

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2137

Chapter 192, Laws of 2008

60th Legislature
2008 Regular Session

CLASSIFIED SCHOOL EMPLOYEES--CHILDREN WITH DISABILITIES

EFFECTIVE DATE: 06/12/08

Passed by the House January 23, 2008
Yeas 97 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 6, 2008
Yeas 48 Nays 0

BRAD OWEN

President of the Senate

Approved March 27, 2008, 3:55 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2137** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

March 28, 2008

**Secretary of State
State of Washington**

HOUSE BILL 2137

Passed Legislature - 2008 Regular Session

State of Washington 60th Legislature 2008 Regular Session

By Representatives Wallace, Skinner, Kagi, Hankins, Roberts, Chase, Kenney, Moeller, Simpson and Santos

Read first time 02/09/2007. Referred to Committee on Education.

1 AN ACT Relating to allowing certificated and classified school
2 employees' children with disabilities to enroll in the district where
3 the employee is assigned; and amending RCW 28A.225.225 and 28A.225.270.

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

5 **Sec. 1.** RCW 28A.225.225 and 2003 c 36 s 1 are each amended to read
6 as follows:

7 (1) Except for students who reside out-of-state, a district shall
8 accept applications from nonresident students who are the children of
9 full-time certificated and classified school employees, and those
10 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; or

14 (c) At a school in the district that provides early intervention
15 services pursuant to RCW 28A.155.065 or preschool services pursuant to
16 RCW 28A.155.070, if the student is eligible for such services.

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

18 (a) The student's disciplinary records indicate a history of

1 convictions for offenses or crimes, violent or disruptive behavior, or
2 gang membership;

3 (b) The student has been expelled or suspended from a public school
4 for more than ten consecutive days. Any policy allowing for
5 readmission of expelled or suspended students under this subsection
6 (2)(b) must apply uniformly to both resident and nonresident
7 applicants; or

8 (c) Enrollment of a child under this section would displace a child
9 who is a resident of the district, except that if a child is admitted
10 under subsection (1) of this section, that child shall be permitted to
11 remain enrolled at that school, or in that district's kindergarten
12 through twelfth grade continuum, until he or she has completed his or
13 her schooling.

14 (3) Except as provided in subsection (1) of this section, all
15 districts accepting applications from nonresident students or from
16 students receiving home-based instruction for admission to the
17 district's schools shall consider equally all applications received.
18 Each school district shall adopt a policy establishing rational, fair,
19 and equitable standards for acceptance and rejection of applications by
20 June 30, 1990. The policy may include rejection of a nonresident
21 student if:

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

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

27 (c) The student has been expelled or suspended from a public school
28 for more than ten consecutive days. Any policy allowing for
29 readmission of expelled or suspended students under this subsection
30 (3)(c) must apply uniformly to both resident and nonresident
31 applicants.

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

36 (4) The district shall provide to applicants written notification
37 of the approval or denial of the application in a timely manner. If

1 the application is rejected, the notification shall include the reason
2 or reasons for denial and the right to appeal under RCW 28A.225.230(3).

3 **Sec. 2.** RCW 28A.225.270 and 2003 c 36 s 2 are each amended to read
4 as follows:

5 (1) Each school district in the state shall adopt and implement a
6 policy allowing intradistrict enrollment options no later than June 30,
7 1990. Each district shall establish its own policy establishing
8 standards on how the intradistrict enrollment options will be
9 implemented.

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

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

13 (b) A school forming the district's K through 12 continuum which
14 includes the school to which the employee is assigned; or

15 (c) A school in the district that provides early intervention
16 services pursuant to RCW 28A.155.065 or preschool services pursuant to
17 RCW 28A.155.070, if the student is eligible for such services.

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

Passed by the House January 23, 2008.

Passed by the Senate March 6, 2008.

Approved by the Governor March 27, 2008.

Filed in Office of Secretary of State March 28, 2008.