

---

SENATE BILL 5570

---

State of Washington

63rd Legislature

2013 Regular Session

By Senators McAuliffe, Rolfes, Keiser, and Kline

Read first time 02/04/13. Referred to Committee on Early Learning & K-12 Education.

1 AN ACT Relating to school funding; amending RCW 28A.150.260; and  
2 creating a new section.

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

4 NEW SECTION. **Sec. 1.** It is the intent of the legislature to  
5 continue to implement the changes that the legislature began in 2009  
6 with the passage of Engrossed Substitute House Bill No. 2261 (chapter  
7 548, Laws of 2009) that initially established the framework for a  
8 different funding system for public schools that is based on  
9 prototypical schools. The legislature's goal in using the prototypical  
10 schools in the framework is to illustrate more accurately and clearly  
11 to the public the level of resources needed to operate a school of a  
12 particular size with particular types and grade levels of students  
13 using commonly understood terms and inputs, such as class size, hours  
14 of instruction, and various categories of school staff. The  
15 legislature adjusts the actual funding allocations to school districts  
16 based on the actual number of students in each grade level at each  
17 school in the district.

18 The legislature finds that the 2009 legislature created a funding  
19 formula technical working group to recommend the appropriate baseline

1 level of funding for each component of the formula using the new  
2 prototypical school funding model. The recommendations reflected the  
3 level of state allocations provided at the time the prototypical school  
4 funding model was created. The legislature further finds that the  
5 recommended baseline values were placed into statute in Substitute  
6 House Bill No. 2776 (chapter 236, Laws of 2010).

7 The legislature finds that the quality education council was  
8 created to recommend and inform the ongoing implementation of the  
9 evolving program of basic education and the financing necessary to  
10 support the program. The legislature further finds that in 2010 the  
11 quality education council recommended the funding values to be  
12 implemented by 2018.

13 The legislature intends to implement the 2010 recommendations of  
14 the quality education council regarding the full funding values for the  
15 prototypical school allocation model.

16 **Sec. 2.** RCW 28A.150.260 and 2011 1st sp.s. c 27 s 2 are each  
17 amended to read as follows:

18 The purpose of this section is to provide for the allocation of  
19 state funding that the legislature deems necessary to support school  
20 districts in offering the minimum instructional program of basic  
21 education under RCW 28A.150.220. The allocation shall be determined as  
22 follows:

23 (1) The governor shall and the superintendent of public instruction  
24 may recommend to the legislature a formula for the distribution of a  
25 basic education instructional allocation for each common school  
26 district.

27 (2) The distribution formula under this section shall be for  
28 allocation purposes only. Except as may be required under chapter  
29 28A.155, 28A.165, 28A.180, or 28A.185 RCW, or federal laws and  
30 regulations, nothing in this section requires school districts to use  
31 basic education instructional funds to implement a particular  
32 instructional approach or service. Nothing in this section requires  
33 school districts to maintain a particular classroom teacher-to-student  
34 ratio or other staff-to-student ratio or to use allocated funds to pay  
35 for particular types or classifications of staff. Nothing in this  
36 section entitles an individual teacher to a particular teacher planning  
37 period.

1           (3)(a) To the extent the technical details of the formula have been  
2 adopted by the legislature and except when specifically provided as a  
3 school district allocation, the distribution formula for the basic  
4 education instructional allocation shall be based on minimum staffing  
5 and nonstaff costs the legislature deems necessary to support  
6 instruction and operations in prototypical schools serving high,  
7 middle, and elementary school students as provided in this section.  
8 The use of prototypical schools for the distribution formula does not  
9 constitute legislative intent that schools should be operated or  
10 structured in a similar fashion as the prototypes. Prototypical  
11 schools illustrate the level of resources needed to operate a school of  
12 a particular size with particular types and grade levels of students  
13 using commonly understood terms and inputs, such as class size, hours  
14 of instruction, and various categories of school staff. It is the  
15 intent that the funding allocations to school districts be adjusted  
16 from the school prototypes based on the actual number of annual average  
17 full-time equivalent students in each grade level at each school in the  
18 district and not based on the grade-level configuration of the school  
19 to the extent that data is available. The allocations shall be further  
20 adjusted from the school prototypes with minimum allocations for small  
21 schools and to reflect other factors identified in the omnibus  
22 appropriations act.

23           (b) For the purposes of this section, prototypical schools are  
24 defined as follows:

25           (i) A prototypical high school has six hundred average annual full-  
26 time equivalent students in grades nine through twelve;

27           (ii) A prototypical middle school has four hundred thirty-two  
28 average annual full-time equivalent students in grades seven and eight;  
29 and

30           (iii) A prototypical elementary school has four hundred average  
31 annual full-time equivalent students in grades kindergarten through  
32 six.

33           (4)(a) The minimum allocation for each level of prototypical school  
34 shall be based on the number of full-time equivalent classroom teachers  
35 needed to provide instruction over the minimum required annual  
36 instructional hours under RCW 28A.150.220 and provide at least one  
37 teacher planning period per school day, and based on the following

1 general education average class size of full-time equivalent students  
2 per teacher:

	General education average class size
6 Grades K-3 . . . . .	25.23
7 Grade 4 . . . . .	27.00
8 Grades 5-6 . . . . .	27.00
9 Grades 7-8 . . . . .	28.53
10 Grades 9-12 . . . . .	28.74

11 (b) During the 2011-2013 biennium and beginning with schools with  
12 the highest percentage of students eligible for free and reduced-price  
13 meals in the prior school year, the general education average class  
14 size for grades K-3 shall be reduced until the average class size  
15 funded under this subsection (4) is no more than 17.0 full-time  
16 equivalent students per teacher beginning in the 2017-18 school year.

17 (c) Beginning in the 2018-19 school year, minimum allocation for  
18 each level of prototypical school shall be based on the number of full-  
19 time equivalent classroom teachers needed to provide instruction over  
20 the minimum required annual instructional hours under RCW 28A.150.220  
21 and provide at least one teacher planning period per school day, and  
22 based on the following average class size of full-time equivalent  
23 student per teacher in general education and in high poverty schools:

	<u>General education</u>	<u>High poverty schools</u>
	<u>average class size</u>	<u>average class size</u>
26 <u>Grades K-3.....</u>	<u>15.00.....</u>	<u>15.00</u>
27 <u>Grade 4.....</u>	<u>25.00.....</u>	<u>22.00</u>
28 <u>Grades 5-6.....</u>	<u>25.00.....</u>	<u>23.00</u>
29 <u>Grades 7-8.....</u>	<u>25.00.....</u>	<u>23.00</u>
30 <u>Grades 9-12.....</u>	<u>25.00.....</u>	<u>23.00</u>

31 A high poverty school must have more than fifty percent of the  
32 students eligible for free and reduced-price meals.

33 (d) The minimum allocation for each prototypical middle and high  
34 school shall also provide for full-time equivalent classroom teachers

1 based on the following number of full-time equivalent students per  
2 teacher in career and technical education:

3 Career and technical  
4 education average  
5 class size

6 Approved career and technical education offered at  
7 the middle school and high school level . . . . . 26.57  
8 Skill center programs meeting the standards established  
9 by the office of the superintendent of public  
10 instruction . . . . . 22.76

11 ~~((d))~~ (e) Beginning in the 2017-18 school year, the minimum  
12 allocation for each prototypical middle and high school shall also  
13 provide for full-time equivalent classroom teachers based on the  
14 following number of full-time equivalent students per teacher in career  
15 and technical education:

16 Career and technical  
17 education average  
18 class size

19 Approved career and technical education offered at  
20 the middle school and high school level . . . . . 19.00  
21 Skill center programs meeting the standards established  
22 by the office of the superintendent of public  
23 instruction . . . . . 16.00

24 (f) In addition, the omnibus appropriations act shall at a minimum  
25 specify(~~(~~

26 ~~(i) A high poverty average class size in schools where more than~~  
27 ~~fifty percent of the students are eligible for free and reduced price~~  
28 ~~meals; and~~

29 ~~(ii))~~ a specialty average class size for laboratory science,  
30 advanced placement, and international baccalaureate courses.

31 (5)(a) The minimum allocation for each level of prototypical school  
32 shall include allocations for the following types of staff in addition  
33 to classroom teachers:

34

1				
2		Elementary	Middle	High
3		School	School	School
4	Principals, assistant principals, and other certificated building-level			
5	administrators .....	1.253	1.353	1.880
6	Teacher librarians, a function that includes information literacy, technology,			
7	and media to support school library media programs .....	0.663	0.519	0.523
8	Health and social services:			
9	School nurses .....	0.076	0.060	0.096
10	Social workers .....	0.042	0.006	0.015
11	Psychologists .....	0.017	0.002	0.007
12	Guidance counselors, a function that includes parent outreach and graduation			
13	advising .....	0.493	1.116	1.909
14	Teaching assistance, including any aspect of educational instructional			
15	services provided by classified employees .....	0.936	0.700	0.652
16	Office support and other noninstructional aides .....	2.012	2.325	3.269
17	Custodians .....	1.657	1.942	2.965
18	Classified staff providing student and staff safety .....	0.079	0.092	0.141
19	Parent involvement coordinators .....	0.00	0.00	0.00

20       (b) Beginning in the 2017-18 school year, the minimum allocation  
21 for each level of prototypical school shall include allocations for the  
22 following types of staff in addition to classroom teachers:

23		<u>Elementary</u>	<u>Middle</u>	<u>High</u>
24		<u>School</u>	<u>School</u>	<u>School</u>
25	<u>Principals, assistant principals, and other certificated building-level</u>			
26	<u>administrators .....</u>	<u>1.3</u>	<u>1.4</u>	<u>1.9</u>
27	<u>Teacher librarians, a function that includes information literacy, technology,</u>			
28	<u>and media to support school library media programs .....</u>	<u>1.0</u>	<u>1.0</u>	<u>1.0</u>
29	<u>Health and social services:</u>			
30	<u>    School nurses .....</u>	<u>0.563</u>	<u>0.882</u>	<u>0.814</u>
31	<u>    Social workers .....</u>	<u>0.311</u>	<u>0.088</u>	<u>0.127</u>
32	<u>    Psychologists .....</u>	<u>0.126</u>	<u>0.029</u>	<u>0.059</u>

1	<u>Guidance counselors, a function that includes parent outreach and graduation</u>			
2	<u>advising</u> .....	<u>.5</u>	<u>2.0</u>	<u>3.5</u>
3	<u>Teaching assistance, including any aspect of educational instructional</u>			
4	<u>services provided by classified employees</u> .....	<u>2.0</u>	<u>1.0</u>	<u>1.0</u>
5	<u>Office support and other noninstructional aides</u> .....	<u>3.0</u>	<u>3.5</u>	<u>3.5</u>
6	<u>Custodians</u> .....	<u>1.7</u>	<u>2.0</u>	<u>3.0</u>
7	<u>Classified staff providing student and staff safety</u> .....	<u>0.079</u>	<u>0.7</u>	<u>1.3</u>
8	<u>Family involvement coordinators</u> .....	<u>1.0</u>	<u>1.0</u>	<u>0.8</u>

9           (6)(a)(i) The minimum staffing allocation for each school district  
10 to provide district-wide support services shall be allocated per one  
11 thousand annual average full-time equivalent students in grades K-12 as  
12 follows:

13		Staff per 1,000
14		K-12 students
15	Technology . . . . .	0.628
16	Facilities, maintenance, and grounds . . . . .	1.813
17	Warehouse, laborers, and mechanics . . . . .	0.332

18           ~~((b))~~ (ii) The minimum allocation of staff units for each school  
19 district to support certificated and classified staffing of central  
20 administration shall be 5.30 percent of the staff units generated under  
21 subsections (4)(a) and (b) and (5) of this section and (a)(i) of this  
22 subsection.

23           (b)(i) Beginning in the 2017-18 school year, the minimum staffing  
24 allocation for each school district to provide district-wide support  
25 services shall be allocated per one thousand annual average full-time  
26 equivalent students in grades K-12 as follows:

27		<u>Staff per 1,000</u>
28		<u>K-12 students</u>
29	<u>Technology</u> . . . . .	<u>2.8</u>
30	<u>Facilities, maintenance, and grounds</u> . . . . .	<u>4.0</u>
31	<u>Warehouse, laborers, and mechanics</u> . . . . .	<u>1.9</u>

32           (ii) Beginning in the 2017-18 school year, the minimum allocation  
33 of staff units for each school district to support certificated and

1 classified staffing of central administration shall be 5.59 percent of  
2 the staff units generated under subsections (4)(a) and (b) and (5) of  
3 this section and (a)(i) of this subsection.

4 (7) The distribution formula shall include staffing allocations to  
5 school districts for career and technical education and skill center  
6 administrative and other school-level certificated staff, as specified  
7 in the omnibus appropriations act.

8 (8)(a) Except as provided in (b) of this subsection, the minimum  
9 allocation for each school district shall include allocations per  
10 annual average full-time equivalent student for the following  
11 materials, supplies, and operating costs, to be adjusted for inflation  
12 from the 2008-09 school year:

	Per annual average full-time equivalent student in grades K-12
16 Technology . . . . .	\$54.43
17 Utilities and insurance . . . . .	\$147.90
18 Curriculum and textbooks . . . . .	\$58.44
19 Other supplies and library materials . . . . .	\$124.07
20 Instructional professional development for certified and 21 classified staff . . . . .	\$9.04
22 Facilities maintenance . . . . .	\$73.27
23 Security and central office . . . . .	\$50.76

24 (b) During the 2011-2013 biennium, the minimum allocation for  
25 maintenance, supplies, and operating costs shall be increased as  
26 specified in the omnibus appropriations act. The following  
27 allocations, adjusted for inflation from the 2007-08 school year, are  
28 provided in the 2015-16 school year, after which the allocations shall  
29 be adjusted annually for inflation as specified in the omnibus  
30 appropriations act:

	Per annual average full-time equivalent student in grades K-12
34 Technology . . . . .	\$113.80
35 Utilities and insurance . . . . .	\$309.21
36 Curriculum and textbooks . . . . .	\$122.17
37 Other supplies and library materials . . . . .	\$259.39



1 Instructional professional development for certificated and  
2 classified staff . . . . . \$18.89  
3 Facilities maintenance . . . . . \$153.18  
4 Security and central office administration . . . . . \$106.12

5 (9) In addition to the amounts provided in subsection (8) of this  
6 section, the omnibus appropriations act shall provide an amount based  
7 on full-time equivalent student enrollment in each of the following:

8 (a) Exploratory career and technical education courses for students  
9 in grades seven through twelve;

10 (b) Laboratory science courses for students in grades nine through  
11 twelve;

12 (c) Preparatory career and technical education courses for students  
13 in grades nine through twelve offered in a high school; and

14 (d) Preparatory career and technical education courses for students  
15 in grades eleven and twelve offered through a skill center.

16 (10) In addition to the allocations otherwise provided under this  
17 section, amounts shall be provided to support the following programs  
18 and services:

19 (a) To provide supplemental instruction and services for  
20 underachieving students through the learning assistance program under  
21 RCW 28A.165.005 through 28A.165.065, allocations shall be based on the  
22 district percentage of students in grades K-12 who were eligible for  
23 free or reduced-price meals in the prior school year. The minimum  
24 allocation for the program shall provide for each level of prototypical  
25 school resources to provide, on a statewide average, 1.5156 hours per  
26 week in extra instruction with a class size of fifteen learning  
27 assistance program students per teacher.

28 (b) To provide supplemental instruction and services for students  
29 whose primary language is other than English, allocations shall be  
30 based on the head count number of students in each school who are  
31 eligible for and enrolled in the transitional bilingual instruction  
32 program under RCW 28A.180.010 through 28A.180.080. The minimum  
33 allocation for each level of prototypical school shall provide  
34 resources to provide, on a statewide average, 4.7780 hours per week in  
35 extra instruction with fifteen transitional bilingual instruction  
36 program students per teacher. Notwithstanding other provisions of this  
37 subsection (10), the actual per-student allocation may be scaled to  
38 provide a larger allocation for students needing more intensive

1 intervention and a commensurate reduced allocation for students needing  
2 less intensive intervention, as detailed in the omnibus appropriations  
3 act.

4 (c) To provide additional allocations to support programs for  
5 highly capable students under RCW 28A.185.010 through 28A.185.030,  
6 allocations shall be based on two and three hundred fourteen one-  
7 thousandths percent of each school district's full-time equivalent  
8 basic education enrollment. The minimum allocation for the programs  
9 shall provide resources to provide, on a statewide average, 2.1590  
10 hours per week in extra instruction with fifteen highly capable program  
11 students per teacher.

12 (11) The allocations under subsections (4)(a) and (b), (5), (6),  
13 and (8) of this section shall be enhanced as provided under RCW  
14 28A.150.390 on an excess cost basis to provide supplemental  
15 instructional resources for students with disabilities.

16 (12)(a) For the purposes of allocations for prototypical high  
17 schools and middle schools under subsections (4) and (10) of this  
18 section that are based on the percent of students in the school who are  
19 eligible for free and reduced-price meals, the actual percent of such  
20 students in a school shall be adjusted by a factor identified in the  
21 omnibus appropriations act to reflect underreporting of free and  
22 reduced-price meal eligibility among middle and high school students.

23 (b) Allocations or enhancements provided under subsections (4),  
24 (7), and (9) of this section for exploratory and preparatory career and  
25 technical education courses shall be provided only for courses approved  
26 by the office of the superintendent of public instruction under chapter  
27 28A.700 RCW.

28 (13)(a) This formula for distribution of basic education funds  
29 shall be reviewed biennially by the superintendent and governor. The  
30 recommended formula shall be subject to approval, amendment or  
31 rejection by the legislature.

32 (b) In the event the legislature rejects the distribution formula  
33 recommended by the governor, without adopting a new distribution  
34 formula, the distribution formula for the previous school year shall  
35 remain in effect.

36 (c) The enrollment of any district shall be the annual average  
37 number of full-time equivalent students and part-time students as  
38 provided in RCW 28A.150.350, enrolled on the first school day of each

1 month, including students who are in attendance pursuant to RCW  
2 28A.335.160 and 28A.225.250 who do not reside within the servicing  
3 school district. The definition of full-time equivalent student shall  
4 be determined by rules of the superintendent of public instruction and  
5 shall be included as part of the superintendent's biennial budget  
6 request. The definition shall be based on the minimum instructional  
7 hour offerings required under RCW 28A.150.220. Any revision of the  
8 present definition shall not take effect until approved by the house  
9 ways and means committee and the senate ways and means committee.

10 (d) The office of financial management shall make a monthly review  
11 of the superintendent's reported full-time equivalent students in the  
12 common schools in conjunction with RCW 43.62.050.

--- END ---