

SHB 2116 - H AMD 1482

By Representative Callan

ADOPTED 02/19/2020

1 On page 2, beginning on line 3, after "a" strike "joint select
2 legislative"

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4 On page 2, beginning on line 12, strike all of section 2 and
5 insert the following:

6 "NEW SECTION. **Sec. 2.** (1)(a) The task force on improving
7 institutional education programs and outcomes is established, with
8 members as provided in this subsection.

9 (i) The president of the senate shall appoint two members from
10 each of the two largest caucuses of the senate, with two members
11 serving on the committee with jurisdiction over education issues,
12 and two members serving on the committee with jurisdiction over
13 basic education funding.

14 (ii) The speaker of the house of representatives shall appoint
15 two members from each of the two largest caucuses of the house of
16 representatives, with two members serving on the committee with
17 jurisdiction over education issues, and two members serving on the
18 committee with jurisdiction over basic education funding.

19 (iii) The governor shall appoint one member each from the state
20 board of education and the department of children, youth, and
21 families, and one member representing an organization that provides
22 free legal advice to youth who are involved in, or at risk of being
23 involved in, the juvenile justice system.

24 (iv) The superintendent of public instruction shall appoint
25 three members: One member representing the superintendent of public
26 instruction; one member who is a principal from a school district
27 with at least twenty thousand enrolled students that provides

1 education services to a juvenile rehabilitation facility; and one
2 member who is a teacher with expertise in providing education
3 services to residents of a juvenile rehabilitation facility.

4 (v) The task force must also include one member representing the
5 educational opportunity gap oversight and accountability committee,
6 selected by the educational opportunity gap oversight and
7 accountability committee.

8 (b) The task force shall choose its cochairs from among its
9 legislative membership. One cochair must be from a minority caucus
10 in one of the two chambers of the legislature. A member from the
11 majority caucus of the house of representatives shall convene the
12 initial meeting of the task force by May 1, 2020.

13 (2) The task force shall examine the following issues:

14 (a) Goals and strategies for improving the coordination and
15 delivery of education services to youth involved with the juvenile
16 justice system, especially youth in juvenile rehabilitation
17 facilities, and children receiving education services, including
18 home or hospital instruction, under RCW 28A.155.090;

19 (b) The transmission of student records, including
20 individualized education programs and plans developed under section
21 504 of the rehabilitation act of 1973, for students in institutional
22 facilities, and recommendations for ensuring that those records are
23 available to the applicable instructional staff within two business
24 days of a student's admission to the institution;

25 (c) Goals and strategies for increasing the graduation rate of
26 youth in institutional facilities, and in recognition of the
27 transitory nature of youth moving through the juvenile justice
28 system, issues related to grade level progression and academic
29 credit reciprocity and consistency to ensure that:

30 (i) Core credits earned in an institutional facility are
31 considered core credits by public schools that the students
32 subsequently attend; and

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1 (ii) Public school graduation requirements, as they applied to a
2 student prior to entering an institutional facility, remain
3 applicable for the student upon returning to a public school;

4 (d) Goals and strategies for assessing adverse childhood
5 experiences of students in institutional education and providing
6 trauma-informed care;

7 (e) An assessment of the level and adequacy of basic and special
8 education funding for institutional facilities. The examination
9 required by this subsection (2)(e) must include information about
10 the number of students receiving special education services in
11 institutional facilities, and a comparison of basic and special
12 education funding in institutional facilities and public schools
13 during the previous ten school years;

14 (f) An assessment of the delivery methods, and their adequacy,
15 that are employed in the delivery of special education services in
16 institutional facilities, including associated findings;

17 (g) School safety, with a focus on school safety issues that are
18 applicable in institutional facilities; and

19 (h) Special skills and services of faculty and staff, including
20 associated professional development and nonacademic supports
21 necessary for addressing social emotional and behavioral health
22 needs presenting as barriers to learning for youth in institutional
23 facilities.

24 (3) The task force, in completing the duties prescribed by this
25 section, shall solicit and consider information and perspectives
26 provided by the department of corrections and persons and entities
27 with relevant interest and expertise, including from persons with
28 experience reintegrating youth from institutional facilities into
29 school and the community at large, and from persons who provide
30 education services in secure facilities housing persons under the
31 age of twenty-five, examples of which include county jails, juvenile
32 justice facilities, and community facilities as defined in RCW
33 72.05.020.

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1 (4) Staff support for the task force must be provided by the
2 office of the superintendent of public instruction, with additional
3 support provided by the department of children, youth, and families,
4 and the department of corrections. The office of financial
5 management, the office of the superintendent of public instruction,
6 the department of children, youth, and families, and the department
7 of corrections shall cooperate with the task force and provide
8 information as the cochairs may reasonably request.

9 (5) Legislative members of the task force are to be reimbursed
10 for travel expenses in accordance with RCW 44.04.120. Nonlegislative
11 members are not entitled to be reimbursed for travel expenses if
12 they are elected officials or are participating on behalf of an
13 employer, government entity, or other organization. Any
14 reimbursement for other nonlegislative members is subject to chapter
15 43.03 RCW.

16 (6) In accordance with RCW 43.01.036, the task force shall
17 report its initial findings and recommendations to the governor and
18 the appropriate committees of the house of representatives and the
19 senate by December 1, 2020. The initial findings and
20 recommendations must address subsections (2)(b) through (f) of this
21 section. The task force shall submit a final report to the same
22 recipients by November 1, 2021, in time for the legislature to take
23 action on legislation that is consistent with the findings and
24 recommendations during the 2022 legislative session. The findings
25 and recommendations submitted by November 1, 2021, may also include
26 recommendations for extending the duration of the task force.

27 (7) This section expires June 30, 2022."

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EFFECT: (1) Changes the name and classification of the task force established in the underlying bill from the "Joint Select Legislative Task Force on Improving Institutional Education Programs and Outcomes" to the "Task Force on Improving Institutional Education Programs and Outcomes" (Task Force).

(2) Requires the Educational Opportunity Gap Oversight and Accountability Committee (EOGOAC), rather than the Governor, to select a member to represent the EOGOAC on to the Task Force.

(3) Requires the Governor to appoint one member representing an organization that provides free legal services to youth who are involved in, or a risk of being involved in, the juvenile justice system.

(4) Requires the Office of the Superintendent of Public Instruction to provide staff support for the Task Force instead of Senate Committee Services and the House of Representatives Office of Program Research, and removes corresponding Legislative expense payment and authorization provisions.

(5) Requires the Department of Children, Youth, and Families and the Department of Corrections to provide additional staff support for the Task Force.

(6) Modifies provisions directing the Task Force's examination of the special skills and services of staff in institutional facilities.

(7) Requires that the initial findings and recommendations of the Task Force, rather than its final report, address an assessment of the delivery methods that are employed in the delivery of special education services in institutional facilities.

(8) Specifies that the final report of the Task Force may include recommendations for extending its duration.

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