

SSB 5753 - S AMD 118
By Senator Litzow

ADOPTED AS AMENDED 03/07/2013

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

3 "Sec. 1. RCW 28A.150.520 and 2005 c 12 s 9 are each amended to
4 read as follows:

5 To the extent funds are available, public school districts must
6 comply with high-performance public ((building[s])) buildings
7 requirements under RCW 39.35D.010, 39.35D.020, 39.35D.040, 39.35D.060,
8 and 28A.150.530.

9 **Sec. 2.** RCW 28A.210.080 and 2007 c 276 s 1 are each amended to
10 read as follows:

11 (1) The attendance of every child at every public and private
12 school in the state and licensed day care center shall be conditioned
13 upon the presentation before or on each child's first day of attendance
14 at a particular school or center, of proof of either (a) full
15 immunization, (b) the initiation of and compliance with a schedule of
16 immunization, as required by rules of the state board of health, or (c)
17 a certificate of exemption as provided for in RCW 28A.210.090. The
18 attendance at the school or the day care center during any subsequent
19 school year of a child who has initiated a schedule of immunization
20 shall be conditioned upon the presentation of proof of compliance with
21 the schedule on the child's first day of attendance during the
22 subsequent school year. Once proof of full immunization or proof of
23 completion of an approved schedule has been presented, no further proof
24 shall be required as a condition to attendance at the particular school
25 or center.

26 (2)(a) Beginning with sixth grade entry, every public and private
27 school in the state shall provide parents and guardians with access to
28 information about meningococcal disease and its vaccine at the
29 beginning of every school year. Providing online access to the

1 information satisfies the requirements of this section unless a parent
2 or guardian specifically requests information to be provided in written
3 form. The information about meningococcal disease shall include:

4 (i) Its causes and symptoms, how meningococcal disease is spread,
5 and the places where parents and guardians may obtain additional
6 information and vaccinations for their children; and

7 (ii) Current recommendations from the United States centers for
8 disease control and prevention regarding the receipt of vaccines for
9 meningococcal disease and where the vaccination can be received.

10 (b) This subsection shall not be construed to require the
11 department of health or the school to provide meningococcal vaccination
12 to students.

13 (c) The department of health shall prepare the informational
14 materials and shall consult with the office of superintendent of public
15 instruction.

16 (d) This subsection does not create a private right of action.

17 (3)(a) Beginning with sixth grade entry, every public school in the
18 state shall provide parents and guardians with access to information
19 about human papillomavirus disease and its vaccine at the beginning of
20 every school year. Providing online access to the information
21 satisfies the requirements of this section unless a parent or guardian
22 specifically requests information to be provided in written form. The
23 information about human papillomavirus disease shall include:

24 (i) Its causes and symptoms, how human papillomavirus disease is
25 spread, and the places where parents and guardians may obtain
26 additional information and vaccinations for their children; and

27 (ii) Current recommendations from the United States centers for
28 disease control and prevention regarding the receipt of vaccines for
29 human papillomavirus disease and where the vaccination can be received.

30 (b) This subsection shall not be construed to require the
31 department of health or the school to provide human papillomavirus
32 vaccination to students.

33 (c) The department of health shall prepare the informational
34 materials and shall consult with the office of the superintendent of
35 public instruction.

36 (d) This subsection does not create a private right of action.

37 (4) Private schools are required by state law to notify parents

1 that information on the human papillomavirus disease prepared by the
2 department of health is available.

3 **Sec. 3.** RCW 28A.300.118 and 2000 c 126 s 1 are each amended to
4 read as follows:

5 (1) Beginning with the 2000-01 school year, the superintendent of
6 public instruction shall notify senior high schools and any other
7 public school that includes ninth grade of the names and contact
8 information of public and private entities offering programs leading to
9 college credit, including information about online advanced placement
10 classes, if the superintendent has knowledge of such entities and if
11 the cost of reporting these entities is minimal.

12 (2) Beginning with the 2000-01 school year, each senior high school
13 and any other public school that includes ninth grade shall publish
14 annually and deliver to each parent with children enrolled in ninth
15 through twelfth grades, information concerning the entrance
16 requirements and the availability of programs in the local area that
17 lead to college credit, including classes such as advanced placement,
18 running start, tech-prep, skill centers, college in the high school,
19 and international baccalaureate programs. The information may be
20 included with other information the school regularly mails to parents.
21 In addition, each senior high school and any other public school that
22 includes ninth grade shall enclose information of the names and contact
23 information of other public or private entities offering such programs,
24 including online advanced placement programs, to its ninth through
25 twelfth grade students if the school has knowledge of such entities.

26 (3) This section is suspended until July 1, 2015.

27 **Sec. 4.** RCW 28A.300.150 and 2006 c 263 s 705 are each amended to
28 read as follows:

29 The superintendent of public instruction shall collect and
30 disseminate to school districts information on child abuse and neglect
31 prevention curriculum and shall adopt rules dealing with the prevention
32 of child abuse for purposes of curriculum use in the common schools.
33 The superintendent of public instruction and the departments of social
34 and health services and ((community, trade, and economic development))
35 commerce shall share relevant information. Providing online access to

1 the information satisfies the requirements of this section unless a
2 parent or guardian specifically requests information to be provided in
3 written form.

4 **Sec. 5.** RCW 28A.300.160 and 1995 c 399 s 21 are each amended to
5 read as follows:

6 (1) The office of the superintendent of public instruction shall be
7 the lead agency and shall assist the department of social and health
8 services, the department of (~~community, trade, and economic~~
9 ~~development~~) commerce, and school districts in establishing a
10 coordinated primary prevention program for child abuse and neglect.

11 (2) In developing the program, consideration shall be given to the
12 following:

13 (a) Parent, teacher, and children's workshops whose information and
14 training is:

15 (i) Provided in a clear, age-appropriate, nonthreatening manner,
16 delineating the problem and the range of possible solutions;

17 (ii) Culturally and linguistically appropriate to the population
18 served;

19 (iii) Appropriate to the geographic area served; and

20 (iv) Designed to help counteract common stereotypes about child
21 abuse victims and offenders;

22 (b) Training for school age children's parents and school staff,
23 which includes:

24 (i) Physical and behavioral indicators of abuse;

25 (ii) Crisis counseling techniques;

26 (iii) Community resources;

27 (iv) Rights and responsibilities regarding reporting;

28 (v) School district procedures to facilitate reporting and apprise
29 supervisors and administrators of reports; and

30 (vi) Caring for a child's needs after a report is made;

31 (c) Training for licensed day care providers and parents that
32 includes:

33 (i) Positive child guidance techniques;

34 (ii) Physical and behavioral indicators of abuse;

35 (iii) Recognizing and providing safe, quality day care;

36 (iv) Community resources;

37 (v) Rights and responsibilities regarding reporting; and

1 (vi) Caring for the abused or neglected child;

2 (d) Training for children that includes:

3 (i) The right of every child to live free of abuse;

4 (ii) How to disclose incidents of abuse and neglect;

5 (iii) The availability of support resources and how to obtain help;

6 (iv) Child safety training and age-appropriate self-defense
7 techniques; and

8 (v) A period for crisis counseling and reporting immediately
9 following the completion of each children's workshop in a school
10 setting which maximizes the child's privacy and sense of safety.

11 (3) The office of the superintendent of public instruction shall
12 not require annual training under subsection (2) of this section. The
13 office of the superintendent of public instruction may consider
14 offering training every four years, except for new employees who shall
15 receive training within the first year of their hire date. School
16 districts are encouraged to work with private or nonprofit entities
17 that have the ability to provide the appropriate training for staff in
18 accordance with this section.

19 (4) The primary prevention program established under this section
20 shall be a voluntary program and shall not be part of the basic program
21 of education.

22 ((+4)) (5) Parents shall be given notice of the primary prevention
23 program and may refuse to have their children participate in the
24 program.

25 **Sec. 6.** RCW 28A.300.405 and 2000 c 210 s 4 are each amended to
26 read as follows:

27 (1) Consistent with the legislative findings in RCW 28A.300.390,
28 the legislature shall establish the Washington civil liberties public
29 education program. The program provides grants for the purpose of
30 establishing a legacy of remembrance as part of a continuing process of
31 recovery from the World War II exclusion and detention of individuals
32 of Japanese ancestry. The program is created to do one or both of the
33 following:

34 ((+1)) (a) Educate the public regarding the history and the
35 lessons of the World War II exclusion, removal, and detention of
36 persons of Japanese ancestry through the development, coordination, and

1 distribution of new educational materials and the development of
2 curriculum materials to complement and augment resources currently
3 available on this subject matter; and

4 ((+2)) (b) Develop videos, plays, presentations, speaker bureaus,
5 and exhibitions for presentation to elementary schools, secondary
6 schools, community colleges, and to other interested parties.

7 (2) This section is suspended until July 1, 2015.

8 **Sec. 7.** RCW 28A.300.410 and 2000 c 210 s 5 are each amended to
9 read as follows:

10 (1) The superintendent of public instruction shall allocate grants
11 under the program established in RCW 28A.300.390 through 28A.300.415
12 from private donations or within amounts appropriated for this specific
13 purpose. The grants shall be awarded on a competitive basis.

14 (2) The superintendent of public instruction may contract with
15 independent review panelists and establish an advisory panel to
16 evaluate and make recommendations to the superintendent of public
17 instruction based on grant applications.

18 (3) The superintendent of public instruction shall select grant
19 recipients from applicants who meet all of the following criteria:

20 (a) The capability to administer and complete the proposed project
21 within specified deadlines and within the specified budget;

22 (b) The experience, knowledge, and qualifications necessary to
23 conduct quality educational activities regarding the exclusion and
24 detention of Japanese-Americans during World War II;

25 (c) Projects that relate the Japanese-American exclusion and
26 detention experience with civil rights included in the Declaration of
27 Independence and the Constitution so that this event may be illuminated
28 and understood in order to prevent similar violations of civil rights
29 in the future;

30 (d) Projects that are designed to maximize the long-term
31 educational impact of this chapter;

32 (e) Projects that build upon, contribute to, and expand upon the
33 existing body of educational and research materials on the exclusion
34 and detention of Japanese-Americans during World War II; and

35 (f) Projects that include the variety of experiences regarding the
36 exclusion and detention of Japanese-Americans and its impact before,

1 during, and after World War II including those Japanese-Americans who
2 served in the military and those who were interned in department of
3 justice camps.

4 (4) Applicants for grants under the program are encouraged to do
5 each of the following:

6 (a) Involve former detainees, those excluded from the military
7 area, and their descendants in the development and implementation of
8 projects;

9 (b) Develop a strategy and plan for raising the level of awareness
10 and understanding among the American public regarding the exclusion and
11 detention of Japanese-Americans during World War II so that the causes
12 and circumstances of this and similar events may be illuminated and
13 understood;

14 (c) Develop a strategy and plan for reaching the broad,
15 multicultural population through project activities;

16 (d) Develop local and regional consortia of organizations and
17 individuals engaged in similar educational, research, and development
18 efforts;

19 (e) Coordinate and collaborate with organizations and individuals
20 engaging in similar educational, research, and development endeavors to
21 maximize the effect of grants;

22 (f) Utilize creative and innovative methods and approaches in the
23 research, development, and implementation of their projects;

24 (g) Seek matching funds, in-kind contributions, or other sources of
25 support to supplement their proposal;

26 (h) Use a variety of media, including new technology, and the arts
27 to creatively and strategically appeal to a broad audience while
28 enhancing and enriching community-based educational efforts;

29 (i) Include in the grant application, scholarly inquiry related to
30 the variety of experiences and impact of the exclusion and detention of
31 persons of Japanese ancestry during World War II; and

32 (j) Add relevant materials to or catalogue relevant materials in
33 libraries and other repositories for the creation, publication, and
34 distribution of bibliographies, curriculum guides, oral histories, and
35 other resource directories and supporting the continued development of
36 scholarly work on this subject by making a broad range of archival,
37 library, and research materials more accessible to the American public.

1 (5) The superintendent of public instruction may adopt other
2 criteria as it deems appropriate for its review of grant proposals. In
3 reviewing projects for funding, scoring shall be based on an evaluation
4 of all application materials including narratives, attachments, support
5 letters, supplementary materials, and other materials that may be
6 requested of applicants.

7 (6)(a) In the review process, the superintendent of public
8 instruction shall assign the following order of priority to the
9 criteria set forth in subsection (3) of this section:

10 (i) Subsection (3)(a) through (d) of this section, inclusive, shall
11 be given highest priority; and

12 (ii) Subsection (3)(e) (~~(through and)~~) and (f) of this section,
13 inclusive, shall be given second priority.

14 (b) The superintendent of public instruction shall consider the
15 overall breadth and variety of the field of applicants to determine the
16 projects that would best fulfill its program and mission. Final grant
17 awards may be for the full amount of the grant requests or for a
18 portion of the grant request.

19 (7) The superintendent of public instruction shall determine the
20 types of applicants eligible to apply for grants under this program.

21 (8) The office may accept gifts, grants, or endowments from public
22 or private sources for the program and may spend any gifts, grants, or
23 endowments or income from public or private sources according to their
24 terms.

25 (9) Except to the extent private funds are available, this section
26 is suspended until July 1, 2015.

27 **Sec. 8.** RCW 28A.300.520 and 2009 c 578 s 9 are each amended to
28 read as follows:

29 (1) The superintendent of public instruction shall review current
30 policies and assess the adequacy and availability of programs targeted
31 at children who have a parent who is incarcerated in a department of
32 corrections facility. The superintendent of public instruction shall
33 adopt policies that support the children of incarcerated parents and
34 meet their needs with the goal of facilitating normal child
35 development, including maintaining adequate academic progress, while
36 reducing intergenerational incarceration.

1 (2) To the extent funds are available, the superintendent shall
2 conduct the following activities to assist in implementing the
3 requirements of subsection (1) of this section:

4 (a) Gather information and data on the students who are the
5 children of inmates incarcerated in department of corrections
6 facilities; and

7 (b) Participate in the children of incarcerated parents advisory
8 committee and report information obtained under this section to the
9 advisory committee.

10 (3) This section is suspended until July 1, 2015.

11 **Sec. 9.** RCW 28A.640.020 and 1994 c 213 s 1 are each amended to
12 read as follows:

13 (1) The superintendent of public instruction shall develop
14 (~~(regulations)~~) rules and guidelines to eliminate sex discrimination as
15 it applies to public school employment, counseling and guidance
16 services to students, recreational and athletic activities for
17 students, access to course offerings, and in textbooks and
18 instructional materials used by students.

19 (a) Specifically with respect to public school employment, all
20 schools shall be required to:

21 (i) Maintain credential requirements for all personnel without
22 regard to sex;

23 (ii) Make no differentiation in pay scale on the basis of sex;

24 (iii) Assign school duties without regard to sex except where such
25 assignment would involve duty in areas or situations, such as but not
26 limited to a shower room, where persons might be disrobed;

27 (iv) Provide the same opportunities for advancement to males and
28 females; and

29 (v) Make no difference in conditions of employment including, but
30 not limited to, hiring practices, leaves of absence, hours of
31 employment, and assignment of, or pay for, instructional and
32 noninstructional duties, on the basis of sex.

33 (b) Specifically with respect to counseling and guidance services
34 for students, they shall be made available to all students equally.
35 All certificated personnel shall be required to stress access to all
36 career and vocational opportunities to students without regard to sex.

1 (c) Specifically with respect to recreational and athletic
2 activities, they shall be offered to all students without regard to
3 sex. Schools may provide separate teams for each sex. Schools which
4 provide the following shall do so with no disparities based on sex:
5 Equipment and supplies; medical care; services and insurance;
6 transportation and per diem allowances; opportunities to receive
7 coaching and instruction; laundry services; assignment of game
8 officials; opportunities for competition, publicity and awards;
9 scheduling of games and practice times including use of courts, gyms,
10 and pools: PROVIDED, That such scheduling of games and practice times
11 shall be determined by local administrative authorities after
12 consideration of the public and student interest in attending and
13 participating in various recreational and athletic activities. Each
14 school which provides showers, toilets, or training room facilities for
15 athletic purposes shall provide comparable facilities for both sexes.
16 Such facilities may be provided either as separate facilities or shall
17 be scheduled and used separately by each sex.

18 The superintendent of public instruction shall also be required to
19 develop a student survey to distribute every three years to each local
20 school district in the state to determine student interest for
21 male/female participation in specific sports.

22 (d) Specifically with respect to course offerings, all classes
23 shall be required to be available to all students without regard to
24 sex: PROVIDED, That separation is permitted within any class during
25 sessions on sex education or gym classes.

26 (e) Specifically with respect to textbooks and instructional
27 materials, which shall also include, but not be limited to, reference
28 books and audio-visual materials, they shall be required to adhere to
29 the guidelines developed by the superintendent of public instruction to
30 implement the intent of this chapter: PROVIDED, That this subsection
31 shall not be construed to prohibit the introduction of material deemed
32 appropriate by the instructor for educational purposes.

33 (2)(a) By December 31, 1994, the superintendent of public
34 instruction shall develop criteria for use by school districts in
35 developing sexual harassment policies as required under (b) of this
36 subsection. The criteria shall address the subjects of grievance
37 procedures, remedies to victims of sexual harassment, disciplinary
38 actions against violators of the policy, and other subjects at the

1 discretion of the superintendent of public instruction. Disciplinary
2 actions must conform with collective bargaining agreements and state
3 and federal laws. The superintendent of public instruction also shall
4 supply sample policies to school districts upon request.

5 (b) By June 30, 1995, every school district shall adopt and
6 implement a written policy concerning sexual harassment. The policy
7 shall apply to all school district employees, volunteers, parents, and
8 students, including, but not limited to, conduct between students.

9 (c) School district policies on sexual harassment shall be reviewed
10 by the superintendent of public instruction considering the criteria
11 established under (a) of this subsection as part of the monitoring
12 process established in RCW 28A.640.030.

13 (d) The school district's sexual harassment policy shall be
14 conspicuously posted throughout each school building, and provided to
15 each employee. Employees may be provided the policy online. A copy of
16 the policy shall appear in any publication of the school or school
17 district setting forth the rules, (~~regulations,~~) procedures, and
18 standards of conduct for the school or school district.

19 (e) Each school shall develop a process for discussing the
20 district's sexual harassment policy. The process shall ensure the
21 discussion addresses the definition of sexual harassment and issues
22 covered in the sexual harassment policy.

23 (f) The office of the superintendent of public instruction shall
24 not require annual training to address the policies of this section.
25 Training may be offered every four years, except for new employees who
26 shall receive training within the first year of their hire date.

27 (g) "Sexual harassment" as used in this section means unwelcome
28 sexual advances, requests for sexual favors, sexually motivated
29 physical contact, or other verbal or physical conduct or communication
30 of a sexual nature if:

31 (i) Submission to that conduct or communication is made a term or
32 condition, either explicitly or implicitly, of obtaining an education
33 or employment;

34 (ii) Submission to or rejection of that conduct or communication by
35 an individual is used as a factor in decisions affecting that
36 individual's education or employment; or

37 (iii) That conduct or communication has the purpose or effect of

1 substantially interfering with an individual's educational or work
2 performance, or of creating an intimidating, hostile, or offensive
3 educational or work environment.

4 **Sec. 10.** RCW 28A.655.061 and 2011 1st sp.s. c 22 s 2 are each
5 amended to read as follows:

6 (1) The high school assessment system shall include but need not be
7 limited to the statewide student assessment, opportunities for a
8 student to retake the content areas of the assessment in which the
9 student was not successful, and, if approved by the legislature
10 pursuant to subsection (10) of this section, one or more objective
11 alternative assessments for a student to demonstrate achievement of
12 state academic standards. The objective alternative assessments for
13 each content area shall be comparable in rigor to the skills and
14 knowledge that the student must demonstrate on the statewide student
15 assessment for each content area.

16 (2) Subject to the conditions in this section, a certificate of
17 academic achievement shall be obtained by most students at about the
18 age of sixteen, and is evidence that the students have successfully met
19 the state standard in the content areas included in the certificate.
20 With the exception of students satisfying the provisions of RCW
21 28A.155.045 or 28A.655.0611, acquisition of the certificate is required
22 for graduation from a public high school but is not the only
23 requirement for graduation.

24 (3) Beginning with the graduating class of 2008, with the exception
25 of students satisfying the provisions of RCW 28A.155.045, a student who
26 meets the state standards on the reading, writing, and mathematics
27 content areas of the high school statewide student assessment shall
28 earn a certificate of academic achievement. If a student does not
29 successfully meet the state standards in one or more content areas
30 required for the certificate of academic achievement, then the student
31 may retake the assessment in the content area up to four times at no
32 cost to the student. If the student successfully meets the state
33 standards on a retake of the assessment then the student shall earn a
34 certificate of academic achievement. Once objective alternative
35 assessments are authorized pursuant to subsection (10) of this section,
36 a student may use the objective alternative assessments to demonstrate
37 that the student successfully meets the state standards for that

1 content area if the student has taken the statewide student assessment
2 at least once. If the student successfully meets the state standards
3 on the objective alternative assessments then the student shall earn a
4 certificate of academic achievement.

5 (4) Beginning with the graduating class of 2015, a student must
6 meet the state standards in science in addition to the other content
7 areas required under subsection (3) of this section on the statewide
8 student assessment or the objective alternative assessments in order to
9 earn a certificate of academic achievement.

10 (5) The state board of education may not require the acquisition of
11 the certificate of academic achievement for students in home-based
12 instruction under chapter 28A.200 RCW, for students enrolled in private
13 schools under chapter 28A.195 RCW, or for students satisfying the
14 provisions of RCW 28A.155.045.

15 (6) A student may retain and use the highest result from each
16 successfully completed content area of the high school assessment.

17 (7) School districts must make available to students the following
18 options:

19 (a) To retake the statewide student assessment up to four times in
20 the content areas in which the student did not meet the state standards
21 if the student is enrolled in a public school; or

22 (b) To retake the statewide student assessment up to four times in
23 the content areas in which the student did not meet the state standards
24 if the student is enrolled in a high school completion program at a
25 community or technical college. The superintendent of public
26 instruction and the state board for community and technical colleges
27 shall jointly identify means by which students in these programs can be
28 assessed.

29 (8) Students who achieve the standard in a content area of the high
30 school assessment but who wish to improve their results shall pay for
31 retaking the assessment, using a uniform cost determined by the
32 superintendent of public instruction.

33 (9) Opportunities to retake the assessment at least twice a year
34 shall be available to each school district.

35 (10)(a) The office of the superintendent of public instruction
36 shall develop options for implementing objective alternative
37 assessments, which may include an appeals process for students' scores,
38 for students to demonstrate achievement of the state academic

1 standards. The objective alternative assessments shall be comparable
2 in rigor to the skills and knowledge that the student must demonstrate
3 on the statewide student assessment and be objective in its
4 determination of student achievement of the state standards. Before
5 any objective alternative assessments in addition to those authorized
6 in RCW 28A.655.065 or (b) of this subsection are used by a student to
7 demonstrate that the student has met the state standards in a content
8 area required to obtain a certificate, the legislature shall formally
9 approve the use of any objective alternative assessments through the
10 omnibus appropriations act or by statute or concurrent resolution.

11 (b)(i) A student's score on the mathematics, reading or English, or
12 writing portion of the SAT or the ACT may be used as an objective
13 alternative assessment under this section for demonstrating that a
14 student has met or exceeded the state standards for the certificate of
15 academic achievement. The state board of education shall identify the
16 scores students must achieve on the relevant portion of the SAT or ACT
17 to meet or exceed the state standard in the relevant content area on
18 the statewide student assessment. A student's score on the science
19 portion of the ACT or the science subject area tests of the SAT may be
20 used as an objective alternative assessment under this section as soon
21 as the state board of education determines that sufficient data is
22 available to identify reliable equivalent scores for the science
23 content area of the statewide student assessment. After the first
24 scores are established, the state board may increase but not decrease
25 the scores required for students to meet or exceed the state standards.

26 (ii) A student who scores at least a three on the grading scale of
27 one to five for selected AP examinations may use the score as an
28 objective alternative assessment under this section for demonstrating
29 that a student has met or exceeded state standards for the certificate
30 of academic achievement. A score of three on the AP examinations in
31 calculus or statistics may be used as an alternative assessment for the
32 mathematics portion of the statewide student assessment. A score of
33 three on the AP examinations in English language and composition may be
34 used as an alternative assessment for the writing portion of the
35 statewide student assessment. A score of three on the AP examinations
36 in English literature and composition, macroeconomics, microeconomics,
37 psychology, United States history, world history, United States
38 government and politics, or comparative government and politics may be

1 used as an alternative assessment for the reading portion of the
2 statewide student assessment. A score of three on the AP examination
3 in biology, physics, chemistry, or environmental science may be used as
4 an alternative assessment for the science portion of the statewide
5 student assessment.

6 (11) By December 15, 2004, the house of representatives and senate
7 education committees shall obtain information and conclusions from
8 recognized, independent, national assessment experts regarding the
9 validity and reliability of the high school Washington assessment of
10 student learning for making individual student high school graduation
11 determinations.

12 ~~((12) To help assure continued progress in academic achievement as
13 a foundation for high school graduation and to assure that students are
14 on track for high school graduation, each school district shall prepare
15 plans for and notify students and their parents or legal guardians as
16 provided in this subsection. Student learning plans are required for
17 eighth grade students who were not successful on any or all of the
18 content areas of the state assessment during the previous school year
19 or who may not be on track to graduate due to credit deficiencies or
20 absences. The parent or legal guardian shall be notified about the
21 information in the student learning plan, preferably through a parent
22 conference and at least annually. To the extent feasible, schools
23 serving English language learner students and their parents shall
24 translate the plan into the primary language of the family. The plan
25 shall include the following information as applicable:~~

- 26 ~~(a) The student's results on the state assessment;~~
- 27 ~~(b) If the student is in the transitional bilingual program, the~~
28 ~~score on his or her Washington language proficiency test II;~~
- 29 ~~(c) Any credit deficiencies;~~
- 30 ~~(d) The student's attendance rates over the previous two years;~~
- 31 ~~(e) The student's progress toward meeting state and local~~
32 ~~graduation requirements;~~
- 33 ~~(f) The courses, competencies, and other steps needed to be taken~~
34 ~~by the student to meet state academic standards and stay on track for~~
35 ~~graduation;~~
- 36 ~~(g) Remediation strategies and alternative education options~~
37 ~~available to students, including informing students of the option to~~

1 ~~continue to receive instructional services after grade twelve or until~~
2 ~~the age of twenty-one;~~

3 ~~(h) The alternative assessment options available to students under~~
4 ~~this section and RCW 28A.655.065;~~

5 ~~(i) School district programs, high school courses, and career and~~
6 ~~technical education options available for students to meet graduation~~
7 ~~requirements; and~~

8 ~~(j) Available programs offered through skill centers or community~~
9 ~~and technical colleges, including the college high school diploma~~
10 ~~options under RCW 28B.50.535.)~~

11 **Sec. 11.** RCW 39.35D.040 and 2011 c 99 s 2 are each amended to read
12 as follows:

13 (1) All major facility projects of public school districts
14 receiving any funding in a state capital budget must be designed and
15 constructed to at least the LEED silver standard or the Washington
16 sustainable school design protocol. To the extent appropriate LEED
17 silver or Washington sustainable school design protocol standards exist
18 for the type of building or facility, this subsection applies to major
19 facility projects that have not received project approval from the
20 superintendent of public instruction prior to: (a) July 1, 2006, for
21 volunteering school districts; (b) July 1, 2007, for class one school
22 districts; and (c) July 1, 2008, for class two school districts.

23 (2) Public school districts under this section shall: (a) Monitor
24 and document appropriate operating benefits and savings resulting from
25 major facility projects designed and constructed as required under this
26 section for a minimum of five years following local board acceptance of
27 a project receiving state funding; and (b) report annually to the
28 superintendent of public instruction. The form and content of each
29 report must be mutually developed by the office of the superintendent
30 of public instruction in consultation with school districts.

31 (3) The superintendent of public instruction shall consolidate the
32 reports required in subsection (2) of this section into one report and
33 report to the governor and legislature by September 1st of each even-
34 numbered year beginning in 2006 and ending in 2016. In its report, the
35 superintendent of public instruction shall also report on the
36 implementation of this chapter, including reasons why the LEED standard
37 or Washington sustainable school design protocol was not used as

1 required by RCW 39.35D.020(5)(b). The superintendent of public
2 instruction shall make recommendations regarding the ongoing
3 implementation of this chapter, including a discussion of incentives
4 and disincentives related to implementing this chapter.

5 (4) The superintendent of public instruction shall develop and
6 issue guidelines for administering this chapter for public school
7 districts. The purpose of the guidelines is to define a procedure and
8 method for employing and verifying compliance with the LEED silver
9 standard or the Washington sustainable school design protocol.

10 (5) The superintendent of public instruction shall utilize the
11 school facilities advisory board as a high-performance buildings
12 advisory committee comprised of affected public schools, the
13 superintendent of public instruction, the department, and others at the
14 superintendent of public instruction's discretion to provide advice on
15 implementing this chapter. Among other duties, the advisory committee
16 shall make recommendations regarding an education and training process
17 and an ongoing evaluation or feedback process to help the
18 superintendent of public instruction implement this chapter.

19 (6) For projects that comply with this section by meeting the LEED
20 silver standard, the superintendent of public instruction must credit
21 one additional point for a project that uses wood products with a
22 credible third-party sustainable forest certification or from forests
23 regulated under chapter 76.09 RCW, the Washington forest practices act.
24 For projects that qualify for this additional point, and for which an
25 additional point would have resulted in formal certification under the
26 LEED silver standard, the project must be deemed to meet the
27 requirements of subsection (1) of this section.

28 (7) School districts are required to comply with this section only
29 to the extent federal or state funds are available.

30 NEW SECTION. **Sec. 12.** The following acts or parts of acts are
31 each repealed:

32 (1) RCW 28A.210.130 (Immunization program--Superintendent of public
33 instruction to provide information) and 1990 c 33 s 197 & 1985 c 49 s
34 4;

35 (2) RCW 28A.220.050 (Information on proper use of left-hand lane)
36 and 1986 c 93 s 4;

1 (3) RCW 28A.220.080 (Information on motorcycle awareness) and 2007
2 c 97 s 4 & 2004 c 126 s 1;

3 (4) RCW 28A.220.085 (Information on driving safely among bicyclists
4 and pedestrians) and 2008 c 125 s 4;

5 (5) RCW 28A.230.150 (Temperance and Good Citizenship Day--Aids in
6 programming) and 1969 ex.s. c 223 s 28A.02.090;

7 (6) RCW 28A.300.280 (Conflict resolution program) and 1994 sp.s. c
8 7 s 611; and

9 (7) RCW 28A.320.185 (School gardens or farms) and 2008 c 215 s 7.

10 NEW SECTION. **Sec. 13.** Sections 3 and 6 through 8 of this act
11 expire July 1, 2015.

12 NEW SECTION. **Sec. 14.** This act is necessary for the immediate
13 preservation of the public peace, health, or safety, or support of the
14 state government and its existing public institutions, and takes effect
15 immediately."

SSB 5753 - S AMD
By Senator Litzow

ADOPTED AS AMENDED 03/07/2013

16 On page 1, line 1 of the title, after "system;" strike the
17 remainder of the title and insert "amending RCW 28A.150.520,
18 28A.210.080, 28A.300.118, 28A.300.150, 28A.300.160, 28A.300.405,
19 28A.300.410, 28A.300.520, 28A.640.020, 28A.655.061, and 39.35D.040;
20 repealing RCW 28A.210.130, 28A.220.050, 28A.220.080, 28A.220.085,
21 28A.230.150, 28A.300.280, and 28A.320.185; providing an expiration
22 date; and declaring an emergency."

EFFECT: The following provisions are removed: Section 10 in the
Substitute Senate bill, which made providing lip reading for children

with hearing disabilities, subject to funds available; and Section 6, which provided that OSPI was not required to provide annual training session for conflict resolution and other violence prevention topics, although the training may be offered every four years.

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