaries)) who work~~
28 in the school at the time of application. Funds from the grant may be
29 used to pay for planning and staff development for certificated and
30 classified staff, and for other activities consistent with the purpose
31 of the grant program. For the 1995-96 and 1996-97 school years, the
32 equivalent of five days annually shall be ~~((provided))~~ allocated.
33 Activities conducted pursuant to this section also may be conducted
34 during the months of July and August preceding each school year for
35 which the school has received a grant. Expenses incurred as a result
36 of these summer activities may be paid from the following school year
37 grant. ~~((The allocation per full-time equivalent staff shall be~~
38 ~~determined in the biennial operating appropriations act.))~~ School
39 districts shall use all funds received under this section solely for

1 grants to schools and shall not use any portion of the funds for
2 indirect costs.

3 (6) The state schools for the deaf and blind may apply for grants
4 under this section.

5 (7) The superintendent of public instruction shall adopt timelines
6 and rules as necessary under chapter 34.05 RCW to administer the
7 program. The superintendent may modify application requirements for
8 schools that have schools for the twenty-first century projects under
9 RCW 28A.630.100. A copy of the proposed rules shall be submitted to
10 the joint select committee on education restructuring established in
11 RCW 28A.630.950 at least forty-five days prior to adoption of the
12 rules.

13 (8) Funding under this section shall not become a part of the
14 state's basic program of education obligation as set forth under
15 Article IX of the state Constitution.

16 **Sec. 2.** RCW 28A.650.015 and 1993 c 336 s 703 are each amended to
17 read as follows:

18 (1) The superintendent of public instruction, to the extent funds
19 are appropriated, shall develop and implement a Washington state K-12
20 education technology plan. The technology plan, which shall be
21 completed by (~~December 15, 1993~~) September 1, 1994, and updated on at
22 least a biennial basis, shall be developed to coordinate and expand the
23 use of education technology in the common schools of the state. The
24 plan shall be consistent with applicable provisions of chapter 43.105
25 RCW. The plan, at a minimum, shall address:

26 (a) The provision of technical assistance to schools and school
27 districts for the planning, implementation, and training of staff in
28 the use of technology in curricular and administrative functions;

29 (b) The continued development of a network to connect school
30 districts, institutions of higher learning, and other sources of on-
31 line information; and

32 (c) Methods to equitably increase the use of education technology
33 by students and school personnel throughout the state.

34 (2) The superintendent of public instruction shall appoint an
35 educational technology advisory committee to assist in the development
36 and implementation of the technology plan in subsection (1) of this
37 section. The committee shall include, but is not limited to, persons
38 representing: The state board of education, the commission on student

1 learning, the department of information services, educational service
2 districts, school directors, school administrators, school principals,
3 teachers, classified staff, higher education faculty, parents,
4 students, business, labor, scientists and mathematicians, the higher
5 education coordinating board, the work force training and education
6 coordinating board, and the state library.

7 **Sec. 3.** 1993 c 336 s 704 (uncodified) is amended to read as
8 follows:

9 In conjunction with the plan required in section 703 of this act,
10 the superintendent of public instruction shall prepare recommendations
11 to the legislature regarding the development of a grant program for
12 school districts for the purchase and installation of computers,
13 computer software, telephones, and other types of education technology.
14 The recommendations shall address methods to ensure equitable access to
15 technology by students throughout the state, and methods to ensure that
16 school districts have prepared technology implementation plans before
17 applying for grant funds. The recommendations, with proposed
18 legislation, shall be submitted to the appropriate committees of the
19 legislature by (~~December 15, 1993~~) September 1, 1994.

20 **Sec. 4.** RCW 28A.630.952 and 1993 c 336 s 1003 are each amended to
21 read as follows:

22 (1) In addition to the duties in RCW 28A.630.951, the joint select
23 committee on education restructuring shall review all laws pertaining
24 to K-12 public education and to educator preparation and
25 certification(~~(, except those that protect the health, safety, and~~
26 ~~civil rights of students and staff,)) with the intent of identifying
27 laws that inhibit the achievement of the new system of performance-
28 based education. The select committee shall report to the legislature
29 by November 15, 1994. The laws pertaining to home schooling and
30 private schools shall not be reviewed in this study.~~

31 (2) The joint select committee on education restructuring shall
32 review current school district data reporting requirements for the
33 purposes of accountability and meeting state information needs. The
34 joint select committee shall report to the legislature by January 1995
35 on:

36 (a) What data is necessary to compare how school districts are
37 performing before the essential academic learning requirements and the

1 assessment system are implemented with how school districts are
2 performing after the essential academic learning requirements and the
3 assessment system are implemented; and

4 (b) What data is necessary pertaining to school district reports
5 under the accountability systems developed by the commission on student
6 learning under RCW 28A.630.885(3)(h).

7 **Sec. 5.** RCW 28A.170.060 and 1989 c 271 s 113 are each amended to
8 read as follows:

9 The superintendent of public instruction(~~(, through the state~~
10 ~~clearinghouse for education information,)~~) shall collect and
11 disseminate to all school districts and other interested parties
12 information about effective substance abuse programs and the penalties
13 for manufacturing, selling, delivering, or possessing controlled
14 substances on or within one thousand feet of a school or school bus
15 route stop under RCW 69.50.435 and distributing a controlled substance
16 to a person under the age of eighteen under RCW 69.50.406.

17 **Sec. 6.** RCW 28A.175.070 and 1987 c 518 s 219 are each amended to
18 read as follows:

19 The superintendent of public instruction(~~(, through the state~~
20 ~~clearinghouse for education information,)~~) shall collect and
21 disseminate to all school districts and other interested parties
22 information about effective student motivation, retention, and
23 retrieval programs.

24 **Sec. 7.** RCW 28A.230.070 and 1988 c 206 s 402 are each amended to
25 read as follows:

26 (1) The life-threatening dangers of acquired immunodeficiency
27 syndrome (AIDS) and its prevention shall be taught in the public
28 schools of this state. AIDS prevention education shall be limited to
29 the discussion of the life-threatening dangers of the disease, its
30 spread, and prevention. Students shall receive such education at least
31 once each school year beginning no later than the fifth grade.

32 (2) Each district board of directors shall adopt an AIDS prevention
33 education program which is developed in consultation with teachers,
34 administrators, parents, and other community members including, but not
35 limited to, persons from medical, public health, and mental health
36 organizations and agencies so long as the curricula and materials

1 developed for use in the AIDS education program either (a) are the
2 model curricula and resources under subsection (3) of this section, or
3 (b) are developed by the school district and approved for medical
4 accuracy by the office on AIDS established in RCW 70.24.250. If a
5 district elects to use curricula developed by the school district, the
6 district shall submit to the office on AIDS a copy of its curricula and
7 an affidavit of medical accuracy stating that the material in the
8 district-developed curricula has been compared to the model curricula
9 for medical accuracy and that in the opinion of the district the
10 district-developed materials are medically accurate. Upon submission
11 of the affidavit and curricula, the district may use these materials
12 until the approval procedure to be conducted by the office of AIDS has
13 been completed.

14 (3) Model curricula and other resources available from the
15 superintendent of public instruction (~~((through the state clearinghouse
16 for educational information))~~) may be reviewed by the school district
17 board of directors, in addition to materials designed locally, in
18 developing the district's AIDS education program. The model curricula
19 shall be reviewed for medical accuracy by the office on AIDS
20 established in RCW 70.24.250 within the department of social and health
21 services.

22 (4) Each school district shall, at least one month before teaching
23 AIDS prevention education in any classroom, conduct at least one
24 presentation during weekend and evening hours for the parents and
25 guardians of students concerning the curricula and materials that will
26 be used for such education. The parents and guardians shall be
27 notified by the school district of the presentation and that the
28 curricula and materials are available for inspection. No student may
29 be required to participate in AIDS prevention education if the
30 student's parent or guardian, having attended one of the district
31 presentations, objects in writing to the participation.

32 (5) The office of the superintendent of public instruction with the
33 assistance of the office on AIDS shall update AIDS education curriculum
34 material as newly discovered medical facts make it necessary.

35 (6) The curriculum for AIDS prevention education shall be designed
36 to teach students which behaviors place a person dangerously at risk of
37 infection with the human immunodeficiency virus (HIV) and methods to
38 avoid such risk including, at least:

1 (a) The dangers of drug abuse, especially that involving the use of
2 hypodermic needles; and

3 (b) The dangers of sexual intercourse, with or without condoms.

4 (7) The program of AIDS prevention education shall stress the life-
5 threatening dangers of contracting AIDS and shall stress that
6 abstinence from sexual activity is the only certain means for the
7 prevention of the spread or contraction of the AIDS virus through
8 sexual contact. It shall also teach that condoms and other artificial
9 means of birth control are not a certain means of preventing the spread
10 of the AIDS virus and reliance on condoms puts a person at risk for
11 exposure to the disease.

12 **Sec. 8.** RCW 28A.300.150 and 1987 c 489 s 2 are each amended to
13 read as follows:

14 The superintendent of public instruction shall collect and
15 disseminate to school districts information on child abuse and neglect
16 prevention curriculum (~~((through the state clearinghouse for education
17 information))~~). The superintendent of public instruction and the
18 departments of social and health services and community, trade, and
19 economic development shall share relevant information.

20 **Sec. 9.** RCW 28A.150.230 and 1991 c 61 s 1 are each amended to read
21 as follows:

22 (1) It is the intent and purpose of this section to guarantee that
23 each common school district board of directors, whether or not acting
24 through its respective administrative staff, be held accountable for
25 the proper operation of their district to the local community and its
26 electorate. In accordance with the provisions of Title 28A RCW, as now
27 or hereafter amended, each common school district board of directors
28 shall be vested with the final responsibility for the setting of
29 policies ensuring quality in the content and extent of its educational
30 program and that such program provide students with the opportunity to
31 achieve those skills which are generally recognized as requisite to
32 learning.

33 (2) In conformance with the provisions of Title 28A RCW, as now or
34 hereafter amended, it shall be the responsibility of each common school
35 district board of directors to adopt policies to:

1 (a) Establish performance criteria and an evaluation process for
2 its certificated personnel, including administrative staff, and for all
3 programs constituting a part of such district's curriculum;

4 (b) Determine the final assignment of staff, certificated or
5 classified, according to board enumerated classroom and program needs;

6 (c) Determine the amount of instructional hours necessary for any
7 student to acquire a quality education in such district, in not less
8 than an amount otherwise required in RCW 28A.150.220, or rules and
9 regulations of the state board of education;

10 (d) Determine the allocation of staff time, whether certificated or
11 classified;

12 (e) Establish final curriculum standards consistent with law and
13 rules and regulations of the state board of education, relevant to the
14 particular needs of district students or the unusual characteristics of
15 the district, and ensuring a quality education for each student in the
16 district; and

17 (f) Evaluate teaching materials, including text books, teaching
18 aids, handouts, or other printed material, in public hearing upon
19 complaint by parents, guardians or custodians of students who consider
20 dissemination of such material to students objectionable.

21 ~~((3) In keeping with the accountability purpose expressed in this
22 section and to insure that the local community and electorate have
23 access to information on the educational programs in the school
24 districts, each school district's board of directors shall annually
25 publish a descriptive guide to the district's common schools. This
26 guide shall be made available at each school in the district for
27 examination by the public. The guide shall include, but not be limited
28 to, the following:~~

29 ~~(a) Criteria used for written evaluations of staff members pursuant
30 to RCW 28A.405.100;~~

31 ~~(b) A summary of program objectives pursuant to RCW 28A.320.210;~~

32 ~~(c) Results of comparable testing for all schools within the
33 district; and~~

34 ~~(d) Budget information which will include the following:~~

35 ~~(i) Student enrollment;~~

36 ~~(ii) Number of full time equivalent personnel per school in the
37 district itemized according to classroom teachers, instructional
38 support, and building administration and support services, including
39 itemization of such personnel by program;~~

1 ~~(iii) Number of full time equivalent personnel assigned in the~~
2 ~~district to central administrative offices, itemized according to~~
3 ~~instructional support, building and central administration, and support~~
4 ~~services, including itemization of such personnel by program;~~

5 ~~(iv) Total number of full time equivalent personnel itemized by~~
6 ~~classroom teachers, instructional support, building and central~~
7 ~~administration, and support services, including itemization of such~~
8 ~~personnel by program; and~~

9 ~~(v) Special levy budget request presented by program and~~
10 ~~expenditure for purposes over and above those requirements identified~~
11 ~~in RCW 28A.150.220.)~~

12 **Sec. 10.** RCW 28A.150.210 and 1993 c 336 s 101 are each amended to
13 read as follows:

14 (1) The goal of the Basic Education Act for the schools of the
15 state of Washington set forth in this chapter shall be to provide
16 students with the opportunity to become responsible citizens, to
17 contribute to their own economic well-being and to that of their
18 families and communities, and to enjoy productive and satisfying lives.

19 Certain basic values and character traits are integral to achieving
20 student learning goals and it is important that they be integrated
21 throughout kindergarten through grade twelve curriculum and instruction
22 as determined by consensus at the local level. While these basic
23 values and character traits are not measurable as essential learning
24 requirements or standards for graduation, they are essential for
25 attaining individual liberty, fulfillment and happiness.

26 These basic values and character traits include the importance of:

27 (a) Honesty, integrity and trust;

28 (b) Respect for self and others;

29 (c) Responsibility for personal actions and commitments;

30 (d) Self-discipline and moderation;

31 (e) Diligence and a positive work ethic;

32 (f) Respect for law and authority;

33 (g) Healthy and constructive behavior; and

34 (h) Family as the basis of society.

35 (2) To these ends, the goals of each school district, with the
36 involvement of parents and community members, shall be to provide
37 opportunities for all students to develop the knowledge and skills
38 essential to:

1 (~~(1)~~) (a) Read with comprehension, write with skill, and
2 communicate effectively and responsibly in a variety of ways and
3 settings;

4 (~~(2)~~) (b) Know and apply the core concepts and principles of
5 mathematics; social, physical, and life sciences; civics and history;
6 geography; arts; and health and fitness;

7 (~~(3)~~) (c) Think analytically, logically, and creatively, and to
8 integrate experience and knowledge to form reasoned judgments and solve
9 problems; and

10 (~~(4)~~) (d) Understand the importance of work and how performance,
11 effort, and decisions directly affect future career and educational
12 opportunities.

13 **Sec. 11.** 1993 c 336 s 1007 (uncodified) is amended to read as
14 follows:

15 (1) A legislative fiscal study committee is hereby created. The
16 committee shall be comprised of three members from each caucus of the
17 senate, appointed by the president of the senate, and three members
18 from each caucus of the house of representatives, appointed by the
19 speaker of the house of representatives. In consultation with the
20 office of the superintendent of public instruction, the committee shall
21 study the common school funding system.

22 (2) By (~~January 16~~) December 15, 1995, the committee shall report
23 to the full legislature on its findings and any recommendations for a
24 new funding model for the common school system.

25 (3) This section shall expire (~~January 16~~) December 31, 1995.

26 NEW SECTION. **Sec. 12.** The following acts or parts of acts are
27 each repealed:

28 (1) RCW 28A.300.140 and 1990 c 33 s 256 & 1987 c 119 s 1;

29 (2) RCW 28A.610.060 and 1987 c 518 s 109; and

30 (3) RCW 28A.615.050 and 1987 c 518 s 305.

31 NEW SECTION. **Sec. 13.** Section 10 of this act shall take effect
32 September 1, 1994.

1 NEW SECTION. **Sec. 14.** Section 4 of this act shall expire December
2 1, 2001.

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