
SENATE BILL 6761

State of Washington 61st Legislature 2010 Regular Session

By Senators McAuliffe, Ranker, McDermott, Oemig, Fairley, Hargrove, Kline, Murray, Hobbs, and Shin

Read first time 01/25/10. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to the recommendations of the quality education
2 council; amending RCW 28A.150.390, 28A.150.315, 43.41.398, 28A.160.192,
3 28A.290.010, and 28A.150.410; amending 2009 c 548 s 112 (uncodified);
4 amending 2009 c 548 s 302 (uncodified); amending 2009 c 548 s 805
5 (uncodified); adding a new section to chapter 43.79 RCW; adding a new
6 section to chapter 28A.160 RCW; adding a new section to chapter 28A.290
7 RCW; adding a new section to chapter 28A.400 RCW; creating a new
8 section; recodifying RCW 43.41.398; providing an effective date;
9 providing an expiration date; and declaring an emergency.

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

11 NEW SECTION. **Sec. 1.** (1) The legislature intends not to reduce
12 the overall K-12 funding level in the 2010 supplemental operating
13 budget, including both basic and nonbasic education allocations. The
14 legislature intends to allocate at least fifty percent of any new state
15 revenue to the implementation of the basic education program as
16 established in chapter 548, Laws of 2009.

17 (2) It is the legislature's intent to continue implementation of
18 chapter 548, Laws of 2009, by continuing to phase-in all-day
19 kindergarten incrementally and authorizing a phase-in of implementation

1 of a new distribution formula for pupil transportation, both to take
2 effect September 1, 2011. The legislature intends to continue to
3 review and revise the formulas and may make revisions as necessary for
4 technical purposes and consistency in the event of mathematical or
5 other technical errors.

6 (3) It is the legislature's intent to adjust the timelines for
7 other working groups so that their expertise and advice can be received
8 as soon as possible and to make technical adjustments to certain
9 provisions of chapter 548, Laws of 2009.

10 (4) The legislature intends the quality education council to:

11 (a) Monitor progress of the K-12 data governance group and to
12 develop and recommend a process for how to adequately fund and use
13 research-based, empirical data analysis to analyze and drive evidence-
14 based practices through the education research and data center and data
15 governance group; and

16 (b) Evaluate the effectiveness of the beginning educator support
17 team pilot program and, if the program proves effective, to recommend
18 the phase-in of funding beginning in the 2011-12 school year.

19 (5) Finally, the legislature intends for the funding formula
20 technical working group to develop the details of a new component to
21 the prototype school funding formulas. The new component shall provide
22 funding for school districts designated as requiring action by the
23 state board of education to support transformation efforts in
24 persistently low-performing schools.

25 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.79 RCW
26 to read as follows:

27 (1) The education stabilization account is created in the state
28 treasury. Moneys in the account may be spent only after appropriation
29 and solely for the purpose of implementing the basic education program
30 as established in chapter 548, Laws of 2009. All receipts from
31 subsections (2) and (3) of this section shall be deposited into the
32 account.

33 (2) The appropriations in the 2009-11 supplemental appropriations
34 act, made for K-12 basic and nonbasic allocations for school years
35 2009-10 and 2010-11 shall be made in accordance with the statutory and
36 budget policies in effect as of June 1, 2009, and those allocations
37 shall not be reduced.

1 (3) In addition to the amount transferred to the education
2 stabilization account under subsection (2) of this section, by
3 September 30, 2011, and by September 30th of each odd-numbered year
4 thereafter, at least fifty percent of all general state revenues that
5 exceed the state revenues from the previous fiscal biennium shall be
6 transferred to the account to be used solely for the purpose of
7 implementing the basic education program established in chapter 548,
8 Laws of 2009.

9 (4) For the purposes of this section, "general state revenues"
10 shall be as defined by Article VIII, section 1 of the state
11 Constitution.

12 **Sec. 3.** RCW 28A.150.390 and 2009 c 548 s 108 are each amended to
13 read as follows:

14 (1) The superintendent of public instruction shall submit to each
15 regular session of the legislature during an odd-numbered year a
16 programmed budget request for special education programs for students
17 with disabilities. Funding for programs operated by local school
18 districts shall be on an excess cost basis from appropriations provided
19 by the legislature for special education programs for students with
20 disabilities and shall take account of state funds accruing through RCW
21 28A.150.260 (3) (b), (c)(i), and (d), (4), and (8) (~~and federal~~
22 ~~medical assistance and private funds accruing under RCW 74.09.5249~~
23 ~~through 74.09.5253 and 74.09.5254 through 74.09.5256~~)).

24 (2) The excess cost allocation to school districts shall be based
25 on the following:

26 (a) A district's annual average headcount enrollment of students
27 ages birth through four and those five year olds not yet enrolled in
28 kindergarten who are eligible for and enrolled in special education,
29 multiplied by the district's base allocation per full-time equivalent
30 student, multiplied by 1.15; and

31 (b) A district's annual average full-time equivalent basic
32 education enrollment, multiplied by the district's funded enrollment
33 percent, multiplied by the district's base allocation per full-time
34 equivalent student, multiplied by 0.9309.

35 (3) As used in this section:

36 (a) "Base allocation" means the total state allocation to all

1 schools in the district generated by the distribution formula under RCW
2 28A.150.260 (3) (b), (c)(i), and (d), (4), and (8), to be divided by
3 the district's full-time equivalent enrollment.

4 (b) "Basic education enrollment" means enrollment of resident
5 students including nonresident students enrolled under RCW 28A.225.225
6 and students from nonhigh districts enrolled under RCW 28A.225.210 and
7 excluding students residing in another district enrolled as part of an
8 interdistrict cooperative program under RCW 28A.225.250.

9 (c) "Enrollment percent" means the district's resident special
10 education annual average enrollment, excluding students ages birth
11 through four and those five year olds not yet enrolled in kindergarten,
12 as a percent of the district's annual average full-time equivalent
13 basic education enrollment.

14 (d) "Funded enrollment percent" means the lesser of the district's
15 actual enrollment percent or twelve and seven-tenths percent.

16 **Sec. 4.** RCW 28A.150.315 and 2009 c 548 s 107 are each amended to
17 read as follows:

18 (1) Beginning with the 2007-08 school year, funding for voluntary
19 all-day kindergarten programs shall be phased-in beginning with schools
20 with the highest poverty levels, defined as those schools with the
21 highest percentages of students qualifying for free and reduced-price
22 lunch support in the prior school year. Beginning with the 2011-12
23 school year, funding shall continue to be phased-in incrementally each
24 year until full statewide implementation of all-day kindergarten is
25 achieved in the 2017-18 school year. Once a school receives funding
26 for the all-day kindergarten program, that school shall remain eligible
27 for funding in subsequent school years regardless of changes in the
28 school's percentage of students eligible for free and reduced-price
29 lunches as long as other program requirements are fulfilled.
30 Additionally, schools receiving all-day kindergarten program support
31 shall agree to the following conditions:

32 (a) Provide at least a one thousand-hour instructional program;

33 (b) Provide a curriculum that offers a rich, varied set of
34 experiences that assist students in:

35 (i) Developing initial skills in the academic areas of reading,
36 mathematics, and writing;

37 (ii) Developing a variety of communication skills;

- 1 (iii) Providing experiences in science, social studies, arts,
2 health and physical education, and a world language other than English;
3 (iv) Acquiring large and small motor skills;
4 (v) Acquiring social and emotional skills including successful
5 participation in learning activities as an individual and as part of a
6 group; and
7 (vi) Learning through hands-on experiences;
8 (c) Establish learning environments that are developmentally
9 appropriate and promote creativity;
10 (d) Demonstrate strong connections and communication with early
11 learning community providers; and
12 (e) Participate in kindergarten program readiness activities with
13 early learning providers and parents.

14 (2) Subject to funds appropriated for this purpose, the
15 superintendent of public instruction shall designate one or more school
16 districts to serve as resources and examples of best practices in
17 designing and operating a high-quality all-day kindergarten program.
18 Designated school districts shall serve as lighthouse programs and
19 provide technical assistance to other school districts in the initial
20 stages of implementing an all-day kindergarten program. Examples of
21 topics addressed by the technical assistance include strategic
22 planning, developing the instructional program and curriculum, working
23 with early learning providers to identify students and communicate with
24 parents, and developing kindergarten program readiness activities.

25 **Sec. 5.** 2009 c 548 s 112 (uncodified) is amended to read as
26 follows:

27 (1) The legislature intends to continue to redefine the
28 instructional program of education under RCW 28A.150.220 that fulfills
29 the obligations and requirements of Article IX of the state
30 Constitution. The funding formulas under RCW 28A.150.260 to support
31 the instructional program shall be implemented to the extent the
32 technical details of the formula have been established and according to
33 an implementation schedule to be adopted by the legislature. The
34 object of the schedule is to assure that any increases in funding
35 allocations are timely, predictable, and occur concurrently with any
36 increases in program or instructional requirements. It is the intent
37 of the legislature that no increased programmatic or instructional

1 expectations be imposed upon schools or school districts without an
2 accompanying increase in resources as necessary to support those
3 increased expectations.

4 (2) The office of financial management, with assistance and support
5 from the office of the superintendent of public instruction, shall
6 convene a technical working group to:

7 (a) Develop the details of the funding formulas under RCW
8 28A.150.260;

9 (b) Recommend to the legislature an implementation schedule for
10 phasing-in any increased program or instructional requirements
11 concurrently with increases in funding for adoption by the legislature;
12 and

13 (c) Examine possible sources of revenue to support increases in
14 funding allocations and present options to the legislature and the
15 quality education council created in section 114 of this act for
16 consideration.

17 (3) The working group shall include representatives of the
18 legislative evaluation and accountability program committee, school
19 district and educational service district financial managers, the
20 Washington association of school business officers, the Washington
21 education association, the Washington association of school
22 administrators, the association of Washington school principals, the
23 Washington state school directors' association, the public school
24 employees of Washington, and other interested stakeholders with
25 expertise in education finance. The working group may convene advisory
26 subgroups on specific topics as necessary to assure participation and
27 input from a broad array of diverse stakeholders.

28 (4) The working group shall be monitored and overseen by the
29 legislature and the quality education council established in (~~section~~
30 ~~114 of this act~~) RCW 28A.290.010. The working group shall submit its
31 recommendations to the legislature by December 1, 2009.

32 (5) After the 2009 report to the legislature, the office of
33 financial management and the office of the superintendent of public
34 instruction shall periodically reconvene the working group to monitor
35 and provide advice on further development and implementation of the
36 funding formulas under RCW 28A.150.260 and provide technical assistance
37 to the ongoing work of the quality education council.

1 (6) By December 1, 2010, the working group shall recommend to the
2 quality education council the details of a new component to be included
3 in the prototypical school funding formula. The new component shall be
4 a struggling schools fund and shall also be known as the sos fund. The
5 fund shall provide state funding for school districts designated as
6 requiring action by the state board of education to support
7 transformation efforts in persistently low-performing schools.

8 **Sec. 6.** 2009 c 548 s 302 (uncodified) is amended to read as
9 follows:

10 (1) Beginning (~~July~~) April 1, 2010, the office of financial
11 management, with assistance and support from the office of the
12 superintendent of public instruction, shall convene a technical working
13 group to develop options for a new system of supplemental school
14 funding through local school levies and local effort assistance.

15 (2) The working group shall consider the impact on overall school
16 district revenues of the new basic education funding system established
17 under this act and shall recommend a phase-in plan that ensures that no
18 school district suffers a decrease in funding from one school year to
19 the next due to implementation of the new system of supplemental
20 funding.

21 (3) The working group shall also:

22 (a) Examine local school district capacity to address facility
23 needs associated with phasing-in full-day kindergarten across the state
24 and reducing class size in kindergarten through third grade; and

25 (b) Provide the quality education council with analysis on the
26 potential use of local funds that may become available for redeployment
27 and redirection as a result of increased state funding allocations for
28 pupil transportation and maintenance, supplies, and operating costs.

29 (4) The working group shall be composed of representatives from the
30 department of revenue, the legislative evaluation and accountability
31 program committee, school district and educational service district
32 financial managers, and representatives of the Washington association
33 of school business officers, the Washington education association, the
34 Washington association of school administrators, the association of
35 Washington school principals, the Washington state school directors'
36 association, the public school employees of Washington, and other
37 interested stakeholders with expertise in education finance. The

1 working group may convene advisory subgroups on specific topics as
2 necessary to assure participation and input from a broad array of
3 diverse stakeholders.

4 ~~((+4))~~ (5) The local funding working group shall be monitored and
5 overseen by the legislature and by the quality education council
6 created in ~~((section 114 of this act))~~ RCW 28A.290.010. The working
7 group shall report to the legislature December 1, ~~((2011))~~ 2010.

8 **Sec. 7.** RCW 43.41.398 and 2009 c 548 s 601 are each amended to
9 read as follows:

10 (1) The legislature recognizes that providing students with the
11 opportunity to access a world-class educational system depends on our
12 continuing ability to provide students with access to world-class
13 educators. The legislature also understands that continuing to attract
14 and retain the highest quality educators will require increased
15 investments. The legislature intends to enhance the current salary
16 allocation model and recognizes that changes to the current model
17 cannot be imposed without great deliberation and input from teachers,
18 administrators, and classified employees. Therefore, it is the intent
19 of the legislature to begin the process of developing an enhanced
20 salary allocation model that is collaboratively designed to ensure the
21 rationality of any conclusions regarding what constitutes adequate
22 compensation.

23 (2) Beginning ~~((July 1, 2011))~~ April 1, 2010, the office of the
24 superintendent of public instruction, in collaboration with the office
25 of financial management, shall convene a technical working group to
26 recommend the details of an enhanced salary allocation model that
27 aligns state expectations for educator development and certification
28 with the compensation system and establishes recommendations for a
29 concurrent implementation schedule. In addition to any other details
30 the technical working group deems necessary, the technical working
31 group shall make recommendations on the following:

32 (a) How to reduce the number of tiers within the existing salary
33 allocation model;

34 (b) How to account for labor market adjustments;

35 (c) How to account for different geographic regions of the state
36 where districts may encounter difficulty recruiting and retaining
37 teachers;

1 (d) The role of and types of bonuses available;

2 (e) Ways to accomplish salary equalization over a set number of
3 years; and

4 (f) Initial fiscal estimates for implementing the recommendations
5 including a recognition that staff on the existing salary allocation
6 model would have the option to grandfather in permanently to the
7 existing schedule.

8 (3) As part of its work, the technical working group shall conduct
9 or contract for a preliminary comparative labor market analysis of
10 salaries and other compensation for school district employees to be
11 conducted and shall include the results in any reports to the
12 legislature. For the purposes of this subsection, "salaries and other
13 compensation" includes average base salaries, average total salaries,
14 average employee basic benefits, and retirement benefits.

15 (4) The analysis required under subsection (1) of this section
16 must:

17 (a) Examine salaries and other compensation for teachers, other
18 certificated instructional staff, principals, and other building-level
19 certificated administrators, and the types of classified employees for
20 whom salaries are allocated;

21 (b) Be calculated at a statewide level that identifies labor
22 markets in Washington through the use of data from the United States
23 bureau of the census and the bureau of labor statistics; and

24 (c) Include a comparison of salaries and other compensation to the
25 appropriate labor market for at least the following subgroups of
26 educators: Beginning teachers and types of educational staff
27 associates.

28 (5) The working group shall include representatives of the
29 department of personnel, the professional educator standards board, the
30 office of the superintendent of public instruction, the Washington
31 education association, the Washington association of school
32 administrators, the association of Washington school principals, the
33 Washington state school directors' association, the public school
34 employees of Washington, and other interested stakeholders with
35 appropriate expertise in compensation related matters. The working
36 group may convene advisory subgroups on specific topics as necessary to
37 assure participation and input from a broad array of diverse
38 stakeholders.

1 (6) The working group shall be monitored and overseen by the
2 legislature and the quality education council created in RCW
3 28A.290.010. The working group shall make an initial report to the
4 legislature by December 1, 2012, and shall include in its report
5 recommendations for whether additional further work of the group is
6 necessary.

7 **Sec. 8.** RCW 28A.160.192 and 2009 c 548 s 311 are each amended to
8 read as follows:

9 (1) The superintendent of public instruction shall phase-in the
10 implementation of the distribution formula under this chapter for
11 allocating state funds to school districts for the transportation of
12 students to and from school. The phase-in shall (~~be according to the~~
13 ~~implementation schedule adopted by the legislature and shall~~) begin no
14 later than the (~~2013-14~~) 2011-12 school year and be fully implemented
15 by the 2013-14 school year.

16 (a) The formula must be developed and revised on an ongoing basis
17 using the major cost factors in student transportation, including basic
18 and special student loads, school district land area, average distance
19 to school, roadway miles, and number of locations served. Factors must
20 include all those site characteristics that are statistically
21 significant after analysis of the data required by the revised
22 reporting process.

23 (b) The formula must allocate funds to school districts based on
24 the average predicted costs of transporting students to and from
25 school, using a regression analysis.

26 (2) During the phase-in period, funding provided to school
27 districts for student transportation operations shall be distributed on
28 the following basis:

29 (a) Annually, each school district shall receive the lesser of the
30 previous school year's pupil transportation operations allocation, or
31 the total of allowable pupil transportation expenditures identified on
32 the previous school year's final expenditure report to the state plus
33 district indirect expenses using the state recovery rate identified by
34 the superintendent; and

35 (b) Annually, any funds appropriated by the legislature in excess
36 of the maintenance level funding amount for student transportation

1 shall be distributed among school districts on a prorated basis using
2 the difference between the amount identified in (a) of this subsection
3 and the amount determined under the formula in RCW 28A.160.180.

4 ~~((3) The superintendent shall develop, implement, and provide a
5 copy of the rules specifying the student transportation reporting
6 requirements to the legislature and school districts no later than
7 December 1, 2009.~~

8 ~~(4) Beginning in December 2009, and continuing until December 2014,
9 the superintendent shall provide quarterly updates and progress reports
10 to the fiscal committees of the legislature on the implementation and
11 testing of the distribution formula.)~~

12 **Sec. 9.** RCW 28A.290.010 and 2009 c 548 s 114 are each amended to
13 read as follows:

14 (1) The quality education council is created to recommend and
15 inform the ongoing implementation by the legislature of an evolving
16 program of basic education and the financing necessary to support such
17 program. The council shall develop strategic recommendations on the
18 program of basic education for the common schools. The council shall
19 take into consideration the capacity report produced under RCW
20 28A.300.172 and the availability of data and progress of implementing
21 the data systems required under RCW 28A.655.210. Any recommendations
22 for modifications to the program of basic education shall be based on
23 evidence that the programs effectively support student learning. The
24 council shall update the statewide strategic recommendations every four
25 years. The recommendations of the council are intended to:

26 (a) Inform future educational policy and funding decisions of the
27 legislature and governor;

28 (b) Identify measurable goals and priorities for the educational
29 system in Washington state for a ten-year time period, including the
30 goals of basic education and ongoing strategies for coordinating
31 statewide efforts to eliminate the achievement gap and reduce student
32 dropout rates; and

33 (c) Enable the state of Washington to continue to implement an
34 evolving program of basic education.

35 (2) The council may request updates and progress reports from the
36 office of the superintendent of public instruction, the state board of

1 education, the professional educator standards board, and the
2 department of early learning on the work of the agencies as well as
3 educational working groups established by the legislature.

4 (3) The chair of the council shall be selected from the
5 councilmembers. The council shall be composed of the following
6 members:

7 (a) Four members of the house of representatives, with two members
8 representing each of the major caucuses and appointed by the speaker of
9 the house of representatives;

10 (b) Four members of the senate, with two members representing each
11 of the major caucuses and appointed by the president of the senate; and

12 (c) One representative each from the office of the governor, office
13 of the superintendent of public instruction, state board of education,
14 professional educator standards board, and department of early
15 learning.

16 (4) In the 2009 fiscal year, the council shall meet as often as
17 necessary as determined by the chair. In subsequent years, the council
18 shall meet no more than four times a year.

19 (5)(a) The council shall submit an initial report to the governor
20 and the legislature by January 1, 2010, detailing its recommendations,
21 including recommendations for resolving issues or decisions requiring
22 legislative action during the 2010 legislative session, and
23 recommendations for any funding necessary to continue development and
24 implementation of chapter 548, Laws of 2009.

25 (b) The initial report shall, at a minimum, include:

26 (i) Consideration of how to establish a statewide beginning teacher
27 mentoring and support system;

28 (ii) Recommendations for a program of early learning for at-risk
29 children;

30 (iii) A recommended schedule for the concurrent phase-in of the
31 changes to the instructional program of basic education and the
32 implementation of the funding formulas and allocations to support the
33 new instructional program of basic education as established under
34 chapter 548, Laws of 2009. The phase-in schedule shall have full
35 implementation completed by September 1, 2018; and

36 (iv) A recommended schedule for phased-in implementation of the new
37 distribution formula for allocating state funds to school districts for

1 the transportation of students to and from school, with phase-in
2 beginning no later than September 1, 2013.

3 (6) By December 1, 2010, the council must:

4 (a) Evaluate the effectiveness of the beginning educator support
5 team program, and if effective recommend to the legislature to phased-
6 in funding for the program beginning in the 2011-12 school year in an
7 amount sufficient to cover all first-year teachers and increased until
8 an amount sufficient to serve all teachers in their initial three years
9 of teaching;

10 (b) Monitor progress of the K-12 data governance group and provide
11 input to the group so that the final report fully addresses the data
12 needed for financial and program accountability;

13 (c) Develop and recommend to the legislature a process for how to
14 adequately fund and use research-based, empirical data analysis to
15 analyze and drive evidence-based practices through the education data
16 center and the data governance group.

17 (7) The council shall be staffed by the office of the
18 superintendent of public instruction and the office of financial
19 management. Additional staff support shall be provided by the state
20 entities with representatives on the committee. Senate committee
21 services and the house of representatives office of program research
22 may provide additional staff support.

23 ((+7)) (8) Legislative members of the council shall serve without
24 additional compensation but may be reimbursed for travel expenses in
25 accordance with RCW 44.04.120 while attending sessions of the council
26 or on official business authorized by the council. Nonlegislative
27 members of the council may be reimbursed for travel expenses in
28 accordance with RCW 43.03.050 and 43.03.060.

29 NEW SECTION. Sec. 10. A new section is added to chapter 28A.160
30 RCW to read as follows:

31 (1) The superintendent of public instruction shall develop,
32 implement, and provide a copy of the rules specifying the student
33 transportation reporting requirements to the legislature and school
34 districts no later than December 1, 2010.

35 (2) Beginning in December 2010, and continuing until December 2014,
36 the superintendent shall provide quarterly updates and progress reports

1 to the fiscal committees of the legislature on the implementation and
2 testing of the distribution formula.

3 (3) This section expires June 30, 2015.

4 **Sec. 11.** RCW 28A.150.410 and 2007 c 403 s 1 are each amended to
5 read as follows:

6 (1) The legislature shall establish for each school year in the
7 appropriations act a statewide salary allocation schedule, for
8 allocation purposes only, to be used to distribute funds for basic
9 education certificated instructional staff salaries under RCW
10 28A.150.260. For the purposes of this section, the staff allocations
11 for classroom teachers, teacher librarians, professional development
12 coaches, guidance counselors, and student health services staff under
13 RCW 28A.150.260 are considered allocations for certificated
14 instructional staff.

15 (2) Salary allocations for state-funded basic education
16 certificated instructional staff shall be calculated by the
17 superintendent of public instruction by determining the district's
18 average salary for certificated instructional staff, using the
19 statewide salary allocation schedule and related documents, conditions,
20 and limitations established by the omnibus appropriations act.

21 (3) Beginning January 1, 1992, no more than ninety college quarter-
22 hour credits received by any employee after the baccalaureate degree
23 may be used to determine compensation allocations under the state
24 salary allocation schedule and LEAP documents referenced in the omnibus
25 appropriations act, or any replacement schedules and documents, unless:

26 (a) The employee has a master's degree; or

27 (b) The credits were used in generating state salary allocations
28 before January 1, 1992.

29 (4) Beginning in the 2007-08 school year, the calculation of years
30 of service for occupational therapists, physical therapists, speech-
31 language pathologists, audiologists, nurses, social workers,
32 counselors, and psychologists regulated under Title 18 RCW may include
33 experience in schools and other nonschool positions as occupational
34 therapists, physical therapists, speech-language pathologists,
35 audiologists, nurses, social workers, counselors, or psychologists.
36 The calculation shall be that one year of service in a nonschool
37 position counts as one year of service for purposes of this chapter, up

1 to a limit of two years of nonschool service. Nonschool years of
2 service included in calculations under this subsection shall not be
3 applied to service credit totals for purposes of any retirement benefit
4 under chapter 41.32, 41.35, or 41.40 RCW, or any other state retirement
5 system benefits.

6 **Sec. 12.** 2009 c 548 s 805 (uncodified) is amended to read as
7 follows:

8 Sections 304 through 311 of this act take effect September 1,
9 ((2013)) 2011.

10 NEW SECTION. **Sec. 13.** 2009 c 548 s 112, as amended by section 5
11 of this act, is codified as a section in chapter 28A.290 RCW.

12 NEW SECTION. **Sec. 14.** RCW 43.41.398 is recodified as a section in
13 chapter 28A.400 RCW.

14 NEW SECTION. **Sec. 15.** Sections 3, 4, 8, and 11 of this act take
15 effect September 1, 2011.

16 NEW SECTION. **Sec. 16.** Sections 6 and 7 of this act are necessary
17 for the immediate preservation of the public peace, health, or safety,
18 or support of the state government and its existing public
19 institutions, and take effect immediately.

--- END ---