
SUBSTITUTE HOUSE BILL 2001

State of Washington 52nd Legislature 1991 Regular Session

By House Committee on Education (originally sponsored by Representatives Holland, Peery, Forner, Winsley, Broback, Brough, Miller, Mitchell, Brumsickle and Rasmussen).

Read first time March 6, 1991.

1 AN ACT Relating to educational programs and funding for juveniles
2 in detention facilities; adding new sections to chapter 28A.190 RCW;
3 and creating new sections.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** The superintendent of public instruction
6 has submitted to the 1991 legislature the interagency committee report
7 of its study of institutional education programs. The findings and
8 recommendations of the committee place emphasis in part upon the need
9 for direction and coordination of juvenile corrections education
10 programs within state, county, and other local correction facilities,
11 as well as the need to ensure compliance with federal and state
12 education of the handicapped programming and excess cost funding
13 requirements. The purposes of this act are to:

14 (1) Advance the establishment of such direction and coordination by
15 providing for the continuance of a similar interagency juvenile

1 corrections education management advisory committee, and the joint
2 development and adoption of standards by the superintendent of public
3 instruction and the department of social and health services; and

4 (2) Assure that pending further study and revision of the method of
5 funding corrections education programs, supplemental excess cost
6 funding is available for the special education of students with
7 handicapping conditions.

8 NEW SECTION. **Sec. 2.** The superintendent of public instruction
9 and the secretary of the department of social and health services shall
10 jointly appoint and maintain a juvenile corrections education
11 management advisory committee. The membership of the committee shall
12 consist of nine representatives of school districts conducting
13 correctional education programs under RCW 13.04.145, 28A.190.010, and
14 28A.190.030, county detention centers, state institutions for juvenile
15 offenders, group homes, learning centers, the governor's juvenile
16 justice board, the department of social and health services, the
17 superintendent of public instruction, and juvenile corrections
18 administrators. The cost of maintaining the committee, including the
19 cost of reimbursing committee members for lodging, per diem, and travel
20 expenses under RCW 43.03.050 and 43.03.060, shall be split evenly
21 between the superintendent of public instruction and department of
22 social and health services or as otherwise provided for in a committee
23 budget jointly adopted by the two agencies.

24 NEW SECTION. **Sec. 3.** The superintendent of public instruction
25 and secretary of the department of social and health services shall
26 jointly adopt bylaws governing the purposes and functioning of the
27 juvenile corrections education management advisory committee appointed

1 under section 2 of this act. The bylaws shall at a minimum provide for
2 the committee's periodic development of recommendations respecting:

3 (1) The division and coordination of corrections education and
4 support service responsibilities at and between the state and local
5 levels;

6 (2) Data collection and reporting standards and processes;

7 (3) Facility and equipment standards;

8 (4) Funding standards and processes;

9 (5) Monitoring standards and processes for compliance and technical
10 assistance purposes;

11 (6) Program standards; and

12 (7) Student screening and placement standards and processes.

13 NEW SECTION. **Sec. 4.** The superintendent of public instruction
14 and the secretary of the department of social and health services may
15 develop with the advice and assistance of the juvenile corrections
16 education management advisory committee appointed under section 2 of
17 this act and jointly adopt rules under chapter 34.05 RCW that
18 establish:

19 (1) The division and means of coordinating the performance of
20 duties between school districts, the department of social and health
21 services, counties, and their agents under RCW 28A.190.030(4) and
22 28A.190.040 (6) and (7) respecting providing security against harm to
23 education program staff and students, and the screening, identification
24 of the handicapped education and other special program needs, and
25 placement of students;

26 (2) Building and equipment standards including, but not limited to,
27 classroom space and vocational instruction equipment and fixture
28 standards governing performance of the duties of the department of

1 social and health services, counties, and their agents under RCW
2 28A.190.040 (2) and (3);

3 (3) Data collection and reporting standards and processes
4 including, but not limited to, student enrollment, student projection,
5 and financial expenditure reporting standards and processes governing
6 school districts, the department of social and health services,
7 counties, and their agents;

8 (4) Monitoring standards and processes governing the exercise of
9 oversight and the provision of technical assistance by the
10 superintendent of public instruction and department of social and
11 health services in order to ensure compliance with state and federal
12 laws;

13 (5) Program standards including, but not limited to, curriculum,
14 staffing level, staff qualification, and length of program standards
15 governing the performance of duties by school districts under RCW
16 28A.190.030 (1), (3), and (4); and

17 (6) Student screening and assessment standards and procedures
18 governing the performance of duties by school districts, the department
19 of social and health services, counties, and their agents under RCW
20 28A.190.030(4) and 28A.190.040 (6) and (7).

21 NEW SECTION. **Sec. 5.** In addition to the allocation of moneys
22 otherwise appropriated for institutional education purposes, the
23 superintendent of public instruction shall allocate to school districts
24 conducting juvenile corrections education programs under RCW 13.04.145,
25 28A.190.010, and 28A.190.030 supplemental excess cost funding in
26 support of the special education of students with handicapping
27 conditions. Such supplemental funding shall be allocated on a
28 reimbursement basis for documented handicapped program direct excess
29 costs from moneys appropriated for the support of school district

1 handicapped education programs. The maximum amount allocable to each
2 school shall be calculated by applying the formula authorized in the
3 state operating appropriations act separately to a school district's
4 juvenile corrections program handicapped student population, and shall
5 not exceed the excess cost portion of the calculation.

6 NEW SECTION. **Sec. 6.** By December 15, 1992, the superintendent
7 of public instruction and the secretary of the department of social and
8 health services shall jointly develop and submit to the senate ways and
9 means and education committees, and the house of representatives
10 appropriations and education committees, a report of:

11 (1) The progress that has been accomplished in implementing
12 sections 2, 3, and 4 of this act; and

13 (2) Recommendations respecting revisions in the funding of the
14 corrections education basic education program and special needs
15 programs that are supported by program and cost data.

16 NEW SECTION. **Sec. 7.** Sections 2 through 5 of this act are
17 each added to chapter 28A.190 RCW.