

SSB 5191 - S AMD 164
By Senator Tom

NOT CONSIDERED 05/25/2011

1 On page 21, after line 16, insert the following:

2 "NEW SECTION. **Sec. 18.** A new section is added to chapter 28A.405
3 RCW to read as follows:

4 (1) When reductions in the workforce occur due to enrollment
5 decline or revenue loss, the employment contracts of any certificated
6 classroom teacher must be nonrenewed in the following manner within
7 each particular certification or endorsement area. Certificated
8 classroom teachers who received the lowest evaluation rating, as
9 described in RCW 28A.405.100 must have their contracts nonrenewed
10 first.

11 (2) The board of directors of each school district shall adopt a
12 written policy governing procedures for the nonrenewal of employment
13 contracts for certificated classroom teachers as provided for in
14 subsection (1) of this section.

15 (3) Any school district whose board policies or locally bargained
16 agreement outlines recall rights for certificated classroom teachers
17 must recall staff in the reverse order contracts were nonrenewed as
18 provided for in subsection (1) of this section.

19 (4) All collective bargaining agreements and other contracts
20 entered into between a school district and an employee bargaining unit
21 or an employee after the effective date of this section, as well as
22 bargaining agreements existing on the effective date of this section,
23 but renewed or extended after the effective date of this section, must
24 be consistent with this section."

25 Renumber the remaining sections consecutively and correct any
26 internal references accordingly.

NOT CONSIDERED 05/25/2011

1 On page 1, line 5 of the title, after "39.35D.040;" insert "adding
2 a new section to chapter 28A.405 RCW;"

EFFECT: Adds a new section to the bill that sets forth a performance-based framework governing reductions in force (RIF) due to declines in enrollment or revenue losses. Certificated classroom teachers who received the lowest evaluation rating, specified under current law, must have their contracts nonrenewed first. Each school district must adopt a written policy governing nonrenewal of certificated employees as specified in this section. School districts with recall board policies or locally bargained agreements must recall staff in the reverse order that contracts were nonrenewed. Any collective bargaining agreements and other contracts entered into after the effective date of this section or agreements existing on the effective date but subsequently renewed or extended must be consistent with this section.

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