

2 **ESHB 1329** - S COMM AMD
3 By Committee on Education

4 Adopted as Amended 4/18/91 - Voice Vote
5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** It is the intent of the legislature to
8 (1) encourage school districts, individually and cooperatively, to
9 develop innovative special services demonstration projects that use
10 resources efficiently and increase student learning; (2) promote
11 noncategorical approaches to special services program design, funding,
12 and administration; (3) develop efficient and cost-effective means for
13 identifying students as specific learning disabled, in order to
14 increase the proportion of resources devoted to classroom instruction;
15 and (4) provide a means to grant waivers from state rules."

16 "NEW SECTION. **Sec. 2.** The superintendent of public instruction
17 shall:

18 (1) Make ten to twenty-five awards for demonstration projects in
19 individual school districts and cooperatives;

20 (2) Make awards for in-service training of teachers and other
21 staff;

22 (3) Provide technical assistance;

23 (4) Grant waivers from state rules needed to implement the
24 projects, or request such waivers to be granted by the appropriate
25 agency;

1 (5) Contract with school districts for demonstration projects and
2 make contract payments in accordance with sections 1 through 5 of this
3 act;

4 (6) Perform or contract for an evaluation of the projects;

5 (7) Confer on the evaluation design with the selection advisory
6 committee; and

7 (8) Submit to the legislature an interim report on the evaluation
8 by December 31, 1993, and a final report by December 31, 1995."

9 "NEW SECTION. Sec. 3. (1) The selection advisory committee is
10 created. The committee shall be composed of up to three members from
11 the house of representatives, up to three members from the senate, up
12 to two members from the office of the superintendent of public
13 instruction, and one member from each of the following: The office of
14 financial management, Washington state special education coalition,
15 transitional bilingual instruction educators, and Washington education
16 association.

17 (2) The legislative budget committee and the superintendent of
18 public instruction shall provide staff for the selection advisory
19 committee.

20 (3) The selection advisory committee shall:

21 (a) Develop appropriate criteria for selecting demonstration
22 projects;

23 (b) Issue requests for proposals in accordance with sections 1
24 through 5 of this act for demonstration projects to commence during the
25 1991-92 and 1992-93 school years;

26 (c) Review proposals and recommend demonstration projects for
27 approval by the superintendent of public instruction;

28 (d) Advise the superintendent of public instruction on the
29 evaluation design; and

1 (e) Report each year by December 1st on the status of the
2 demonstration projects to the legislative budget committee and the
3 appropriate policy and fiscal committees of the house of
4 representatives and the senate."

5 "NEW SECTION. Sec. 4. School districts with demonstration
6 projects shall:

7 (1) Confer on a regular basis during project planning and
8 implementation with teachers, support staff, parents of handicapped
9 students, and parents of other students served in the project;

10 (2) Administer annual achievement tests to all students served in
11 the project if required in the project contract; and

12 (3) Cooperate in providing all information needed for the
13 evaluation."

14 "NEW SECTION. Sec. 5. (1) Project funding may include state,
15 federal, and local funds, as specified by the district in its approved
16 project cost proposal. The superintendent of public instruction shall
17 include all project funding for a participating district in a project
18 contract and disburse the funds as contract payments.

19 (2) As a general guideline, subject to refinements in the district
20 cost proposal and approval by the superintendent of public instruction,
21 the portion of state handicapped funding included as project funding
22 shall be determined as follows:

23 (a) If the district serves specific learning disabled students in
24 the project, the portion of the handicapped allocation attributed to
25 specific learning disabled students shall be included, with
26 proportional adjustments if the project serves only part of the
27 district's specific learning disabled population;

1 (b) If other handicapped students are served in the project, the
2 portions of the handicapped allocation attributed to those students
3 shall be included, with proportional adjustments if the project serves
4 only part of the district's population in those categories of
5 handicapped students.

6 (3) State handicapped allocations shall be calculated for project
7 districts according to the handicapped funding formula in use for other
8 districts, but with the following changes:

9 (a) Except as provided in (b) of this subsection, funding in each
10 school year for specific learning disabled and other handicapped
11 students served in a project shall be based on the average percentage
12 of the kindergarten through twelfth grade enrollment in the particular
13 handicapped category during the prior three years.

14 (b) Project funding for school districts that had pilot projects
15 approved under section 13, chapter 233, Laws of 1989, shall be based
16 for the duration of a project under sections 1 through 5 of this act on
17 four percent of the kindergarten through twelfth grade enrollment
18 considered as specific learning disabled, without regard to the actual
19 number of students so identified. The legislature recognizes the
20 importance of continuing and developing the pilot projects.

21 (c) The funding percentages for demonstration projects specified in
22 (a) and (b) of this subsection shall be used to adjust basic education
23 allocations under RCW 28A.150.260 and learning assistance program
24 allocations under RCW 28A.165.070.

25 (d) State handicapped allocations under subsection (2) of this
26 section up to the level required by federal maintenance of effort rules
27 shall be expended for services to handicapped students in the project.
28 Allocations greater than the amount needed to comply with federal
29 maintenance of effort rules shall be designated as noncategorical

1 project funds and may be expended on services to any student served in
2 the project.

3 (4) Federal handicapped allocations may be designated in whole or
4 in part for project use, if the amounts are included in the district's
5 approved cost proposal and the project contract.

6 (5) Learning assistance program allocations may be designated in
7 whole or in part for project use, if the amounts are included in the
8 district's approved cost proposal and the project contract. These
9 allocations shall be calculated for project districts according to the
10 funding formula in use for other districts, except that any increases
11 in the district allocation above the fiscal year 1991 amount shall be
12 designated as noncategorical project funds and may be expended on
13 services to any student served in the project.

14 (6) Transitional bilingual program allocations may be designated in
15 whole or in part for project use, if the amounts are included in the
16 district's approved cost proposal and the project contract. These
17 allocations shall be calculated for project districts according to the
18 funding formula in use for other districts, except that any increases
19 in the district allocation above the fiscal year 1991 amount shall be
20 designated as noncategorical project funds and may be expended on
21 services to any student served in the project.

22 (7) Funding under the federal remediation program allocations may
23 be designated in whole or in part for project use, if the amounts are
24 included in the district's approved cost proposal and the project
25 contract.

26 (8) Funding from local sources may be designated for project use,
27 if the amounts are included in the district's approved cost proposal
28 and the project contract.

29 (9) Expenditures of noncategorical project funds under subsections
30 (3)(d), (5), and (6) of this section shall be accounted for in new and

1 discrete program or subprogram codes designated by the superintendent
2 of public instruction. The codes shall take effect by September 1,
3 1991."

4 "NEW SECTION. Sec. 6. Sections 1 through 5 of this act are
5 each added to chapter 28A.630 RCW."

6 "NEW SECTION. Sec. 7. Sections 1 through 5 of this act shall
7 expire January 1, 1996."

8 "NEW SECTION. Sec. 8. This act is necessary for the immediate
9 preservation of the public peace, health, or safety, or support of the
10 state government and its existing public institutions, and shall take
11 effect immediately."

12 "NEW SECTION. Sec. 9. If specific funding for the purposes of
13 this act, referencing this act by bill number, is not provided by June
14 30, 1991, in the omnibus appropriations act, this act shall be null and
15 void."

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19 On page 1, line 2 of the title, after "projects;" strike the
20 remainder of the title and insert "adding new sections to chapter
21 28A.630 RCW; creating a new section; providing an expiration date; and
22 declaring an emergency."