

ESHB 1989 - H AMD 735

By Representative McDermott

ADOPTED 01/21/2004

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** PURPOSE. The learning assistance program
4 requirements in this chapter are designed to: (1) Promote the use of
5 assessment data when developing programs to assist underachieving
6 students; and (2) guide school districts in providing the most
7 effective and efficient practices when implementing programs to assist
8 underachieving students. Further, this chapter provides the means by
9 which a school district becomes eligible for learning assistance
10 program funds and the distribution of those funds.

11 NEW SECTION. **Sec. 2.** DEFINITIONS. Unless the context clearly
12 indicates otherwise the definitions in this section apply throughout
13 this chapter.

14 (1) "Approved program" means a program submitted to and approved by
15 the office of the superintendent of public instruction and conducted
16 pursuant to the plan that addresses the required elements as provided
17 for in this chapter.

18 (2) "Basic skills areas" means reading, writing, and mathematics as
19 well as readiness associated with these skills.

20 (3) "Participating student" means a student in kindergarten through
21 grade eleven who scores below standard for his or her grade level on
22 the statewide assessments and who is identified in the approved plan to
23 receive services. Beginning with the 2007-2008 school year,
24 "participating student" means a student in kindergarten through grade
25 twelve who scores below standard for his or her grade level on the
26 statewide assessments and who is identified in the approved plan to
27 receive services.

28 (4) "Statewide assessments" means one or more of the several basic

1 skills assessments administered as part of the state's student
2 assessment system, and assessments in the basic skills areas
3 administered by local school districts.

4 (5) "Underachieving students" means students with the greatest
5 academic deficits in basic skills as identified by the statewide
6 assessments.

7 NEW SECTION. **Sec. 3.** PROGRAM PLAN. By July 1st of each year, a
8 participating school district shall submit the district's plan for
9 using learning assistance funds to the office of the superintendent of
10 public instruction for approval. For the 2004-05 school year, school
11 districts must identify the program activities to be implemented from
12 section 4 of this act and are encouraged to implement the elements in
13 subsections (1) through (8) of this section. Beginning in the 2005-06
14 school year, the program plan must identify the program activities to
15 be implemented from section 4 of this act and implement all of the
16 elements in subsections (1) through (8) of this section. The school
17 district plan shall include the following:

18 (1) District and school-level data on reading, writing, and
19 mathematics achievement as reported pursuant to chapter 28A.655 RCW and
20 relevant federal law;

21 (2) Processes used for identifying the underachieving students to
22 be served by the program, including the identification of school or
23 program sites providing program activities;

24 (3) How accelerated learning plans are developed and implemented
25 for participating students. Accelerated learning plans may be
26 developed as part of existing student achievement plan process such as
27 student plans for achieving state high school graduation standards,
28 individual student academic plans, or the achievement plans for groups
29 of students. Accelerated learning plans shall include:

30 (a) Achievement goals for the students;

31 (b) Roles of the student, parents, or guardians and teachers in the
32 plan;

33 (c) Communication procedures regarding student accomplishment; and

34 (d) Plan reviews and adjustments processes;

35 (4) How state level and classroom assessments are used to inform
36 instruction;

1 (5) How focused and intentional instructional strategies have been
2 identified and implemented;

3 (6) How highly qualified instructional staff are developed and
4 supported in the program and in participating schools;

5 (7) How other federal, state, district, and school resources are
6 coordinated with school improvement plans and the district's strategic
7 plan to support underachieving students; and

8 (8) How a program evaluation will be conducted to determine
9 direction for the following school year.

10 NEW SECTION. **Sec. 4.** PROGRAM ACTIVITIES. Use of best practices
11 magnifies the opportunities for student success. The following are
12 services and activities that may be supported by the learning
13 assistance program:

- 14 (1) Extended learning time opportunities occurring:
15 (a) Before or after the regular school day;
16 (b) On Saturday; and
17 (c) Beyond the regular school year;

18 (2) Professional development for certificated and classified staff
19 that focuses on:

- 20 (a) The needs of a diverse student population;
21 (b) Specific literacy and mathematics content and instructional
22 strategies; and
23 (c) The use of student work to guide effective instruction;
24 (3) Consultant teachers to assist in implementing effective
25 instructional practices by teachers serving participating students;
26 (4) Tutoring support for participating students; and
27 (5) Outreach activities and support for parents of participating
28 students.

29 NEW SECTION. **Sec. 5.** PLAN APPROVAL PROCESS. A participating
30 school district shall annually submit a program plan to the office of
31 the superintendent of public instruction for approval. The program
32 plan must address all of the elements in section 3 of this act and
33 identify the program activities to be implemented from section 4 of
34 this act.

1 School districts achieving state reading and mathematics goals as
2 prescribed in chapter 28A.655 RCW shall have their program approved
3 once the program plan and activities submittal is completed.

4 School districts not achieving state reading and mathematics goals
5 as prescribed in chapter 28A.655 RCW and that are not in a state or
6 federal program of school improvement shall be subject to program
7 approval once the plan components are reviewed by the office of the
8 superintendent of public instruction for the purpose of receiving
9 technical assistance in the final development of the plan.

10 School districts with one or more schools in a state or federal
11 program of school improvement shall have their plans and activities
12 reviewed and approved in conjunction with the state or federal program
13 school improvement program requirements.

14 NEW SECTION. **Sec. 6.** FUNDS--ELIGIBILITY--DISTRIBUTION. Each
15 school district with an approved program is eligible for state funds
16 provided for the learning assistance program. The funds shall be
17 appropriated for the learning assistance program in accordance with the
18 biennial appropriations act. The distribution formula is for school
19 district allocation purposes only. Beginning with the 2005-06 school
20 year, the distribution formula shall be based on one or more family
21 income factors measuring economic need.

22 NEW SECTION. **Sec. 7.** MONITORING. To ensure that school districts
23 are meeting the requirements of an approved program, the superintendent
24 of public instruction shall monitor such programs no less than once
25 every four years. Individual student records shall be maintained at
26 the school district.

27 NEW SECTION. **Sec. 8.** RULES. The superintendent of public
28 instruction shall adopt rules in accordance with chapter 34.05 RCW that
29 are necessary to implement this chapter.

30 NEW SECTION. **Sec. 9.** CAPTIONS NOT LAW. Captions used in this act
31 are not any part of the law.

1 NEW SECTION. **Sec. 10.** The following acts or parts of acts are
2 each repealed:

3 (1) RCW 28A.165.010 (Intent) and 1989 c 233 s 1 & 1987 c 478 s 1;

4 (2) RCW 28A.165.012 (Program created) and 1987 c 478 s 2;

5 (3) RCW 28A.165.030 (Definitions) and 1999 c 78 s 1, 1990 c 33 s
6 148, & 1987 c 478 s 3;

7 (4) RCW 28A.165.040 (Application for state funds--Needs
8 assessment--Plan) and 1990 c 33 s 149, 1989 c 233 s 2, & 1987 c 478 s
9 4;

10 (5) RCW 28A.165.050 (Identification of students--Coordination of
11 use of funds) and 1987 c 478 s 5;

12 (6) RCW 28A.165.060 (Services or activities under program) and 1989
13 c 233 s 3 & 1987 c 478 s 6;

14 (7) RCW 28A.165.070 (Eligibility for funds--Distribution of funds--
15 Development of allocation formula) and 1995 1st sp.s. c 13 s 1, 1993
16 sp.s. c 24 s 520, 1990 c 33 s 150, & 1987 c 478 s 7;

17 (8) RCW 28A.165.080 (Monitoring) and 1990 c 33 s 151 & 1987 c 478
18 s 8; and

19 (9) RCW 28A.165.090 (Rules) and 1990 c 33 s 152 & 1987 c 478 s 9.

20 NEW SECTION. **Sec. 11.** Sections 1 through 9 of this act are each
21 added to chapter 28A.165 RCW."

22 Correct the title.

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