

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2343**

Chapter 539, Laws of 2009

61st Legislature  
2009 Regular Session

EDUCATION PROGRAMS--FUNDING--SAVINGS

EFFECTIVE DATE: 07/01/09

Passed by the House April 20, 2009  
Yeas 77 Nays 21

FRANK CHOPP

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**Speaker of the House of Representatives**

Passed by the Senate April 23, 2009  
Yeas 28 Nays 20

BRAD OWEN

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**President of the Senate**

Approved May 18, 2009, 3:48 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 **SUBSTITUTE HOUSE BILL 2343** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

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**Chief Clerk**

FILED

May 20, 2009

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2343**

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Passed Legislature - 2009 Regular Session

**State of Washington                      61st Legislature                      2009 Regular Session**

**By House Ways & Means (originally sponsored by Representative Haigh)**

READ FIRST TIME 04/20/09.

1            AN ACT Relating to achieving savings in education programs by  
2 revising provisions relating to diagnostic assessments, classified  
3 staff training, conditional scholarships, certain professional  
4 development programs, coordination for career and technical student  
5 organizations, and national board certification bonuses; amending RCW  
6 28A.655.200, 28A.415.315, 28A.660.050, 28A.415.350, 28A.415.250, and  
7 28A.405.415; providing an effective date; and declaring an emergency.

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

9            **Sec. 1.** RCW 28A.655.200 and 2007 c 354 s 8 are each amended to  
10 read as follows:

11            (1) The legislature intends to permit school districts to offer  
12 norm-referenced assessments, make diagnostic tools available to school  
13 districts, and provide funding for diagnostic assessments to enhance  
14 student learning at all grade levels and provide early intervention  
15 before the high school Washington assessment of student learning.

16            (2) In addition to the diagnostic assessments provided under this  
17 section, school districts may, at their own expense, administer norm-  
18 referenced assessments to students.

1       (3) Subject to the availability of amounts appropriated for this  
2 purpose, the office of the superintendent of public instruction shall  
3 post on its web site for voluntary use by school districts, a guide of  
4 diagnostic assessments. The assessments in the guide, to the extent  
5 possible, shall include the characteristics listed in subsection (4) of  
6 this section.

7       (4) Subject to the availability of amounts appropriated for this  
8 purpose, beginning September 1, 2007, the office of the superintendent  
9 of public instruction shall make diagnostic assessments in reading,  
10 writing, mathematics, and science in elementary, middle, and high  
11 school grades available to school districts. Subject to funds  
12 appropriated for this purpose, the office of the superintendent of  
13 public instruction shall also provide funding to school districts for  
14 administration of diagnostic assessments to help improve student  
15 learning, identify academic weaknesses, enhance student planning and  
16 guidance, and develop targeted instructional strategies to assist  
17 students before the high school Washington assessment of student  
18 learning. To the greatest extent possible, the assessments shall be:

- 19       (a) Aligned to the state's grade level expectations;
- 20       (b) Individualized to each student's performance level;
- 21       (c) Administered efficiently to provide results either immediately  
22 or within two weeks;
- 23       (d) Capable of measuring individual student growth over time and  
24 allowing student progress to be compared to other students across the  
25 country;
- 26       (e) Readily available to parents; and
- 27       (f) Cost-effective.

28       (5) The office of the superintendent of public instruction shall  
29 offer training at statewide and regional staff development activities  
30 in:

- 31       (a) The interpretation of diagnostic assessments; and
- 32       (b) Application of instructional strategies that will increase  
33 student learning based on diagnostic assessment data.

34       **Sec. 2.** RCW 28A.415.315 and 2008 c 65 s 2 are each amended to read  
35 as follows:

36       Subject to the availability of amounts appropriated for this  
37 purpose, the office of the superintendent of public instruction, in

1 consultation with various groups representing school district  
2 classified employees, shall develop and offer a training strand through  
3 the summer institutes and the winter conference targeted to classified  
4 instructional assistants and designed to help them maximize their  
5 effectiveness in improving student achievement.

6 **Sec. 3.** RCW 28A.660.050 and 2007 c 396 s 8 are each amended to  
7 read as follows:

8 Subject to the availability of amounts appropriated for these  
9 purposes, the conditional scholarship programs in this chapter are  
10 created under the following guidelines:

11 (1) The programs shall be administered by the higher education  
12 coordinating board. In administering the programs, the higher  
13 education coordinating board has the following powers and duties:

14 (a) To adopt necessary rules and develop guidelines to administer  
15 the programs;

16 (b) To collect and manage repayments from participants who do not  
17 meet their service obligations; and

18 (c) To accept grants and donations from public and private sources  
19 for the programs.

20 (2) Requirements for participation in the conditional scholarship  
21 programs are as provided in this subsection (2).

22 (a) The alternative route conditional scholarship program is  
23 limited to interns of the partnership grant programs under RCW  
24 28A.660.040. In order to receive conditional scholarship awards,  
25 recipients shall:

26 (i) Be accepted and maintain enrollment in alternative  
27 certification routes through the partnership grant program;

28 (ii) Continue to make satisfactory progress toward completion of  
29 the alternative route certification program and receipt of a residency  
30 teaching certificate; and

31 (iii) Receive no more than the annual amount of the scholarship,  
32 not to exceed eight thousand dollars, for the cost of tuition, fees,  
33 and educational expenses, including books, supplies, and transportation  
34 for the alternative route certification program in which the recipient  
35 is enrolled. The board may adjust the annual award by the average rate  
36 of resident undergraduate tuition and fee increases at the state  
37 universities as defined in RCW 28B.10.016.

1 (b) The pipeline for paraeducators conditional scholarship program  
2 is limited to qualified paraeducators as provided by RCW 28A.660.042.  
3 In order to receive conditional scholarship awards, recipients shall:

4 (i) Be accepted and maintain enrollment at a community and  
5 technical college for no more than two years and attain an associate of  
6 arts degree;

7 (ii) Continue to make satisfactory progress toward completion of an  
8 associate of arts degree. This progress requirement is a condition for  
9 eligibility into a route one program of the alternative routes to  
10 teacher certification program for a mathematics, special education, or  
11 English as a second language endorsement; and

12 (iii) Receive no more than the annual amount of the scholarship,  
13 not to exceed four thousand dollars, for the cost of tuition, fees, and  
14 educational expenses, including books, supplies, and transportation for  
15 the alternative route certification program in which the recipient is  
16 enrolled. The board may adjust the annual award by the average rate of  
17 tuition and fee increases at the state community and technical  
18 colleges.

19 (c) The retooling to teach mathematics and science conditional  
20 scholarship program is limited to current K-12 teachers and individuals  
21 having an elementary education certificate but who are not employed in  
22 positions requiring an elementary education certificate as provided by  
23 RCW 28A.660.045. In order to receive conditional scholarship awards:

24 (i) Individuals currently employed as teachers shall pursue a  
25 middle level mathematics or science, or secondary mathematics or  
26 science endorsement; or

27 (ii) Individuals who are certificated with an elementary education  
28 endorsement, but not employed in positions requiring an elementary  
29 education certificate, shall pursue an endorsement in middle level  
30 mathematics or science, or both; and

31 (iii) Individuals shall use one of the pathways to endorsement  
32 processes to receive a mathematics or science endorsement, or both,  
33 which shall include passing a mathematics or science endorsement test,  
34 or both tests, plus observation and completing applicable coursework to  
35 attain the proper endorsement; and

36 (iv) Individuals shall receive no more than the annual amount of  
37 the scholarship, not to exceed three thousand dollars, for the cost of

1 tuition, test fees, and educational expenses, including books,  
2 supplies, and transportation for the endorsement pathway being pursued.

3 (3) The Washington professional educator standards board shall  
4 select individuals to receive conditional scholarships.

5 (4) For the purpose of this chapter, a conditional scholarship is  
6 a loan that is forgiven in whole or in part in exchange for service as  
7 a certificated teacher employed in a Washington state K-12 public  
8 school. The state shall forgive one year of loan obligation for every  
9 two years a recipient teaches in a public school. Recipients who fail  
10 to continue a course of study leading to residency teacher  
11 certification or cease to teach in a public school in the state of  
12 Washington in their endorsement area are required to repay the  
13 remaining loan principal with interest.

14 (5) Recipients who fail to fulfill the required teaching obligation  
15 are required to repay the remaining loan principal with interest and  
16 any other applicable fees. The higher education coordinating board  
17 shall adopt rules to define the terms for repayment, including  
18 applicable interest rates, fees, and deferments.

19 (6) The higher education coordinating board may deposit all  
20 appropriations, collections, and any other funds received for the  
21 program in this chapter in the future teachers conditional scholarship  
22 account authorized in RCW 28B.102.080.

23 **Sec. 4.** RCW 28A.415.350 and 2007 c 402 s 7 are each amended to  
24 read as follows:

25 Subject to the availability of amounts appropriated for this  
26 purpose, the office of the superintendent of public instruction shall:

27 (1) Create partnerships with the educational service districts or  
28 public or private institutions of higher education with approved  
29 educator preparation programs to develop and deliver professional  
30 development learning opportunities for educators that fulfill the goals  
31 and address the activities described in sections 3 through 6 of this  
32 act and RCW 28A.415.360. The partnerships shall:

33 (a) Support school districts by providing professional development  
34 leadership, courses, and consultation services to school districts in  
35 their implementation of professional development activities, including  
36 the activities described in sections 3 through 6 of this act and RCW  
37 28A.415.360; and

1 (b) Support one another in the delivery of state-level and  
2 regional-level professional development activities such as state  
3 conferences and regional accountability institutes; and

4 (2) Enter into a performance agreement with each educational  
5 service district to clearly articulate partner responsibilities and  
6 assure fidelity for the delivery of professional development  
7 initiatives including job-embedded practices. Components of such  
8 performance agreements shall include:

9 (a) Participation in the development of various professional  
10 development workshops, programs, and activities;

11 (b) Characteristics and qualifications of professional development  
12 staff supported by the program;

13 (c) Methods to ensure consistent delivery of professional  
14 development services; and

15 (d) Reporting responsibilities related to services provided,  
16 program participation, outcomes, and recommendations for service  
17 improvement.

18 **Sec. 5.** RCW 28A.415.250 and 1993 c 336 s 401 are each amended to  
19 read as follows:

20 Subject to the availability of amounts appropriated for this  
21 purpose, the superintendent of public instruction shall adopt rules to  
22 establish and operate a teacher assistance program. For the purposes  
23 of this section, the terms "mentor teachers," "beginning teachers," and  
24 "experienced teachers" may include any person possessing any one of the  
25 various certificates issued by the superintendent of public instruction  
26 under RCW 28A.410.010. Subject to the availability of amounts  
27 appropriated for this purpose, the program shall provide for:

28 (1) Assistance by mentor teachers who will provide a source of  
29 continuing and sustained support to beginning teachers, or experienced  
30 teachers who are having difficulties, or both, both in and outside the  
31 classroom. A mentor teacher may not be involved in evaluations under  
32 RCW 28A.405.100 of a teacher who receives assistance from said mentor  
33 teacher under the teacher assistance program established under this  
34 section. The mentor teachers shall also periodically inform their  
35 principals respecting the contents of training sessions and other  
36 program activities;

1 (2) Stipends for mentor teachers and beginning and experienced  
2 teachers which shall not be deemed compensation for the purposes of  
3 salary lid compliance under RCW 28A.400.200: PROVIDED, That stipends  
4 shall not be subject to the continuing contract provisions of this  
5 title;

6 (3) Workshops for the training of mentor and beginning teachers;

7 (4) The use of substitutes to give mentor teachers, beginning  
8 teachers, and experienced teachers opportunities to jointly observe and  
9 evaluate teaching situations and to give mentor teachers opportunities  
10 to observe and assist beginning and experienced teachers in the  
11 classroom;

12 (5) Mentor teachers who are superior teachers based on their  
13 evaluations, pursuant to RCW ((~~28A.405.010~~) 28A.410.025 and  
14 28A.405.030 through 28A.405.240, and who hold valid continuing  
15 certificates;

16 (6) Mentor teachers shall be selected by the district and may serve  
17 as mentors up to and including full time. If a bargaining unit,  
18 certified pursuant to RCW 41.59.090 exists within the district,  
19 classroom teachers representing the bargaining unit shall participate  
20 in the mentor teacher selection process; and

21 (7) Periodic consultation by the superintendent of public  
22 instruction or the superintendent's designee with representatives of  
23 educational organizations and associations, including educational  
24 service districts and public and private institutions of higher  
25 education, for the purposes of improving communication and cooperation  
26 and program review.

27 **Sec. 6.** RCW 28A.405.415 and 2008 c 175 s 2 are each amended to  
28 read as follows:

29 (1) Certificated instructional staff who have attained  
30 certification from the national board for professional teaching  
31 standards shall receive a bonus each year in which they maintain the  
32 certification. The bonus shall be calculated as follows: The annual  
33 bonus shall be five thousand dollars in the 2007-08 school year.  
34 Thereafter, the annual bonus shall increase by inflation. For the  
35 2009-10 and 2010-11 school years the annual bonus shall be subject to  
36 the availability of amounts appropriated for this purpose. During the  
37 2011-2013 and 2013-2015 fiscal biennia, in addition to annual

1 adjustments for inflation, the bonus amount shall be additionally  
2 increased such that, by the end of the 2014-15 school year, national  
3 board bonus amounts are, at a minimum, equal to what they would have  
4 been if annual adjustments for inflation had not been suspended during  
5 the 2009-10 or 2010-11 school year.

6 (2) Certificated instructional staff who have attained  
7 certification from the national board for professional teaching  
8 standards shall be eligible for bonuses in addition to that provided by  
9 subsection (1) of this section if the individual is in an instructional  
10 assignment in a school in which at least seventy percent of the  
11 students qualify for the free and reduced-price lunch program.

12 (3) The amount of the additional bonus under subsection (2) of this  
13 section for those meeting the qualifications of subsection (2) of this  
14 section is five thousand dollars.

15 (4) The bonuses provided under this section are in addition to  
16 compensation received under a district's salary schedule adopted in  
17 accordance with RCW 28A.405.200 and shall not be included in  
18 calculations of a district's average salary and associated salary  
19 limitations under RCW 28A.400.200.

20 (5) The bonuses provided under this section shall be paid in a lump  
21 sum amount.

22 NEW SECTION. Sec. 7. This act is necessary for the immediate  
23 preservation of the public peace, health, or safety, or support of the  
24 state government and its existing public institutions, and takes effect  
25 July 1, 2009.

Passed by the House April 20, 2009.

Passed by the Senate April 23, 2009.

Approved by the Governor May 18, 2009.

Filed in Office of Secretary of State May 20, 2009.