

HB 2629 - S COMM AMD

By Committee on Early Learning & K-12 Education

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

3 "NEW SECTION. **Sec. 1.** The legislature finds that the education of
4 children who are deaf presents unique challenges because deafness is a
5 low-incidence disability significantly impacting the child's ability to
6 access communication at home, at school, and in the community. The
7 legislature further finds that over the past fifty years, there have
8 been numerous advances in technology as well as a growing awareness
9 about the importance of delivering services to children in a variety of
10 communication modalities to support their early and continued access to
11 communication. The legislature intends to enhance the coordination of
12 regionally delivered educational services and supports for children who
13 are deaf or hearing impaired and to promote the development of
14 communication-rich learning environments for these children.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 72.42 RCW
16 to read as follows:

17 (1) There is established at Vancouver, Clark county, the Washington
18 state center for childhood deafness and hearing loss which shall be
19 housed at and shall include the school and related facilities formerly
20 known as the state school for the deaf. The center shall be under the
21 direction of the director and the board of trustees. The
22 superintendent and board of trustees of the state school for the deaf
23 as of the effective date of this section shall be the director and
24 board of trustees of the center.

25 (2) The center's primary functions shall be:

26 (a) Managing and supervising the state school for the deaf;

27 (b) Providing statewide leadership and support for the coordination
28 of regionally delivered educational services in the full range of

1 communication modalities, for children who are deaf or hearing
2 impaired; and

3 (c) Collaborating with appropriate public and private partners to
4 develop an applied research center for the training and professional
5 development of educators serving children who are deaf or hearing
6 impaired.

7 **Sec. 3.** RCW 72.40.010 and 2002 c 209 s 1 are each amended to read
8 as follows:

9 There ~~((are))~~ is established at Vancouver, Clark county, a school
10 which shall be known as the state school for the blind ~~((, and a~~
11 ~~separate school which shall be known as the state school for the~~
12 ~~deaf))~~. The primary purpose of the state school for the blind ~~((and~~
13 ~~the state school for the deaf))~~ is to educate and train ~~((hearing and))~~
14 visually impaired children.

15 The school for the blind shall be under the direction of the
16 superintendent with the advice of the board of trustees. ~~((The school~~
17 ~~for the deaf shall be under the direction of the superintendent and the~~
18 ~~board of trustees.))~~

19 **Sec. 4.** RCW 72.40.019 and 1985 c 378 s 14 are each amended to read
20 as follows:

21 The governor shall appoint a ~~((superintendent))~~ director for the
22 ~~((state school for the deaf))~~ Washington state center for childhood
23 deafness and hearing loss. The ~~((superintendent))~~ director shall have
24 a masters or higher degree from an accredited college or university in
25 school administration or deaf education, five or more years of
26 experience teaching or providing habilitative services to deaf or hard
27 of hearing students ~~((in the classroom))~~, and three or more years
28 administrative or supervisory experience in programs for deaf or hard
29 of hearing students.

30 NEW SECTION. **Sec. 5.** A new section is added to chapter 72.42 RCW
31 to read as follows:

32 In addition to any other powers and duties prescribed by law, the
33 director of the Washington state center for childhood deafness and
34 hearing loss:

1 (1) Shall be responsible for the supervision and management of the
2 center, including the state school for the deaf, and the property of
3 various kinds;

4 (2) Shall employ members of the faculty, administrative officers,
5 and other employees, who shall all be subject to chapter 41.06 RCW, the
6 state civil service law, unless specifically exempted by other
7 provisions of law;

8 (3) Shall provide technical assistance and support as appropriate
9 to local and regional efforts to build critical mass and
10 communication-rich networking opportunities for children who are deaf
11 or hearing impaired and their families;

12 (4) Shall establish the course of study including vocational
13 training and shall, in collaboration with the department of social and
14 health services, provide post-high school transition planning and
15 programming services to students who are deaf or hearing impaired, with
16 the assistance of the faculty and the approval of the board of
17 trustees;

18 (5) Shall, as approved by the board of trustees, control and
19 authorize the use of the facilities for night school, summer school,
20 public meetings, applied research and training for the instruction of
21 students who are deaf or hearing impaired, outreach and support to
22 families of children who are deaf or hearing impaired, or other
23 purposes consistent with the purposes of the center;

24 (6) Shall purchase all supplies and lease or purchase equipment and
25 other personal property needed for the operation or maintenance of the
26 center;

27 (7) Shall prepare, submit to the board of trustees for approval,
28 and administer the budget consistent with RCW 43.88.160 and the budget
29 and accounting act, chapter 43.88 RCW generally, as applicable;

30 (8) Shall provide technical assistance and support to educational
31 service districts for the regional delivery of a full range of
32 educational services to students who are deaf or hearing impaired,
33 including but not limited to services relying on American sign
34 language, auditory oral education, total communication, and signed
35 exact English;

36 (9) As requested by educational service districts, shall recruit,
37 employ, and deploy itinerant teachers to provide in-district services
38 to children who are deaf or hearing impaired;

1 (10) May establish criteria, in addition to state certification,
2 for the teachers at the school and employees of the center;

3 (11) May establish, with the approval of the board of trustees, new
4 facilities as needs demand;

5 (12) May adopt rules, under chapter 34.05 RCW, as approved by the
6 board of trustees and as deemed necessary for the governance,
7 management, and operation of the center;

8 (13) May adopt rules, as approved by the board of trustees, for
9 pedestrian and vehicular traffic on property owned, operated, and
10 maintained by the center;

11 (14) Except as otherwise provided by law, may enter into contracts
12 as the director deems essential to the purpose of the center;

13 (15) May receive gifts, grants, conveyances, devises, and bequests
14 of real or personal property from whatever source, as may be made from
15 time to time, in trust or otherwise, whenever the terms and conditions
16 will aid in carrying out the programs of the center; sell, lease, or
17 exchange, invest, or expend the same or the proceeds, rents, profits,
18 and income thereof except as limited by the terms and conditions
19 thereof; and adopt rules to govern the receipt and expenditure of the
20 proceeds, rents, profits, and income thereof;

21 (16) May adopt rules, as approved by the board of trustees,
22 providing for the transferability of employees between the center and
23 the school for the blind consistent with collective bargaining
24 agreements in effect; and

25 (17) May adopt rules under chapter 34.05 RCW, as approved by the
26 board of trustees, and perform all other acts not forbidden by law as
27 the director deems necessary or appropriate to the administration of
28 the center.

29 **Sec. 6.** RCW 72.40.024 and 2002 c 209 s 4 are each amended to read
30 as follows:

31 In addition to the powers and duties under RCW 72.40.022 (~~and~~
32 ~~72.40.023~~) and section 5 of this act, the superintendent of (~~each~~)
33 the school for the blind and the director of the Washington state
34 center for childhood deafness and hearing loss shall:

35 (1) Monitor the location and educational placement of each student
36 reported to the superintendent(~~s~~) and the director by the educational
37 service district superintendents;

1 (2) Provide information about educational programs, instructional
2 techniques, materials, equipment, and resources available to students
3 with visual or auditory impairments to the parent or guardian,
4 educational service district superintendent, and the superintendent of
5 the school district where the student resides; and

6 (3) Serve as a consultant to the office of the superintendent of
7 public instruction, provide instructional leadership, and assist school
8 districts in improving their instructional programs for students with
9 visual or hearing impairments.

10 **Sec. 7.** RCW 72.40.028 and 2006 c 263 s 829 are each amended to
11 read as follows:

12 All teachers (~~(at the state school for the deaf)~~) employed by the
13 Washington state center for childhood deafness and hearing loss and the
14 state school for the blind shall meet all certification requirements
15 and the programs shall meet all accreditation requirements and conform
16 to the standards defined by law or by rule of the Washington
17 professional educator standards board or the office of the state
18 superintendent of public instruction. The superintendent(~~(s)~~) and the
19 director, by rule, may adopt additional educational standards for their
20 respective (~~(schools)~~) facilities. Salaries of all certificated
21 employees shall be set so as to conform to and be contemporary with
22 salaries paid to other certificated employees of similar background and
23 experience in the school district in which the program or facility is
24 located. The superintendent(~~(s)~~) and the director may provide for
25 provisional certification for teachers in their respective (~~(schools)~~)
26 facilities including certification for emergency, temporary,
27 substitute, or provisional duty.

28 **Sec. 8.** RCW 72.40.120 and 1991 c 65 s 1 are each amended to read
29 as follows:

30 Any appropriation for the (~~(school for the deaf)~~) Washington state
31 center for childhood deafness and hearing loss or the school for the
32 blind shall be made directly to the (~~(school for the deaf)~~) center or
33 the school for the blind.

34 **Sec. 9.** RCW 72.40.200 and 2000 c 125 s 1 are each amended to read
35 as follows:

1 The (~~state school for the deaf~~) Washington state center for
2 childhood deafness and hearing loss and the state school for the blind
3 shall promote the personal safety of students and protect the children
4 who attend from child abuse and neglect as defined in RCW 26.44.020.

5 **Sec. 10.** RCW 72.40.210 and 2000 c 125 s 2 are each amended to read
6 as follows:

7 The (~~superintendents~~) director of the (~~state school for the~~
8 ~~deaf~~) Washington state center for childhood deafness and hearing loss
9 and the superintendent of the state school for the blind or their
10 designees shall immediately report to the persons indicated the
11 following events:

12 (1) To the child's parent, custodian, or guardian:

13 (a) The death of the child;

14 (b) Hospitalization of a child in attendance or residence at the
15 (~~school~~) facility;

16 (c) Allegations of child abuse or neglect in which the parent's
17 child in attendance or residence at the (~~school~~) facility is the
18 alleged victim;

19 (d) Allegations of physical or sexual abuse in which the parent's
20 child in attendance or residence at the (~~school~~) facility is the
21 alleged perpetrator;

22 (e) Life-threatening illness;

23 (f) The attendance at the (~~school~~) facility of any child who is
24 a registered sex offender under RCW 9A.44.130 as permitted by RCW
25 4.24.550.

26 (2) Notification to the parent shall be made by the means most
27 likely to be received by the parent. If initial notification is made
28 by telephone, such notification shall be followed by notification in
29 writing within forty-eight hours after the initial (~~oral~~) verbal
30 contact is made.

31 NEW SECTION. **Sec. 11.** (1) The state school for the deaf is hereby
32 abolished and its powers, duties, and functions are hereby transferred
33 to the Washington state center for childhood deafness and hearing loss.
34 All references to the superintendent or the state school for the deaf
35 in the Revised Code of Washington shall be construed to mean the

1 director or the Washington state center for childhood deafness and
2 hearing loss.

3 (2)(a) All reports, documents, surveys, books, records, files,
4 papers, or written material in the possession of the state school for
5 the deaf shall be delivered to the custody of the Washington state
6 center for childhood deafness and hearing loss. All cabinets,
7 furniture, office equipment, motor vehicles, and other tangible
8 property employed by the state school for the deaf shall be made
9 available to the Washington state center for childhood deafness and
10 hearing loss. All funds, credits, or other assets held by the state
11 school for the deaf shall be assigned to the Washington state center
12 for childhood deafness and hearing loss.

13 (b) Any appropriations made to the state school for the deaf shall,
14 on the effective date of this section, be transferred and credited to
15 the Washington state center for childhood deafness and hearing loss.

16 (c) If any question arises as to the transfer of any personnel,
17 funds, books, documents, records, papers, files, equipment, or other
18 tangible property used or held in the exercise of the powers and the
19 performance of the duties and functions transferred, the director of
20 financial management shall make a determination as to the proper
21 allocation and certify the same to the state agencies concerned.

22 (3) All employees of the state school for the deaf are transferred
23 to the jurisdiction of the Washington state center for childhood
24 deafness and hearing loss. All employees classified under chapter
25 41.06 RCW, the state civil service law, are assigned to the Washington
26 state center for childhood deafness and hearing loss to perform their
27 usual duties upon the same terms as formerly, without any loss of
28 rights, subject to any action that may be appropriate thereafter in
29 accordance with the laws and rules governing state civil service.

30 (4) All rules and all pending business before the state school for
31 the deaf shall be continued and acted upon by the Washington state
32 center for childhood deafness and hearing loss. All existing contracts
33 and obligations shall remain in full force and shall be performed by
34 the Washington state center for childhood deafness and hearing loss.

35 (5) The transfer of the powers, duties, functions, and personnel of
36 the state school for the deaf shall not affect the validity of any act
37 performed before the effective date of this section.

1 (6) If apportionments of budgeted funds are required because of the
2 transfers directed by this section, the director of financial
3 management shall certify the apportionments to the agencies affected,
4 the state auditor, and the state treasurer. Each of these shall make
5 the appropriate transfer and adjustments in funds and appropriation
6 accounts and equipment records in accordance with the certification.

7 (7) The existing bargaining units shall be transferred in their
8 entirety without the merging of other bargaining units or the inclusion
9 of employees from other bargaining units. Nothing contained in this
10 section may be construed to alter any of the existing collective
11 bargaining units unless the bargaining unit has been modified by action
12 of the public employment relations commission as provided by law.
13 Therefore, the certification of the existing bargaining units shall
14 remain. However, the commission may, upon request, amend the
15 certification to reflect the name of the new agency. In addition,
16 nothing in this section may be construed to alter the provisions of any
17 existing collective bargaining agreement until the agreement has
18 expired.

19 **Sec. 12.** RCW 72.40.031 and 1985 c 378 s 16 are each amended to
20 read as follows:

21 The school year for the state school for the blind and the
22 ((state)) school ((for the deaf)) located at the Washington state
23 center for childhood deafness and hearing loss shall commence on the
24 first day of July of each year and shall terminate on the 30th day of
25 June of the succeeding year. The regular school term shall be for a
26 period of nine months and shall commence as near as reasonably
27 practical at the time of the commencement of regular terms in ((the))
28 other public schools, with the equivalent number of days as are now
29 required by law, and the regulations of the superintendent of public
30 instruction as now or hereafter amended, during the school year in
31 ((the)) other public schools. The school and the center shall observe
32 all legal holidays, in the same manner as other agencies of state
33 government, and ((the schools)) will not be in session on such days and
34 such other days as may be approved by the ((respective))
35 superintendent((s)) or the director. During the period when the
36 school((s)) and the center are not in session during the regular school
37 term, the school((s)) and the center may be operated, subject to the

1 approval of the (~~respective~~) superintendent(~~s~~) or the director, for
2 the instruction of students or for such other reasons which are in
3 furtherance of the objects and purposes of (~~such schools~~) the
4 respective facilities.

5 **Sec. 13.** RCW 72.42.010 and 2002 c 209 s 5 are each amended to read
6 as follows:

7 It is the intention of the legislature, in creating a board of
8 trustees for the (~~state school for the deaf~~) Washington state center
9 for childhood deafness and hearing loss to perform the duties set forth
10 in this chapter, that the board of trustees perform needed oversight
11 services to the governor and the legislature of the (~~Washington state~~
12 ~~school for the deaf~~) center in the development of programs for the
13 hearing impaired, and in the operation of the (~~Washington state~~)
14 center, including the school (~~for the deaf~~) located at the center.

15 **Sec. 14.** RCW 72.42.015 and 1985 c 378 s 32 are each amended to
16 read as follows:

17 Unless the context clearly requires otherwise as used in this
18 chapter "~~(superintendent)~~ director" means (~~superintendent~~) the
19 director of the Washington state (~~school for the deaf~~) center for
20 childhood deafness and hearing loss.

21 **Sec. 15.** RCW 72.42.016 and 2002 c 209 s 6 are each amended to read
22 as follows:

23 Unless the context clearly requires otherwise, as used in this
24 chapter:

25 (1) "Center" means the Washington state center for childhood
26 deafness and hearing loss; and

27 (2) "School" means the (~~Washington~~) state school for the deaf
28 located at the center.

29 **Sec. 16.** RCW 72.42.021 and 2002 c 209 s 7 are each amended to read
30 as follows:

31 (1) The governance of the center and the school shall be vested in
32 a board of trustees. The board shall consist of nine members appointed
33 by the governor, with the consent of the senate. The board shall be

1 composed of a resident from each of the state's congressional districts
2 and may include:

3 (a) One member who is deaf or hearing impaired;

4 (b) Two members who are experienced educational professionals;

5 (c) One member who is experienced in providing residential services
6 to youth; and

7 (d) One member who is the parent of a child who is deaf or hearing
8 impaired and who is receiving or has received educational services
9 related to deafness or hearing impairment from a public educational
10 institution.

11 (2) No voting trustee may be an employee of the school or the
12 center, a member of the board of directors of any school district, a
13 member of the governing board of any public or private educational
14 institution(~~(, a school district or educational service district~~
15 ~~administrator appointed after July 1, 1986,)) or an elected officer or
16 member of the legislative authority of any municipal corporation. No
17 more than two voting trustees may be school district or educational
18 service district administrators appointed after July 1, 1986.~~

19 (3) Trustees shall be appointed by the governor to serve a term of
20 five years, except that any person appointed to fill a vacancy
21 occurring prior to the expiration of a term shall be appointed within
22 sixty days of the vacancy and appointed only for the remainder of the
23 term. Of the initial members, three must be appointed for two-year
24 terms, three must be appointed for three-year terms, and the remainder
25 must be appointed for five-year terms.

26 (4) The board shall not be deemed unlawfully constituted and a
27 trustee shall not be deemed ineligible to serve the remainder of the
28 trustee's unexpired term on the board solely by reason of the
29 establishment of new or revised boundaries for congressional districts.
30 In such an event, each trustee may continue to serve in office for the
31 balance of the term for which he or she was appointed so long as the
32 trustee continues to reside within the boundaries of the congressional
33 district as they existed at the time of his or her appointment.
34 Vacancies which occur in a trustee position during the balance of any
35 term shall be filled pursuant to subsection (3) of this section by a
36 successor who resides within the boundaries of the congressional
37 district from which the member whose office was vacated was appointed
38 as they existed at the time of his or her appointment. At the

1 completion of such term, and thereafter, a successor shall be appointed
2 from the congressional district which corresponds in number with the
3 congressional district from which the incumbent was appointed.

4 **Sec. 17.** RCW 72.42.041 and 2002 c 209 s 8 are each amended to read
5 as follows:

6 The board of trustees of the ((~~school~~)) center:

7 (1) Shall adopt rules and regulations for its own governance;

8 (2) Shall direct the development of, approve, and monitor the
9 enforcement of policies, rules, and regulations pertaining to the
10 ((~~school~~)) center, including but not limited to:

11 (a) The use of classrooms and other facilities for summer or night
12 schools or for public meetings and any other uses consistent with the
13 mission of the center;

14 (b) Pedestrian and vehicular traffic on property owned, operated,
15 or maintained by the ((~~school~~)) center;

16 (c) Governance, management, and operation of the residential
17 facilities;

18 (d) Transferability of employees between the ((~~school for the~~
19 ~~deaf~~)) center and the school for the blind consistent with collective
20 bargaining agreements in effect; and

21 (e) Compliance with state and federal education civil rights laws
22 at the school;

23 (3) Shall develop a process for recommending candidates for the
24 position of ((~~superintendent~~)) director and upon a vacancy shall submit
25 a list of three qualified candidates for ((~~superintendent~~)) director to
26 the governor;

27 (4) Shall submit an evaluation of the ((~~superintendent~~)) director
28 to the governor by July 1st of each odd-numbered year that includes a
29 recommendation regarding the retention of the ((~~superintendent~~))
30 director;

31 (5) May recommend to the governor at any time that the
32 ((~~superintendent~~)) director be removed for conduct deemed by the board
33 to be detrimental to the interests of the ((~~school~~)) center;

34 (6) Shall prepare and submit by July 1st of each even-numbered year
35 a report to the governor and the appropriate committees of the
36 legislature which contains a detailed summary of the ((~~school's~~))
37 center's progress on performance objectives and the ((~~school's~~))

1 center's work, facility conditions, and revenues and costs of the
2 (~~school~~) center for the previous year and which contains those
3 recommendations it deems necessary and advisable for the governor and
4 the legislature to act on;

5 (7) Shall approve the (~~school's~~) center's budget and all funding
6 requests, both operating and capital, submitted to the governor;

7 (8) Shall direct and approve the development and implementation of
8 comprehensive programs of education, training, and as needed
9 residential living, such that students served by the (~~school~~) center
10 receive a challenging and quality education in a safe school
11 environment;

12 (9) Shall direct, monitor, and approve the implementation of a
13 comprehensive continuous quality improvement system for the (~~school~~)
14 center;

15 (10) Shall monitor and inspect all existing facilities of the
16 (~~school~~) center and report its findings in its biennial report to the
17 governor and appropriate committees of the legislature; and

18 (11) May grant to every student of the school located at the
19 center, upon graduation or completion of a program or course of study,
20 a suitable diploma, nonbaccalaureate degree, or certificate.

21 **Sec. 18.** RCW 72.40.022 and 2002 c 209 s 2 are each amended to read
22 as follows:

23 In addition to any other powers and duties prescribed by law, the
24 superintendent of the state school for the blind:

25 (1) Shall have full control of the school and the property of
26 various kinds.

27 (2) May establish criteria, in addition to state certification, for
28 teachers at the school.

29 (3) Shall employ members of the faculty, administrative officers,
30 and other employees, who shall all be subject to chapter 41.06 RCW, the
31 state civil service law, unless specifically exempted by other
32 provisions of law.

33 (4) Shall establish the course of study including vocational
34 training, with the assistance of the faculty and the advice of the
35 board of trustees.

36 (5) May establish new facilities as needs demand.

1 (6) May adopt rules, under chapter 34.05 RCW, as deemed necessary
2 for the government, management, and operation of the housing
3 facilities.

4 (7) Shall control the use of the facilities and authorize the use
5 of the facilities for night school, summer school, public meetings, or
6 other purposes consistent with the purposes of the school.

7 (8) May adopt rules for pedestrian and vehicular traffic on
8 property owned, operated, and maintained by the school.

9 (9) Shall purchase all supplies and lease or purchase equipment and
10 other personal property needed for the operation or maintenance of the
11 school.

12 (10) Except as otherwise provided by law, may enter into contracts
13 as the superintendent deems essential to the purpose of the school.

14 (11) May receive gifts, grants, conveyances, devises, and bequests
15 of real or personal property from whatever source, as may be made from
16 time to time, in trust or otherwise, whenever the terms and conditions
17 will aid in carrying out the programs of the school; sell, lease or
18 exchange, invest, or expend the same or the proceeds, rents, profits,
19 and income thereof except as limited by the terms and conditions
20 thereof; and adopt rules to govern the receipt and expenditure of the
21 proceeds, rents, profits, and income thereof.

22 (12) May, except as otherwise provided by law, enter into contracts
23 the superintendent deems essential for the operation of the school.

24 (13) May adopt rules providing for the transferability of employees
25 between the (~~school for the deaf~~) Washington state center for
26 childhood deafness and hearing loss and the school for the blind
27 consistent with collective bargaining agreements in effect.

28 (14) Shall prepare and administer the school's budget consistent
29 with RCW 43.88.160 and the budget and accounting act, chapter 43.88 RCW
30 generally, as applicable.

31 (15) May adopt rules under chapter 34.05 RCW and perform all other
32 acts not forbidden by law as the superintendent deems necessary or
33 appropriate to the administration of the school.

34 **Sec. 19.** RCW 72.40.070 and 1985 c 378 s 22 are each amended to
35 read as follows:

36 It shall be the duty of each educational service district to make
37 a full and specific report of visually or hearing impaired youth to the

1 superintendent of the school for the blind or the (~~school for the~~
2 ~~deaf~~) director of the Washington state center for childhood deafness
3 and hearing loss, as the case may be and the superintendent of public
4 instruction, annually. The superintendent of public instruction shall
5 report about the hearing or visually impaired youth to the school for
6 the blind and the (~~school for the deaf~~) Washington state center for
7 childhood deafness and hearing loss, as the case may be, annually.

8 **Sec. 20.** RCW 72.40.090 and 1993 c 147 s 5 are each amended to read
9 as follows:

10 Notwithstanding any other provision of law, the state school for
11 the blind and the (~~school for the deaf~~) Washington state center for
12 childhood deafness and hearing loss may arrange and provide for weekend
13 transportation to and from (~~schools~~) their respective facilities.
14 This transportation shall be at no cost to students and parents, as
15 allowed within the appropriations allocated to the (~~schools~~)
16 facilities.

17 **Sec. 21.** RCW 72.40.220 and 2000 c 125 s 3 are each amended to read
18 as follows:

19 (1) The (~~superintendents~~) director of the (~~state school for the~~
20 ~~deaf~~) Washington state center for childhood deafness and hearing loss
21 and the superintendent of the state school for the blind shall maintain
22 in writing and implement behavior management policies and procedures
23 that accomplish the following:

24 (a) Support the child's appropriate social behavior, self-control,
25 and the rights of others;

26 (b) Foster dignity and self-respect for the child;

27 (c) Reflect the ages and developmental levels of children in care.

28 (2) The (~~state school for the deaf~~) Washington state center for
29 childhood deafness and hearing loss and the state school for the blind
30 shall use proactive, positive behavior support techniques to manage
31 potential child behavior problems. These techniques shall include but
32 not be limited to:

33 (a) Organization of the physical environment and staffing patterns
34 to reduce factors leading to behavior incidents;

35 (b) Intervention before behavior becomes disruptive, in the least
36 invasive and least restrictive manner available;

- 1 (c) Emphasis on verbal deescalation to calm the upset child;
- 2 (d) Redirection strategies to present the child with alternative
- 3 resolution choices.

4 **Sec. 22.** RCW 72.40.230 and 2000 c 125 s 4 are each amended to read
5 as follows:

6 (1) The (~~state school for the deaf~~) Washington state center for
7 childhood deafness and hearing loss and the state school for the blind
8 shall ensure that all staff, within two months of beginning employment,
9 complete a minimum of fifteen hours of job orientation which shall
10 include, but is not limited to, presentation of the standard operating
11 procedures manual for each (~~school~~) facility, describing all policies
12 and procedures specific to the (~~school~~) facility.

13 (2) The (~~state school for the deaf~~) Washington state center for
14 childhood deafness and hearing loss and the state school for the blind
15 shall ensure that all new staff receive thirty-two hours of job
16 specific training within ninety days of employment which shall include,
17 but is not limited to, promoting and protecting student personal
18 safety. All staff shall receive thirty-two hours of ongoing training
19 in these areas every two years.

20 **Sec. 23.** RCW 72.40.240 and 2000 c 125 s 5 are each amended to read
21 as follows:

22 The residential program at the (~~state school for the deaf~~)
23 Washington state center for childhood deafness and hearing loss and the
24 state school for the blind shall employ residential staff in sufficient
25 numbers to ensure the physical and emotional needs of the residents are
26 met. Residential staff shall be on duty in sufficient numbers to
27 ensure the safety of the children residing there.

28 For purposes of this section, "residential staff" means staff in
29 charge of supervising the day-to-day living situation of the children
30 in the residential portion of the (~~schools~~) facilities.

31 **Sec. 24.** RCW 72.40.250 and 2000 c 125 s 6 are each amended to read
32 as follows:

33 In addition to the powers and duties under RCW 72.40.022 and
34 72.40.024, the (~~superintendents~~) director of the (~~state school for~~

1 ~~the deaf~~) Washington state center for childhood deafness and hearing
2 loss and the superintendent of the state school for the blind shall:

3 (1) Develop written procedures for the supervision of employees and
4 volunteers who have the potential for contact with students. Such
5 procedures shall be designed to prevent child abuse and neglect by
6 providing for adequate supervision of such employees and volunteers,
7 taking into consideration such factors as the student population
8 served, architectural factors, and the size of the facility. Such
9 procedures shall include, but need not be limited to, the following:

10 (a) Staffing patterns and the rationale for such;

11 (b) Responsibilities of supervisors;

12 (c) The method by which staff and volunteers are made aware of the
13 identity of all supervisors, including designated on-site supervisors;

14 (d) Provision of written supervisory guidelines to employees and
15 volunteers;

16 (e) Periodic supervisory conferences for employees and volunteers;
17 and

18 (f) Written performance evaluations of staff to be conducted by
19 supervisors in a manner consistent with applicable provisions of the
20 civil service law.

21 (2) Develop written procedures for the protection of students when
22 there is reason to believe an incident has occurred which would render
23 a (~~child~~) minor student an abused or neglected child within the
24 meaning of RCW 26.44.020. Such procedures shall include, but need not
25 be limited to, the following:

26 (a) Investigation. Immediately upon notification that a report of
27 child abuse or neglect has been made to the department of social and
28 health services or a law enforcement agency, the superintendent or the
29 director shall:

30 (i) Preserve any potential evidence through such actions as
31 securing the area where suspected abuse or neglect occurred;

32 (ii) Obtain proper and prompt medical evaluation and treatment, as
33 needed, with documentation of any evidence of abuse or neglect; and

34 (iii) Provide necessary assistance to the department of social and
35 health services and local law enforcement in their investigations;

36 (b) Safety. Upon notification that a report of suspected child
37 abuse or neglect has been made to the department of social and health
38 services or a law enforcement agency, the superintendent or the

1 director or his or her designee, with consideration for causing as
2 little disruption as possible to the daily routines of the students,
3 shall evaluate the situation and immediately take appropriate action to
4 assure the health and safety of the students involved in the report and
5 of any other students similarly situated, and take such additional
6 action as is necessary to prevent future acts of abuse or neglect.

7 Such action may include:

8 (i) Consistent with federal and state law:

9 (A) Removing the alleged perpetrator from the school;

10 (B) Increasing the degree of supervision of the alleged
11 perpetrator; and

12 (C) Initiating appropriate disciplinary action against the alleged
13 perpetrator;

14 (ii) Provision of increased training and increased supervision to
15 volunteers and staff pertinent to the prevention and remediation of
16 abuse and neglect;

17 (iii) Temporary removal of the students from a program and
18 reassignment of the students within the school, as an emergency
19 measure, if it is determined that there is a risk to the health or
20 safety of such students in remaining in that program. Whenever a
21 student is removed, pursuant to this subsection (2)(b)(iii), from a
22 special education program or service specified in his or her
23 individualized education program, the action shall be reviewed in an
24 individualized education program meeting; and

25 (iv) Provision of counseling to the students involved in the report
26 or any other students, as appropriate;

27 (c) Corrective action plans. Upon receipt of the results of an
28 investigation by the department of social and health services pursuant
29 to a report of suspected child abuse or neglect, the superintendent or
30 the director, after consideration of any recommendations by the
31 department of social and health services for preventive and remedial
32 action, shall implement a written plan of action designed to assure the
33 continued health and safety of students and to provide for the
34 prevention of future acts of abuse or neglect.

35 **Sec. 25.** RCW 72.40.260 and 2000 c 125 s 7 are each amended to read
36 as follows:

37 In consideration of the needs and circumstances of the program, the

1 ((~~state school for the deaf~~)) Washington state center for childhood
2 deafness and hearing loss and the state school for the blind shall
3 provide instruction to all students in techniques and procedures which
4 will enable the students to protect themselves from abuse and neglect.
5 Such instruction shall be described in a written plan to be submitted
6 to the board of trustees for review and approval, and shall be:

7 (1) Appropriate for the age, individual needs, and particular
8 circumstances of students, including the existence of mental, physical,
9 emotional, or sensory disabilities;

10 (2) Provided at different times throughout the year in a manner
11 which will ensure that all students receive such instruction; and

12 (3) Provided by individuals who possess appropriate knowledge and
13 training, documentation of which shall be maintained by the school.

14 **Sec. 26.** RCW 72.40.280 and 2002 c 208 s 2 are each amended to read
15 as follows:

16 (1) The department of social and health services must periodically
17 monitor the residential program at the ((~~state school for the deaf~~))
18 Washington state center for childhood deafness and hearing loss,
19 including but not limited to examining the residential-related policies
20 and procedures as well as the residential facilities. The department
21 of social and health services must make recommendations to the
22 ((~~school's superintendent~~)) center's director and the board of trustees
23 or its successor board on health and safety improvements related to
24 child safety and well-being. The department of social and health
25 services must conduct the monitoring reviews at least ((~~quarterly until~~
26 ~~December 1, 2006~~)) annually. The center may from time to time request
27 technical assistance from the department of social and health services.

28 (2) The department of social and health services must conduct a
29 comprehensive child health and safety review, as defined in rule, of
30 the residential program at the ((~~state school for the deaf~~)) Washington
31 state center for childhood deafness and hearing loss every three years.
32 The department of social and health services must deliver the first
33 health and safety review to the governor, the legislature, the
34 ((~~school's superintendent~~)) center's director, and the ((~~school's~~))
35 center's board of trustees or successor board by December 1, 2004.

36 (3) The ((~~state school for the deaf~~)) Washington state center for
37 childhood deafness and hearing loss must provide the department of

1 social and health services' staff with full and complete access to all
2 records and documents that the department staff may request to carry
3 out the requirements of this section. The department of social and
4 health services must have full and complete access to all students and
5 staff of the ((~~state school for the deaf~~)) Washington state center for
6 childhood deafness and hearing loss to conduct interviews to carry out
7 the requirements of this section.

8 (4) For the purposes of this section, the department of social and
9 health services must use the safety standards established in this
10 chapter when conducting the reviews.

11 **Sec. 27.** RCW 72.42.060 and 1975-'76 2nd ex.s. c 34 s 168 are each
12 amended to read as follows:

13 Each member of the board of trustees shall receive travel expenses
14 as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter
15 amended, and such payments shall be a proper charge to any funds
16 appropriated or allocated for the support of the ((~~state school for the~~
17 ~~deaf~~)) Washington state center for childhood deafness and hearing loss.

18 **Sec. 28.** RCW 26.44.210 and 2002 c 208 s 1 are each amended to read
19 as follows:

20 (1) The department must investigate referrals of alleged child
21 abuse or neglect occurring at the ((~~state school for the deaf~~))
22 Washington state center for childhood deafness and hearing loss,
23 including alleged incidents involving students abusing other students;
24 determine whether there is a finding of abuse or neglect; and determine
25 whether a referral to law enforcement is appropriate under this
26 chapter.

27 (2) The department must send a copy of the investigation report,
28 including the finding, regarding any incidents of alleged child abuse
29 or neglect at the ((~~state school for the deaf~~)) Washington state center
30 for childhood deafness and hearing loss to the ((~~school's~~
31 ~~superintendent~~)) center's director. The department may include
32 recommendations to the ((~~superintendent~~)) director and the board of
33 trustees or its successor board for increasing the safety of the
34 school's students.

1 **Sec. 29.** RCW 28A.155.160 and 2007 c 115 s 15 are each amended to
2 read as follows:

3 Notwithstanding any other provision of law, the office of the
4 superintendent of public instruction, the department of early learning,
5 the Washington state (~~school for the deaf~~) center for childhood
6 deafness and hearing loss, the Washington state school for the blind,
7 school districts, educational service districts, and all other state
8 and local government educational agencies and the department of
9 services for the blind, the department of social and health services,
10 and all other state and local government agencies concerned with the
11 care, education, or habilitation or rehabilitation of children with
12 disabilities may enter into interagency cooperative agreements for the
13 purpose of providing assistive technology devices and services to
14 children with disabilities. Such arrangements may include but are not
15 limited to interagency agreements for the acquisition, including joint
16 funding, maintenance, loan, sale, lease, or transfer of assistive
17 technology devices and for the provision of assistive technology
18 services including but not limited to assistive technology assessments
19 and training.

20 For the purposes of this section, "assistive device" means any
21 item, piece of equipment, or product system, whether acquired
22 commercially off-the-shelf, modified, or customized, that is used to
23 increase, maintain, or improve functional capabilities of children with
24 disabilities. The term "assistive technology service" means any
25 service that directly assists a child with a disability in the
26 selection, acquisition, or use of an assistive technology device.
27 Assistive technology service includes:

28 (1) The evaluation of the needs of a child with a disability,
29 including a functional evaluation of the child in the child's customary
30 environment;

31 (2) Purchasing, leasing, or otherwise providing for the acquisition
32 of assistive technology devices by children with disabilities;

33 (3) Selecting, designing, fitting, customizing, adapting, applying,
34 retaining, repairing, or replacing of assistive technology devices;

35 (4) Coordinating and using other therapies, interventions, or
36 services with assistive technology devices, such as those associated
37 with existing education and rehabilitation plans and programs;

1 (5) Training or technical assistance for a child with a disability
2 or if appropriate, the child's family; and

3 (6) Training or technical assistance for professionals, including
4 individuals providing education and rehabilitation services, employers,
5 or other individuals who provide services to, employ, or are otherwise
6 substantially involved in the major life functions of children with
7 disabilities.

8 **Sec. 30.** RCW 28A.310.010 and 1988 c 65 s 1 are each amended to
9 read as follows:

10 It shall be the intent and purpose of this chapter to establish
11 educational service districts as regional agencies which are intended
12 to:

13 (1) Provide cooperative and informational services to local school
14 districts;

15 (2) Assist the superintendent of public instruction and the state
16 board of education in the performance of their respective statutory or
17 constitutional duties; and

18 (3) Provide services to school districts and to the (~~school for~~
19 ~~the deaf~~) Washington state center for childhood deafness and hearing
20 loss and the school for the blind to assure equal educational
21 opportunities.

22 **Sec. 31.** RCW 28A.310.180 and 1990 c 33 s 276 are each amended to
23 read as follows:

24 In addition to other powers and duties as provided by law, every
25 educational service district board shall:

26 (1) Comply with rules or regulations of the state board of
27 education and the superintendent of public instruction.

28 (2) If the district board deems necessary, establish and operate
29 for the schools within the boundaries of the educational service
30 district a depository and distribution center for films, tapes, charts,
31 maps, and other instructional material as recommended by the school
32 district superintendents within the service area of the educational
33 service district: PROVIDED, That the district may also provide the
34 services of the depository and distribution center to private schools
35 within the district so long as such private schools pay such fees that

1 reflect actual costs for services and the use of instructional
2 materials as may be established by the educational service district
3 board.

4 (3) Establish cooperative service programs for school districts
5 within the educational service district and joint purchasing programs
6 for schools within the educational service district pursuant to RCW
7 28A.320.080(3): PROVIDED, That on matters relating to cooperative
8 service programs the board and superintendent of the educational
9 service district shall seek the prior advice of the superintendents of
10 local school districts within the educational service district.

11 (4) Establish direct student service programs for school districts
12 within the educational service district including pupil transportation.
13 However, for the provision of state-funded pupil transportation for
14 special education cooperatives programs for special education conducted
15 under RCW 28A.155.010 through 28A.155.100, the educational service
16 district, with the consent of the participating school districts, shall
17 be entitled to receive directly state apportionment funds for that
18 purpose: PROVIDED, That the board of directors and superintendent of
19 a local school district request the educational service district to
20 perform said service or services: PROVIDED FURTHER, That the
21 educational service district board of directors and superintendents
22 agree to provide the requested services: PROVIDED, FURTHER, That the
23 provisions of chapter 39.34 RCW are strictly adhered to: PROVIDED
24 FURTHER, That the educational service district board of directors may
25 contract with the ((~~school for the deaf~~)) Washington state center for
26 childhood deafness and hearing loss and the school for the blind to
27 provide transportation services or other services necessary for the
28 regional delivery of educational services for children who are deaf or
29 hearing impaired.

30 **Sec. 32.** RCW 28A.310.200 and 2006 c 263 s 610 are each amended to
31 read as follows:

32 In addition to other powers and duties as provided by law, every
33 educational service district board shall:

34 (1) Approve the budgets of the educational service district in
35 accordance with the procedures provided for in this chapter;

36 (2) Meet regularly according to the schedule adopted at the

1 organization meeting and in special session upon the call of the chair
2 or a majority of the board;

3 (3) Approve the selection of educational service district personnel
4 and clerical staff as provided in RCW 28A.310.230;

5 (4) Fix the amount of and approve the bonds for those educational
6 service district employees designated by the board as being in need of
7 bonding;

8 (5) Keep in the educational service district office a full and
9 correct transcript of the boundaries of each school district within the
10 educational service district;

11 (6) Acquire by borrowing funds or by purchase, lease, devise,
12 bequest, and gift and otherwise contract for real and personal property
13 necessary for the operation of the educational service district and to
14 the execution of the duties of the board and superintendent thereof and
15 sell, lease, or otherwise dispose of that property not necessary for
16 district purposes. No real property shall be acquired or alienated
17 without the prior approval of the superintendent of public instruction
18 and the acquisition or alienation of all such property shall be subject
19 to such provisions as the superintendent may establish. When borrowing
20 funds for the purpose of acquiring property, the educational service
21 district board shall pledge as collateral the property to be acquired.
22 Borrowing shall be evidenced by a note or other instrument between the
23 district and the lender;

24 (7) Under RCW 28A.310.010, upon the written request of the board of
25 directors of a local school district or districts served by the
26 educational service district, the educational service district board of
27 directors may provide cooperative and informational services not in
28 conflict with other law that provide for the development and
29 implementation of programs, activities, services, or practices that
30 support the education of preschool through twelfth grade students in
31 the public schools or that support the effective, efficient, or safe
32 management and operation of the school district or districts served by
33 the educational service district;

34 (8) Adopt such bylaws and rules for its own operation as it deems
35 necessary or appropriate; and

36 (9) Enter into contracts, including contracts with common and
37 educational service districts and the (~~school for the deaf~~)
38 Washington state center for childhood deafness and hearing loss and the

1 school for the blind for the joint financing of cooperative service
2 programs conducted pursuant to RCW 28A.310.180(3), and employ
3 consultants and legal counsel relating to any of the duties, functions,
4 and powers of the educational service districts.

5 **Sec. 33.** RCW 28A.335.205 and 1997 c 104 s 2 are each amended to
6 read as follows:

7 Notwithstanding any other provision of law, the office of the
8 superintendent of public instruction, the Washington state school for
9 the blind, the Washington state (~~school for the deaf~~) center for
10 childhood deafness and hearing loss, school districts, educational
11 service districts, and all other state or local governmental agencies
12 concerned with education may loan, lease, sell, or transfer assistive
13 devices for the use and benefit of children with disabilities to
14 children with disabilities or their parents or to any other public or
15 private nonprofit agency providing services to or on behalf of
16 individuals with disabilities including but not limited to any agency
17 providing educational, health, or rehabilitation services. The notice
18 requirement in RCW 28A.335.180 does not apply to the loan, lease, sale,
19 or transfer of such assistive devices. The sale or transfer of such
20 devices is authorized under this section regardless of whether or not
21 the devices have been declared surplus. The sale or transfer shall be
22 recorded in an agreement between the parties and based upon the item's
23 depreciated value.

24 For the purposes of this section, "assistive device" means any
25 item, piece of equipment, or product system, whether acquired
26 commercially off-the-shelf, modified, or customized, that is used to
27 increase, maintain, or improve functional capabilities of children with
28 disabilities.

29 For the purpose of implementing this section, each educational
30 agency shall establish and maintain an inventory of assistive
31 technology devices in its possession that exceed one hundred dollars
32 and, for each such device, shall establish a value, which shall be
33 adjusted annually to reflect depreciation.

34 This section shall not enhance or diminish the obligation of school
35 districts to provide assistive technology to children with disabilities
36 where needed to achieve a free and appropriate public education and
37 equal opportunity in accessing academic and extracurricular activities.

1 **Sec. 34.** RCW 28A.400.303 and 2007 c 35 s 1 are each amended to
2 read as follows:

3 (1) School districts, educational service districts, the ((~~state~~
4 ~~school for the deaf~~)) Washington state center for childhood deafness
5 and hearing loss, the state school for the blind, and their contractors
6 hiring employees who will have regularly scheduled unsupervised access
7 to children shall require a record check through the Washington state
8 patrol criminal identification system under RCW 43.43.830 through
9 43.43.834, 10.97.030, and 10.97.050 and through the federal bureau of
10 investigation before hiring an employee. The record check shall
11 include a fingerprint check using a complete Washington state criminal
12 identification fingerprint card. The requesting entity shall provide
13 a copy of the record report to the applicant. When necessary,
14 applicants may be employed on a conditional basis pending completion of
15 the investigation. If the applicant has had a record check within the
16 previous two years, the district, the ((~~state school for the deaf~~))
17 Washington state center for childhood deafness and hearing loss, the
18 state school for the blind, or contractor may waive the requirement.
19 Except as provided in subsection (2) of this section, the district,
20 pursuant to chapter 41.59 or 41.56 RCW, the ((~~state school for the~~
21 ~~deaf~~)) Washington state center for childhood deafness and hearing loss,
22 the state school for the blind, or contractor hiring the employee shall
23 determine who shall pay costs associated with the record check.

24 (2) Federal bureau of Indian affairs-funded schools may use the
25 process in subsection (1) of this section to perform record checks for
26 their employees and applicants for employment.

27 **Sec. 35.** RCW 28A.400.305 and 2007 c 35 s 2 are each amended to
28 read as follows:

29 The superintendent of public instruction shall adopt rules as
30 necessary under chapter 34.05 RCW on record check information. The
31 rules shall include, but not be limited to the following:

32 (1) Written procedures providing a school district, ((~~state school~~
33 ~~for the deaf~~)) Washington state center for childhood deafness and
34 hearing loss, state school for the blind, or federal bureau of Indian
35 affairs-funded school employee or applicant for certification or
36 employment access to and review of information obtained based on the
37 record check required under RCW 28A.400.303; and

1 (2) Written procedures limiting access to the superintendent of
2 public instruction record check database to only those individuals
3 processing record check information at the office of the superintendent
4 of public instruction, the appropriate school district or districts,
5 the ((~~state school for the deaf~~)) Washington state center for childhood
6 deafness and hearing loss, the state school for the blind, the
7 appropriate educational service district or districts, and the
8 appropriate federal bureau of Indian affairs-funded schools.

9 **Sec. 36.** RCW 28A.600.420 and 1997 c 265 s 5 are each amended to
10 read as follows:

11 (1) Any elementary or secondary school student who is determined to
12 have carried a firearm onto, or to have possessed a firearm on, public
13 elementary or secondary school premises, public school-provided
14 transportation, or areas of facilities while being used exclusively by
15 public schools, shall be expelled from school for not less than one
16 year under RCW 28A.600.010. The superintendent of the school district,
17 educational service district, ((~~state school for the deaf~~)) or state
18 school for the blind, or the director of the Washington state center
19 for childhood deafness and hearing loss, may modify the expulsion of a
20 student on a case-by-case basis.

21 (2) For purposes of this section, "firearm" means a firearm as
22 defined in 18 U.S.C. Sec. 921, and a "firearm" as defined in RCW
23 9.41.010.

24 (3) This section shall be construed in a manner consistent with the
25 individuals with disabilities education act, 20 U.S.C. Sec. 1401 et
26 seq.

27 (4) Nothing in this section prevents a public school district,
28 educational service district, the ((~~state school for the deaf~~))
29 Washington state center for childhood deafness and hearing loss, or the
30 state school for the blind if it has expelled a student from such
31 student's regular school setting from providing educational services to
32 the student in an alternative setting.

33 (5) This section does not apply to:

34 (a) Any student while engaged in military education authorized by
35 school authorities in which rifles are used but not other firearms; or

36 (b) Any student while involved in a convention, showing,

1 demonstration, lecture, or firearms safety course authorized by school
2 authorities in which the rifles of collectors or instructors are
3 handled or displayed but not other firearms; or

4 (c) Any student while participating in a rifle competition
5 authorized by school authorities.

6 (6) A school district may suspend or expel a student for up to one
7 year subject to subsections (1), (3), (4), and (5) of this section, if
8 the student acts with malice as defined under RCW 9A.04.110 and
9 displays an instrument that appeared [appears] to be a firearm, on
10 public elementary or secondary school premises, public school-provided
11 transportation, or areas of facilities while being used exclusively by
12 public schools.

13 **Sec. 37.** RCW 41.40.088 and 2000 c 247 s 107 are each amended to
14 read as follows:

15 (1) A plan 1 member who is employed by a school district or
16 districts, an educational service district, the (~~state school for the~~
17 ~~deaf~~) Washington state center for childhood deafness and hearing loss,
18 the state school for the blind, institutions of higher education, or
19 community colleges:

20 (a) Shall receive a service credit month for each month of the
21 period from September through August of the following year if he or she
22 is employed in an eligible position, earns compensation earnable for
23 six hundred thirty hours or more during that period, and is employed
24 during nine months of that period, except that a member may not receive
25 credit for any period prior to the member's employment in an eligible
26 position;

27 (b) If a member in an eligible position does not meet the
28 requirements of (a) of this subsection, the member is entitled to a
29 service credit month for each month of the period he or she earns
30 earnable compensation for seventy or more hours; and the member is
31 entitled to a one-quarter service credit month for those calendar
32 months during which he or she earned compensation for less than seventy
33 hours.

34 (2) Except for any period prior to the member's employment in an
35 eligible position, a plan 2 or plan 3 member who is employed by a
36 school district or districts, an educational service district, the

1 state school for the blind, the (~~state school for the deaf~~)
2 Washington state center for childhood deafness and hearing loss,
3 institutions of higher education, or community colleges:

4 (a) Shall receive a service credit month for each month of the
5 period from September through August of the following year if he or she
6 is employed in an eligible position, earns compensation earnable for
7 eight hundred ten hours or more during that period, and is employed
8 during nine months of that period;

9 (b) If a member in an eligible position for each month of the
10 period from September through August of the following year does not
11 meet the hours requirements of (a) of this subsection, the member is
12 entitled to one-half service credit month for each month of the period
13 if he or she earns earnable compensation for at least six hundred
14 thirty hours but less than eight hundred ten hours during that period,
15 and is employed nine months of that period;

16 (c) In all other instances, a member in an eligible position is
17 entitled to service credit months as follows:

18 (i) One service credit month for each month in which compensation
19 is earned for ninety or more hours;

20 (ii) One-half service credit month for each month in which
21 compensation is earned for at least seventy hours but less than ninety
22 hours; and

23 (iii) One-quarter service credit month for each month in which
24 compensation is earned for less than seventy hours;

25 (d) After August 31, 2000, school districts and educational service
26 districts will no longer be employers for the public employees'
27 retirement system plan 2 or plan 3.

28 (3) The department shall adopt rules implementing this section.

29 **Sec. 38.** RCW 70.198.020 and 2004 c 47 s 2 are each amended to read
30 as follows:

31 (1) There is established an advisory council in the department of
32 social and health services for the purpose of advancing the development
33 of a comprehensive and effective statewide system to provide prompt and
34 effective early interventions for children in the state who are deaf or
35 hard of hearing and their families.

36 (2) Members of the advisory council shall have training,
37 experience, or interest in hearing loss in children. Membership shall

1 include, but not be limited to, the following: Pediatricians;
2 audiologists; teachers of the deaf and hard of hearing; parents of
3 children who are deaf or hard of hearing; a representative from the
4 Washington state (~~school for the deaf~~) center for childhood deafness
5 and hearing loss; and representatives of the infant toddler early
6 intervention program in the department of social and health services,
7 the department of health, and the office of the superintendent of
8 public instruction.

9 NEW SECTION. Sec. 39. (1) The director of the Washington state
10 center for childhood deafness and hearing loss shall convene an
11 advisory panel for the purpose of implementing in two educational
12 service districts a structured program for delivering education
13 services to children who are deaf and hearing impaired. The advisory
14 panel shall consist of the following persons:

15 (a) A representative from the Washington sensory disabilities
16 services program to be selected by the superintendent of public
17 instruction;

18 (b) A representative from the office of deaf and hard of hearing
19 services to be selected by the secretary of the department of social
20 and health services;

21 (c) One person representing educational service district
22 superintendents and one representing school district superintendents,
23 both of whom shall be selected by the Washington association of school
24 administrators;

25 (d) Four representatives selected by the governor, one from the
26 department of health, one from the department of early learning, and
27 two from nongovernmental entities providing educational services to
28 children who are deaf or hearing impaired, including at least one
29 provider of auditory oral educational services and at least one
30 provider of total educational services;

31 (e) Two parents of school-age children who are deaf or hearing
32 impaired, one of whom shall be selected by an organization representing
33 the educational interests of all children who are deaf or hearing
34 impaired without regard to any specific communication modality, and one
35 of whom shall be selected by the governor; and

36 (f) In addition to the director, one representative from the

1 Washington state center for childhood deafness and hearing loss to be
2 selected by the board of trustees of the center.

3 (2) Selection of advisory panel members shall be completed not
4 later than May 1, 2008. The panel shall collectively establish a
5 meeting schedule to support completion of its work.

6 (3) The panel shall develop a structure and plan for implementing
7 regional education programs at two demonstration sites that:

8 (a) Are established within an educational service district and
9 managed through shared governance by the school districts within the
10 educational service districts;

11 (b) Collaborate and partner with, enhance, and avoid duplication of
12 existing and available services and programs, both public and private;

13 (c) Provide services at one or more central locations in the
14 educational service districts;

15 (d) Provide services to students in their resident districts,
16 including students with hearing impairments who may not qualify for
17 special education services;

18 (e) Include educational and transportation services for children,
19 consultation for teachers and staff, and outreach to families; and

20 (f) Support communication-rich learning environments and
21 instruction of students in the full spectrum of communication
22 modalities by qualified professionals, including American sign
23 language, auditory oral education, total communication, and signed
24 exact English.

25 (4) The panel shall jointly select and consult with two educational
26 service districts as the demonstration sites, one of which shall be in
27 eastern Washington. Not later than November 1, 2008, the panel shall
28 brief the legislature on its work and identify the resources and policy
29 changes essential for the implementation and operation of the
30 demonstration sites.

31 NEW SECTION. **Sec. 40.** RCW 72.40.023 (Superintendent of the state
32 school for the deaf--Powers and duties) and 2002 c 209 s 3 are each
33 repealed.

34 NEW SECTION. **Sec. 41.** Section 39 of this act expires January 1,
35 2009. "

HB 2629 - S COMM AMD

By Committee on Early Learning & K-12 Education

1 On page 1, line 2 of the title, after "impaired;" strike the
2 remainder of the title and insert "amending RCW 72.40.010, 72.40.019,
3 72.40.024, 72.40.028, 72.40.120, 72.40.200, 72.40.210, 72.40.031,
4 72.42.010, 72.42.015, 72.42.016, 72.42.021, 72.42.041, 72.40.022,
5 72.40.070, 72.40.090, 72.40.220, 72.40.230, 72.40.240, 72.40.250,
6 72.40.260, 72.40.280, 72.42.060, 26.44.210, 28A.155.160, 28A.310.010,
7 28A.310.180, 28A.310.200, 28A.335.205, 28A.400.303, 28A.400.305,
8 28A.600.420, 41.40.088, and 70.198.020; adding new sections to chapter
9 72.42 RCW; creating new sections; repealing RCW 72.40.023; and
10 providing an expiration date."

--- END ---