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**SHB 1368** - H AMD **23**

By Representative Caldier

**NOT ADOPTED 02/01/2021**

 On page 12, line 28, increase the general fund-federal appropriation by $156,722,000

 On page 12, line 29, correct the total

 On page 12, line 32, after "(1)" strike "$668,130,000" and insert "$824,852,000"

 On page 13, line 1, after "agencies" strike all material through "(2)" on line 3 and insert "as follows:"

 On page 13, line 3, after "(a)" insert the following:

"One-half of the subgrant must be allocated when the superintendent of public instruction receives the local education agency's 2020-21 reopening plan as required in (e) of this subsection for in-person instruction to all grades as determined by the test positivity rates defined in (d) of this subsection.

(b) One-half of the subgrant must be allocated when the local education agency reopens for in-person instruction to all grades as determined by the test positivity rates defined in (d) of this subsection.

(c)(i) For local education agencies in counties with a test positivity rate of less than five percent in the week prior to submitting a plan or reopening, the requirements of (a) and (b) of this subsection apply to all students.

(ii) For local education agencies in counties with a test positivity rate of five percent to ten percent in the week prior to submitting a plan or reopening, the requirements of (a) and (b) of this subsection apply to grades kindergarten through eighth.

(iii) For local education agencies in counties with a test positivity rate of greater than ten percent in the week prior to submitting a plan or reopening, the requirements of (a) and (b) of this subsection apply to grades kindergarten through fifth.

(d) For purposes of this subsection, "test positivity rate" means the percentage of individuals testing positive for COVID-19 over a week period compared to the total number of tests during that week among individuals that have not previously tested positive.

(e)(i)"

 On page 13, line 3 after "March 1, 2021," insert "and as soon as practicable,"

 On page 13, at the beginning of line 7, strike "(b)" and insert "(ii)"

 On page 13, at the beginning of line 10, strike "(i)" and insert "(A)"

 On page 13, at the beginning of line 12, strike "(ii)" and insert "(B)"

 On page 13, at the beginning of line 14, strike "(iii)" and insert "(C)"

 On page 13, beginning on line 16, strike all material through "(d)" on line 19 and insert "(iii)"

 On page 13, at the beginning of line 22, strike "(3)" and insert "(2)"

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|  |  EFFECT:   Increases the Office of Superintendent of Public Instruction appropriations for subgrants from the federal Elementary and Secondary School Emergency Relief Fund (ESSER). Ties half of ESSER funding to submittal of a reopening plan and the other half to reopening for in-person instruction based on COVID test positivity rates. Revises reopening plan requirements.  FISCAL IMPACT: Increases General Fund - Federal by $156,722,000. |

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