

SHB 2311 - H AMD 704

By Representative Bergquist

ADOPTED 01/31/2018

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

3 "NEW SECTION. **Sec. 1.** INTENT. (1)(a) According to the
4 Washington interscholastic activities association, interscholastic
5 athletics and activities are a vital part of enriching students'
6 educational experiences and developing students into responsible
7 adults. The legislature finds that research compiled by the
8 association demonstrates that students who participate in
9 extracurricular activities have:

- 10 (i) Better grades and higher standardized test scores;
- 11 (ii) Increased school attendance; and
- 12 (iii) Improved health and wellness.

13 (b) In addition, the legislature finds that this research shows
14 that participation in extracurricular activities develops lifelong
15 skills and relationship building; has long-term economic benefits;
16 increases the odds of attending and graduating from college;
17 decreases the likelihood of juvenile crimes, drug, alcohol, and
18 cigarette use, and sexual activities; and positively enhances a
19 student's educational experience.

20 (2) Thus, the legislature intends to reduce barriers to
21 participation in extracurricular activities by:

22 (a) Capping fees for low-income students who participate in these
23 activities, including career and technical student organizations, and
24 sports and other activities governed by the Washington
25 interscholastic activities association;

26 (b) Requiring that the process for charging and collecting fees
27 be identical for all students; and

28 (c) Reducing the frequency of required physical examinations.

29 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.600
30 RCW to read as follows:

1 FEE LIMITATIONS. (1)(a) The maximum fee charged to a public or
2 private high school student eligible to participate in the federal
3 free and reduced-price meals program for an associated student body
4 or other student identification card is five dollars per school year.

5 (b) The maximum fee charged to a public or private high school
6 student eligible to participate in the federal free and reduced-price
7 meals program to participate in an extracurricular activity is five
8 dollars per extracurricular activity per school year. This subsection
9 (1)(b) applies only to high school students who are enrolled in a
10 school district that is a member of the Washington interscholastic
11 activities association.

12 (c) The maximum fee charged to a public or private high school
13 student eligible to participate in the federal free and reduced-price
14 meals program to participate in career and technical student
15 organizations is five dollars per organization per year.

16 (2) The maximum fee limitations described in this section do not
17 apply to admission fees for events, such as competition events,
18 artistic exhibits or performances, or dances or other student
19 gatherings, nor for the purchase of clothing, supplies, gear, or
20 equipment required to participate in extracurricular activities or
21 career and technical student organizations.

22 (3) The process for charging and collecting fees from public and
23 private high school students eligible to participate in the federal
24 free and reduced-price meals program, as required by subsection (1)
25 of this section, must be identical to the process for charging and
26 collecting fees from other students.

27 (4) The legislature recommends, but does not require, that the
28 provisions of this section are made applicable to public and private
29 junior and middle schools.

30 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.320
31 RCW to read as follows:

32 COMMUNICATING FEE LIMITS. School districts must widely,
33 effectively, and frequently communicate the fee limits on the
34 purchase of student identification cards, participation in
35 extracurricular activities, and participation in career and technical
36 student organizations for students eligible to participate in the
37 federal free and reduced-price meals program, described in section 2
38 of this act. Information about the fee limits must be included on the
39 high school's web site and the school district's web site,

1 registration forms related to school enrollment and participation in
2 extracurricular activities or career and technical student
3 organizations, annual information packets to students and families,
4 and newsletters.

5 **Sec. 4.** RCW 28A.195.010 and 2009 c 548 s 303 are each amended to
6 read as follows:

7 (1) The legislature hereby recognizes that private schools should
8 be subject only to those minimum state controls necessary to insure
9 the health and safety of all the students in the state and to insure
10 a sufficient basic education to meet usual graduation requirements.
11 The state, any agency or official thereof, shall not restrict or
12 dictate any specific educational or other programs for private
13 schools except as hereinafter in this section provided.

14 (2) Principals of private schools or superintendents of private
15 school districts shall file each year with the state superintendent
16 of public instruction a statement certifying that the minimum
17 requirements hereinafter set forth are being met, noting any
18 deviations. After review of the statement, the state superintendent
19 will notify schools or school districts of those deviations which
20 must be corrected. In case of major deviations, the school or school
21 district may request and the state board of education may grant
22 provisional status for one year in order that the school or school
23 district may take action to meet the requirements. The state board of
24 education shall not require private school students to meet the
25 student learning goals, obtain a certificate of academic achievement,
26 or a certificate of individual achievement to graduate from high
27 school, to master the essential academic learning requirements, or to
28 be assessed pursuant to RCW 28A.655.061. However, private schools may
29 choose, on a voluntary basis, to have their students master these
30 essential academic learning requirements, take the assessments, and
31 obtain a certificate of academic achievement or a certificate of
32 individual achievement. Minimum requirements shall be as follows:

33 ~~((1))~~ (a) The minimum school year for instructional purposes
34 shall consist of no less than one hundred eighty school days or the
35 equivalent in annual minimum instructional hour offerings, with a
36 school-wide annual average total instructional hour offering of one
37 thousand hours for students enrolled in grades one through twelve,
38 and at least four hundred fifty hours for students enrolled in
39 kindergarten.

1 ~~((2))~~ (b) The school day shall be the same as defined in RCW
2 28A.150.203.

3 ~~((3))~~ (c) All classroom teachers shall hold appropriate
4 Washington state certification except as follows:

5 ~~((a))~~ (i) Teachers for religious courses or courses for which
6 no counterpart exists in public schools shall not be required to
7 obtain a state certificate to teach those courses.

8 ~~((b))~~ (ii) In exceptional cases, people of unusual competence
9 but without certification may teach students so long as a certified
10 person exercises general supervision. Annual written statements shall
11 be submitted to the office of the superintendent of public
12 instruction reporting and explaining such circumstances.

13 ~~((4))~~ (d) An approved private school may operate an extension
14 program for parents, guardians, or persons having legal custody of a
15 child to teach children in their custody. The extension program shall
16 require at a minimum that:

17 ~~((a))~~ (i) The parent, guardian, or custodian be under the
18 supervision of an employee of the approved private school who is
19 certified under chapter 28A.410 RCW;

20 ~~((b))~~ (ii) The planning by the certified person and the parent,
21 guardian, or person having legal custody include objectives
22 consistent with this subsection (2)(d) and ~~((subsections (1), (2),~~
23 ~~(5), (6), and (7) of this section))~~ (a), (b), (e), (f), and (g) of
24 this subsection;

25 ~~((c))~~ (iii) The certified person spend a minimum average each
26 month of one contact hour per week with each student under his or her
27 supervision who is enrolled in the approved private school extension
28 program;

29 ~~((d))~~ (iv) Each student's progress be evaluated by the
30 certified person; and

31 ~~((e))~~ (v) The certified employee shall not supervise more than
32 thirty students enrolled in the approved private school's extension
33 program.

34 ~~((5))~~ (e) Appropriate measures shall be taken to safeguard all
35 permanent records against loss or damage.

36 ~~((6))~~ (f) The physical facilities of the school or district
37 shall be adequate to meet the program offered by the school or
38 district: PROVIDED, That each school building shall meet reasonable
39 health and fire safety requirements. A residential dwelling of the
40 parent, guardian, or custodian shall be deemed to be an adequate

1 physical facility when a parent, guardian, or person having legal
2 custody is instructing his or her child under (d) of this subsection
3 (~~((4) of this section)~~).

4 (~~((7))~~) (g) Private school curriculum shall include instruction
5 of the basic skills of occupational education, science, mathematics,
6 language, social studies, history, health, reading, writing,
7 spelling, and the development of appreciation of art and music, all
8 in sufficient units for meeting state board of education graduation
9 requirements.

10 (~~((8))~~) (h) Each school or school district shall be required to
11 maintain up-to-date policy statements related to the administration
12 and operation of the school or school district.

13 (3) All decisions of policy, philosophy, selection of books,
14 teaching material, curriculum, except as in subsection (~~((7))~~) (2)(g)
15 of this section provided, school rules and administration, or other
16 matters not specifically referred to in this section, shall be the
17 responsibility of the administration and administrators of the
18 particular private school involved.

19 (4) Each school or school district shall comply with the
20 requirements of sections 2 and 3 of this act relating to fee limits
21 on the purchase of student identification cards, participation in
22 extracurricular activities, and participation in career and technical
23 student organizations for students eligible to participate in the
24 federal free and reduced-price meals program.

25 NEW SECTION. Sec. 5. A new section is added to chapter 28A.300
26 RCW to read as follows:

27 PROMOTING LIVELY ACTIVITIES FOR YOUTH (PLAY) GRANT PROGRAM.

28 (1)(a) The promoting lively activities for youth (PLAY) grant program
29 is created to subsidize small school districts unduly impacted by
30 section 2(1)(a) of this act, which limits the associated student body
31 or other student identification card fee charged to public high
32 school students eligible to participate in the federal free and
33 reduced-price meals program.

34 (b) The office of financial management must contract with the
35 Washington interscholastic activities association to administer the
36 program.

37 (2)(a) Subject to the availability of amounts appropriated for
38 this specific purpose and beginning in the 2018-19 school year, the
39 Washington interscholastic activities association must allocate, on a

1 first come basis, up to fifty thousand dollars per school year for
2 the purposes of the PLAY grant program.

3 (b) The Washington interscholastic activities association may not
4 retain any of the appropriated amounts for administrative purposes.

5 (3) To qualify for a PLAY grant, a school district must:

6 (a) Have fewer than two thousand students;

7 (b) Have fifty percent or more of their high school students
8 eligible to participate in the federal free and reduced-price meals
9 program; and

10 (c) Be impacted by the maximum student identification card fee
11 limitations described in section 2(1)(a) of this act.

12 (4) Applications for a PLAY grant must include the number and
13 overall percentage of high school students eligible to participate in
14 the federal free and reduced-price meals program who purchased a
15 student identification card in the prior school year, and an estimate
16 of the number of student identification card fees subject to the
17 maximum described in section 2(1)(a) of this act.

18 (5) The maximum grant award per school district is two thousand
19 dollars per year.

20 (6) By November 1, 2019, and in compliance with RCW 43.01.036,
21 and by November 1st annually thereafter, the Washington
22 interscholastic activities association must report to the appropriate
23 policy and fiscal committees of the legislature the following data:
24 The number of applications, a summary of the information submitted
25 with applications as required under subsection (4) of this section,
26 and the number and amount of PLAY grants awarded.

27 NEW SECTION. **Sec. 6.** A new section is added to chapter 28A.600
28 RCW to read as follows:

29 PHYSICAL EXAMINATION FREQUENCY. Students may not be required to
30 complete a physical examination to participate in extracurricular
31 activities more often than every twenty-four months, unless
32 recommended by a medical authority licensed to perform a physical
33 examination."

34 Correct the title.

EFFECT: (1) Makes the maximum fee limit for participation in
Career and Technical Student Organizations (CTSO) applicable only to
students eligible to participate in the federal free and reduced-
price meals (FRPM) program;

(2) Specifies that the maximum fee limitations do not apply to admission fees for events or the purchase of supplies required to participate in extracurricular activities or CTSOs;

(3) Changes the purpose of the PLAY grant to subsidizing small school districts unduly impacted by student identification card fee limits, rather than extracurricular activities participation fee limits;

(4) Reduces the maximum grant award per school district to two thousand, rather than five thousand, dollars per year; and

(5) Changes the organization required to contract with the Washington Interscholastic Activities Association (WIAA) for administration of the grant program from the Office of the Superintendent of Public Instruction to the Office of Financial Management (OFM).

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