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SENATE BILL 5142

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State of Washington

58th Legislature

2003 Regular Session

By Senators Carlson, Eide, Schmidt, Johnson, B. Sheldon, Shin, Kohl-Welles, Rasmussen and Esser

Read first time 01/15/2003. Referred to Committee on Education.

1 AN ACT Relating to permitting children of certificated and  
2 classified school employees to enroll at the school where the employee  
3 is assigned; and amending RCW 28A.225.225 and 28A.225.270.

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

5 **Sec. 1.** RCW 28A.225.225 and 1999 c 198 s 2 are each amended to  
6 read as follows:

7 (1) A district shall accept applications from nonresident students  
8 who are the children of full-time certificated and classified school  
9 employees, and those children shall be permitted to enroll:

10 (a) At the school to which the employee is assigned; or

11 (b) At a school forming the district's K through 12 continuum which  
12 includes the school to which the employee is assigned.

13 (2) A district may reject applications under this section if:

14 (a) The student's disciplinary records indicate a history of  
15 convictions for offenses or crimes, violent or disruptive behavior, or  
16 gang membership; or

17 (b) The student has been expelled or suspended from a public school  
18 for more than ten consecutive days. Any policy allowing for

1 readmission of expelled or suspended students under this subsection  
2 (2)(b) must apply uniformly to both resident and nonresident  
3 applicants.

4 (3) Except as provided in subsection (1) of this section, all  
5 districts accepting applications from nonresident students or from  
6 students receiving home-based instruction for admission to the  
7 district's schools shall consider equally all applications received.  
8 Each school district shall adopt a policy establishing rational, fair,  
9 and equitable standards for acceptance and rejection of applications by  
10 June 30, 1990. The policy may include rejection of a nonresident  
11 student if:

12 (a) Acceptance of a nonresident student would result in the  
13 district experiencing a financial hardship;

14 (b) The student's disciplinary records indicate a history of  
15 convictions for offenses or crimes, violent or disruptive behavior, or  
16 gang membership; or

17 (c) The student has been expelled or suspended from a public school  
18 for more than ten consecutive days. Any policy allowing for  
19 readmission of expelled or suspended students under this subsection  
20 ~~((+1))~~ (3)(c) must apply uniformly to both resident and nonresident  
21 applicants.

22 For purposes of subsections ~~((+1))~~ (2)(a) and (3)(b) of this  
23 section, "gang" means a group which: (i) Consists of three or more  
24 persons; (ii) has identifiable leadership; and (iii) on an ongoing  
25 basis, regularly conspires and acts in concert mainly for criminal  
26 purposes.

27 ~~((+2))~~ (4) The district shall provide to applicants written  
28 notification of the approval or denial of the application in a timely  
29 manner. If the application is rejected, the notification shall include  
30 the reason or reasons for denial and the right to appeal under RCW  
31 28A.225.230(3).

32 **Sec. 2.** RCW 28A.225.270 and 1990 1st ex.s. c 9 s 205 are each  
33 amended to read as follows:

34 (1) Each school district in the state shall adopt and implement a  
35 policy allowing intradistrict enrollment options no later than June 30,  
36 1990. Each district shall establish its own policy establishing

1 standards on how the intradistrict enrollment options will be  
2 implemented.

3 (2) A district shall permit the children of full-time certificated  
4 and classified school employees to enroll at:

5 (a) The school to which the employee is assigned; or

6 (b) A school forming the district's K through 12 continuum which  
7 includes the school to which the employee is assigned.

8 (3) For the purposes of this section, "full-time employees" means  
9 employees who are employed for the full number of hours and days for  
10 their job description.

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