

**HB 2266** - H AMD 555

By Representative Sullivan

1 On page 1, after line 5, insert the following:

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3 "NEW SECTION. **Sec. 1.** At the 2014 general election, the voters  
4 approved Initiative 1351, which proposed to amend the formulas by  
5 which the state allocates funding for state-funded school district  
6 employees. Initiative 1351 increased the state's obligation to fund  
7 teachers for class size reduction in excess of the class size  
8 reduction in grades K-3 already enacted by the legislature in chapter  
9 548, Laws of 2009 (ESHB 2261) and chapter 236, Laws of 2010 (SHB  
10 2776). Initiative 1351 also increased the state's obligation to  
11 provide funding for other types of school district employees beyond  
12 teachers.

13 In 2012, the state supreme court ruled in *McCleary v. State* that  
14 the state has failed to comply with its Article IX duty to make ample  
15 provision for the state's program of basic education. In its ruling,  
16 the court declared that ESHB 2261 constituted a "promising reform"  
17 that would bring the state into compliance with Article IX "if fully  
18 funded[.]" In the time since the original *McCleary* ruling, the state  
19 has continued to implement ESHB 2261 and SHB 2776, with full  
20 implementation scheduled for the statutory deadline of 2018.

21 For two sets of educational reasons, the legislature finds that it  
22 is appropriate to delay implementation of Initiative 1351 for four  
23 years.

24 First, the legislature finds, based on research reviewed by the  
25 Basic Education Funding Task Force and the Quality Education Council,  
26 that the greatest improvements in student outcomes in the common  
27 schools can be achieved in the near term by focusing the investment of

1 state fiscal resources in the areas identified in ESHB 2261 and SHB  
2 2776, which emphasize fund class size reduction in early grades. The  
3 legislature further finds that the court in its *McCleary* ruling and  
4 orders has identified investments in these areas as the funding  
5 reforms that are needed to bring the state into compliance with its  
6 Article IX obligations, which provides an educational reason for  
7 focusing on funding the reforms of ESHB 2261 and SHB 2776 in the 2015-  
8 17 and 2017-19 fiscal biennia.

9       Second, the legislature finds that there are practical educational  
10 reasons to temporarily defer implementation of increased staffing  
11 ratios and the portion of class size reduction that is beyond the  
12 reductions called for in SHB 2776. Data from the Superintendent of  
13 Public Instruction and the Professional Educator Standards Board  
14 indicate that Washington's teacher education programs are not  
15 estimated to produce sufficient teachers to achieve the class size  
16 reductions on the schedule established by Initiative 1351. Further,  
17 the experience of other states indicates that the need to hire  
18 teachers quickly for rapid implementation of class size reductions may  
19 exacerbate recruiting difficulties for schools or districts that are  
20 at a relative disadvantage in attracting staff. Finally, implementing  
21 class size reduction requires time to plan and build new classrooms.

22       For these reasons, the legislature intends to temporarily defer  
23 implementation of Initiative 1351."

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

27       Correct the title.

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EFFECT: Declares legislative findings and intent about  
educational reasons for temporary deferral of Initiative 1351:  
1) Focus on implementation of ESHB 2261 and SHB 2776 as directed by  
the court, which includes class size reduction in early grades as  
recommended by the research reviewed by the Basic Education Funding  
Task Force and the Quality Education Council; and

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2) Practical issues of implementation, including production of new teachers, the need to avoid exacerbating teacher recruitment challenges, and time to plan and construct new classrooms.

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