

**HB 1803 - S AMD 543**  
By Senator Hawkins

**ADOPTED 04/10/2019**

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

3 **"Sec. 1.** RCW 28A.150.222 and 2018 c 177 s 503 are each amended  
4 to read as follows:

5 (1) In addition to waivers authorized under RCW 28A.300.750, the  
6 superintendent of public instruction, in accordance with the criteria  
7 in subsection (2) of this section and criteria adopted by the state  
8 board of education under subsection (3) of this section, may grant  
9 waivers of the requirement for a one hundred eighty-day school year  
10 under RCW 28A.150.220 to school districts that propose to operate one  
11 or more schools on a flexible calendar for purposes of economy and  
12 efficiency as provided in this section. The requirement under RCW  
13 28A.150.220 that school districts offer minimum instructional hours  
14 may not be waived.

15 (2) A school district seeking a waiver under this section must  
16 submit an application to the superintendent of public instruction  
17 that includes:

18 (a) A proposed calendar for the school day and school year that  
19 demonstrates how the instructional hour requirement will be  
20 maintained;

21 (b) An explanation and estimate of the economies and efficiencies  
22 to be gained from compressing the instructional hours into fewer than  
23 one hundred eighty days;

24 (c) An explanation of how monetary savings from the proposal will  
25 be redirected to support student learning;

26 (d) A summary of comments received at one or more public hearings  
27 on the proposal and how concerns will be addressed;

28 (e) An explanation of the impact on students who rely upon free  
29 and reduced-price school child nutrition services and the impact on  
30 the ability of the child nutrition program to operate an economically  
31 independent program;

1 (f) An explanation of the impact on employees in education  
2 support positions and the ability to recruit and retain employees in  
3 education support positions;

4 (g) An explanation of the impact on students whose parents work  
5 during the missed school day; and

6 (h) Other information that the superintendent of public  
7 instruction may request to assure that the proposed flexible calendar  
8 will not adversely affect student learning.

9 (3) The state board of education shall adopt rules establishing  
10 the criteria to evaluate waiver requests under this section. A waiver  
11 may be effective for up to three years and may be renewed for  
12 subsequent periods of three or fewer years. After each school year in  
13 which a waiver has been granted under this section, the  
14 superintendent of public instruction must analyze empirical evidence  
15 to determine whether the reduction is affecting student learning. If  
16 the superintendent of public instruction determines that student  
17 learning is adversely affected, the school district must discontinue  
18 the flexible calendar as soon as possible but not later than the  
19 beginning of the next school year after the superintendent of public  
20 instruction's determination.

21 (4) The superintendent of public instruction may grant waivers  
22 authorized under this section to ((five)) ten or fewer school  
23 districts with student populations of less than five hundred  
24 students. Of the ((five)) ten waivers that may be granted, two must  
25 be reserved for districts with student populations of less than one  
26 hundred fifty students.

27 NEW SECTION. **Sec. 2.** This act is necessary for the immediate  
28 preservation of the public peace, health, or safety, or support of  
29 the state government and its existing public institutions, and takes  
30 effect immediately."

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31 On page 1, line 3 of the title, after "year;" strike the  
32 remainder of the title and insert "amending RCW 28A.150.222; and  
33 declaring an emergency."

EFFECT: Changes the number of waivers that the Office of the Superintendent of Public Instruction may grant to ten.

--- **END** ---