

SHB 1618 - H AMD 651

By Representative Ortiz-Self

ADOPTED 01/24/2018

1 Beginning on page 2, line 34, strike all of section 3 and insert
2 the following:

3 "Sec. 3. RCW 28A.150.260 and 2017 3rd sp.s. c 13 s 402 are each
4 amended to read as follows:

5 The purpose of this section is to provide for the allocation of
6 state funding that the legislature deems necessary to support school
7 districts in offering the minimum instructional program of basic
8 education under RCW 28A.150.220. The allocation shall be determined
9 as follows:

10 (1) The governor shall and the superintendent of public
11 instruction may recommend to the legislature a formula for the
12 distribution of a basic education instructional allocation for each
13 common school district.

14 (2)(a) The distribution formula under this section shall be for
15 allocation purposes only. Except as may be required under subsections
16 (4)(b) and (c) and (9) of this section, chapter 28A.155, 28A.165,
17 28A.180, or 28A.185 RCW, or section 2 of this act, or federal laws
18 and regulations, nothing in this section requires school districts to
19 use basic education instructional funds to implement a particular
20 instructional approach or service. Nothing in this section requires
21 school districts to maintain a particular classroom teacher-to-
22 student ratio or other staff-to-student ratio or to use allocated
23 funds to pay for particular types or classifications of staff.
24 Nothing in this section entitles an individual teacher to a
25 particular teacher planning period.

26 (b) To promote transparency in state funding allocations, the
27 superintendent of public instruction must report state per-pupil
28 allocations for each school district for the general apportionment,
29 special education, learning assistance, transitional bilingual,
30 highly capable, and career and technical education programs. The
31 superintendent must also report state general apportionment per-pupil
32 allocations by grade for each school district. The superintendent

1 must report this information in a user-friendly format on the main
2 page of the office's web site and on school district apportionment
3 reports. School districts must include a link to the superintendent's
4 per-pupil allocations report on the main page of the school
5 district's web site. In addition, the budget documents published by
6 the legislature for the enacted omnibus operating appropriations act
7 must report statewide average per-pupil allocations for general
8 apportionment and the categorical programs listed in this subsection.

9 (3)(a) To the extent the technical details of the formula have
10 been adopted by the legislature and except when specifically provided
11 as a school district allocation, the distribution formula for the
12 basic education instructional allocation shall be based on minimum
13 staffing and nonstaff costs the legislature deems necessary to
14 support instruction and operations in prototypical schools serving
15 high, middle, and elementary school students as provided in this
16 section. The use of prototypical schools for the distribution formula
17 does not constitute legislative intent that schools should be
18 operated or structured in a similar fashion as the prototypes.
19 Prototypical schools illustrate the level of resources needed to
20 operate a school of a particular size with particular types and grade
21 levels of students using commonly understood terms and inputs, such
22 as class size, hours of instruction, and various categories of school
23 staff. It is the intent that the funding allocations to school
24 districts be adjusted from the school prototypes based on the actual
25 number of annual average full-time equivalent students in each grade
26 level at each school in the district and not based on the grade-level
27 configuration of the school to the extent that data is available. The
28 allocations shall be further adjusted from the school prototypes with
29 minimum allocations for small schools and to reflect other factors
30 identified in the omnibus appropriations act.

31 (b) For the purposes of this section, prototypical schools are
32 defined as follows:

33 (i) A prototypical high school has six hundred average annual
34 full-time equivalent students in grades nine through twelve;

35 (ii) A prototypical middle school has four hundred thirty-two
36 average annual full-time equivalent students in grades seven and
37 eight; and

38 (iii) A prototypical elementary school has four hundred average
39 annual full-time equivalent students in grades kindergarten through
40 six.

1 (4)(a)(i) The minimum allocation for each level of prototypical
 2 school shall be based on the number of full-time equivalent classroom
 3 teachers needed to provide instruction over the minimum required
 4 annual instructional hours under RCW 28A.150.220 and provide at least
 5 one teacher planning period per school day, and based on the
 6 following general education average class size of full-time
 7 equivalent students per teacher:

	General education average class size
10 Grades K-3.	17.00
11 Grade 4.	27.00
12 Grades 5-6.	27.00
13 Grades 7-8.	28.53
14 Grades 9-12.	28.74

15 (ii) The minimum class size allocation for each prototypical high
 16 school shall also provide for enhanced funding for class size
 17 reduction for two laboratory science classes within grades nine
 18 through twelve per full-time equivalent high school student
 19 multiplied by a laboratory science course factor of 0.0833, based on
 20 the number of full-time equivalent classroom teachers needed to
 21 provide instruction over the minimum required annual instructional
 22 hours in RCW 28A.150.220, and providing at least one teacher planning
 23 period per school day:

	Laboratory science average class size
26 Grades 9-12.	19.98

27 (b)(i) Beginning September 1, 2018, funding for average K-3 class
 28 sizes in this subsection (4) may be provided only to the extent of,
 29 and proportionate to, the school district's demonstrated actual class
 30 size in grades K-3, up to the funded class sizes.

31 (ii) The office of the superintendent of public instruction shall
 32 develop rules to implement this subsection (4)(b).

33 (c)(i) The minimum allocation for each prototypical middle and
 34 high school shall also provide for full-time equivalent classroom
 35 teachers based on the following number of full-time equivalent
 36 students per teacher in career and technical education:

	Career and technical education average
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1 class size
 2 Approved career and technical education offered at
 3 the middle school and high school level. 23.00
 4 Skill center programs meeting the standards established
 5 by the office of the superintendent of public
 6 instruction. 20.00

7 (ii) Funding allocated under this subsection (4)(c) is subject to
 8 RCW 28A.150.265.

9 (d) In addition, the omnibus appropriations act shall at a
 10 minimum specify:

11 (i) A high-poverty average class size in schools where more than
 12 fifty percent of the students are eligible for free and reduced-price
 13 meals; and

14 (ii) A specialty average class size for advanced placement and
 15 international baccalaureate courses.

16 (5) The minimum allocation for each level of prototypical school
 17 shall include allocations for the following types of staff in
 18 addition to classroom teachers:

	Elementary School	Middle School	High School
Principals, assistant principals, and other certificated building-level administrators.	1.253	1.353	1.880
Teacher-librarians, a function that includes information literacy, technology, and media to support school library media programs.	0.663	0.519	0.523
Health and social services:			
School nurses.	0.076	0.060	0.096
Social workers.	0.042	0.006	0.015
Psychologists.	0.017	0.002	0.007
Guidance counselors, a function that includes parent outreach and graduation advising.	0.493	1.216	2.539
Teaching assistance, including any aspect of educational instructional services provided by classified employees.	0.936	0.700	0.652
Office support and other noninstructional aides.	2.012	2.325	3.269
Custodians.	1.657	1.942	2.965
Classified staff providing student and staff safety.	0.079	0.092	0.141
((Parent involvement)) <u>Family and community engagement</u> coordinators.	0.0825	0.00	0.00

1 (6)(a) The minimum staffing allocation for each school district
2 to provide district-wide support services shall be allocated per one
3 thousand annual average full-time equivalent students in grades K-12
4 as follows:

	Staff per 1,000 K-12 students
5 Technology.	0.628
6 Facilities, maintenance, and grounds.	1.813
7 Warehouse, laborers, and mechanics.	0.332

8 (b) The minimum allocation of staff units for each school
9 district to support certificated and classified staffing of central
10 administration shall be 5.30 percent of the staff units generated
11 under subsections (4)(a) and (5) of this section and (a) of this
12 subsection.

13 (7) The distribution formula shall include staffing allocations
14 to school districts for career and technical education and skill
15 center administrative and other school-level certificated staff, as
16 specified in the omnibus appropriations act.

17 (8)(a) Except as provided in (b) of this subsection, the minimum
18 allocation for each school district shall include allocations per
19 annual average full-time equivalent student for the following
20 materials, supplies, and operating costs as provided in the 2017-18
21 school year, after which the allocations shall be adjusted annually
22 for inflation as specified in the omnibus appropriations act:

	Per annual average full-time equivalent student in grades K-12
23 Technology.	\$130.76
24 Utilities and insurance.	\$355.30
25 Curriculum and textbooks.	\$140.39
26 Other supplies and library materials.	\$298.05
27 Instructional professional development for certificated and 28 classified staff.	\$21.71
29 Facilities maintenance.	\$176.01
30 Security and central office administration.	\$121.94

31 (b) In addition to the amounts provided in (a) of this
32 subsection, beginning in the 2014-15 school year, the omnibus
33 appropriations act shall provide the following minimum allocation for
34

1 each annual average full-time equivalent student in grades nine
2 through twelve for the following materials, supplies, and operating
3 costs, to be adjusted annually for inflation:

	Per annual average full-time equivalent student in grades 9-12
4 Technology.	\$36.35
5 Curriculum and textbooks.	\$39.02
6 Other supplies and library materials.	\$82.84
7 Instructional professional development for certificated and 8 classified staff.	\$6.04

9
10 (9) In addition to the amounts provided in subsection (8) of this
11 section and subject to RCW 28A.150.265, the omnibus appropriations
12 act shall provide an amount based on full-time equivalent student
13 enrollment in each of the following:

- 14 (a) Exploratory career and technical education courses for
15 students in grades seven through twelve;
- 16 (b) Preparatory career and technical education courses for
17 students in grades nine through twelve offered in a high school; and
- 18 (c) Preparatory career and technical education courses for
19 students in grades eleven and twelve offered through a skill center.

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21 (10) In addition to the allocations otherwise provided under this
22 section, amounts shall be provided to support the following programs
23 and services:

24 (a)(i) To provide supplemental instruction and services for
25 students who are not meeting academic standards through the learning
26 assistance program under RCW 28A.165.005 through 28A.165.065,
27 allocations shall be based on the district percentage of students in
28 grades K-12 who were eligible for free or reduced-price meals in the
29 prior school year. The minimum allocation for the program shall
30 provide for each level of prototypical school resources to provide,
31 on a statewide average, 2.3975 hours per week in extra instruction
32 with a class size of fifteen learning assistance program students per
33 teacher.

34 (ii) In addition to funding allocated under (a)(i) of this
35 subsection, to provide supplemental instruction and services for
36 students who are not meeting academic standards in schools where at
37 least fifty percent of students are eligible for free and reduced-
38 price meals. The minimum allocation for this additional high poverty-
39

1 based allocation must provide for each level of prototypical school
2 resources to provide, on a statewide average, 1.1 hours per week in
3 extra instruction with a class size of fifteen learning assistance
4 program students per teacher, under RCW 28A.165.055, school districts
5 must distribute the high poverty-based allocation to the schools that
6 generated the funding allocation.

7 (b)(i) To provide supplemental instruction and services for
8 students whose primary language is other than English, allocations
9 shall be based on the head count number of students in each school
10 who are eligible for and enrolled in the transitional bilingual
11 instruction program under RCW 28A.180.010 through 28A.180.080. The
12 minimum allocation for each level of prototypical school shall
13 provide resources to provide, on a statewide average, 4.7780 hours
14 per week in extra instruction for students in grades kindergarten
15 through six and 6.7780 hours per week in extra instruction for
16 students in grades seven through twelve, with fifteen transitional
17 bilingual instruction program students per teacher. Notwithstanding
18 other provisions of this subsection (10), the actual per-student
19 allocation may be scaled to provide a larger allocation for students
20 needing more intensive intervention and a commensurate reduced
21 allocation for students needing less intensive intervention, as
22 detailed in the omnibus appropriations act.

23 (ii) To provide supplemental instruction and services for
24 students who have exited the transitional bilingual program,
25 allocations shall be based on the head count number of students in
26 each school who have exited the transitional bilingual program within
27 the previous two years based on their performance on the English
28 proficiency assessment and are eligible for and enrolled in the
29 transitional bilingual instruction program under RCW
30 28A.180.040(1)(g). The minimum allocation for each prototypical
31 school shall provide resources to provide, on a statewide average,
32 3.0 hours per week in extra instruction with fifteen exited students
33 per teacher.

34 (c) To provide additional allocations to support programs for
35 highly capable students under RCW 28A.185.010 through 28A.185.030,
36 allocations shall be based on 5.0 percent of each school district's
37 full-time equivalent basic education enrollment. The minimum
38 allocation for the programs shall provide resources to provide, on a
39 statewide average, 2.1590 hours per week in extra instruction with
40 fifteen highly capable program students per teacher.

1 (11) The allocations under subsections (4)(a), (5), (6), and (8)
2 of this section shall be enhanced as provided under RCW 28A.150.390
3 on an excess cost basis to provide supplemental instructional
4 resources for students with disabilities.

5 (12)(a) For the purposes of allocations for prototypical high
6 schools and middle schools under subsections (4) and (10) of this
7 section that are based on the percent of students in the school who
8 are eligible for free and reduced-price meals, the actual percent of
9 such students in a school shall be adjusted by a factor identified in
10 the omnibus appropriations act to reflect underreporting of free and
11 reduced-price meal eligibility among middle and high school students.

12 (b) Allocations or enhancements provided under subsections (4),
13 (7), and (9) of this section for exploratory and preparatory career
14 and technical education courses shall be provided only for courses
15 approved by the office of the superintendent of public instruction
16 under chapter 28A.700 RCW.

17 (13)(a) This formula for distribution of basic education funds
18 shall be reviewed biennially by the superintendent and governor. The
19 recommended formula shall be subject to approval, amendment or
20 rejection by the legislature.

21 (b) In the event the legislature rejects the distribution formula
22 recommended by the governor, without adopting a new distribution
23 formula, the distribution formula for the previous school year shall
24 remain in effect.

25 (c) The enrollment of any district shall be the annual average
26 number of full-time equivalent students and part-time students as
27 provided in RCW 28A.150.350, enrolled on the first school day of each
28 month, including students who are in attendance pursuant to RCW
29 28A.335.160 and 28A.225.250 who do not reside within the servicing
30 school district. The definition of full-time equivalent student shall
31 be determined by rules of the superintendent of public instruction
32 and shall be included as part of the superintendent's biennial budget
33 request. The definition shall be based on the minimum instructional
34 hour offerings required under RCW 28A.150.220. Any revision of the
35 present definition shall not take effect until approved by the house
36 ways and means committee and the senate ways and means committee.

37 (d) The office of financial management shall make a monthly
38 review of the superintendent's reported full-time equivalent students
39 in the common schools in conjunction with RCW 43.62.050.

Sec. 4. RCW 28A.400.007 and 2017 3rd sp.s. c 13 s 904 are each amended to read as follows:

(1) In addition to the staffing units in RCW 28A.150.260, the superintendent of public instruction must provide school districts with allocations for the following staff units if and to the extent that funding is specifically appropriated and designated for that category of staffing unit in the omnibus operating appropriations act.

(a) Additional staffing units for each level of prototypical school in RCW 28A.150.260:

	Elementary School	Middle School	High School
Principals, assistant principals, and other certificated building-level administrators.	0.0470	0.0470	0.0200
Teacher-librarians, a function that includes information literacy, technology, and media to support school library media programs.	0.3370	0.4810	0.4770
Health and social services:			
School nurses.	0.5090	0.8280	0.7280
Social workers.	0.2690	0.0820	0.1120
Psychologists.	0.0870	0.0220	0.0420
Guidance counselors, a function that includes parent outreach and graduation advising.	0.0070	0.7840	0.9610
Teaching assistance, including any aspect of educational instructional services provided by classified employees.	1.0640	0.3000	0.3480
Office support and other noninstructional aides.	0.9880	1.1750	0.2310
Custodians.	0.0430	0.0580	0.0350
Classified staff providing student and staff safety.	0.0000	0.6080	1.1590
(Parent involvement) <u>Family and community engagement</u> coordinators.	0.9175	1.0000	1.0000

(b) Additional certificated instructional staff units sufficient to achieve the following reductions in class size in each level of prototypical school under RCW 28A.150.260:

	General education certificated instructional staff units sufficient to achieve class size reduction of:
Grades K-3 class size.	0.00

1	Grade 4.	2.00
2	Grades 5-6.	2.00
3	Grades 7-8.	3.53
4	Grades 9-12.	3.74
5	CTE.	4.00
6	Skills.	4.00

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High poverty
certificated instructional
staff units sufficient to
achieve class size reduction of:

11	Grades K-3 class size.	2.00
12	Grade 4.	5.00
13	Grades 5-6.	4.00
14	Grades 7-8.	5.53
15	Grades 9-12.	5.74

16 (2) The staffing units in subsection (1) of this section are an
17 enrichment to and are beyond the state's statutory program of basic
18 education in RCW 28A.150.220 and 28A.150.260. However, if and to the
19 extent that any of these additional staffing units are funded by
20 specific reference to this section in the omnibus operating
21 appropriations act, those units become part of prototypical school
22 funding formulas and a component of the state funding that the
23 legislature deems necessary to support school districts in offering
24 the statutory program of basic education under Article IX, section 1
25 of the state Constitution."

26 Renumber the remaining sections consecutively.

27 On page 12, beginning on line 1, strike all of section 5 and
28 insert the following:

29 "NEW SECTION. **Sec. 5.** Sections 3 and 4 of this act take effect
30 September 1, 2018."

31 Correct the title.

EFFECT: Replaces the term "parent involvement coordinator" with
"family and community engagement coordinator" in the statute
describing staffing enrichments to the program of basic education to

achieve consistency in the school code; and moves the effective date forward by one year.

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