

2 **ESSB 5169** - H AMD TO ED COMM AMD (H2666.1)907

3 By Representative Brumsickle

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5 On page 11, after line 9 of the amendment, insert the following:

6 "Sec. 304. RCW 28A.600.--- and 1995 c . . . (SSB 5440) s 2 are
7 each amended to read as follows:

8 (1) Any elementary or secondary school student who is determined to
9 have carried a firearm onto, or to have possessed a firearm on, public
10 elementary or secondary school premises, public school-provided
11 transportation, or areas of facilities while being used exclusively by
12 public schools, shall be expelled from school for not less than one
13 year under RCW 28A.600.010. The superintendent of the school district,
14 educational service district, state school for the deaf, or state
15 school for the blind may modify the expulsion of a student on a case-
16 by-case basis.

17 (2) For purposes of this section, "firearm" means a firearm as
18 defined in 18 U.S.C. Sec. 921, and a "firearm" as defined in RCW
19 9.41.010.

20 (3) This section shall be construed in a manner consistent with the
21 individuals with disabilities education act, 20 U.S.C. Sec. 1401 et
22 seq.

23 (4) Nothing in this section prevents a public school district,
24 educational service district, the state school for the deaf, or the
25 state school for the blind if it has expelled a student from such
26 student's regular school setting from providing educational services to
27 the student in an alternative setting.

28 (5) This section does not apply to:

29 (a) Any student while engaged in military education authorized by
30 school authorities in which rifles are used but not other firearms; or

31 (b) Any student while involved in a convention, showing,
32 demonstration, lecture, or firearms safety course authorized by school
33 authorities in which the rifles of collectors or instructors are
34 handled or displayed but not other firearms; or

35 (c) Any student while participating in a rifle competition
36 authorized by school authorities."

1 Renumber the remaining sections consecutively, correct any internal
2 references accordingly, and correct the title.

--- **END** ---