
Education Committee

HB 1182

Brief Description: Modifying the learning assistance program.

Sponsors: Representatives Santos, Steele, Dolan, Ortiz-Self and Slatter.

Brief Summary of Bill

- Requires the use of the Washington Integrated Student Supports Protocol in planning for and expending Learning Assistance Program (LAP) funds beginning August 1, 2021.
- Makes changes to LAP provisions related to best practices and strategies, services and activities, reporting, and technical assistance.
- Expands the Extended Learning Opportunities program to ninth and tenth grades.

Hearing Date: 1/28/19

Staff: Megan Wargacki (786-7194), Megan Wargacki (786-7194), Megan Wargacki (786-7194), Megan Wargacki (786-7194), Megan Wargacki (786-7194), Megan Wargacki (786-7194), and Megan Wargacki (786-7194)

Background: Learning Assistance Program.

Program Design. In order to assist students who are not meeting academic standards and reduce disruptive behaviors in the classroom, the Learning Assistance Program (LAP) is designed to: (1) promote the use of data when developing programs; and (2) guide school districts in providing the most effective and efficient practices when implementing supplemental instruction and services. "Students who are not meeting academic standards" means students with the greatest academic deficits in basic skills as identified by statewide, school, or district assessments, or other performance measurement tools.

Program Focus. School districts implementing a LAP must focus first on addressing the needs of students in grades kindergarten through four who are deficient in reading or reading readiness skills to improve reading literacy.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

Menu of Best Practices. The Office of the Superintendent of Public Instruction (OSPI) publishes a state menu of best practices and strategies for reading and literacy improvement, and use in the LAP to assist struggling students in English language arts and mathematics and to reduce disruptive behaviors in the classroom. Districts were required to begin using these best practices and strategies in the 2016-17 school year, or comply with certain requirements to obtain approval from the OSPI to use an alternative practice or strategy. School districts may enter cooperative agreements with state agencies, local governments, or school districts for administrative or operational costs needed to provide services in accordance with the state menus.

To the extent included on the state menu or an approved alternative, specified services and activities may be supported by the LAP, for example: extended learning time opportunities; defined professional development activities; consultants; tutoring; outreach and support for parents; and development of partnerships with community-based organizations, educational service districts, and other local agencies to deliver academic and nonacademic supports, if approved by the school board at an open meeting, with a maximum of 5 percent of the LAP allocation used for this purpose.

The LAP may also support screening, intervention, and staff training requirements related to kindergarten through second grade students who have indications of, or areas associated with, dyslexia, even if the students are not eligible to participate in the LAP.

Funding. The state provides two types of funding allocations for the LAP. First, based on the percentage of students enrolled in the school district who are eligible for free or reduced-price meals (FRPM) in the prior school year, the state allocates funding to provide, on a statewide average, 2.3975 hours per week in extra instruction in a class size of 15 students. Districts must spend this allocation for the LAP, but they may use the funding to provide LAP services for any qualifying student. Second, under the high poverty-based LAP allocation, schools with at least 50 percent of students eligible for FRPM generate an additional state allocation to fund, on a statewide average, 1.1 hours per week in extra instruction in a class size of 15 students. Districts may spend this high poverty-based allocation only for LAP services in those schools whose FRPM rates generated the funding.

Report. School districts must report the following information to the OSPI, annually: the amount of academic growth gained by students participating in the LAP; the number of students who gain at least one year of academic growth; and the specific practices, activities, and programs used by each school that received LAP funding. The OSPI compiles the district data and reports annual and longitudinal gains for the specific practices, activities, and programs used by the districts to show which are the most effective.

Monitoring and Technical Assistance. To ensure that school districts are meeting state LAP requirements, the Superintendent of Public Instruction must monitor district programs no less than once every four years. The primary purpose of program monitoring is to evaluate the effectiveness of a district's allocation and expenditure of resources and monitor school district fidelity in implementing best practices. The OSPI may provide technical assistance to schools to improve the effectiveness of a LAP.

Washington Integrated Student Supports Protocol.

The Washington Integrated Student Supports Protocol (WISSP), has been developed by the Center for the Improvement of Student Learning within the OSPI. The purposes of the protocol include:

- supporting a school-based approach to promoting the success of all students by coordinating academic and nonacademic supports to reduce barriers to academic

- achievement and educational attainment;
- fulfilling a vision of public education where educators focus on education, students focus on learning, and auxiliary supports enable teaching and learning to occur unimpeded; encouraging the creation, expansion, and quality improvement of community-based supports that can be integrated into the academic environment of schools and school districts;
- increasing public awareness of the evidence showing that academic outcomes are a result of both academic and nonacademic factors; and
- supporting statewide and local organizations in their efforts to provide leadership, coordination, technical assistance, professional development, and advocacy to implement high-quality, evidence-based, student-centered, coordinated approaches throughout the state.

The framework of the WISSP includes needs assessments, integration and coordination, community partnerships, and a requirement that the protocol be data driven. The framework must facilitate the ability of any academic or nonacademic provider to support the needs of at-risk students, including: out-of-school providers, social workers, mental health counselors, physicians, dentists, speech therapists, and audiologists.

Extended Learning Opportunities Program. The Extended Learning Opportunities Program is for eligible eleventh and twelfth grade students who are not on track to meet local or state graduation requirements, and eighth grade students who need additional assistance in order to have the opportunity for a successful entry into high school. Under the program, instructional services for eligible students can occur at any time and location deemed appropriate by the school districts, in order to meet the needs of these students. A nonexhaustive list of the instructional services that can be provided under the program includes: alternative school classes and classes at skill centers; inclusion in remediation programs; and reading improvement specialists.

Summary of Bill:

The legislature intends for state allocations for the Learning Assistance Program (LAP) to be flexible dollars within the control of the public school and school district, and to balance this local control with local accountability for improvement in student achievement.

Beginning August 1, 2021, funds appropriated for the LAP must be expended in a manner consistent with the Washington Integrated Student Supports Protocol (WISSP). Plans for school district expenditures must address the needs of participating students at the school district's various schools and prioritize student needs based on system-level and student-level needs assessments performed as part of the WISSP. During the 2019-20 and 2020-21 school years, school districts are encouraged to plan for and expend LAP funds in a manner consistent with the WISSP, in preparation for the required implementation of the WISSP.

A number of the LAP provisions are modified as of the effective date of the bill:

- The LAP is no longer required to focus first on addressing the reading needs of kindergarten through grade four students nor to be designed to reduce disruptive behaviors in the classroom.
- Intensive reading and literacy improvement strategies are added to list of services and activities that may be supported by the LAP.
- The 5 percent cap on use of LAP allocations for partnership development is removed.
- School district reports to the Office of the Superintendent of Public Instruction (OSPI) are due by September 30, rather than August 1.
- The OSPI may require school districts to report LAP data that demonstrates the efficacy of the LAP expenditures to show student academic growth gains.

- The OSPI's LAP reports must be submitted to the Legislature annually beginning January 1, 2020.
- The Extended Learning Opportunities Program is expanded to ninth and tenth grade students, from eleventh and twelfth grade students.
- Nonsubstantive and technical changes are made, including using the term "students who are not meeting academic standards," rather than "underachieving students," throughout the school code.
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Beginning August 1, 2021, the following changes are made to the LAP:

- As long as the use is consistent with the WISSP, school districts may use the LAP to support best practices, strategies, services, and activities that are not approved by the state as a best practice or strategy, or alternative practice.
- The panel of experts must identify best practices and strategies that may be used to provide behavioral and other nonacademic supports to participating students or to assist them in meeting state standards in federally required state assessments, rather than develop best practices and strategies to assist struggling students at all grade levels in English language arts and mathematics and reduce disruptive behaviors in the classroom.
- The panel of experts is no longer required to include the Washington State Institute for Public Policy.
- When district partners deliver academic and nonacademic supports to participating students, the supports must be identified through needs assessments.
- The allowance for districts to enter cooperative agreements for administrative or operational costs needed to provide services in accordance with the state menu is removed.

A system-level needs assessment is specified as one that includes resource mapping to identify academic and nonacademic supports that are currently available or lacking in schools, school districts, and the community.

Appropriation: None.

Fiscal Note: Requested on January 25, 2019.

Effective Date: This bill takes effect 90 days after adjournment of the session in which the bill is passed, except for sections 3 and 6, relating to required planning for and expending LAP funds consistent with the WISSP, which take effect August 1, 2021.