

2 **SHB 1222** - S COMM AMD
3 By Committee on Education

4 Adopted 4/10/91 - Voice Vote
5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.315
8 RCW to read as follows:

9 It is the responsibility of each school district board of directors
10 to prepare for the division or redivision of the district into director
11 districts no later than eight months after any of the following:

12 (1) Receipt of federal decennial census data from the redistricting
13 commission established in RCW 44.05.030;

14 (2) Consolidation of two or more districts into one district under
15 RCW 28A.315.270;

16 (3) Transfer of territory to or from the district under RCW
17 28A.315.280;

18 (4) Annexation of territory to or from the district under RCW
19 28A.315.290 or 28A.315.320; or

20 (5) Approval by a majority of the registered voters voting on a
21 proposition authorizing the division of the district into director
22 districts pursuant to RCW 28A.315.590.

23 The districting or redistricting plan shall be consistent with the
24 criteria and adopted according to the procedure established under RCW
25 29.70.100."

26 "**Sec. 2.** RCW 28A.315.110 and 1990 c 161 s 2 are each amended to
27 read as follows:

1 The powers and duties of each regional committee shall be:

2 (1) To initiate, on its own motion and whenever it deems such
3 action advisable, proposals or alternate proposals for changes in the
4 organization and extent of school districts in the educational service
5 district; to receive, consider, and revise, whenever in its judgment
6 revision is advisable, proposals initiated by petition or presented to
7 the committee by the educational service district superintendent as
8 provided for in this chapter; to prepare and submit to the state board
9 any of the aforesaid proposals that are found by the regional committee
10 to provide for satisfactory improvement in the school district system
11 of the educational service district and state; to prepare and submit
12 with the aforesaid proposals, a map showing the boundaries of existing
13 school districts affected by any proposed change and the boundaries,
14 including a description thereof, of each proposed new school district
15 or of each existing school district as enlarged or diminished by any
16 proposed change, or both, and a summary of the reasons for the proposed
17 change; and such other reports, records, and materials as the state
18 board may request. The committee may utilize as a basis of its
19 proposals and changes that comprehensive plan for changes in the
20 organization and extent of the school districts of the county prepared
21 and submitted to the state board prior to September 1, 1956, or, if the
22 then county committee found, after considering the factors listed in
23 RCW 28A.315.120, that no changes in the school district organization of
24 the county were needed, the report to this effect submitted to the
25 state board.

26 (2)(a) To make an equitable adjustment of the property and other
27 assets and of the liabilities, including bonded indebtedness and excess
28 tax levies as otherwise authorized under this section, as to the old
29 school districts and the new district or districts, if any, involved in
30 or affected by a proposed change in the organization and extent of the

1 school districts; and (b) to make an equitable adjustment of the bonded
2 indebtedness outstanding against any of the aforesaid districts
3 whenever in its judgment such adjustment is advisable, as to all of the
4 school districts involved in or affected by any change heretofore or
5 hereafter effected; and (c) to provide that territory transferred from
6 a school district by a change in the organization and extent of school
7 districts shall either remain subject to, or be relieved of, any one or
8 more excess tax levies which are authorized for the school district
9 under RCW 84.52.053 before the effective date of the transfer of
10 territory from the school district; and (d) to provide that territory
11 transferred to a school district by a change in the organization and
12 extent of school districts shall either be made subject to, or be
13 relieved of, any one or more excess tax levies which are authorized for
14 the school district under RCW 84.52.053 before the effective date of
15 the transfer of territory to the school district; and (e) to submit to
16 the state board the proposed terms of adjustment and a statement of the
17 reasons therefor in each case. In making the adjustments herein
18 provided for, the regional committee shall consider the number of
19 children of school age resident in and the assessed valuation of the
20 property located in each school district and in each part of a district
21 involved or affected; the purpose for which the bonded indebtedness of
22 any school district was incurred; the value, location, and disposition
23 of all improvements located in the school districts involved or
24 affected; and any other matters which in the judgment of the committee
25 are of importance or essential to the making of an equitable
26 adjustment.

27 (3) To hold and keep a record of a public hearing or public
28 hearings (a) on every proposal for the formation of a new school
29 district or for the transfer from one existing district to another of
30 any territory in which children of school age reside or for annexation

1 of territory when the conditions set forth in RCW 28A.315.290 or
2 28A.315.320 prevail; and (b) on every proposal for adjustment of the
3 assets and of the liabilities of school districts provided for in this
4 chapter. Three members of the regional committee or two members of the
5 committee and the educational service district superintendent may be
6 designated by the committee to hold any public hearing that the
7 committee is required to hold. The regional committee shall cause
8 notice to be given, at least ten days prior to the date appointed for
9 any such hearing, in one or more newspapers of general circulation
10 within the geographical boundaries of the school districts affected by
11 the proposed change or adjustment. In addition notice may be given by
12 radio and television, or either thereof, when in the committee's
13 judgment the public interest will be served thereby.

14 ~~(4) ((To divide into five school directors' districts all first and~~
15 ~~second class school districts now in existence and not heretofore so~~
16 ~~divided and all first and second class school districts hereafter~~
17 ~~established: PROVIDED, That no first or second class school district~~
18 ~~shall be divided into directors' districts and no second class school~~
19 ~~district shall be divided into a combination of no fewer than three~~
20 ~~directors' districts nor more than two directors at large, unless a~~
21 ~~majority of the registered voters voting thereon at an election shall~~
22 ~~approve a proposition authorizing the division of the district in such~~
23 ~~manner. The boundaries of each directors' district shall be so~~
24 ~~established that each such district shall comprise as nearly as~~
25 ~~practicable an equal portion of the population of the school district.~~

26 ~~(5) To rearrange at any time the committee deems such action~~
27 ~~advisable in order to correct inequalities caused by changes in~~
28 ~~population and changes in school district boundaries, the boundaries of~~
29 ~~any of the directors' districts of any school district heretofore or~~
30 ~~hereafter so divided: PROVIDED, That a petition therefor, shall be~~

1 required for rearrangement in order to correct inequalities caused by
2 changes in population. Said petition shall be signed by at least ten
3 registered voters residing in the aforesaid school district, and shall
4 be presented to the educational service district superintendent. A
5 public hearing thereon shall be held by the regional committee, which
6 hearing shall be called and conducted in the manner prescribed in
7 subsection (3) of this section.

8 (6)) To prepare and submit to the superintendent of public
9 instruction from time to time or, upon his or her request, reports and
10 recommendations respecting the urgency of need for school plant
11 facilities, the kind and extent of the facilities required, and the
12 development of improved local school administrative units and
13 attendance areas in the case of school districts that seek state
14 assistance in providing school plant facilities."

15 "Sec. 3. RCW 28A.315.580 and 1990 c 161 s 5 and 1990 c 33 s 319
16 are each reenacted and amended to read as follows:

17 Whenever an election shall be held for the purpose of securing the
18 approval of the voters for the formation of a new school district other
19 than a school district of the first class having within its boundaries
20 a city with a population of four hundred thousand people or more in
21 class AA counties, if requested by one of the boards of directors of
22 the school districts affected, there shall also be submitted to the
23 voters at the same election a proposition to authorize the ((regional
24 committee)) board of directors to divide the school district, if
25 formed, into five directors' districts in first class school districts
26 and a choice of five directors' districts or no fewer than three
27 directors' districts with the balance of the directors to be elected at
28 large in second class school districts. Such director districts in
29 second class districts, if approved, shall not become effective until

1 the regular school election following the next regular school election
2 at which time a new board of directors shall be elected as provided in
3 RCW 28A.315.550. Such director districts in first class districts, if
4 approved, shall not become effective until the next regular school
5 election at which time a new board of directors shall be elected as
6 provided in RCW 28A.315.600, 28A.315.610, and 28A.315.620. Each of the
7 five directors shall be elected from among the residents of the
8 respective director district, or from among the residents of the entire
9 school district in the case of directors at large, by the electors of
10 the entire school district."

11 "Sec. 4. RCW 28A.315.590 and 1990 c 161 s 6 are each amended to
12 read as follows:

13 The board of directors of every first class school district other
14 than a school district of the first class having within its boundaries
15 a city with a population of four hundred thousand people or more in
16 class AA counties which is not divided into directors' districts may
17 submit to the voters at any regular school district election a
18 proposition to authorize the ((~~regional committee~~)) board of directors
19 to divide the district into directors' districts or for second class
20 school districts into director districts or a combination of no fewer
21 than three director districts and no more than two at large positions.
22 If a majority of the votes cast on the proposition ((~~shall be~~)) is
23 affirmative, the ((~~regional committee~~)) board of directors shall
24 proceed to divide the district into directors' districts following the
25 procedure established in RCW 29.70.100. Such director districts, if
26 approved, shall not become effective until the next regular school
27 election when a new five member board of directors shall be elected,
28 one from each of the director districts from among the residents of the
29 respective director district, or from among the residents of the entire

1 school district in the case of directors at large, by the electors of
2 the entire district, two for a term of two years and three for a term
3 of four years, unless such district elects its directors for six years,
4 in which case, one for a term of two years, two for a term of four
5 years, and two for a term of six years."

6 "Sec. 5. RCW 28A.315.670 and 1990 c 33 s 327 are each amended to
7 read as follows:

8 Notwithstanding any other provision of law, any school district of
9 the first class having within its boundaries a city with a population
10 of four hundred thousand people or more in class AA counties shall be
11 divided into seven director districts. The boundaries of such director
12 districts shall be established by the members of the school board (~~and~~
13 ~~approved by the county committee on school district organization~~),
14 such boundaries to be established so that each such district shall
15 ~~((comprise))~~ comply, as nearly as practicable, ~~((an equal portion of~~
16 ~~the population of the school district))~~ with the criteria established
17 in RCW 29.70.100. Boundaries of such director districts shall be
18 adjusted by the school board (~~and approved by the county committee~~)
19 following the procedure established in RCW 29.70.100 after each federal
20 decennial census if population change shows the need thereof to comply
21 with the ~~((equal population requirement above))~~ criteria of RCW
22 29.70.100. No person shall be eligible for the position of school
23 director in any such director district unless such person resides in
24 the particular director district. Residents in the particular director
25 district desiring to be a candidate for school director shall file
26 their declarations of candidacy for such director district and for the
27 position of director in that district and shall be voted upon in the
28 primary election by the registered voters of that particular director
29 district: PROVIDED, That if not more than one person files a

1 declaration of candidacy for the position of school director in any
2 director district, no primary election shall be held in that district,
3 and such candidate's name alone shall appear on the ballot for the
4 director district position at the general election. The name of the
5 person who receives the greatest number of votes and the name of the
6 person who receives the next greatest number of votes at the primary
7 for each director district position shall appear on the general
8 election ballot under such position and shall be voted upon by all the
9 registered voters in the school district. Except as provided in RCW
10 28A.315.680, every such director so elected in school districts divided
11 into seven director districts shall serve for a term of four years as
12 otherwise provided in RCW 28A.315.460."

13 **"Sec. 6.** RCW 28A.315.670 and 1990 c 59 s 99 and 1990 c 33 s 327
14 are each reenacted and amended to read as follows:

15 Notwithstanding any other provision of law, any school district of
16 the first class having within its boundaries a city with a population
17 of four hundred thousand people or more in class AA counties shall be
18 divided into seven director districts. The boundaries of such director
19 districts shall be established by the members of the school board (~~and~~
20 ~~approved by the county committee on school district organization~~),
21 such boundaries to be established so that each such district shall
22 (~~comprise~~) comply, as nearly as practicable, (~~an equal portion of~~
23 ~~the population of the school district~~) with the criteria established
24 in RCW 29.70.100. Boundaries of such director districts shall be
25 adjusted by the school board (~~and approved by the county committee~~)
26 following the procedure established in RCW 29.70.100 after each federal
27 decennial census if population change shows the need thereof to comply
28 with the (~~equal population requirement above~~) criteria of RCW
29 29.70.100. No person shall be eligible for the position of school

1 director in any such director district unless such person resides in
2 the particular director district. Residents in the particular director
3 district desiring to be a candidate for school director shall file
4 their declarations of candidacy for such director district and for the
5 position of director in that district and shall be voted upon, in any
6 primary required to be held for the position under Title 29 RCW, by the
7 registered voters of that particular director district. In the general
8 election, each position shall be voted upon by all the registered
9 voters in the school district. The order of the names of candidates
10 shall appear on the primary and general election ballots as required
11 for nonpartisan positions under Title 29 RCW. Except as provided in
12 RCW 28A.315.680, every such director so elected in school districts
13 divided into seven director districts shall serve for a term of four
14 years as otherwise provided in RCW 28A.315.460."

15 **"Sec. 7.** RCW 28A.315.680 and 1990 c 33 s 328 are each amended to
16 read as follows:

17 (~~Within thirty days after March 25, 1969,~~) The school boards of
18 any school district of the first class having within its boundaries a
19 city with a population of four hundred thousand people or more in class
20 AA counties shall establish the director district boundaries (~~and~~
21 ~~obtain approval thereof by the county committee on school district~~
22 ~~organization~~). Appointment of a board member to fill any vacancy
23 existing for a new director district prior to the next regular school
24 election shall be by the school board. Prior to the next regular
25 election in the school district and the filing of declarations of
26 candidacy therefor, the incumbent school board shall designate said
27 director districts by number. Directors appointed to fill vacancies as
28 above provided shall be subject to election, one for a six-year term,
29 and one for a two-year term and thereafter the term of their respective

1 successors shall be for four years. The term of office of incumbent
2 members of the board of such district shall not be affected by RCW
3 28A.315.450, 28A.315.460, 28A.315.570, 28A.315.670, 28A.315.680,
4 29.21.180, and 29.21.210."

5 "Sec. 8. RCW 28A.315.680 and 1990 c 59 s 72 and 1990 c 33 s 328
6 are each reenacted and amended to read as follows:

7 (~~Within thirty days after March 25, 1969,~~) The school boards of
8 any school district of the first class having within its boundaries a
9 city with a population of four hundred thousand people or more in class
10 AA counties shall establish the director district boundaries (~~and~~
11 ~~obtain approval thereof by the county committee on school district~~
12 ~~organization~~). Appointment of a board member to fill any vacancy
13 existing for a new director district prior to the next regular school
14 election shall be by the school board. Prior to the next regular
15 election in the school district and the filing of declarations of
16 candidacy therefor, the incumbent school board shall designate said
17 director districts by number. Directors appointed to fill vacancies as
18 above provided shall be subject to election, one for a six-year term,
19 and one for a two-year term and thereafter the term of their respective
20 successors shall be for four years. The term of office of incumbent
21 members of the board of such district shall not be affected by RCW
22 28A.315.450, 28A.315.460, 28A.315.570, 28A.315.670, 28A.315.680, and
23 29.21.180."

24 "NEW SECTION. Sec. 9. A new section is added to chapter 28A.315
25 RCW to read as follows:

26 (1) Any district boundary changes, including changes in director
27 district boundaries, shall be submitted to the county auditor by the
28 school district board of directors within thirty days after the changes

1 have been approved by the board. The board shall submit both legal
2 descriptions and maps.

3 (2) Any boundary changes submitted to the county auditor after the
4 fourth Monday in June of odd-numbered years shall not take effect until
5 the following year."

6 "NEW SECTION. Sec. 10. RCW 28A.315.685 and 1990 c 161 s 1 are
7 each repealed."

8 "NEW SECTION. Sec. 11. Sections 5 and 7 of this act shall
9 expire July 1, 1992."

10 "NEW SECTION. Sec. 12. Sections 6 and 8 of this act shall take
11 effect July 1, 1992."

12 "NEW SECTION. Sec. 13. Sections 1 through 5, 7, and 10 of this
13 act are necessary for the immediate preservation of the public peace,
14 health, or safety, or support of the state government and its existing
15 public institutions, and shall take effect immediately."

16 **SHB 1222** - S COMM AMD
17 By Committee on Education

18 Adopted 4/10/91 - Voice Vote

19 On page 1, line 1 of the title, after "districts;" strike the
20 remainder of the title and insert "amending RCW 28A.315.110,
21 28A.315.590, 28A.315.670, and 28A.315.680; reenacting and amending RCW
22 28A.315.580, 28A.315.670, and 28A.315.680; adding new sections to
23 chapter 28A.315 RCW; repealing RCW 28A.315.685; providing an effective
24 date; providing an expiration date; and declaring an emergency."