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2 SSB 6180 - S Amd

3 By Senators Gaspard, Rinehart, Murray, A. Smith, Pelz and Talmadge

4 On Page 10, after line 26, insert the following:

5 "PART IV.

6 BASIC EDUCATION ALLOCATION -- STUDENT/TEACHER RATIO

7 **Sec. 402.** Section 14, chapter 244, Laws of 1969 ex. sess. as last  
8 amended by section 10, chapter 116, Laws of 1991 and RCW 28A.150.260  
9 are each amended to read as follows:

10 The basic education allocation for each annual average full time  
11 equivalent student shall be determined in accordance with the following  
12 procedures:

13 (1) The governor shall and the superintendent of public instruction  
14 may recommend to the legislature a formula based on a ratio of students  
15 to staff for the distribution of a basic education allocation for each  
16 annual average full time equivalent student enrolled in a common  
17 school. The distribution formula shall have the primary objective of  
18 equalizing educational opportunities and shall provide appropriate  
19 recognition of the following costs among the various districts within  
20 the state:

21 (a) Certificated instructional staff and their related costs;

22 (b) Certificated administrative staff and their related costs;

23 (c) Classified staff and their related costs;

24 (d) Nonsalary costs;

25 (e) Extraordinary costs of remote and necessary schools and small  
26 high schools, including costs of additional certificated and classified  
27 staff; and

1 (f) The attendance of students pursuant to RCW 28A.335.160 and  
2 28A.225.250 who do not reside within the servicing school district.

3 (2)(a) This formula for distribution of basic education funds shall  
4 be reviewed biennially by the superintendent and governor. The  
5 recommended formula shall be subject to approval, amendment or  
6 rejection by the legislature. The formula shall be for allocation  
7 purposes only. While the legislature intends that the allocations for  
8 additional instructional staff be used to increase the ratio of such  
9 staff to students, nothing in this section shall require districts to  
10 reduce the number of administrative staff below existing levels.

11 (b) Commencing with the 1988-89 school year, the formula adopted by  
12 the legislature shall reflect the following ratios at a minimum: (i)  
13 Forty-nine certificated instructional staff to one thousand annual  
14 average full time equivalent students enrolled in grades kindergarten  
15 through three; (ii) forty-six certificated instructional staff to one  
16 thousand annual average full time equivalent students in grades four  
17 through twelve; (iii) four certificated administrative staff to one  
18 thousand annual average full time equivalent students in grades  
19 kindergarten through twelve; and (iv) sixteen and sixty-seven one-  
20 hundredths classified personnel to one thousand annual average full  
21 time equivalent students enrolled in grades kindergarten through  
22 twelve.

23 "(c) Commencing with the 1991-92 school year, the formula adopted  
24 by the legislature shall reflect the following ratios at a minimum:  
25 (i) fifty-four and three-tenths certificated instructional staff to one  
26 thousand annual average full time equivalent students enrolled in  
27 grades kindergarten through three; (ii) forty-six certificated  
28 instructional staff to one thousand annual average full time equivalent  
29 students in grades four through twelve; (iii) four certificated  
30 administrative staff to one thousand annual average full time

1 equivalent students in grades kindergarten through twelve; and (iv)  
2 sixteen and sixty-seven one-hundredths classified personnel to one  
3 thousand annual average full time equivalent students enrolled in  
4 grades kindergarten through twelve.

5       ~~(e)~~(d) In the event the legislature rejects the distribution  
6 formula recommended by the governor, without adopting a new  
7 distribution formula, the distribution formula for the previous school  
8 year shall remain in effect: PROVIDED, That the distribution formula  
9 developed pursuant to this section shall be for state apportionment and  
10 equalization purposes only and shall not be construed as mandating  
11 specific operational functions of local school districts other than  
12 those program requirements identified in RCW 28A.150.220 and  
13 28A.150.100. The enrollment of any district shall be the annual  
14 average number of full time equivalent students and part time students  
15 as provided in RCW 28A.150.350, enrolled on the first school day of  
16 each month and shall exclude full time equivalent handicapped students  
17 recognized for the purposes of allocation of state funds for programs  
18 under RCW 28A.155.010 through 28A.155.100. The definition of full time  
19 equivalent student shall be determined by rules and regulations of the  
20 superintendent of public instruction: PROVIDED, That the definition  
21 shall be included as part of the superintendent's biennial budget  
22 request: PROVIDED, FURTHER, That any revision of the present  
23 definition shall not take effect until approved by the house  
24 appropriations committee and the senate ways and means committee:  
25 PROVIDED, FURTHER, That the office of financial management shall make  
26 a monthly review of the superintendent's reported full time equivalent  
27 students in the common schools in conjunction with RCW 43.62.050.

28       (3)(a) Certificated instructional staff shall include those persons  
29 employed by a school district who are nonsupervisory employees within  
30 the meaning of RCW 41.59.020(8): PROVIDED, That in exceptional cases,

1 people of unusual competence but without certification may teach  
2 students so long as a certificated person exercises general  
3 supervision: PROVIDED, FURTHER, That the hiring of such  
4 noncertificated people shall not occur during a labor dispute and such  
5 noncertificated people shall not be hired to replace certificated  
6 employees during a labor dispute.

7 (b) Certificated administrative staff shall include all those  
8 persons who are chief executive officers, chief administrative  
9 officers, confidential employees, supervisors, principals, or assistant  
10 principals within the meaning of RCW 41.59.020(4).

11 (4) Each annual average full time equivalent certificated classroom  
12 teacher's direct classroom contact hours shall average at least twenty-  
13 five hours per week. Direct classroom contact hours shall be exclusive  
14 of time required to be spent for preparation, conferences, or any other  
15 nonclassroom instruction duties. Up to two hundred minutes per week  
16 may be deducted from the twenty-five contact hour requirement, at the  
17 discretion of the school district board of directors, to accommodate  
18 authorized teacher/parent-guardian conferences, recess, passing time  
19 between classes, and informal instructional activity. Implementing  
20 rules to be adopted by the state board of education pursuant to RCW  
21 28A.150.220(6) shall provide that compliance with the direct contact  
22 hour requirement shall be based upon teachers' normally assigned weekly  
23 instructional schedules, as assigned by the district administration.  
24 Additional record-keeping by classroom teachers as a means of  
25 accounting for contact hours shall not be required. However, upon  
26 request from the board of directors of any school district, the  
27 provisions relating to direct classroom contact hours for individual  
28 teachers in that district may be waived by the state board of education  
29 if the waiver is necessary to implement a locally approved plan for  
30 educational excellence and the waiver is limited to those individual

1 teachers approved in the local plan for educational excellence. The  
2 state board of education shall develop criteria to evaluate the need  
3 for the waiver. Granting of the waiver shall depend upon verification  
4 that: (a) The students' classroom instructional time will not be  
5 reduced; and (b) the teacher's expertise is critical to the success of  
6 the local plan for excellence."

7 Renumber the remaining sections accordingly.

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10 On Page 1, line 3 of the title, after "RCW;" insert "amending  
11 Section 14, chapter 244, Laws of 1969 ex. sess. as last amended by  
12 section 10, chapter 116, Laws of 1991 and RCW 28A.150.260;"