

# HOUSE BILL REPORT

## HB 2330

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**As Reported By House Committee On:**  
Education

**Title:** An act relating to church schools.

**Brief Description:** Authorizing church schools.

**Sponsors:** Representatives Hickel, Johnson, Backlund and D. Sommers.

**Brief History:**

**Committee Activity:**

Education: 1/16/98, 1/22/98 [DPS].

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### HOUSE COMMITTEE ON EDUCATION

**Majority Report:** The substitute bill be substituted therefor and the substitute bill do pass. Signed by 9 members: Representatives Johnson, Chairman; Hickel, Vice Chairman; Keiser, Assistant Ranking Minority Member; Linville; Quall; Smith; Sterk; Sump and Talcott.

**Minority Report:** Do not pass. Signed by 2 members: Representatives Cole, Ranking Minority Member; and Veloria.

**Staff:** Charlie Gavigan (786-7340).

**Background:** All parents of children from 8 to 18 years old are required to send these children to school. The children must attend public school unless they are enrolled in a private school, are receiving home-based instruction, are attending an education center, are excused by the school district superintendent under certain circumstances, or are 16 years old and meet certain criteria.

Private schools are subject to less regulation than public schools, although private schools must be approved by the State Board of Education and comply with certain statutory requirements. Private schools must annually file a certification with the Superintendent of Public Instruction that the private school meets these minimum statutory requirements, and must develop a process to correct any deficiencies. These requirements include: (1) the school year consists of at least 180 school days; (2) all classroom teachers must be certificated by this state except for teachers of religion courses and others with unusual competence who are supervised by a certificated teacher; and (3) the school facilities

must be adequate to meet the program offered by the school and meet reasonable health and safety requirements. The private school curriculum must include instruction in basic skills. Private school students are not required to meet student learning goals, obtain a certificate of mastery, or be assessed under the state assessment program. Private schools are authorized to operate an extension program for parents or legal guardians to teach their children.

Private schools must report information on their students required by the Superintendent of Public Instruction to the appropriate educational service district. Private schools must comply with rules relating to private schools promulgated by the State Board of Education.

**Summary of Substitute Bill:** Parents can comply with the requirement that they send their children to school by sending their children to a church school. A church school is a private school that: (1) offers instruction in grades K-12, in any combination including single grade schools; (2) is operated by a ministry of a local church, group of churches, denomination, religiously-affiliated school, or association of churches on a nonprofit basis; and (3) does not receive any state or federal funding.

Church schools are exempt from the minimum requirements that private schools must meet, except that they must have adequate facilities. Church schools do not have to be approved by the State Board of Education, and do not have to report their attendance and enrollment.

**Substitute Bill Compared to Original Bill:** The substitute exempts church schools from all the requirements that private schools must meet except having adequate facilities; the original bill exempted church schools only from having certificated teachers in non-religious classes. The substitute bill exempts church schools from reporting attendance and enrollment; the original bill required that this information be reported to the local public school district.

**Appropriation:** None.

**Fiscal Note:** Not requested.

**Effective Date of Substitute Bill:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** Education and religion cannot be separated. It can be difficult to get teachers certificated who have the appropriate religious background. Church school teachers are qualified teachers even if they are not certificated. Any regulation of church schools interferes with religious freedom. Some church schools do not obtain the required approval from the State Board of Education because it interferes with their religious freedom; these schools do not like to disobey civil law but feel they must in

order to preserve their religious freedom. Church schools have a long history of providing a good education. Parents, who usually must pay tuition at these schools, would not continue to pay tuition if the church schools did a poor job.

**Testimony Against:** None.

**Testified:** Representative Hickel, prime sponsor; Jon Buehholz, pastor, Holy Trinity Lutheran Church; Ellen Craswell, citizen; Tom Minnick, Heritage Baptist Fellowship; Gary Prisk, pastor, Bible Baptist Church; Ted Lambert, pastor, Christ the King Lutheran Church; Jonathan Schoeneck, Evergreen Lutheran High School; Ed Bryant, pastor, Evangelical Lutheran School; Roger Norrie, Association of Christian Schools International; Curtis Mantey, Bethany Lutheran School; James Humann, pastor, Salem Lutheran School; Michael Holtzinger, pastor, Valley View Baptist Church; Mark Smith, Faith Baptist Christian Academy; Roy Delia, Cascade Vista Baptist Church; Werner Lemke, Evergreen Lutheran High School; and Steven Dinger, Washington Federation of Independent Schools (all support the bill).