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HOUSE BILL 2275

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State of Washington

56th Legislature

1999 Regular Session

By Representatives Keiser, Conway, Cooper, Cody, Veloria, Kenney and Romero

Read first time . Referred to Committee on .

1 AN ACT Relating to restoring local control of educational  
2 employees' salaries; amending RCW 28A.400.200; and repealing RCW  
3 41.59.935.

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

5 **Sec. 1.** RCW 28A.400.200 and 1997 c 141 s 2 are each amended to  
6 read as follows:

7 (1) Every school district board of directors shall fix, alter,  
8 allow, and order paid salaries and compensation for all district  
9 employees in conformance with this section.

10 (2)(a) Salaries for certificated instructional staff shall not be  
11 less than the salary provided in the appropriations act in the state-  
12 wide salary allocation schedule for an employee with a baccalaureate  
13 degree and zero years of service; and

14 (b) Salaries for certificated instructional staff with a masters  
15 degree shall not be less than the salary provided in the appropriations  
16 act in the state-wide salary allocation schedule for an employee with  
17 a masters degree and zero years of service((~~+~~)).

18 (3)(a) If the actual average salary paid to basic education and  
19 special education certificated instructional staff ((~~shall not~~))

1 exceeds the district's average basic education and special education  
2 program certificated instructional staff salary used for the state  
3 basic education allocations for that school year as determined pursuant  
4 to RCW 28A.150.410, the state shall not incur any present or future  
5 funding obligations for that portion of salary.

6 (b) Fringe benefit contributions for basic education and special  
7 education certificated instructional staff shall be included as salary  
8 under (a) of this subsection only to the extent that the district's  
9 actual average benefit contribution exceeds the amount of the insurance  
10 benefits allocation provided per certificated instructional staff unit  
11 in the state operating appropriations act in effect at the time the  
12 compensation is payable. For purposes of this section, fringe benefits  
13 shall not include payment for unused leave for illness or injury under  
14 RCW 28A.400.210; employer contributions for old age survivors  
15 insurance, workers' compensation, unemployment compensation, and  
16 retirement benefits under the Washington state retirement system; or  
17 employer contributions for health benefits in excess of the insurance  
18 benefits allocation provided per certificated instructional staff unit  
19 in the state operating appropriations act in effect at the time the  
20 compensation is payable. A school district may not use state funds to  
21 provide employer contributions for such excess health benefits.

22 (c) Salary and benefits for certificated instructional staff in  
23 programs other than basic education and special education shall be  
24 consistent with the salary and benefits paid to certificated  
25 instructional staff in the basic education and special education  
26 programs.

27 ~~(4) ((Salaries and benefits for certificated instructional staff~~  
28 ~~may exceed the limitations in subsection (3) of this section only by~~  
29 ~~separate contract for additional time, additional responsibilities, or~~  
30 ~~incentives. Supplemental contracts shall not cause the state to incur~~  
31 ~~any present or future funding obligation. Supplemental contracts shall~~  
32 ~~be subject to the collective bargaining provisions of chapter 41.59 RCW~~  
33 ~~and the provisions of RCW 28A.405.240, shall not exceed one year, and~~  
34 ~~if not renewed shall not constitute adverse change in accordance with~~  
35 ~~RCW 28A.405.300 through 28A.405.380. No district may enter into a~~  
36 ~~supplemental contract under this subsection for the provision of~~  
37 ~~services which are a part of the basic education program required by~~  
38 ~~Article IX, section 3 of the state Constitution.~~

1       (5)) Employee benefit plans offered by any district shall comply  
2 with RCW 28A.400.350 and 28A.400.275 and 28A.400.280.

3       NEW SECTION.   **Sec. 2.**   RCW 41.59.935 (Construction of chapter--  
4 Certain agreements subject to RCW 28A.150.410 and 28A.400.200) and 1997  
5 c 431 s 22, 1990 c 33 s 571, 1987 1st ex.s. c 2 s 206, & 1981 c 16 s 3  
6 are each repealed.

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