

ESSB 5877 - H COMM AMD
By Committee on Education

ADOPTED AS AMENDED 3/5/04

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** PURPOSE. The learning assistance program
4 requirements in this chapter are designed to: (1) Promote the use of
5 assessment data when developing programs to assist underachieving
6 students; and (2) guide school districts in providing the most
7 effective and efficient practices when implementing programs to assist
8 underachieving students. Further, this chapter provides the means by
9 which a school district becomes eligible for learning assistance
10 program funds and the distribution of those funds.

11 NEW SECTION. **Sec. 2.** DEFINITIONS. Unless the context clearly
12 indicates otherwise the definitions in this section apply throughout
13 this chapter.

14 (1) "Approved program" means a program submitted to and approved by
15 the office of the superintendent of public instruction and conducted
16 pursuant to the plan that addresses the required elements as provided
17 for in this chapter.

18 (2) "Basic skills areas" means reading, writing, and mathematics as
19 well as readiness associated with these skills.

20 (3) "Participating student" means a student in kindergarten through
21 grade eleven who scores below standard for his or her grade level on
22 the statewide assessments and who is identified in the approved plan to
23 receive services. Beginning with the 2007-2008 school year,
24 "participating student" means a student in kindergarten through grade
25 twelve who scores below standard for his or her grade level on the
26 statewide assessments and who is identified in the approved plan to
27 receive services.

28 (4) "Statewide assessments" means one or more of the several basic
29 skills assessments administered as part of the state's student

1 assessment system, and assessments in the basic skills areas
2 administered by local school districts.

3 (5) "Underachieving students" means students with the greatest
4 academic deficits in basic skills as identified by the statewide
5 assessments.

6 NEW SECTION. **Sec. 3.** PROGRAM PLAN. By July 1st of each year, a
7 participating school district shall submit the district's plan for
8 using learning assistance funds to the office of the superintendent of
9 public instruction for approval. For the 2004-05 school year, school
10 districts must identify the program activities to be implemented from
11 section 4 of this act and are encouraged to implement the elements in
12 subsections (1) through (8) of this section. Beginning in the 2005-06
13 school year, the program plan must identify the program activities to
14 be implemented from section 4 of this act and implement all of the
15 elements in subsections (1) through (8) of this section. The school
16 district plan shall include the following:

17 (1) District and school-level data on reading, writing, and
18 mathematics achievement as reported pursuant to chapter 28A.655 RCW and
19 relevant federal law;

20 (2) Processes used for identifying the underachieving students to
21 be served by the program, including the identification of school or
22 program sites providing program activities;

23 (3) How accelerated learning plans are developed and implemented
24 for participating students. Accelerated learning plans may be
25 developed as part of existing student achievement plan process such as
26 student plans for achieving state high school graduation standards,
27 individual student academic plans, or the achievement plans for groups
28 of students. Accelerated learning plans shall include:

29 (a) Achievement goals for the students;

30 (b) Roles of the student, parents, or guardians and teachers in the
31 plan;

32 (c) Communication procedures regarding student accomplishment; and

33 (d) Plan reviews and adjustments processes;

34 (4) How state level and classroom assessments are used to inform
35 instruction;

36 (5) How focused and intentional instructional strategies have been
37 identified and implemented;

1 (6) How highly qualified instructional staff are developed and
2 supported in the program and in participating schools;

3 (7) How other federal, state, district, and school resources are
4 coordinated with school improvement plans and the district's strategic
5 plan to support underachieving students; and

6 (8) How a program evaluation will be conducted to determine
7 direction for the following school year.

8 NEW SECTION. **Sec. 4.** PROGRAM ACTIVITIES. Use of best practices
9 magnifies the opportunities for student success. The following are
10 services and activities that may be supported by the learning
11 assistance program:

12 (1) Extended learning time opportunities occurring:

13 (a) Before or after the regular school day;

14 (b) On Saturday; and

15 (c) Beyond the regular school year;

16 (2) Professional development for certificated and classified staff
17 that focuses on:

18 (a) The needs of a diverse student population;

19 (b) Specific literacy and mathematics content and instructional
20 strategies; and

21 (c) The use of student work to guide effective instruction;

22 (3) Consultant teachers to assist in implementing effective
23 instructional practices by teachers serving participating students;

24 (4) Tutoring support for participating students; and

25 (5) Outreach activities and support for parents of participating
26 students.

27 NEW SECTION. **Sec. 5.** PLAN APPROVAL PROCESS. A participating
28 school district shall annually submit a program plan to the office of
29 the superintendent of public instruction for approval. The program
30 plan must address all of the elements in section 3 of this act and
31 identify the program activities to be implemented from section 4 of
32 this act.

33 School districts achieving state reading and mathematics goals as
34 prescribed in chapter 28A.655 RCW shall have their program approved
35 once the program plan and activities submittal is completed.

36 School districts not achieving state reading and mathematics goals
37 as prescribed in chapter 28A.655 RCW and that are not in a state or

1 federal program of school improvement shall be subject to program
2 approval once the plan components are reviewed by the office of the
3 superintendent of public instruction for the purpose of receiving
4 technical assistance in the final development of the plan.

5 School districts with one or more schools in a state or federal
6 program of school improvement shall have their plans and activities
7 reviewed and approved in conjunction with the state or federal program
8 school improvement program requirements.

9 NEW SECTION. **Sec. 6.** FUNDS--ELIGIBILITY--DISTRIBUTION. Each
10 school district with an approved program is eligible for state funds
11 provided for the learning assistance program. The funds shall be
12 appropriated for the learning assistance program in accordance with the
13 biennial appropriations act. The distribution formula is for school
14 district allocation purposes only. The distribution formula shall be
15 based on an assessment of students and on one or more family income
16 factors measuring economic need. Beginning with the 2005-06 school
17 year, fifty percent of the distribution formula shall be based on an
18 assessment of students and fifty percent shall be based on one or more
19 family income factors measuring economic need.

20 NEW SECTION. **Sec. 7.** MONITORING. To ensure that school districts
21 are meeting the requirements of an approved program, the superintendent
22 of public instruction shall monitor such programs no less than once
23 every four years. Individual student records shall be maintained at
24 the school district.

25 NEW SECTION. **Sec. 8.** RULES. The superintendent of public
26 instruction shall adopt rules in accordance with chapter 34.05 RCW that
27 are necessary to implement this chapter.

28 NEW SECTION. **Sec. 9.** CAPTIONS NOT LAW. Captions used in this act
29 are not any part of the law.

30 NEW SECTION. **Sec. 10.** The following acts or parts of acts are
31 each repealed:

- 32 (1) RCW 28A.165.010 (Intent) and 1989 c 233 s 1 & 1987 c 478 s 1;
- 33 (2) RCW 28A.165.012 (Program created) and 1987 c 478 s 2;

1 (3) RCW 28A.165.030 (Definitions) and 1999 c 78 s 1, 1990 c 33 s
2 148, & 1987 c 478 s 3;

3 (4) RCW 28A.165.040 (Application for state funds--Needs
4 assessment--Plan) and 1990 c 33 s 149, 1989 c 233 s 2, & 1987 c 478 s
5 4;

6 (5) RCW 28A.165.050 (Identification of students--Coordination of
7 use of funds) and 1987 c 478 s 5;

8 (6) RCW 28A.165.060 (Services or activities under program) and 1989
9 c 233 s 3 & 1987 c 478 s 6;

10 (7) RCW 28A.165.070 (Eligibility for funds--Distribution of funds--
11 Development of allocation formula) and 1995 1st sp.s. c 13 s 1, 1993
12 sp.s. c 24 s 520, 1990 c 33 s 150, & 1987 c 478 s 7;

13 (8) RCW 28A.165.080 (Monitoring) and 1990 c 33 s 151 & 1987 c 478
14 s 8; and

15 (9) RCW 28A.165.090 (Rules) and 1990 c 33 s 152 & 1987 c 478 s 9.

16 NEW SECTION. **Sec. 11.** Sections 1 through 9 of this act are each
17 added to chapter 28A.165 RCW."

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18 On page 1, line 1 of the title, after "program;" strike the
19 remainder of the title and insert "adding new sections to chapter
20 28A.165 RCW; and repealing RCW 28A.165.010, 28A.165.012, 28A.165.030,
21 28A.165.040, 28A.165.050, 28A.165.060, 28A.165.070, 28A.165.080, and
22 28A.165.090."

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