
SUBSTITUTE SENATE BILL 5142

State of Washington

58th Legislature

2003 Regular Session

By Senate Committee on Education (originally sponsored by Senators Carlson, Eide, Schmidt, Johnson, B. Sheldon, Shin, Kohl-Welles, Rasmussen and Esser)

READ FIRST TIME 02/20/03.

1 AN ACT Relating to permitting children of certificated and
2 classified school employees to enroll at the school where the employee
3 is assigned; amending RCW 28A.225.225 and 28A.225.270; and adding a new
4 section to chapter 28A.320 RCW.

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

6 **Sec. 1.** RCW 28A.225.225 and 1999 c 198 s 2 are each amended to
7 read as follows:

8 (1) A district shall accept applications from nonresident students
9 who are the children of full-time certificated and classified school
10 employees, and those children shall be permitted to enroll:

11 (a) At the school to which the employee is assigned; or

12 (b) At a school forming the district's K through 12 continuum which
13 includes the school to which the employee is assigned.

14 (2) A district may reject applications under this section if:

15 (a) The student's disciplinary records indicate a history of
16 convictions for offenses or crimes, violent or disruptive behavior, or
17 gang membership; or

18 (b) The student has been expelled or suspended from a public school
19 for more than ten consecutive days. Any policy allowing for

1 readmission of expelled or suspended students under this subsection
2 (2)(b) must apply uniformly to both resident and nonresident
3 applicants.

4 (3) Except as provided in subsection (1) of this section, all
5 districts accepting applications from nonresident students or from
6 students receiving home-based instruction for admission to the
7 district's schools shall consider equally all applications received.
8 Each school district shall adopt a policy establishing rational, fair,
9 and equitable standards for acceptance and rejection of applications by
10 June 30, 1990. The policy may include rejection of a nonresident
11 student if:

12 (a) Acceptance of a nonresident student would result in the
13 district experiencing a financial hardship;

14 (b) The student's disciplinary records indicate a history of
15 convictions for offenses or crimes, violent or disruptive behavior, or
16 gang membership; or

17 (c) The student has been expelled or suspended from a public school
18 for more than ten consecutive days. Any policy allowing for
19 readmission of expelled or suspended students under this subsection
20 ~~((1))~~ (3)(c) must apply uniformly to both resident and nonresident
21 applicants.

22 For purposes of subsections ~~((1))~~ (2)(a) and (3)(b) of this
23 section, "gang" means a group which: (i) Consists of three or more
24 persons; (ii) has identifiable leadership; and (iii) on an ongoing
25 basis, regularly conspires and acts in concert mainly for criminal
26 purposes.

27 ~~((2))~~ (4) The district shall provide to applicants written
28 notification of the approval or denial of the application in a timely
29 manner. If the application is rejected, the notification shall include
30 the reason or reasons for denial and the right to appeal under RCW
31 28A.225.230(3).

32 **Sec. 2.** RCW 28A.225.270 and 1990 1st ex.s. c 9 s 205 are each
33 amended to read as follows:

34 (1) Each school district in the state shall adopt and implement a
35 policy allowing intradistrict enrollment options no later than June 30,
36 1990. Each district shall establish its own policy establishing

1 standards on how the intradistrict enrollment options will be
2 implemented.

3 (2) A district shall permit the children of full-time certificated
4 and classified school employees to enroll at:

5 (a) The school to which the employee is assigned; or

6 (b) A school forming the district's K through 12 continuum which
7 includes the school to which the employee is assigned.

8 (3) For the purposes of this section, "full-time employees" means
9 employees who are employed for the full number of hours and days for
10 their job description.

11 NEW SECTION. Sec. 3. A new section is added to chapter 28A.320
12 RCW to read as follows:

13 Each school district shall report to the superintendent of public
14 instruction the number of students that apply for enrollment under RCW
15 28A.225.225(1) or 28A.225.270(2) and the number of those students that
16 were denied enrollment. The superintendent of public instruction shall
17 compile the data and report it to the legislature by December 1, 2004.

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