

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 3212**

60th Legislature  
2008 Regular Session

Passed by the House February 14, 2008  
Yeas 95 Nays 0

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**Speaker of the House of Representatives**

Passed by the Senate March 11, 2008  
Yeas 49 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 3212** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 3212**

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Passed Legislature - 2008 Regular Session

**State of Washington                      60th Legislature                      2008 Regular Session**

**By** House Education (originally sponsored by Representatives Santos and Hudgins)

READ FIRST TIME 02/05/08.

1            AN ACT Relating to monitoring and addressing achievement of groups  
2 of students; and amending RCW 28A.300.130, 43.06B.020, and 28A.655.090.

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

4            **Sec. 1.** RCW 28A.300.130 and 2006 c 116 s 2 are each amended to  
5 read as follows:

6            (1) To facilitate access to information and materials on  
7 educational improvement and research, the superintendent of public  
8 instruction, to the extent funds are appropriated, shall establish the  
9 center for the improvement of student learning. The center shall work  
10 in conjunction with parents, educational service districts,  
11 institutions of higher education, and education, parent, community, and  
12 business organizations.

13            (2) The center, in conjunction with other staff in the office of  
14 the superintendent of public instruction, shall:

15            (a) Serve as a clearinghouse for information regarding successful  
16 educational improvement and parental involvement programs in schools  
17 and districts, and information about efforts within institutions of  
18 higher education in the state to support educational improvement  
19 initiatives in Washington schools and districts;

1 (b) Provide best practices research that can be used to help  
2 schools develop and implement: Programs and practices to improve  
3 instruction; systems to analyze student assessment data, with an  
4 emphasis on systems that will combine the use of state and local data  
5 to monitor the academic progress of each and every student in the  
6 school district; comprehensive, school-wide improvement plans; school-  
7 based shared decision-making models; programs to promote lifelong  
8 learning and community involvement in education; school-to-work  
9 transition programs; programs to meet the needs of highly capable  
10 students; programs and practices to meet the needs of students with  
11 disabilities; programs and practices to meet the diverse needs of  
12 students based on gender, racial, ethnic, economic, and special needs  
13 status; research, information, and technology systems; and other  
14 programs and practices that will assist educators in helping students  
15 learn the essential academic learning requirements;

16 (c) Develop and maintain an internet web site to increase the  
17 availability of information, research, and other materials;

18 (d) Work with appropriate organizations to inform teachers,  
19 district and school administrators, and school directors about the  
20 waivers available and the broadened school board powers under RCW  
21 28A.320.015;

22 (e) Provide training and consultation services, including  
23 conducting regional summer institutes;

24 (f) Identify strategies for improving the success rates of ethnic  
25 and racial student groups and students with disabilities, with  
26 disproportionate academic achievement;

27 (g) Work with parents, teachers, and school districts in  
28 establishing a model absentee notification procedure that will properly  
29 notify parents when their student has not attended a class or has  
30 missed a school day. The office of the superintendent of public  
31 instruction shall consider various types of communication with parents  
32 including, but not limited to, electronic mail, phone, and postal mail;  
33 and

34 (h) Perform other functions consistent with the purpose of the  
35 center as prescribed in subsection (1) of this section.

36 (3) The superintendent of public instruction shall select and  
37 employ a director for the center.

1 (4) The superintendent may enter into contracts with individuals or  
2 organizations including but not limited to: School districts;  
3 educational service districts; educational organizations; teachers;  
4 higher education faculty; institutions of higher education; state  
5 agencies; business or community-based organizations; and other  
6 individuals and organizations to accomplish the duties and  
7 responsibilities of the center. In carrying out the duties and  
8 responsibilities of the center, the superintendent, whenever possible,  
9 shall use practitioners to assist agency staff as well as assist  
10 educators and others in schools and districts.

11 (5) The office of the superintendent of public instruction shall  
12 report to the legislature by September 1, 2007, and thereafter  
13 biennially, regarding the effectiveness of the center for ~~((the))~~ the  
14 improvement of student learning, how the services provided by the  
15 center for ~~((the))~~ the improvement of student learning have been used  
16 and by whom, and recommendations to improve the accessibility and  
17 application of knowledge and information that leads to improved student  
18 learning and greater family and community involvement in the public  
19 education system.

20 **Sec. 2.** RCW 43.06B.020 and 2006 c 116 s 4 are each amended to read  
21 as follows:

22 The education ombudsman shall have the following powers and duties:

23 (1) To develop parental involvement materials, including  
24 instructional guides developed to inform parents of the essential  
25 academic learning requirements required by the superintendent of public  
26 instruction. The instructional guides also shall contain actions  
27 parents may take to assist their children in meeting the requirements,  
28 and should focus on reaching parents who have not previously been  
29 involved with their children's education;

30 (2) To provide information to students, parents, and interested  
31 members of the public regarding this state's public elementary and  
32 secondary education system;

33 (3) To identify obstacles to greater parent and community  
34 involvement in school shared decision-making processes and recommend  
35 strategies for helping parents and community members to participate  
36 effectively in school shared decision-making processes, including

1 understanding and respecting the roles of school building  
2 administrators and staff;

3 (4) To identify and recommend strategies for improving the success  
4 rates of ethnic and racial student groups and students with  
5 disabilities, with disproportionate academic achievement;

6 (5) To refer complainants and others to appropriate resources,  
7 agencies, or departments;

8 (6) To facilitate the resolution of complaints made by parents and  
9 students with regard to the state's public elementary and secondary  
10 education system;

11 (7) To perform such other functions consistent with the purpose of  
12 the education ombudsman; and

13 (8) To consult with representatives of the following organizations  
14 and groups regarding the work of the office of the education ombudsman,  
15 including but not limited to:

- 16 (a) The state parent teacher association;
- 17 (b) Certificated and classified school employees;
- 18 (c) School and school district administrators;
- 19 (d) Parents of special education students;
- 20 (e) Parents of English language learners;
- 21 (f) The Washington state commission on Hispanic affairs;
- 22 (g) The Washington state commission on African-American affairs;
- 23 (h) The Washington state commission on Asian Pacific American  
24 affairs; and
- 25 (i) The governor's office of Indian affairs.

26 **Sec. 3.** RCW 28A.655.090 and 1999 c 388 s 301 are each amended to  
27 read as follows:

28 (1) By September 10, 1998, and by September 10th each year  
29 thereafter, the superintendent of public instruction shall report to  
30 schools, school districts, and the legislature on the results of the  
31 Washington assessment of student learning and state-mandated norm-  
32 referenced standardized tests.

33 (2) The reports shall include the assessment results by school and  
34 school district, and include changes over time. For the Washington  
35 assessment of student learning, results shall be reported as follows:

- 36 (a) The percentage of students meeting the standards;

1 (b) The percentage of students performing at each level of the  
2 assessment; (~~and~~)

3 (c) Disaggregation of results by at least the following subgroups  
4 of students: White, Black, Hispanic, American Indian/Alaskan Native,  
5 Asian, Pacific Islander/Hawaiian Native, low income, transitional  
6 bilingual, migrant, special education, and, beginning with the 2009-10  
7 school year, students covered by section 504 of the federal  
8 rehabilitation act of 1973, as amended (29 U.S.C. Sec. 794); and

9 (d) A learning improvement index that shows changes in student  
10 performance within the different levels of student learning reported on  
11 the Washington assessment of student learning.

12 (3) The reports shall contain data regarding the different  
13 characteristics of schools, such as poverty levels, percent of English  
14 as a second language students, dropout rates, attendance, percent of  
15 students in special education, and student mobility so that districts  
16 and schools can learn from the improvement efforts of other schools and  
17 districts with similar characteristics.

18 (4) The reports shall contain student scores on mandated tests by  
19 comparable Washington schools of similar characteristics.

20 (5) The reports shall contain information on public school choice  
21 options available to students, including vocational education.

22 (6) The reports shall be posted on the superintendent of public  
23 instruction's internet web site.

24 (7) To protect the privacy of students, the results of schools and  
25 districts that test fewer than ten students in a grade level shall not  
26 be reported. In addition, in order to ensure that results are reported  
27 accurately, the superintendent of public instruction shall maintain the  
28 confidentiality of statewide data files until the superintendent  
29 determines that the data are complete and accurate.

30 (8) The superintendent of public instruction shall monitor the  
31 percentage and number of special education and limited English-  
32 proficient students exempted from taking the assessments by schools and  
33 school districts to ensure the exemptions are in compliance with  
34 exemption guidelines.

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