

E2SSB 5627 - H AMD TO H AMD (5627-S2.E AMH HAIG MCLA 273) **626**
By Representative Anderson

FAILED 4/10/2007

1 On page 5, after line 14 of the striking amendment, insert the
2 following:

3 "NEW SECTION. **Sec. 5.** A new section is added to chapter 44.04
4 RCW to read as follows:

5 Under Article IX, section 1 of the state Constitution, it is
6 the paramount duty of the state to make ample provision for the
7 education of all of Washington's children. According to the state
8 supreme court, this constitutional provision requires that the
9 legislature define and fully fund a program of K-12 basic education
10 before the legislature funds any other statutory programs. For
11 these reasons, it is the intent of the legislature to require that
12 all appropriations for K-12 basic education, together with
13 appropriations for other K-12 education programs, be enacted into
14 law before the legislature takes executive action on other omnibus
15 appropriations legislation.

16 **Sec. 6.** RCW 28A.150.380 and 2001 c 3 s 10 are each amended to
17 read as follows:

18 (1) The state legislature shall, at each regular session in an
19 odd- numbered year, appropriate from the state general fund for the
20 current use of the common schools such amounts as needed for state
21 support to the common schools during the ensuing biennium as
22 provided in this chapter, RCW 28A.160.150 through 28A.160.210,
23 28A.300.170, and 28A.500.010.

24 (2) The state legislature shall also, at each regular session
25 in an odd-numbered year, appropriate from the student achievement
26 fund and education construction fund solely for the purposes of and
27 in accordance with the provisions of the student achievement act
28 during the ensuing biennium.

29 (3) Beginning with the 2009-11 fiscal biennium and thereafter,
30 appropriations for the purposes of this section and other K-12

1 education purposes must be made in legislation that is separate
2 from the omnibus operating appropriations act. Such appropriations
3 must be enacted into law before it is in order for either house of
4 the legislature to take executive action on omnibus operating
5 appropriations legislation.

6 NEW SECTION. Sec. 7. A new section is added to chapter 44.04
7 RCW to read as follows:

8 Beginning with the 2009-11 fiscal biennium and thereafter,
9 appropriations for the purposes of RCW 28A.150.380 and other K-12
10 education purposes must be enacted into law before it is in order
11 for either house of the legislature to take executive action on
12 omnibus operating or transportation appropriations legislation.

13 The house of representatives and senate, jointly or separately,
14 may adopt rules or resolutions to implement their respective
15 responsibilities under this section."

16 Renumber the remaining section consecutively.

EFFECT: Beginning with the 2009-11 biennium, appropriations
for Basic Education funding and other K-12 education purposes
must be made in legislation that is separate from the omnibus
appropriations act and must be enacted into law before
legislative actions are taken on other operating budgets.