
HOUSE BILL 2551

State of Washington 52nd Legislature 1992 Regular Session

By Representatives H. Sommers, Peery, Brough and Valle

Read first time 01/20/92. Referred to Committee on Education.

1 AN ACT Relating to special educational services demonstration
2 projects; amending RCW 28A.630.820 and 28A.630.840; and providing an
3 expiration date.

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

5 **Sec. 1.** RCW 28A.630.820 and 1991 c 265 s 1 are each amended to
6 read as follows:

7 It is the intent of the legislature to (1) encourage school
8 districts, individually and cooperatively, to develop innovative
9 special services demonstration projects that use resources efficiently
10 and increase student learning; (2) promote noncategorical approaches to
11 special services program design, funding, and administration; (3)
12 develop efficient and cost-effective means for identifying students as
13 specific learning disabled, in order to increase the proportion of
14 resources devoted to classroom instruction; ((and)) (4) discourage

1 unnecessary labeling of students while still providing state funding
2 for needed services; and (5) provide a means to grant waivers from
3 state rules.

4 **Sec. 2.** RCW 28A.630.840 and 1991 c 265 s 5 are each amended to
5 read as follows:

6 (1) Project funding may include state, federal, and local funds, as
7 specified by the district in its approved project cost proposal. The
8 superintendent of public instruction shall include all project funding
9 for a participating district in a project contract and disburse the
10 funds as contract payments.

11 (2) As a general guideline, subject to refinements in the district
12 cost proposal and approval by the superintendent of public instruction,
13 the portion of state handicapped funding included as project funding
14 shall be determined as follows:

15 (a) If the district serves specific learning disabled students in
16 the project, the portion of the handicapped allocation attributed to
17 specific learning disabled students shall be included, with
18 proportional adjustments if the project serves only part of the
19 district's specific learning disabled population;

20 (b) If other handicapped students are served in the project, the
21 portions of the handicapped allocation attributed to those students
22 shall be included, with proportional adjustments if the project serves
23 only part of the district's population in those categories of
24 handicapped students.

25 (3) State handicapped allocations shall be calculated for project
26 districts according to the handicapped funding formula in use for other
27 districts, but with the following changes:

28 (a) Except as provided in (b) of this subsection, funding (~~in each~~
29 ~~school year~~) for specific learning disabled (~~and other handicapped~~),

1 health impaired, mildly mentally retarded, and developmentally delayed
2 students served in a project shall be based for the duration of the
3 project on the average percentage of the kindergarten through twelfth
4 grade enrollment in the particular handicapped category during the
5 ((prior three years)) 1990-91 school year.

6 (b) Project funding for school districts that had pilot projects
7 approved under section 13, chapter 233, Laws of 1989, shall be based
8 for the duration of a project under RCW 28A.630.820 through 28A.630.840
9 on four percent of the kindergarten through twelfth grade enrollment
10 considered as specific learning disabled, without regard to the actual
11 number of students so identified. The legislature recognizes the
12 importance of continuing and developing the pilot projects.

13 (c) The funding percentages for demonstration projects specified in
14 (a) and (b) of this subsection shall be used to adjust basic education
15 allocations under RCW 28A.150.260 and learning assistance program
16 allocations under RCW 28A.165.070.

17 (d) State handicapped allocations under subsection (2) of this
18 section up to the level required by federal maintenance of effort rules
19 shall be expended for services to handicapped students in the project.
20 Allocations greater than the amount needed to comply with federal
21 maintenance of effort rules shall be designated as noncategorical
22 project funds and may be expended on services to any student served in
23 the project.

24 (4) Federal handicapped allocations may be designated in whole or
25 in part for project use, if the amounts are included in the district's
26 approved cost proposal and the project contract.

27 (5) Learning assistance program allocations may be designated in
28 whole or in part for project use, if the amounts are included in the
29 district's approved cost proposal and the project contract. These
30 allocations shall be calculated for project districts according to the

1 funding formula in use for other districts, except that any increases
2 in the district allocation above the fiscal year 1991 amount shall be
3 designated as noncategorical project funds and may be expended on
4 services to any student served in the project.

5 (6) Transitional bilingual program allocations may be designated in
6 whole or in part for project use, if the amounts are included in the
7 district's approved cost proposal and the project contract. These
8 allocations shall be calculated for project districts according to the
9 funding formula in use for other districts, except that any increases
10 in the district allocation above the fiscal year 1991 amount shall be
11 designated as noncategorical project funds and may be expended on
12 services to any student served in the project.

13 (7) Funding under the federal remediation program allocations may
14 be designated in whole or in part for project use, if the amounts are
15 included in the district's approved cost proposal and the project
16 contract.

17 (8) Funding from local sources may be designated for project use,
18 if the amounts are included in the district's approved cost proposal
19 and the project contract.

20 (9) Expenditures of noncategorical project funds under subsections
21 (3)(d), (5), and (6) of this section shall be accounted for in new and
22 discrete program or subprogram codes designated by the superintendent
23 of public instruction. The codes shall take effect by September 1,
24 1991.

25 NEW SECTION. **Sec. 3.** This act shall expire January 1, 1996.