

ESHB 2816 - S AMD 1245

By Senator Hunt

PULLED 03/06/2020

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that each school
4 community member should be treated with dignity, should have the
5 opportunity to learn, work, interact, and socialize in physically,
6 emotionally, and intellectually safe, respectful, and positive school
7 environments, and should have the opportunity to experience high
8 quality relationships. The legislature recognizes that schools have
9 the responsibility to promote conditions designed to create,
10 maintain, and nurture a positive social and emotional school and
11 classroom climate. Therefore, the legislature intends to require the
12 Washington state school directors' association to develop a model
13 policy and procedure for nurturing a positive social and emotional
14 school and classroom climate for all students. The legislature
15 intends to require school districts to adopt elements of the model
16 policy and procedure that protect the integrity of learning
17 environments and allow school districts to adopt other elements of
18 the model.

19 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.345
20 RCW to read as follows:

21 (1) The Washington state school directors' association shall
22 develop a model policy and procedure for nurturing a positive social
23 and emotional school and classroom climate. The goal of the policy
24 and procedure is to support and promote school and school district
25 action plans that create, maintain, and nurture physically,
26 emotionally, and intellectually safe, respectful, and positive school
27 and classroom environments that foster equitable, ethical, social,
28 emotional, and academic education for all students. The association
29 shall update the model policy and procedure periodically to align
30 with the work of the social-emotional learning committee created
31 under RCW 28A.300.477.

1 (2) The model policy and procedure must include the following
2 elements:

3 (a) Recognize that there is not one best way to create, maintain,
4 and nurture a positive social and emotional school and classroom
5 climate and consider each school's history, strengths, needs, and
6 goals;

7 (b) Define and describe the essential elements of a positive
8 social and emotional school and classroom climate, which must align
9 with the social-emotional learning standards and benchmarks adopted
10 by the office of the superintendent of public instruction under RCW
11 28A.300.478;

12 (c) Recognize the important role that students' families play in
13 collaborating with the school and school district in creating,
14 maintaining, and nurturing a positive social and emotional school and
15 classroom climate;

16 (d) Recognize that a positive school and classroom climate is one
17 in which students, educators, and staff feel safe, welcome,
18 supported, and connected through the protection of the integrity of
19 learning environments; and

20 (e) Describe a framework for an effective and informed positive
21 social and emotional school and classroom climate improvement process
22 that includes a continuous cycle of planning and preparation,
23 evaluation, action planning, and implementation.

24 (3)(a) The model policy and procedure must also protect the
25 integrity of learning environments with the following elements:

26 (i) School districts must provide information to the parents and
27 guardians of enrolled students regarding students' rights to a free
28 public education, regardless of immigration status or religious
29 beliefs. School districts must provide meaningful access to this
30 information for families with limited English proficiency.

31 (ii) Except as required by state or federal law or as required to
32 administer a state or federally supported educational program, school
33 district officials and employees may not collect information or
34 documents regarding the citizenship or immigration status of students
35 or their family members.

36 (iii) When a federal immigration officer or law enforcement
37 officer working on behalf of a federal immigration agency requests
38 information or access to school grounds, principals and other school
39 administrators must direct the officer to the school district
40 superintendent or the superintendent's designee. The superintendent,

1 or the superintendent's designee, may only provide information or
2 access to the officer after the officer presents a dated, signed
3 judicial warrant. Following the officer's request for information or
4 access, the superintendent, or the superintendent's designee, must
5 report the request for information or access to the school board of
6 directors in a timely manner and in a manner that ensures the
7 confidentiality and privacy of any potentially identifying
8 information.

9 (iv) A school district may include information from a student's
10 education record in the student information directory only after the
11 parent or guardian of the enrolled student has provided prior written
12 consent to include the information.

13 (b) The elements described in this subsection (3) may be included
14 in a separate model policy and procedure.

15 (4) In developing the model policy and procedure described in
16 subsection (1) of this section, the Washington state school
17 directors' association must:

18 (a) Consult with staff at the office of the superintendent of
19 public instruction and organizations with expertise in social and
20 emotional health and in equity, race, and inclusive learning
21 environments;

22 (b) Work with the social-emotional learning committee created
23 under RCW 28A.300.477 to align the climate improvement framework with
24 the statewide framework for social-emotional learning;

25 (c) Consider the relationship between the model policy and
26 procedure and policies related to student behaviors and student
27 discipline; and

28 (d) Review research on, and examples of effective implementation
29 of, restorative practices, collaborative and proactive practices,
30 trauma-sensitive and trauma-informed practices, classroom management,
31 and other topics related to the goal of the policy as identified in
32 subsection (1) of this section.

33 (5) The model policy and procedure developed under subsection (1)
34 of this section must be posted publicly on the Washington state
35 school directors' association's web site by March 1, 2021. Updates to
36 the model policy and procedure must be posted publicly within a
37 reasonable time of development.

38 (6) (a) By the beginning of the 2021-22 school year, each school
39 district must adopt or amend if necessary policies and procedures
40 that, at a minimum, incorporate all the elements described in

1 subsection (3) of this section. School districts must periodically
2 review their policies and procedures for consistency with updated
3 versions of the model policy.

4 (b) By the beginning of the 2021-22 school year, each school
5 district may adopt or amend if necessary policies and procedures that
6 incorporate the elements described in subsection (2) of this section.
7 School districts may periodically review their policies and
8 procedures for consistency with updated versions of the model
9 policy."

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10 On page 1, line 2 of the title, after "climates;" strike the
11 remainder of the title and insert "adding a new section to chapter
12 28A.345 RCW; and creating a new section."

EFFECT: Allows, instead of requires, school districts to adopt and periodically review a policy and procedure for promoting a positive school and classroom climate consistent with a model policy. Requires school districts to adopt policy elements relating to protecting the integrity of the learning environment, such including: (a) Requiring school employees to direct law enforcement officers to the district's superintendent if an officer requests immigration information or access to school grounds; (b) prohibiting superintendents from disclosing immigration information or providing school access except when the officer presents a dated, signed judicial warrant; and (c) prohibiting school districts from including information from a student's educational record in a student information directory without prior consent from a parent or guardian.

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