

2 **SB 5830** - H COMM AMD
3 By Committee on Education

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5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 28A.195.010 and 1993 c 336 s 1101 are each amended to
8 read as follows:

9 The legislature hereby recognizes that private schools should be
10 subject only to those minimum state controls necessary to insure the
11 health and safety of all the students in the state and to insure a
12 sufficient basic education to meet usual graduation requirements. The
13 state, any agency or official thereof, shall not restrict or dictate
14 any specific educational or other programs for private schools except
15 as hereinafter in this section provided.

16 Principals of private schools or superintendents of private school
17 districts shall file each year with the state superintendent of public
18 instruction a statement certifying that the minimum requirements
19 hereinafter set forth are being met, noting any deviations. After
20 review of the statement, the state superintendent will notify schools
21 or school districts of those deviations which must be corrected. In
22 case of major deviations, the school or school district may request and
23 the state board of education may grant provisional status for one year
24 in order that the school or school district may take action to meet the
25 requirements. Minimum requirements shall be as follows:

26 (1) The minimum school year for instructional purposes shall
27 consist of no less than one hundred eighty school days or the
28 equivalent in annual minimum program hour offerings as prescribed in
29 RCW 28A.150.220.

30 (2) The school day shall be the same as that required in RCW
31 28A.150.030 and 28A.150.220, except that the percentages of total
32 program hour offerings as prescribed in RCW 28A.150.220 for basic
33 skills, work skills, and optional subjects and activities shall not
34 apply to private schools or private sectarian schools.

35 (3) All classroom teachers shall hold appropriate Washington state
36 certification except as follows:

1 (a) Teachers for religious courses or courses for which no
2 counterpart exists in public schools shall not be required to obtain a
3 state certificate to teach those courses.

4 (b) In exceptional cases, people of unusual competence but without
5 certification may teach students so long as a certified person
6 exercises general supervision. Annual written statements shall be
7 submitted to the office of the superintendent of public instruction
8 reporting and explaining such circumstances.

9 (4) An approved private school may operate an extension program for
10 parents, guardians, or persons having legal custody of a child to teach
11 children in their custody. The extension program shall require at a
12 minimum that:

13 (a) The parent, guardian, or custodian be under the supervision of
14 an employee of the approved private school who is certified under
15 chapter 28A.410 RCW;

16 (b) The planning by the certified person and the parent, guardian,
17 or person having legal custody include objectives consistent with this
18 subsection and subsections (1), (2), (5), (6), and (7) of this section;

19 (c) The certified person spend a minimum average each month of one
20 contact hour per week with each student under his or her supervision
21 who is enrolled in the approved private school extension program;

22 (d) Each student's progress be evaluated by the certified person;
23 and

24 (e) The certified employee shall not supervise more than thirty
25 students enrolled in the approved private school's extension program.

26 (5) Appropriate measures shall be taken to safeguard all permanent
27 records against loss or damage.

28 (6) The physical facilities of the school or district shall be
29 adequate to meet the program offered by the school or district:
30 PROVIDED, That each school building shall meet reasonable health and
31 fire safety requirements. However, the state board shall not require
32 private school students to meet the student learning goals, obtain a
33 certificate of mastery to graduate from high school, to master the
34 essential academic learning requirements, or to be assessed pursuant to
35 RCW 28A.630.885. However, private schools may choose, on a voluntary
36 basis, to have their students master these essential academic learning
37 requirements, take these assessments, and obtain certificates of
38 mastery. A residential dwelling of the parent, guardian, or custodian
39 shall be deemed to be an adequate physical facility when a parent,

1 guardian, or person having legal custody is instructing his or her
2 child under subsection (4) of this section.

3 (7) Private school curriculum shall include instruction of the
4 basic skills of occupational education, science, mathematics, language,
5 social studies, history, health, reading, writing, spelling, and the
6 development of appreciation of art and music, all in sufficient units
7 for meeting state board of education graduation requirements.

8 (8) Each school or school district shall be required to maintain
9 up-to-date policy statements related to the administration and
10 operation of the school or school district. Policies shall include but
11 not be limited to, requiring the transmission of information by
12 telephone, facsimile, or other means regarding a student's academic
13 performance, special placement, and disciplinary history within two
14 school days after receiving a request when the student transfers from
15 the school. The school shall subsequently send the records as soon as
16 any obligations between the student and the school have been met.

17 All decisions of policy, philosophy, selection of books, teaching
18 material, curriculum, except as in subsection (7) above provided,
19 school rules and administration, or other matters not specifically
20 referred to in this section, shall be the responsibility of the
21 administration and administrators of the particular private school
22 involved.

23 **Sec. 2.** RCW 28A.225.330 and 1994 c 304 s 2 are each amended to
24 read as follows:

25 (1) When enrolling a student who has attended school in another
26 school district, the school enrolling the student may request the
27 parent and the student to briefly indicate in writing whether or not
28 the student has:

- 29 (a) Any history of placement in special educational programs;
30 (b) Any past, current, or pending disciplinary action;
31 (c) Any history of violent behavior;
32 (d) Any unpaid fines or fees imposed by other schools; and
33 (e) Any health conditions affecting the student's educational
34 needs.

35 (2) The school enrolling the student shall request the school the
36 student previously attended to send the student's permanent record
37 including records of disciplinary action. If the student has not paid
38 a fine or fee under RCW 28A.635.060, the school may withhold the

1 student's official transcript, but shall transmit information about the
2 student's academic performance, special placement, and records of
3 disciplinary action. If the official transcript is not sent due to
4 unpaid fees or fines, the enrolling school shall notify both the
5 student and parent or guardian that the official transcript will not be
6 sent until the obligation is met, and failure to have an official
7 transcript may result in exclusion from extracurricular activities or
8 failure to graduate.

9 (3) If information is requested under subsection (2) of this
10 section, the information shall be transmitted within two school days
11 after receiving the request and the records shall be sent as soon as
12 possible.

13 (4) If a student transfers from a public school to a private school
14 that has been approved by the state board of education, the private
15 school enrolling the student may request the public school the student
16 previously attended to send the student's permanent record including
17 records of disciplinary action. If the student has not paid a fine or
18 fee under RCW 28A.635.060, the public school may withhold the student's
19 official transcript, but shall transmit information about the student's
20 academic performance, special placement, and disciplinary history. The
21 public school shall transmit the information by telephone, facsimile,
22 or other means within two school days after receiving the request and
23 shall send the records as soon as possible."

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27 On page 1, line 2 of the title, after "schools;" strike the
28 remainder of the title and insert "and amending RCW 28A.195.010 and
29 28A.225.330."

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