

SENATE BILL 5181

State of Washington

52nd Legislature

1991 Regular Session

By Senators Oke, Bailey, Rinehart, Erwin, Gaspard, Anderson, A. Smith, Metcalf, Craswell, Talmadge, Saling, Roach, Murray, Madsen, von Reichbauer, Nelson, Owen, Johnson, Newhouse, Bauer, Vognild, Barr, Rasmussen, L. Kreidler, Moore, Amondson and Thorsness.

Read first time January 23, 1991. Referred to Committee on Education.

1 AN ACT Relating to technological and vocational education; amending
2 RCW 28B.80.350; adding new sections to Title 28A RCW; adding a new
3 section to chapter 28B.80 RCW; adding a new section to chapter 28B.50
4 RCW; adding new sections to chapter 28A.150 RCW; adding a new section
5 to chapter 28A.300 RCW; adding a new section to chapter 28B.10 RCW;
6 creating new sections; making appropriations; providing an effective
7 date; providing an expiration date; and declaring an emergency.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

9 NEW SECTION. **Sec. 1.** (1) The legislature recognizes that
10 students now and in the future will need to acquire certain skills to
11 be better prepared to function in a rapidly changing society, including
12 an ever changing workplace environment. As we continue to experience
13 the fast-paced social evolution into an information and service-
14 oriented age, individuals' abilities to assimilate information quickly

1 and their capacity to adjust to new circumstances are rapidly becoming
2 new fundamental skills.

3 (2) New technologies are being introduced into the education system
4 but need to be introduced more quickly and equitably across the
5 curriculum. At the same time, teachers and students need to become
6 familiar with the educational technologies and to learn how to use
7 these technologies to enhance the educational experience.

8 (3) The legislature finds that providing for the integration of
9 technology in education, providing resources to enhance vocational
10 education programs, facilitating the integration of academics and
11 vocational education, and encouraging innovative developments in the
12 use of technology and vocational education will make students better
13 prepared to meet the challenges of the twenty-first century.

14 PART 1

15 INNOVATIONS IN VOCATIONAL EDUCATION FOR THE TWENTY-FIRST CENTURY

16 NEW SECTION. **Sec. 101.** The innovations in vocational education
17 program for the twenty-first century is created. The program shall
18 encourage the development of new and the improvement of existing
19 vocational projects to help students learn the skills necessary to meet
20 the challenges of an increasingly technological and ever-changing
21 workplace. Goals of projects within the program shall include but not
22 be limited to:

23 (1) Encouraging the integration between academic and vocational
24 programs with the following specific items addressed:

25 (a) Revision of instructional strategies and materials used in
26 vocational courses to establish higher academic standards and
27 expectations for students;

1 (b) Development of a challenging multiyear program of study that
2 combines academic and vocational elements designed both to prepare
3 students for employment after high school and for further education;

4 (c) Access to rewarding and demanding vocational programs and
5 academic courses for underachieving students and methods of providing
6 needed extra assistance;

7 (d) Coordination among secondary and postsecondary vocational
8 education programs;

9 (e) Coordination among vocational and academic administrators and
10 teachers and school counselors, business, and labor, and
11 representatives of postsecondary education to identify, specify, and
12 develop methods to assess minimum levels of academic achievement and
13 technical competencies;

14 (f) Providing assistance to students in selecting courses and
15 choosing careers;

16 (g) Expanding efforts to assist students in finding employment or
17 entering an institution of postsecondary education;

18 (h) Establishing performance indicators both to track and report
19 annual progress;

20 (i) Providing information about the program throughout the state;
21 and

22 (j) Identifying the professional development needed by teachers and
23 administrators to assist in the integration of academic and vocational
24 skills;

25 (2) Encouraging collaborative models among schools and school
26 districts, educational service districts, interdistrict cooperatives,
27 skills centers, public vocational technical institutes, community
28 colleges, business, labor, and industry;

29 (3) Encouraging the development of workplace competencies and
30 concepts that transcend particular occupational skills;

1 (4) Encouraging the effective administration of vocational
2 programs; and

3 (5) Developing modifications in curriculum, instruction, and
4 program delivery to address changing technology and changing students'
5 needs.

6 NEW SECTION. **Sec. 102.** (1) The superintendent of public
7 instruction, with the assistance of the state board of education and in
8 consultation with the state board for vocational education and the
9 state board for community college education, shall develop a process
10 for public schools or school districts, educational service districts,
11 interdistrict cooperatives, skills centers, public vocational technical
12 institutes, and community colleges to participate in the innovations in
13 vocational education program for the twenty-first century.

14 (2) The superintendent of public instruction shall review and
15 select projects for the grant awards, and monitor and evaluate programs
16 operated by grant recipients.

17 (3) The superintendent of public instruction shall evaluate the
18 program on a state-wide basis.

19 NEW SECTION. **Sec. 103.** The superintendent of public
20 instruction, after reviewing project proposals, shall, subject to money
21 being appropriated by the legislature for this purpose, select not more
22 than twenty-one projects during each biennium for the innovations in
23 vocational education program. The projects should reflect a balance
24 among rural and urban areas, geographical areas, and school
25 characteristics and sizes. The projects may be awarded to a public
26 high school, a school district containing one or more high schools, a
27 skills center, an educational service district, an interdistrict
28 cooperative, a public vocational technical institute, or a community

1 college. An award to a community college shall be made only if the
2 project involves a school or school district, educational service
3 district, interdistrict cooperative, public vocational technical
4 institute, or skills center. Applications from two or more school
5 districts, educational service districts, combinations of school
6 districts and community college districts through an agreement under
7 RCW 28B.50.530, or any combination are encouraged.

8 NEW SECTION. **Sec. 104.** Initial applications to participate in
9 the innovations in vocational education program shall be submitted to
10 the office of the superintendent of public instruction not later than
11 September 30, 1991, for implementation beginning December 30, 1991.
12 Subject to available funding, additional applications may be submitted
13 to the superintendent of public instruction for consideration by
14 November 1 of subsequent years. Each application shall contain a
15 proposed plan that:

16 (1) Describes specific activities to be carried out as part of the
17 project;

18 (2) Provides for all parties to work cooperatively during the term
19 of the project;

20 (3) Includes provisions for certificated school staff providing
21 instruction in vocational education programs, and classified school
22 employees with primary roles in implementing and conducting the plan,
23 to be employed on supplemental contracts with additional compensation
24 for an average of ten additional days beyond the general state-funded
25 school year allocations for each participating employee, and staff
26 development time as provided by legislative appropriation.
27 Notwithstanding the provisions of RCW 28A.400.200, district resources
28 may be used to fund the employment of school district staff beyond the
29 average of ten additional days for the purposes of the project;

1 (4) Includes budget plans for the project and additional
2 anticipated sources of funding, including private grants and
3 contributions, if any;

4 (5) Identifies the technical resources desired, the potential costs
5 of those resources, and the institutions of higher education,
6 businesses, industries, labor organizations, educational service
7 districts, or consultants available to provide such resources;

8 (6) Identifies the evaluation and accountability processes to be
9 used to measure student, project, and staff performance;

10 (7) Justifies each request for waiver of specific state statutes or
11 administrative rules during at least the first two years of the
12 program;

13 (8) Includes a written statement that school directors and
14 administrators and community college boards of trustees, if applicable,
15 are willing to exempt the projects from specifically identified local
16 rules, as needed;

17 (9) Includes a written statement that the school directors and
18 community college board of trustees and the local bargaining agents
19 will modify those portions of their local agreements as applicable for
20 the projects;

21 (10) Includes a written statement that model curriculum programs
22 developed under RCW 28A.300.110 have been considered, if applicable;

23 (11) Includes written statements of support from the school
24 district board of directors, the school district superintendent, and
25 the principal and staff of the building requesting to become a project,
26 and statements of support, willingness to participate, or concerns from
27 any interested parent, business, or community organization; and

28 (12) Includes written statements of support from the community
29 college board of trustees and the community college president and staff
30 of the community college requesting to become a project, if applicable.

1 NEW SECTION. **Sec. 105.** (1) The superintendent of public
2 instruction shall administer sections 101 through 111 of this act and
3 is authorized to award grant funding, subject to money being
4 appropriated by the legislature for this purpose, for projects selected
5 by the superintendent of public instruction under section 103 of this
6 act.

7 (2) The superintendent of public instruction shall distribute the
8 initial award grants by December 1, 1991. The initial projects under
9 the innovations in vocational education program shall begin during the
10 1991-92 school year.

11 (3) The projects for the innovations in vocational education
12 program may be conducted for up to six years, if funds are so provided.
13 Subject to approval by the superintendent of public instruction and
14 continued state funding, projects initially funded for two years may be
15 extended for a total period not to exceed six years. Future funding
16 shall be conditioned on a positive evaluation of the project.

17 NEW SECTION. **Sec. 106.** (1) The superintendent of public
18 instruction may accept, receive, and administer for the purposes of
19 sections 101 through 111 of this act such gifts, grants, and
20 contributions as may be provided from public and private sources for
21 the purposes of sections 101 through 111 of this act.

22 (2) The innovations in vocational education program account is
23 hereby established in the custody of the state treasurer. The
24 superintendent of public instruction shall deposit in the account all
25 moneys received under this section. Moneys in the account may be spent
26 only for the purposes of sections 101 through 111 of this act.
27 Disbursements from this account shall be on the authorization of the
28 superintendent of public instruction or the superintendent's designee.

1 The account is subject to the allotment procedure provided under
2 chapter 43.88 RCW, but no appropriation is required for disbursements.

3 NEW SECTION. **Sec. 107.** (1) The superintendent of public
4 instruction, where appropriate, or the state board of education, where
5 appropriate, is authorized to grant waivers to project applicants from
6 the provisions of statutes or administrative rules relating to:
7 Graduation requirements under RCW 28A.230.090; student to teacher
8 ratios; teacher contact hour requirements under RCW 28A.150.260;
9 teacher certification requirements; program approval standards; the
10 commingling of funds appropriated by the legislature for vocational
11 education programs and basic education programs if not inconsistent
12 with federal laws or regulations; and other administrative rules which
13 in the opinion of the superintendent of public instruction or the state
14 board of education may need to be waived to implement a project
15 proposal.

16 (2) State rules dealing with public health, safety, and civil
17 rights, including accessibility by the handicapped, shall not be
18 waived.

19 (3) A school district may request the state board of education or
20 superintendent of public instruction to ask the United States
21 department of education, the United States department of labor, or
22 other federal agencies to waive certain federal regulations necessary
23 to implement the proposed project.

24 (4) The superintendent of public instruction and the state board of
25 education shall work with the state board for community college
26 education and the higher education coordinating board for the waiver of
27 applicable college entrance requirements and for the establishment of
28 course equivalency requirements for students participating in projects
29 under sections 101 through 111 of this act.

1 (5) The superintendent of public instruction and the state board of
2 education shall seek the waiver of any applicable provisions of the job
3 skills program under RCW 28C.04.400 through 28C.04.480.

4 NEW SECTION. **Sec. 108.** The superintendent of public instruction
5 shall ensure that successful applicants will be afforded resources and
6 special support assistance, as specified in legislative appropriations,
7 in undertaking activities for the innovations in vocational education
8 program. The superintendent of public instruction shall develop a
9 process that coordinates and facilitates linkages among participating
10 school districts, community colleges, business, labor, and industry.
11 Staff from schools or school districts, public vocational technical
12 institutes, educational service districts, skills centers, and
13 community colleges selected to participate in the innovations in
14 vocational education program shall be given priority consideration for
15 participation in state sponsored staff development programs and summer
16 institutes which are directly related to the goals of the selected
17 projects.

18 NEW SECTION. **Sec. 109.** (1) The superintendent of public
19 instruction may adopt rules under chapter 34.05 RCW as necessary to
20 implement the superintendent's duties under sections 101 through 111 of
21 this act.

22 (2) The state board of education may adopt rules under chapter
23 34.05 RCW as necessary to implement its duties under sections 101
24 through 111 of this act.

25 NEW SECTION. **Sec. 110.** (1) The superintendent of public
26 instruction shall report to the legislature on the progress of the
27 innovations in vocational education program by January 15 of each odd-

1 numbered year, including a recommendation on the number of additional
2 projects which should be authorized and funded. The first report shall
3 be submitted by January 15, 1993.

4 (2) Each applicant selected to participate in the innovations in
5 vocational education program shall submit an annual report to the
6 superintendent of public instruction on the progress of the project as
7 a condition of receipt of continued funding.

8 NEW SECTION. **Sec. 111.** The superintendent of public
9 instruction, through the state clearinghouse for education information,
10 shall collect and disseminate to all school districts and other
11 interested parties information about the innovations in vocational
12 education program.

13 NEW SECTION. **Sec. 112.** A new section is added to chapter 28B.80
14 RCW to read as follows:

15 The higher education coordinating board shall review the entrance
16 requirements for the state institutions of higher education and shall
17 work with the boards of trustees and the boards of regents of the state
18 universities, the regional universities, and The Evergreen State
19 College and the superintendent of public instruction and the state
20 board of education regarding waiving certain entrance requirements or
21 developing course equivalencies for students enrolled in a program
22 under sections 101 through 111 of this act.

23 NEW SECTION. **Sec. 113.** A new section is added to chapter 28B.50
24 RCW to read as follows:

25 The state board for community college education may adopt rules
26 under chapter 34.05 RCW as necessary to implement the board's duties
27 under sections 101 through 111 of this act.

1 and conditions under which school districts are eligible to receive
2 state funds for secondary vocational education. The standards shall
3 include a provision regarding the use of extended or supplemental
4 contracts for certificated vocational education instructors in
5 vocational fields and provide assistance to districts in determining
6 when to offer such contracts.

7 PART 3

8 LOCAL PLANNING FOR VOCATIONAL EDUCATION INCLUDING
9 PURCHASE OF EQUIPMENT

10 NEW SECTION. **Sec. 301.** (1) Each school district, skills center,
11 educational service district, interdistrict cooperative, or public
12 vocational technical institute receiving state funds for vocational
13 programs shall consult with a local advisory council on vocational
14 education. The district may create a council or may use an existing
15 entity that meets the requirements of this section and sections 302 and
16 303 of this act. Joint councils may be established.

17 (2) The councils shall be composed of members who are
18 representative of the population found in the area that the council
19 serves. The council shall be composed of representatives of the
20 general public including at a minimum representatives of business,
21 industry, labor, and spokespersons for persons with disabilities.

22 NEW SECTION. **Sec. 302.** The local advisory council shall provide
23 advice and assistance to the school district, skills center,
24 educational service district, interdistrict cooperative, or public
25 vocational technical institute on:

26 (1) Selecting equipment and instructional materials and
27 establishing specifications for training areas. The council shall

1 suggest ways to provide for the efficient and effective use of
2 equipment and insure maximum use of the equipment;

3 (2) Determining training needs;

4 (3) Determining content and length of courses;

5 (4) Determining current and future employment opportunities and
6 requirements;

7 (5) Making recommendations to help provide for experienced and
8 knowledgeable instructors; and

9 (6) Providing support for the entire vocational education program.

10 NEW SECTION. **Sec. 303.** A school district shall only be eligible
11 to receive funds to upgrade or to acquire equipment for vocational
12 education programs if the district in consultation with the local
13 advisory council has developed a vocational education program
14 improvement component within their plan. The improvement component
15 shall describe: Methods for strengthening vocational education;
16 business and industry partnerships; the potential to aid local economic
17 development; staff training; the need for extended or supplemental
18 contracts for specific certificated instructional staff in vocational
19 programs; job placement; consistency with the state plan for vocational
20 education; and the basic skills and core competencies required for
21 successful employment. In developing the plan, coordination with
22 community colleges, business and industry, and other school districts,
23 educational service districts, interdistrict cooperatives, skills
24 centers, and public vocational technical institutes shall be
25 considered. The plan shall be revised at least once every two years.

26 NEW SECTION. **Sec. 304.** The entity in the state of Washington
27 qualifying as the entity for the receipt of federal funds shall, with

1 available funds, provide technical assistance to local vocational
2 education advisory committees.

3 NEW SECTION. **Sec. 305.** Sections 301 through 303 of this act
4 shall constitute a new subchapter within a new chapter which is added
5 to Title 28A RCW with the subchapter heading "local planning for
6 vocational education."

7 PART 4

8 VOCATIONAL AGRICULTURAL EDUCATION

9 NEW SECTION. **Sec. 401.** A new section is added to chapter 28A.300
10 RCW to read as follows:

11 Each vocational agriculture education service area shall encourage
12 greater student and teacher knowledge of environmentally sensitive and
13 low-input agricultural and landscaping practices, water conservation,
14 and agricultural worker protections.

15 PART 5

16 COURSE EQUIVALENCIES--ADMISSION STANDARDS TO FOUR-YEAR
17 INSTITUTIONS OF HIGHER EDUCATION

18 NEW SECTION. **Sec. 501.** A new section is added to chapter 28B.10
19 RCW to read as follows:

20 In developing admission standards, each four-year institution of
21 higher education shall recognize the relevance of vocational education
22 courses and the competencies taught in such courses and shall make
23 every effort to designate applicable vocational education courses as
24 course equivalencies.

1 **Sec. 502.** RCW 28B.80.350 and 1988 c 172 s 4 are each amended to
2 read as follows:

3 The board shall coordinate educational activities among all
4 segments of higher education taking into account the educational
5 programs, facilities, and other resources of both public and
6 independent two and four-year colleges and universities. The four-year
7 institutions and the state board for community college education shall
8 coordinate information and activities with the board. The board shall
9 have the following additional responsibilities:

10 (1) Promote interinstitutional cooperation;

11 (2) Establish minimum admission standards for four-year
12 institutions, including a requirement that coursework in sign language
13 shall satisfy any foreign language requirement the board or the
14 institutions may establish as a general undergraduate admissions
15 requirement. The standards shall include recognition of the relevance
16 of vocational education courses and the competencies taught in such
17 courses and the use of vocational education courses having academic
18 equivalencies to meet admission requirements to four-year institutions;

19 (3) Establish transfer policies;

20 (4) Adopt rules implementing statutory residency requirements;

21 (5) Develop and administer reciprocity agreements with bordering
22 states and the province of British Columbia;

23 (6) Review and recommend compensation practices and levels for
24 administrative employees, exempt under chapter 28B.16 RCW, and faculty
25 using comparative data from peer institutions;

26 (7) Monitor higher education activities for compliance with all
27 relevant state policies for higher education;

28 (8) Arbitrate disputes between and among four-year institutions or
29 between and among four-year institutions and community colleges at the
30 request of one or more of the institutions involved, or at the request

1 of the governor, or from a resolution adopted by the legislature. The
2 decision of the board shall be binding on the participants in the
3 dispute;

4 (9) Establish and implement a state system for collecting,
5 analyzing, and distributing information;

6 (10) Recommend to the governor and the legislature ways to remove
7 any economic incentives to use off-campus program funds for on-campus
8 activities; and

9 (11) Make recommendations to increase minority participation, and
10 monitor and report on the progress of minority participation in higher
11 education.

12 PART 6

13 APPROPRIATIONS

14 NEW SECTION. **Sec. 601.** The sum of two million five hundred
15 thousand dollars, or as much thereof as may be necessary, is
16 appropriated from the general fund to the superintendent of public
17 instruction for the purposes of the innovations in vocational education
18 program for the twenty-first century under sections 101 through 111 of
19 this act for the biennium ending June 30, 1993.

20 NEW SECTION. **Sec. 602.** The sum of four million eight hundred
21 thousand dollars, or as much thereof as may be necessary, is
22 appropriated from the general fund for the biennium ending June 30,
23 1993, to the superintendent of public instruction for the purposes of
24 section 201 of this act.

25 NEW SECTION. **Sec. 603.** The sum of eight million dollars, or as
26 much thereof as may be necessary, is appropriated from the general fund

1 for the biennium ending June 30, 1993, to the superintendent of public
2 instruction for the purposes of purchasing equipment and for the
3 nonemployee-related costs associated with the use of that equipment for
4 vocational education programs developed in plans as provided in
5 sections 301 through 303 of this act. Not more than ten percent of the
6 funds may be used for the installation of the equipment and staff
7 training in the use of the equipment. Districts shall not receive less
8 than three thousand dollars.

9 NEW SECTION. **Sec. 604.** The sum of fifty thousand dollars, or as
10 much thereof as may be necessary, is appropriated for the biennium
11 ending June 30, 1993, from the general fund to the governor to
12 distribute to the entity in the state of Washington qualifying as the
13 entity for the receipt of federal funds for the purpose of providing
14 technical assistance to local vocational education advisory committees.

15 NEW SECTION. **Sec. 605.** The sum of four million dollars, or as
16 much thereof as may be necessary, is appropriated for the biennium
17 ending June 30, 1993, from the general fund to the superintendent of
18 public instruction for the purpose of allocating funds to school
19 districts for extended contracts or supplemental contracts for
20 certificated instructional staff in approved vocational education
21 programs.

22 NEW SECTION. **Sec. 606.** The sum of five hundred thousand
23 dollars, or as much thereof as may be necessary, is appropriated for
24 the biennium ending June 30, 1993, from the general fund to the
25 superintendent of public instruction to provide for vocational teacher
26 recruitment, preparation, and training, including the recruitment of
27 minority teachers.

PART 7

MISCELLANEOUS

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NEW SECTION. **Sec. 701.** Subchapter headings used in this act do not constitute any part of the law.

NEW SECTION. **Sec. 702.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 703.** If any part of this act is found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, the conflicting part of this act is hereby declared to be inoperative solely to the extent of the conflict and with respect to the agencies directly affected, and such finding or determination shall not affect the operation of the remainder of this act in its application to the agencies concerned.

NEW SECTION. **Sec. 704.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and shall take effect July 1, 1991.