

1 **SSB 6574 - H AMD 1099 FAILED 3-05-98**

2 By Representative Linville

3 Strike everything after the enacting clause and insert the
4 following:

5 NEW SECTION. **Sec. 1.** The legislature, in fulfilling its role as
6 stated in the state Constitution, namely, that "It is the paramount
7 duty of the state to make ample provision for the education of all
8 children residing within its borders...", finds that families with
9 children enrolled in approved private schools are an integral part of
10 fulfilling the state's educational mission.

11 The legislature further recognizes that a significant percentage
12 of students attend approved private schools and frequently move between
13 the state's publicly and privately funded schools. The parents of
14 these children are subject to taxes and levies to fulfill the education
15 provided through our common schools. In addition, these parents pay
16 for student learning materials their child uses in the approved private
17 school that would be free of additional charge in the common school.
18 In acknowledgement of this additional burden and in recognizing the
19 role of our state's approved private schools in helping to fulfill the
20 constitutional mandate to provide a basic education to our children,
21 the legislature recognizes the need for equalization. The sole purpose
22 of this act is to assist children, not schools.

23 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.195
24 RCW to read as follows:

25 Students attending state-approved private schools may receive
26 loaned learning materials from the local school district in which the
27 private school is located. To provide these materials to students,
28 approved private schools shall submit annual requests for learning
29 materials to the local school district in which the private school is
30 located. The local school district may provide through a loan
31 agreement the learning materials in accordance with the following
32 guidelines:

33 (1) Learning materials support shall not be limited, in any way,
34 based on a student's economic status.

1 (2) Learning materials eligible for loan shall be limited to
2 textbooks.

3 (3) The local school district shall not loan learning materials
4 that are not available to the school district at the time of the
5 request.

6 (4) The local school district shall not loan learning materials
7 that the local school district needs to educate public school students
8 at the time of the request.

9 (5) Only textbooks listed on the official adoption list of the
10 local school district are eligible.

11 (6) Loaned learning materials shall neither promote nor deter
12 sectarian or religious activities of the private school.

13 (7) No approved private school may be required to participate in
14 learning materials support provided by the state.

15 (8) Only students who attend state-approved private schools are
16 eligible for learning materials support.

17 (9) Student learning materials designed for religious instruction
18 are not eligible for learning materials support.

19 (10) No laws or rules may be added beyond those already in
20 existence as of January 1, 1998, that have a direct or indirect impact
21 on the autonomy of the private school as a result of the student's
22 receipt of learning materials support.

23 (11) The office of the superintendent of public instruction shall
24 adopt guidelines for effective implementation of this section.

25 (12) To assist the state, the office of the superintendent of
26 public instruction may identify currently existing, nonsectarian,
27 state-wide private school organizations to serve as the liaison with
28 the state for eligible private schools whose students are receiving or
29 are interested in receiving loaned learning materials.

30 (13) Student learning materials loaned to students attending
31 private schools under this section shall, at all times, be considered
32 the property of the local school district.

33 NEW SECTION. **Sec. 3.** This act takes effect September 1, 1998.

34 NEW SECTION. **Sec. 4.** If any provision of this act or its
35 application to any person or circumstance is held invalid, the

1 remainder of the act or the application of the provision to other
2 persons or circumstances is not affected.-

EFFECT: A public school no longer must make a good faith effort to lend learning materials to private school students. A public school may only lend surplus learning materials. Learning materials are limited to textbooks only.