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HOUSE BILL 2854

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State of Washington                      56th Legislature                      2000 Regular Session

By Representatives Dunn, Radcliff, Mastin and Talcott

Read first time . Referred to Committee on .

1            AN ACT Relating to creating the educational opportunity transfer  
2 program for the new millennium; and adding a new chapter to Title 28A  
3 RCW.

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

5            NEW SECTION.    **Sec. 1.**    (1) The legislature finds that:

6            (a) The purpose of this chapter is to provide enhanced educational  
7 opportunities for students in this state to gain the knowledge and  
8 skills necessary for postsecondary education, a technical education, or  
9 the world of work; and

10           (b) A student should not be compelled to remain in a school found  
11 by the state to be failing for two out of four years.

12           (2) The legislature intends that educational choice transfers be  
13 made available in order to give parents and guardians the opportunity  
14 for their children to achieve a basic education by attending a public  
15 school that is performing satisfactorily.

16           NEW SECTION.    **Sec. 2.**    The definitions in this section apply  
17 throughout this chapter unless the context clearly requires otherwise.

18           (1) "Eligible student" means:

1 (a) A student in grades one through five who attends a public  
2 school in which for two out of four years fewer than seventy-five  
3 percent of the fourth grade students met the state standards in reading  
4 and mathematics required in RCW 28A.655.060;

5 (b) A student in grades six through eight who attends or will  
6 attend a school in which for two out of four years fewer than seventy-  
7 five percent of the eighth grade students met the state standards in  
8 reading and mathematics required in RCW 28A.655.060;

9 (c) A student in grades nine through twelve who attends or will  
10 attend a school in which for two out of four years fewer than seventy-  
11 five percent of the eleventh grade students met the state standards in  
12 reading and mathematics required in RCW 28A.655.060;

13 (d) A student in grades one through twelve who attends or will  
14 attend a school which has reported in two out of the past four years  
15 more than five known incidents involving the possession of weapons in  
16 accordance with RCW 28A.320.130; or

17 (e) A student in grades one through twelve who is the victim of a  
18 crime perpetrated by a dangerous weapon included under RCW 9.41.280(1).

19 (2) "Transfer program" means the educational opportunity transfer  
20 program.

21 NEW SECTION. **Sec. 3.** (1) By January 1, 2001, each school district  
22 shall develop a process to identify all students eligible to  
23 participate in the transfer program.

24 (2) By June 1, 2001, and each June 1st thereafter, all schools with  
25 students eligible to participate in the transfer program shall notify  
26 parents of enrolled students of the opportunity for participation in  
27 the program.

28 (3) School districts shall make available a list of schools which  
29 are not failing in their district.

30 (4) Transfers shall be granted to schools that are not failing.

31 (5) All notices of intent to transfer must be received by the  
32 student's school district by July 1st of the first year in which the  
33 student intends to transfer.

34 NEW SECTION. **Sec. 4.** (1) The school district shall provide  
35 transportation for eligible students transferring to another public  
36 school and shall receive state funding for the operating costs of  
37 transporting those students.

1 (2) School districts may coordinate efforts for the transfer of  
2 students between districts.

3 (3) The superintendent of public instruction shall adjust the  
4 annual transportation payments to school districts to reflect the  
5 transportation of participating students.

6 NEW SECTION. **Sec. 5.** This chapter may be known and cited as the  
7 educational opportunity transfer program for the new millennium act.

8 NEW SECTION. **Sec. 6.** Sections 1 through 5 of this act constitute  
9 a new chapter in Title 28A RCW.

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