

SHB 3127 - H AMD 753

By Representative Anderson

WITHDRAWN 2/14/2006

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. Sec. 1. A new section is added to chapter 44.04
4 RCW to read as follows:

5 Under Article IX, section 1 of the state Constitution, it is
6 the paramount duty of the state to make ample provision for the
7 education of all of Washington's children. According to the state
8 supreme court, this constitutional provision requires that the
9 legislature define and fully fund a program of K-12 basic education
10 before the legislature funds any other statutory programs. For
11 these reasons, it is the intent of the legislature to require that
12 all appropriations for K-12 basic education, together with
13 appropriations for other K-12 education programs, be enacted into
14 law before the legislature takes executive action on other omnibus
15 appropriations legislation.

16 **Sec. 2.** RCW 28A.150.380 and 2001 c 3 s 10 are each amended to
17 read as follows:

18 (1) The state legislature shall, at each regular session in an
19 odd-numbered year, appropriate from the state general fund for the
20 current use of the common schools such amounts as needed for state
21 support to the common schools during the ensuing biennium as
22 provided in this chapter, RCW 28A.160.150 through 28A.160.210,
23 28A.300.170, and 28A.500.010.

24 (2) The state legislature shall also, at each regular session
25 in an odd-numbered year, appropriate from the student achievement
26 fund and education construction fund solely for the purposes of and
27 in accordance with the provisions of the student achievement act
28 during the ensuing biennium.

29 (3) Beginning with the 2007-2009 fiscal biennium and

1 thereafter, appropriations for the purposes of this section and
2 other K-12 education purposes must be made in legislation that is
3 separate from the omnibus operating appropriations act. Such
4 appropriations must be enacted into law before it is in order for
5 either house of the legislature to take executive action on omnibus
6 operating appropriations legislation.

7 NEW SECTION. Sec. 3. A new section is added to chapter 44.04
8 RCW to read as follows:

9 Beginning with the 2007-2009 fiscal biennium and thereafter,
10 appropriations for the purposes of RCW 28A.150.380 and other K-12
11 education purposes must be enacted into law before it is in order
12 for either house of the legislature to take executive action on
13 omnibus operating or transportation appropriations legislation.

14 The house of representatives and senate, jointly or separately,
15 may adopt rules or resolutions to implement their respective
16 responsibilities under this section."

17 Correct the title.

EFFECT: Replaces all provisions of the substitute bill with a requirement that, beginning with the 2007-09 biennium, appropriations to support K-12 education must be enacted in a bill separately from and prior to the biennial appropriations act.