
HOUSE BILL 2613

State of Washington

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By Representatives Sterk, Crouse, Carrell, Brumsickle, McMahan, Boldt, Honeyford, D. Sommers, Clements, Sherstad, Koster, Fuhrman, Sheahan, Huff, Mulliken and Thompson

Read first time 01/15/96. Referred to Committee on Education.

1 AN ACT Relating to school discipline; and amending RCW 28A.320.140,
2 28A.225.225, 28A.600.030, 28A.305.160; and 28A.635.090.

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

4 **Sec. 1.** RCW 28A.320.140 and 1994 sp.s. c 7 s 612 are each amended
5 to read as follows:

6 (1) School district boards of directors may establish district-wide
7 student dress and grooming codes, which may include a requirement that
8 students wear uniforms.

9 (2) School district boards of directors may establish specific
10 schools or programs ((which)) that parents may choose for their
11 children to attend in which: (a) Students are required to conform to
12 dress and grooming codes, including requiring that students wear
13 uniforms; (b) parents are required to participate in the student's
14 education; or (c) discipline requirements are more stringent than in
15 other schools in the district.

16 ((+2)) (3) School district boards of directors may also establish
17 specific schools or programs in which: (a) Students are required to
18 conform to dress and grooming codes, including requiring that students
19 wear uniforms; (b) parents are regularly counseled and encouraged to

1 participate in the student's education; or (c) discipline requirements
2 are more stringent than in other schools in the district. School
3 boards may require that students who are subject to suspension or
4 expulsion attend these schools or programs as a condition of continued
5 enrollment in the school district.

6 ~~((3))~~ (4) If students are required to wear uniforms ~~((in these
7 programs or schools))~~, school districts shall accommodate students so
8 that the uniform requirement is not an unfair barrier to school
9 attendance and participation.

10 ~~((4) Nothing in this section impairs or reduces in any manner
11 whatsoever the authority of a board under other law to impose a dress
12 and appearance code. However, if a board requires uniforms under such
13 other authority, it shall accommodate students so that the uniform
14 requirement is not an unfair barrier to school attendance and
15 participation.))~~

16 **Sec. 2.** RCW 28A.225.225 and 1995 c 52 s 3 are each amended to read
17 as follows:

18 (1) All districts accepting applications from nonresident students
19 or from students receiving home-based instruction for admission to the
20 district's schools shall consider equally all applications received.
21 Each school district shall adopt a policy establishing rational, fair,
22 and equitable standards for acceptance and rejection of applications
23 ~~((by June 30, 1990))~~. The policy may include rejection of nonresident
24 students if acceptance of these students would result in the district
25 experiencing a financial hardship. However, nothing in this section
26 prevents a school district superintendent or his or her designee from
27 denying the application of a nonresident student if the student's
28 disciplinary record indicates a history of behavior that has been
29 disruptive to the educational process.

30 (2) The district shall provide to applicants written notification
31 of the approval or denial of the application in a timely manner. If
32 the application is rejected, the notification shall include the reason
33 or reasons for denial and the right to appeal under RCW 28A.225.230(3).

34 **Sec. 3.** RCW 28A.600.030 and 1990 c 33 s 498 are each amended to
35 read as follows:

36 (1) Each school district board of directors may establish student
37 grading policies which permit teachers to consider a student's

1 attendance in determining the student's overall grade or deciding
2 whether the student should be granted or denied credit. Such policies
3 shall take into consideration the circumstances pertaining to the
4 student's inability to attend school.

5 (2) The state board of education shall not limit the ability of
6 school districts to reduce a student's grade or to deny credit for
7 disciplinary reasons or as a result of disciplinary actions. However,
8 no policy shall be adopted whereby a grade shall be reduced or credit
9 shall be denied for disciplinary reasons or due to disciplinary actions
10 only, rather than for academic reasons, unless due process of law is
11 provided as set forth by the state board of education under RCW
12 28A.305.160.

13 **Sec. 4.** RCW 28A.305.160 and 1975-'76 2nd ex.s. c 97 s 1 are each
14 amended to read as follows:

15 (1) The state board of education shall adopt and distribute to all
16 school districts lawful and reasonable rules ((and regulations))
17 prescribing the substantive and procedural due process guarantees of
18 pupils in the common schools. Such rules ((and regulations)) shall
19 authorize a school district to use informal due process procedures in
20 connection with the short-term suspension of students to the extent
21 constitutionally permissible. In cases in which suspensions and
22 expulsions are appealed by a student, such rules shall authorize a
23 school district to suspend a student temporarily after an initial
24 hearing until a final decision is reached in further appeals:
25 PROVIDED, That the state board deems the interest of students to be
26 adequately protected.

27 (2) Short-term suspensions may be used for suspensions of up to
28 and including, ten school days.

29 **Sec. 5.** RCW 28A.635.090 and 1990 c 33 s 540 are each amended to
30 read as follows:

31 It shall be unlawful for any person, singly or in concert with
32 others, to interfere by force or violence with any administrator,
33 teacher, classified employee, or student of any common school who is in
34 the peaceful discharge or conduct of his or her duties or studies.
35 Further, any such interference by force or violence, when committed by

1 a student, shall be grounds for immediate suspension or expulsion of
2 the student.

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