

SHB 1248 - H AMD TO H AMD (H-2697.2/24) **890**

By Representative Walsh

NOT ADOPTED 02/08/2024

1 On page 1, beginning on line 3 of the striking amendment, strike
2 all material through the end of the striking amendment and insert the
3 following:

4

5 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.
6 160 RCW to read as follows:

7 (1) The superintendent of public instruction must provide
8 transportation safety net awards to school districts with a
9 convincingly demonstrated need for additional transportation funding
10 for special passengers. Transportation safety net awards shall only
11 be provided when a school district's allowable transportation
12 expenditures attributable to serving special passengers exceeds the
13 amount provided under RCW 28A.160.180 and any excess transportation
14 costs reimbursed by federal, state, tribal, or local child welfare
15 agencies.

16 (2) For the purposes of this section, "special passengers"
17 include:

18 (a) Students eligible for and receiving special education that
19 require transportation as a related service of their individualized
20 education program;

21 (b) Homeless students requiring transportation under the
22 McKinney-Vento act, reauthorized as Title X, Part C, of the no child
23 left behind act, P.L. 107-110, in January 2002; and

24 (c) Foster students receiving transportation as required under
25 section 1112(c)(5)(B) of the every student succeeds act, P.L. 114-95.

26 (3) To be eligible for additional transportation safety net
27 award funding, the school district must report, in accordance with

1 statewide accounting guidance, the amount of the excess costs and
2 the specific activities or services provided to special passengers
3 that created the excess costs.

4 (4) The superintendent of public instruction must establish
5 rules and processes for transportation safety net applications and
6 awards. The omnibus appropriations act must specify the total amount
7 available for transportation safety net awards. Total awards may not
8 exceed the amount appropriated. The superintendent of public
9 instruction must submit to the office of financial management, and
10 the education and fiscal committees of the legislature, the total
11 demonstrated need and awards by school district.

12 (5) Charter schools established under chapter 28A.710 RCW and
13 state-tribal compact schools established under chapter 28A.715 RCW
14 are eligible for awards under this section.

15 (6) Transportation safety net awards allocated under this
16 section are not part of the state's program of basic education.

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18 **Sec. 2.** RCW 28A.160.193 and 2018 c 266 s 103 are each amended
19 to read as follows:

20 (1) Subject to the availability of amounts appropriated for this
21 specific purpose, a transportation alternate funding grant program
22 is created.

23 (2) As part of the award process for the grants, the
24 superintendent of public instruction must include a review of the
25 school district's efficiency rating, key performance indicators, and
26 local school district characteristics such as unique geographic
27 constraints, low enrollment, geographic density of students, (~~the~~
28 ~~percentage of students served under the McKinney-Vento homeless~~
29 ~~assistance act from outside the district,~~) or whether the district
30 is a nonhigh district."

31

32 Correct the title.

34

EFFECT: Removes all provisions of the striking amendment, which required that school districts' establish contracts for pupil transportation services with entities that provide health and retirement benefits equivalent to those of school district staff.

Replaces the provisions with a requirement that the Superintendent of Public Instruction provide transportation safety net awards to school districts with excess special passenger costs for special education, homeless, and foster students, as defined in the operating budget.

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