
HOUSE BILL 2581

State of Washington

66th Legislature

2020 Regular Session

By Representatives Caldier, Ybarra, Volz, Steele, Mosbrucker, Hoff, and Pollet

Read first time 01/15/20. Referred to Committee on Appropriations.

1 AN ACT Relating to removing the special education enrollment
2 limit for funding; and amending RCW 28A.150.390.

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

4 **Sec. 1.** RCW 28A.150.390 and 2019 c 387 s 4 are each amended to
5 read as follows:

6 (1) The superintendent of public instruction shall submit to each
7 regular session of the legislature during an odd-numbered year a
8 programmed budget request for special education programs for students
9 with disabilities. Funding for programs operated by local school
10 districts shall be on an excess cost basis from appropriations
11 provided by the legislature for special education programs for
12 students with disabilities and shall take account of state funds
13 accruing through RCW 28A.150.260 (4)(a), (5), (6), and (8) and
14 28A.150.415.

15 (2) The excess cost allocation to school districts shall be based
16 on the following:

17 (a) A district's annual average headcount enrollment of students
18 ages birth through four and those five year olds not yet enrolled in
19 kindergarten who are eligible for and receiving special education,
20 multiplied by the district's base allocation per full-time equivalent
21 student, multiplied by 1.15;

1 ~~(b) ((i) Subject to the limitation in (b) (ii) of this subsection~~
2 ~~(2), a)~~ A district's annual average enrollment of resident students
3 who are eligible for and receiving special education, excluding
4 students ages birth through four and those five year olds not yet
5 enrolled in kindergarten, multiplied by the district's base
6 allocation per full-time equivalent student, multiplied by the
7 special education cost multiplier rate of:

8 ~~((A))~~ (i) In the 2019-20 school year, 0.995 for students
9 eligible for and receiving special education.

10 ~~((B))~~ (ii) Beginning in the 2020-21 school year, either:

11 ~~((I))~~ (A) 1.0075 for students eligible for and receiving
12 special education and reported to be in the general education setting
13 for eighty percent or more of the school day; or

14 ~~((II))~~ (B) 0.995 for students eligible for and receiving
15 special education and reported to be in the general education setting
16 for less than eighty percent of the school day.

17 ~~((ii) If the enrollment percent exceeds thirteen and five-tenths~~
18 ~~percent, the excess cost allocation calculated under (b) (i) of this~~
19 ~~subsection must be adjusted by multiplying the allocation by thirteen~~
20 ~~and five-tenths percent divided by the enrollment percent.))~~

21 (3) As used in this section:

22 (a) "Base allocation" means the total state allocation to all
23 schools in the district generated by the distribution formula under
24 RCW 28A.150.260 (4) (a), (5), (6), and (8) and the allocation under
25 RCW 28A.150.415, to be divided by the district's full-time equivalent
26 enrollment.

27 (b) "Basic education enrollment" means enrollment of resident
28 students including nonresident students enrolled under RCW
29 28A.225.225 and students from nonhigh districts enrolled under RCW
30 28A.225.210 and excluding students residing in another district
31 enrolled as part of an interdistrict cooperative program under RCW
32 28A.225.250.

33 (c) "Enrollment percent" means the district's resident annual
34 average enrollment of students who are eligible for and receiving
35 special education, excluding students ages birth through four and
36 those five year olds not yet enrolled in kindergarten and students
37 enrolled in institutional education programs, as a percent of the

1 district's annual average full-time equivalent basic education
2 enrollment.

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