E2SSB 5091 - H AMD TO APP COMM AMD (H-2874.1/19) **689**
    By Representative Caldier

WITHDRAWN 04/27/2019

1   On page 2, line 1 of the striking amendment, after "(1)" strike
2 "(a)" and insert "((~~(a)~~))"
3
4   On page 2, line 1 of the striking amendment, after "necessary,"
5 insert "<u>state</u>"
6
7   On page 2, beginning on line 5 of the striking amendment,
8 strike all of subsection (b) and insert "((~~(b) If the federal safety~~
9 ~~net awards based on the federal eligibility threshold exceed the~~
10 ~~federal appropriation in any fiscal year, then the superintendent~~
11 ~~shall expend all available federal discretionary funds necessary to~~
12 ~~meet this need.~~))"
13
14   On page 2, line 14 of the striking amendment, after "from state"
15 insert "<u>special education</u>"
16
17   On page 2, line 18 of the striking amendment, after "(c)" insert
18 "<u>(i)</u>"
19
20   On page 2, after line 20 of the striking amendment, insert "<u>(ii)</u>
21 <u>Differences in program costs attributable to a district's best</u>
22 <u>practical efforts to provide services and accommodations included in</u>
23 <u>an individual education plan or to meet goals for including students</u>
24 <u>in the least restrictive environment are a legitimate basis for</u>
25 <u>awards and are consistent with the legislature's intent.</u>"
26
27

1   On page 2, line 29 of the striking amendment, after "(e)"
2 insert "(i)"
3
4   On page 2, after line 33 of the striking amendment, insert "(ii)
5 Differences in program costs attributable to a district's best
6 practical efforts to provide services and accommodations included in
7 an individual education plan or to meet goals for including students
8 in the least restrictive environment are a legitimate basis for
9 awards and are consistent with the legislature's intent."
10
11   On page 4, beginning on line 14 of the striking amendment, after
12 "Beginning in" strike all material through "2015" on line 19 and
13 insert "fiscal year 2020, safety net appropriations provided in the
14 omnibus operating appropriations act may not include federal funding
15 thereby eliminating the federal expenditure ratio requirement for
16 districts to expend three times the statewide average per pupil to
17 qualify for state safety net awards. A state expenditure ratio
18 requirement may be identified in the omnibus operating
19 appropriations act but, if identified, it must be less than the
20 federal expenditure ratio requirement"
21
22   On page 5, after line 34 of the striking amendment, strike all
23 material through "day" on page 6, line 3, and insert "1.07"
24
25   On page 6, after line 15 of the striking amendment, strike all
26 material through "percent." on line 26 and insert the following:
27
28   "(((c) "Enrollment percent" means the district's resident
29 special education annual average enrollment, excluding students ages
30 birth through four and those five year olds not yet enrolled in
31 kindergarten, as a percent of the district's annual average
32 full-time equivalent basic education enrollment.))"
33

<u>EFFECT:</u>
Increases the special education multiplier from a tiered multiplier of 1.00 and 0.9823 in the striking amendment to 1.07.

Removes the 13.5 percent funded enrollment percent limit for special education excess cost funding.

Removes federal funding from the special education safety net.

States that school district cost differences due to best practical efforts to support Individualized Education Plans or to meet goals of including students in the least restrictive environment are a legitimate basis for awards and consistent with legislative intent.

Changes the requirement that districts convincingly demonstrate that expenditures exceed funding from state "basic education" formulas to state "special education" formulas.

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