
HOUSE BILL 1765

State of Washington 54th Legislature 1995 Regular Session

By Representatives Brumsickle, Cole and Hankins

Read first time 02/08/95. Referred to Committee on Education.

1 AN ACT Relating to school district enrollment reporting dates;
2 amending RCW 28A.150.260 and 28A.150.260; and providing a contingent
3 effective date.

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

5 **Sec. 1.** RCW 28A.150.260 and 1992 c 141 s 303 are each amended to
6 read as follows:

7 The basic education allocation for each annual average full-time
8 equivalent student shall be determined in accordance with the following
9 procedures:

10 (1) The governor shall and the superintendent of public instruction
11 may recommend to the legislature a formula based on a ratio of students
12 to staff for the distribution of a basic education allocation for each
13 annual average full-time equivalent student enrolled in a common
14 school. The distribution formula shall have the primary objective of
15 equalizing educational opportunities and shall provide appropriate
16 recognition of the following costs among the various districts within
17 the state:

18 (a) Certificated instructional staff and their related costs;

19 (b) Certificated administrative staff and their related costs;

1 (c) Classified staff and their related costs;

2 (d) Nonsalary costs;

3 (e) Extraordinary costs of remote and necessary schools and small
4 high schools, including costs of additional certificated and classified
5 staff; and

6 (f) The attendance of students pursuant to RCW 28A.335.160 and
7 28A.225.250 who do not reside within the servicing school district.

8 (2)(a) This formula for distribution of basic education funds shall
9 be reviewed biennially by the superintendent and governor. The
10 recommended formula shall be subject to approval, amendment or
11 rejection by the legislature. The formula shall be for allocation
12 purposes only. While the legislature intends that the allocations for
13 additional instructional staff be used to increase the ratio of such
14 staff to students, nothing in this section shall require districts to
15 reduce the number of administrative staff below existing levels.

16 (b) The formula adopted by the legislature shall reflect the
17 following ratios at a minimum: (i) Forty-nine certificated
18 instructional staff to one thousand annual average full-time equivalent
19 students enrolled in grades kindergarten through three; (ii) forty-six
20 certificated instructional staff to one thousand annual average full-
21 time equivalent students in grades four through twelve; (iii) four
22 certificated administrative staff to one thousand annual average full-
23 time equivalent students in grades kindergarten through twelve; and
24 (iv) sixteen and sixty-seven one-hundredths classified personnel to one
25 thousand annual average full-time equivalent students enrolled in
26 grades kindergarten through twelve.

27 (c) In the event the legislature rejects the distribution formula
28 recommended by the governor, without adopting a new distribution
29 formula, the distribution formula for the previous school year shall
30 remain in effect: PROVIDED, That the distribution formula developed
31 pursuant to this section shall be for state apportionment and
32 equalization purposes only and shall not be construed as mandating
33 specific operational functions of local school districts other than
34 those program requirements identified in RCW 28A.150.220 and
35 28A.150.100. The enrollment of any district shall be the annual
36 average number of full-time equivalent students and part-time students
37 as provided in RCW 28A.150.350, enrolled on the first school day of
38 each month, except that the first enrollment count day of each school
39 year shall be the later of the second Monday students are required to

1 be in attendance or the second Monday in September, and the enrollment
2 of any district shall exclude full-time equivalent handicapped students
3 recognized for the purposes of allocation of state funds for programs
4 under RCW 28A.155.010 through 28A.155.100. The definition of full-time
5 equivalent student shall be determined by rules ((and regulations)) of
6 the superintendent of public instruction: PROVIDED, That the
7 definition shall be included as part of the superintendent's biennial
8 budget request: PROVIDED, FURTHER, That any revision of the present
9 definition shall not take effect until approved by the house
10 appropriations committee and the senate ways and means committee:
11 PROVIDED, FURTHER, That the office of financial management shall make
12 a monthly review of the superintendent's reported full-time equivalent
13 students in the common schools in conjunction with RCW 43.62.050.

14 (3)(a) Certificated instructional staff shall include those persons
15 employed by a school district who are nonsupervisory employees within
16 the meaning of RCW 41.59.020(8): PROVIDED, That in exceptional cases,
17 people of unusual competence but without certification may teach
18 students so long as a certificated person exercises general
19 supervision: PROVIDED, FURTHER, That the hiring of such
20 noncertificated people shall not occur during a labor dispute and such
21 noncertificated people shall not be hired to replace certificated
22 employees during a labor dispute.

23 (b) Certificated administrative staff shall include all those
24 persons who are chief executive officers, chief administrative
25 officers, confidential employees, supervisors, principals, or assistant
26 principals within the meaning of RCW 41.59.020(4).

27 (4) Each annual average full-time equivalent certificated classroom
28 teacher's direct classroom contact hours shall average at least twenty-
29 five hours per week. Direct classroom contact hours shall be exclusive
30 of time required to be spent for preparation, conferences, or any other
31 nonclassroom instruction duties. Up to two hundred minutes per week
32 may be deducted from the twenty-five contact hour requirement, at the
33 discretion of the school district board of directors, to accommodate
34 authorized teacher/parent-guardian conferences, recess, passing time
35 between classes, and informal instructional activity. Implementing
36 rules to be adopted by the state board of education pursuant to RCW
37 28A.150.220(4) shall provide that compliance with the direct contact
38 hour requirement shall be based upon teachers' normally assigned weekly
39 instructional schedules, as assigned by the district administration.

1 Additional record((-))keeping by classroom teachers as a means of
2 accounting for contact hours shall not be required. Waivers from
3 contact hours may be requested under RCW 28A.305.140.

4 **Sec. 2.** RCW 28A.150.260 and 1992 c 141 s 507 are each amended to
5 read as follows:

6 The basic education allocation for each annual average full-time
7 equivalent student shall be determined in accordance with the following
8 procedures:

9 (1) The governor shall and the superintendent of public instruction
10 may recommend to the legislature a formula based on a ratio of students
11 to staff for the distribution of a basic education allocation for each
12 annual average full-time equivalent student enrolled in a common
13 school. The distribution formula shall have the primary objective of
14 equalizing educational opportunities and shall provide appropriate
15 recognition of the following costs among the various districts within
16 the state:

17 (a) Certificated instructional staff and their related costs;

18 (b) Certificated administrative staff and their related costs;

19 (c) Classified staff and their related costs;

20 (d) Nonsalary costs;

21 (e) Extraordinary costs of remote and necessary schools and small
22 high schools, including costs of additional certificated and classified
23 staff; and

24 (f) The attendance of students pursuant to RCW 28A.335.160 and
25 28A.225.250 who do not reside within the servicing school district.

26 (2)(a) This formula for distribution of basic education funds shall
27 be reviewed biennially by the superintendent and governor. The
28 recommended formula shall be subject to approval, amendment or
29 rejection by the legislature. The formula shall be for allocation
30 purposes only. While the legislature intends that the allocations for
31 additional instructional staff be used to increase the ratio of such
32 staff to students, nothing in this section shall require districts to
33 reduce the number of administrative staff below existing levels.

34 (b) The formula adopted by the legislature shall reflect the
35 following ratios at a minimum: (i) Forty-nine certificated
36 instructional staff to one thousand annual average full-time equivalent
37 students enrolled in grades kindergarten through three; (ii) forty-six
38 certificated instructional staff to one thousand annual average full-

1 time equivalent students in grades four through twelve; (iii) four
2 certificated administrative staff to one thousand annual average full_
3 time equivalent students in grades kindergarten through twelve; and
4 (iv) sixteen and sixty-seven one-hundredths classified personnel to one
5 thousand annual average full-time equivalent students enrolled in
6 grades kindergarten through twelve.

7 (c) In the event the legislature rejects the distribution formula
8 recommended by the governor, without adopting a new distribution
9 formula, the distribution formula for the previous school year shall
10 remain in effect: PROVIDED, That the distribution formula developed
11 pursuant to this section shall be for state apportionment and
12 equalization purposes only and shall not be construed as mandating
13 specific operational functions of local school districts other than
14 those program requirements identified in RCW 28A.150.220 and
15 28A.150.100. The enrollment of any district shall be the annual
16 average number of full-time equivalent students and part time students
17 as provided in RCW 28A.150.350, enrolled on the first school day of
18 each month, except that the first enrollment count day of each school
19 year shall be the later of the second Monday students are required to
20 be in attendance or the second Monday in September, and the enrollment
21 of any district shall exclude full-time equivalent handicapped students
22 recognized for the purposes of allocation of state funds for programs
23 under RCW 28A.155.010 through 28A.155.100. The definition of full-time
24 equivalent student shall be determined by rules (~~and regulations~~) of
25 the superintendent of public instruction: PROVIDED, That the
26 definition shall be included as part of the superintendent's biennial
27 budget request: PROVIDED, FURTHER, That any revision of the present
28 definition shall not take effect until approved by the house
29 appropriations committee and the senate ways and means committee:
30 PROVIDED, FURTHER, That the office of financial management shall make
31 a monthly review of the superintendent's reported full-time equivalent
32 students in the common schools in conjunction with RCW 43.62.050.

33 (3)(a) Certificated instructional staff shall include those persons
34 employed by a school district who are nonsupervisory employees within
35 the meaning of RCW 41.59.020(8): PROVIDED, That in exceptional cases,
36 people of unusual competence but without certification may teach
37 students so long as a certificated person exercises general
38 supervision: PROVIDED, FURTHER, That the hiring of such
39 noncertificated people shall not occur during a labor dispute and such

1 noncertificated people shall not be hired to replace certificated
2 employees during a labor dispute.

3 (b) Certificated administrative staff shall include all those
4 persons who are chief executive officers, chief administrative
5 officers, confidential employees, supervisors, principals, or assistant
6 principals within the meaning of RCW 41.59.020(4).

7 NEW SECTION. **Sec. 3.** Section 2 of this act shall take effect
8 September 1, 2000. However, this section shall not take effect if, by
9 September 1, 2000, a law is enacted stating that a school
10 accountability and academic assessment system is not in place.

--- END ---