

ESHB 2441 - S COMM AMD
By Committee on Ways & Means

ADOPTED 03/01/2024

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

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28B.10
4 RCW to read as follows:

5 (1) Subject to the amounts appropriated for this specific
6 purpose, the student achievement council shall select a private, not-
7 for-profit four-year institution as defined in RCW 28B.07.020(4) with
8 a main campus located in Yakima county and who serves rural or
9 underserved communities to participate in a pilot program to offer
10 college in the high school courses at no cost to the students
11 enrolling in the courses.

12 (2) The student achievement council shall distribute funds to the
13 pilot institution at a rate of \$300 per student, up to a maximum of
14 \$6,000 per college in the high school course administered by the
15 pilot institution.

16 (3) College in the high school courses shall not include content
17 or instruction that would subject students to religious behavior or
18 conduct by the pilot institution or its faculty.

19 (4)(a) The pilot institution shall provide the following
20 information to the student achievement council by November 1, 2025,
21 and annually thereafter:

22 (i) College in the high school courses offered, including:

23 (A) The name of each course;

24 (B) The number of courses offered;

25 (C) The specific locations where the courses are taught; and

26 (D) Student enrollment information disaggregated by school
27 districts and high schools;

28 (ii) Data on college in the high school student demographics;

29 (iii) Awards of postsecondary credit at the pilot institution;

30 and

31 (iv) The academic performance of students taking the offered
32 college in the high school courses.

1 (b) The student achievement council shall compile the information
2 provided in (a) of this subsection and provide a report to the
3 legislature by December 1, 2025, and annually thereafter, in
4 compliance with RCW 43.01.036.

5 (5) As used in this section:

6 (a) "Course" means a class taught under a contract between an
7 institution and a single high school teacher on an articulated
8 subject in which the student is eligible to receive college credit.

9 (b) "High school" means a public school, as defined in RCW
10 28A.150.010, that serves students in any of grades nine through 12.

11 (6) This section expires December 31, 2030.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.10
13 RCW to read as follows:

14 (1) In administering section 1 of this act, the student
15 achievement council shall adopt rules which allow for each
16 institution of higher education to annually sign an affidavit that
17 the institution has adopted policies in compliance with this section.
18 The affidavit must attest to the following nondiscrimination
19 policies:

20 (a) The institution prohibits discrimination on the basis of
21 race, creed, color, national origin, citizenship or immigration
22 status, sex, veteran or military status, sexual orientation, or the
23 presence of any sensory, mental, or physical disability or the use of
24 a trained dog guide or service animal by a person with a disability;

25 (b) The institution operates its education program or activity in
26 a manner free of discrimination. No student may be excluded from
27 participation in an education program or activity, denied the
28 benefits of an education program or activity, or subjected to
29 discrimination on the basis of that student's age, sex, marital
30 status, sexual orientation, race, creed, color, national origin,
31 citizenship or immigration status, veteran or military status, or the
32 presence of any sensory mental, or physical disability or the use of
33 a trained dog guide or service animal by a person with a disability,
34 unless based upon bona fide qualification of the education program;
35 and

36 (c) The institution, acting in its capacity as an employer, does
37 not:

38 (i) Refuse to hire, promote, or confer tenure to any person
39 because of age, sex, marital status, sexual orientation, race, creed,

1 color, national origin, citizenship or immigration status, veteran or
2 military status, or the presence of any sensory, mental, or physical
3 disability or the use of a trained dog guide or service animal by a
4 person with a disability, unless based upon bona fide occupational
5 qualification. However, the prohibition against discrimination
6 because of a disability in this subsection (1)(c)(i) does not apply
7 if the particular disability prevents the proper performance of the
8 particular work involved. This subsection may not be construed to
9 require an employer to establish employment goals or quotas based on
10 sexual orientation;

11 (ii) Discharge or bar any person from employment because of age,
12 sex, marital status, sexual orientation, race, creed, color, national
13 origin, citizenship or immigration status, veteran or military
14 status, or the presence of any sensory, mental, or physical
15 disability or the use of a trained dog guide or service animal by a
16 person with a disability;

17 (iii) Discriminate against any person in compensation or in other
18 terms or conditions of employment because of age, sex, marital
19 status, sexual orientation, race, creed, color, national origin,
20 citizenship or immigration status, veteran or military status, or the
21 presence of any sensory, mental, or physical disability or the use of
22 a trained dog guide or service animal by a person with a disability.
23 However, this section does not prohibit an employer from segregating
24 wash rooms or locker room facilities on the basis of sex, or basing
25 other terms and conditions of employment on the sex of employees
26 where the Washington state human rights commission, created under
27 chapter 49.60 RCW, has by regulation or ruling in a particular
28 instance found the employment practice to be appropriate for the
29 practical realization of equality of opportunity between the sexes;
30 or

31 (iv) Print or circulate, or cause to be printed or circulated,
32 any statement, advertisement, or publication, or use any form of
33 application for employment, or make any inquiry in connection with
34 prospective employment, which expresses any limitation,
35 specification, or discrimination as to age, sex, marital status,
36 sexual orientation, race, creed, color, national origin, citizenship
37 or immigration status, veteran or military status, or the presence of
38 any sensory, mental, or physical disability or the use of a trained
39 dog guide or service animal by a person with a disability; or any
40 intent to make any such limitation, specification, or discrimination,

1 unless based upon a bona fide occupational qualification. However,
2 nothing in this subsection prohibits advertising in a foreign
3 language.

4 (2) Participation in theology academic programs and campus
5 ministry departments, including the employment, promotion, or
6 granting of tenure of faculty members for courses of study in
7 theology, is exempt from the requirements under this section.

8 (3) Institutions of higher education that take no action
9 regarding the signing of the affidavit are ineligible to participate
10 in the pilot program in section 1 of this act."

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11 On page 1, line 2 of the title, after "institutions;" strike the
12 remainder of the title and insert "adding new sections to chapter
13 28B.10 RCW; and providing an expiration date."

EFFECT: Requires an institution participating in the college in
the high school pilot program created in section 1 of this act to
sign an affidavit that they attest to certain nondiscrimination
policies.

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