

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE HOUSE BILL 1216

Chapter 333, Laws of 2019

66th Legislature
2019 Regular Session

SCHOOL SAFETY AND STUDENT WELL-BEING

EFFECTIVE DATE: July 28, 2019

Passed by the House April 23, 2019
Yeas 81 Nays 15

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 12, 2019
Yeas 47 Nays 0

CYRUS HABIB

President of the Senate

Approved May 9, 2019 2:43 PM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1216** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

May 13, 2019

**Secretary of State
State of Washington**

SECOND SUBSTITUTE HOUSE BILL 1216

AS AMENDED BY THE SENATE

Passed Legislature - 2019 Regular Session

State of Washington 66th Legislature 2019 Regular Session

By House Appropriations (originally sponsored by Representatives Dolan, Harris, Lovick, Doglio, Stonier, Irwin, Senn, Appleton, Kirby, Vick, Bergquist, Riccelli, Fey, Orwall, Griffey, Gregerson, Peterson, Stanford, Frame, Kilduff, Ortiz-Self, Ryu, Valdez, Lekanoff, Sells, Slatter, Thai, Wylie, Callan, Jinkins, Macri, Goodman, and Santos)

READ FIRST TIME 03/01/19.

1 AN ACT Relating to nonfirearm measures to increase school safety
2 and student well-being; amending RCW 38.52.040, 28A.320.125,
3 28A.300.273, 28A.300.490, 28A.320.126, and 28A.320.1271; adding new
4 sections to chapter 28A.300 RCW; adding a new section to chapter
5 28A.310 RCW; adding new sections to chapter 28A.320 RCW; creating new
6 sections; repealing RCW 28A.310.505; and providing an expiration
7 date.

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

9 NEW SECTION. **Sec. 1.** INTENT. (1) The legislature recognizes
10 that school safety supports effective teaching and learning by
11 creating and promoting a physically, emotionally, socially,
12 behaviorally, and academically secure climate for students, staff,
13 and visitors. Keeping a school safe involves planning for the
14 prevention of, intervention in, mitigation of, protection from,
15 response to, and recovery from various natural, physical, social,
16 emotional, biological, and technological threats and trauma to an
17 individual, the school, and the community.

18 (2) The legislature has taken steps over the years to improve the
19 safety of public school students by, for example: (a) Requiring
20 schools and school districts to have school safety plans in place;
21 (b) requiring school districts to have plans for recognition, initial

1 screening, and response to emotional or behavioral distress in
2 students, including indicators of possible substance abuse, violence,
3 youth suicide, and sexual abuse; (c) requiring the use of a statewide
4 first responder building mapping information system; (d) requiring
5 school districts to adopt policies and procedures to prevent
6 harassment, intimidation, and bullying, including cyberbullying; and
7 (e) prohibiting firearms and other dangerous weapons on school
8 premises.

9 (3) The legislature finds that many school districts need
10 additional supports to keep their schools safe. The legislature
11 intends to establish a statewide network of the structural components
12 necessary to enhance student safety in schools so that students have
13 a sense of well-being and can focus on learning. This network, or
14 system, of comprehensive school safety supports is based on the work
15 of the state school safety center, which supports the regional school
16 safety centers at each educational service district. The regional
17 school safety centers, in collaboration with community school safety
18 stakeholders, support the efforts of the local school districts and
19 schools to bring best practices in school safety to every school and
20 classroom in the state. The school safety and student well-being
21 advisory committee provides ongoing advice to the state and regional
22 school safety centers, as well as public and private schools. The
23 state and regional school safety centers, together with the school
24 safety and student well-being advisory committee, bring together
25 caring adults, including those who work directly with students every
26 day, to define school safety problems at the state and local levels
27 and identify solutions to those problems, such as creating needed
28 programs and identifying necessary supports. Creating a system of
29 comprehensive school safety supports will maximize the use of state
30 and local resources so that every student can attend a school with a
31 safe, healthy, and supportive learning environment.

32 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.300
33 RCW to read as follows:

34 STATE SCHOOL SAFETY CENTER. (1) Subject to the availability of
35 amounts appropriated for this specific purpose, the superintendent of
36 public instruction shall establish a school safety center as provided
37 in this section.

1 (2) The center, working in conjunction with the regional school
2 safety centers established in section 3 of this act, forms a
3 statewide network for school safety.

4 (3) The center, in collaboration with staff in the office of the
5 superintendent of public instruction, must:

6 (a) Serve as a clearinghouse for information regarding
7 comprehensive school safety planning and practice;

8 (b) Disseminate information regarding school safety incidents in
9 Washington and across the country;

10 (c) Develop and maintain a public web site to increase the
11 availability of information, research, and other materials related to
12 school safety;

13 (d) Serve as the lead school safety center, and work in
14 conjunction with the regional school safety centers, to support
15 school districts efforts to meet state requirements regarding school
16 safety including the development and implementation of:

17 (i) Comprehensive safe school plans as required by RCW
18 28A.320.125; and

19 (ii) Plans for recognition, initial screening, and response to
20 emotional or behavioral distress in students as required by RCW
21 28A.320.127;

22 (e) Develop model school safety policies and procedures and
23 identify best practices in school safety;

24 (f) Work in conjunction with the regional school safety centers
25 to plan for the provision of school safety trainings and to provide
26 technical assistance;

27 (g) Hold an annual school safety summit as required by RCW
28 28A.300.273;

29 (h) Support the required activities of the regional school safety
30 centers, established in section 3 of this act; and

31 (i) Perform other functions consistent with the purpose of the
32 center, as described in this section.

33 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.310
34 RCW to read as follows:

35 REGIONAL SCHOOL SAFETY CENTERS. (1) Subject to the availability
36 of amounts appropriated for this specific purpose, each educational
37 service district must establish a regional school safety center as
38 provided in this section.

1 (2) The regional school safety centers working in collaboration
2 with one another and the state school safety center, established in
3 section 2 of this act, form a statewide network for school safety.
4 The purpose of this statewide network is to provide coordination of
5 school safety efforts throughout the state and to provide school
6 safety resources to the school districts in each educational service
7 district region.

8 (3) Working in collaboration with the office of the
9 superintendent of public instruction and the statewide network, each
10 regional school safety center must provide to the school districts in
11 its region:

12 (a) Behavioral health coordination that, at a minimum, includes:

13 (i) Providing support for school district development and
14 implementation of plans for recognition, initial screening, and
15 response to emotional or behavioral distress in students as required
16 by RCW 28A.320.127;

17 (ii) Suicide prevention training for school counselors, school
18 psychologists, and school social workers;

19 (iii) Facilitating partnerships and coordination between school
20 districts, public schools, and existing regional and local systems of
21 behavioral health care services and supports in order to increase
22 student and family access to the services and supports;

23 (iv) Assisting school districts and public schools in building
24 capacity to identify and support students in need of behavioral
25 health care services and to link students and families with
26 community-based behavioral health care services;

27 (v) Identifying, sharing, and integrating, to the extent
28 practicable, behavioral and physical health care service delivery
29 models;

30 (vi) Providing medicaid billing related training, technical
31 assistance, and coordination between school districts; and

32 (vii) Guidance in implementing best practices in response to, and
33 to recover from, the suicide or attempted suicide of a student;

34 (b) School-based threat assessment coordination that, at a
35 minimum, includes:

36 (i) Providing training and technical assistance regarding the use
37 of the model policy and procedure to establish a school-based threat
38 assessment program, developed under section 6 of this act;

1 (ii) Assisting with ongoing identification and implementation of
2 best practices for school-based threat assessment programs, described
3 under section 5 of this act; and

4 (iii) Building partnerships with community partners, such as
5 behavioral health providers, law enforcement agencies, emergency
6 responders, juvenile justice organizations, and child welfare
7 agencies, for the purpose of implementing school-based threat
8 assessment programs that comply with best practices;

9 (c) Assistance with coordinating other entities in the region to
10 provide support to school districts before emergencies occur;

11 (d) Plan, coordinate, and deliver the trainings required by this
12 subsection (3), and other school district staff trainings related to
13 school safety, in order to maximize quality professional learning;

14 (e) Technical assistance to school districts seeking funding for
15 first aid, health, and safety and security resources;

16 (f) Information about systems and programs that allow anonymous
17 reporting of student concerns;

18 (g) Real-time support and assistance for school districts in
19 crisis, such as offering information, technical assistance associated
20 with best practices, and staff trained in responding to school
21 emergencies;

22 (h) Develop collaborative relationships with community
23 organizations, private schools, businesses, and others interested in
24 supporting safe schools; and

25 (i) Other services consistent with state and federal school
26 safety requirements, including comprehensive safe school planning
27 under RCW 28A.320.125.

28 (4) The regional school safety centers may, based on the needs of
29 the school districts in their region, and in collaboration with
30 emergency responders, provide assistance to, and facilitate
31 communication between, emergency responders and schools or school
32 districts impacted by emergency situations.

33 NEW SECTION. **Sec. 4.** A new section is added to chapter 28A.300
34 RCW to read as follows:

35 SCHOOL SAFETY AND STUDENT WELL-BEING ADVISORY COMMITTEE. (1) The
36 school safety and student well-being advisory committee is
37 established within the office of the superintendent of public
38 instruction. The purpose of the committee is to advise the
39 superintendent, the office of the superintendent of public

1 instruction's school safety center, the regional school safety
2 centers, school districts, and public and private schools on all
3 matters related to comprehensive school safety and student well-
4 being.

5 (2) The superintendent of public instruction must appoint the
6 members of the committee. The members must represent the following
7 sectors, agencies, and organizations, at a minimum: The various state
8 education associations, including teachers associations, the
9 association of colleges for teacher education, and associations for
10 educational staff associates; the educational service districts; the
11 state ethnic commissions; the governor's office of Indian affairs;
12 parent organizations; student organizations; private schools;
13 emergency management; behavioral health; public health; law
14 enforcement; and emergency first responders.

15 (3) The committee shall:

16 (a) Make recommendations to those it advises on policies and
17 strategies to improve school safety and student well-being;

18 (b) Identify emerging issues and best practices for consideration
19 and implementation, particularly as these relate to the integration
20 of student well-being and school safety;

21 (c) Establish priorities for training, funding, statewide data
22 collection, and other forms of support for students, schools, and
23 school districts;

24 (d) Engage the public on school safety and student well-being;
25 and

26 (e) Perform other duties as required by law.

27 (4) By November 15, 2020, and by November 15th every even year
28 thereafter, and in compliance with RCW 43.01.036, the committee must
29 coordinate with the office of the superintendent of public
30 instruction's school safety center to submit a report to the
31 appropriate committees of the legislature. The report must summarize
32 the committee's activities during the past biennium, include
33 recommended state policies and strategies for improving school safety
34 and student well-being, provide an estimate of the cost to implement
35 each recommendation, and prioritize the recommendations.

36 (5) Staff support for the committee must be provided by the
37 office of the superintendent of public instruction.

38 (6) The committee must meet at least quarterly.

39 (7) Members are not entitled to be reimbursed for travel expenses
40 if they are elected officials or are participating on behalf of an

1 employer, governmental entity, or other organization. Any
2 reimbursement for other members is subject to chapter 43.03 RCW.

3 NEW SECTION. **Sec. 5.** A new section is added to chapter 28A.320
4 RCW to read as follows:

5 SCHOOL-BASED THREAT ASSESSMENT PROGRAM. (1) At a minimum, a
6 school-based threat assessment program must:

7 (a) Provide for timely and methodical school-based threat
8 assessment and management;

9 (b) Be prompted by the behavior of a student rather than some
10 combination of a student's demographic and personal characteristics;

11 (c) Convene a multidisciplinary, multiagency team, including
12 special education teachers and practicing educational staff
13 associates, to:

14 (i) Identify and assess the behavior of a student that is
15 threatening, or potentially threatening, to self, other students,
16 staff, school visitors, or school property;

17 (ii) Gather and analyze information about the student's behavior
18 to determine a level of concern for the threat that focuses on
19 situational variables, rather than the student's demographic or
20 personal characteristics;

21 (iii) Depending on the determined level of concern, develop and
22 implement intervention strategies to manage the student's behavior in
23 ways that promote a safe, supportive teaching and learning
24 environment, without excluding the student from the school; and

25 (iv) In the case of the threatening, or potentially threatening,
26 behavior of a student with disabilities, align intervention
27 strategies with the student's individualized education program or
28 plan developed under section 504 of the rehabilitation act of 1973 by
29 coordinating with the student's individualized education program or
30 section 504 plan team;

31 (d) Create guidelines for each threat assessment team to collect,
32 report, and review quantitative data on its activities; and

33 (e) Prohibit suspension or expulsion based merely on threat
34 assessment referral or performance.

35 (2) By the beginning of the 2020-21 school year, each school
36 district shall adopt a policy and procedure to establish a school-
37 based threat assessment program that meets the requirements of
38 subsection (1) of this section. The school district policy and
39 procedure must be consistent with the model policy and procedure

1 developed under section 6 of this act, and with other school district
2 policies, procedures, and plans addressing safe and supportive
3 learning environments.

4 (3) The definitions in this subsection apply throughout this
5 section unless the context clearly requires otherwise.

6 (a) "School-based threat assessment" means the formal process,
7 established by a school district, of evaluating the threatening, or
8 potentially threatening, behavior of a student, and the circumstances
9 surrounding the threat, to uncover any facts or evidence that the
10 threat is likely to be carried out.

11 (b) "School-based threat management" means the development and
12 implementation of a plan to manage or reduce the threatening, or
13 potentially threatening, behavior of a student in a way that
14 increases the physical and psychological safety of students, staff,
15 and visitors, while providing for the education of all students.

16 NEW SECTION. **Sec. 6.** A new section is added to chapter 28A.300
17 RCW to read as follows:

18 MODEL SCHOOL-BASED THREAT ASSESSMENT POLICY AND PROCEDURE. (1)
19 The Washington state school directors' association, in collaboration
20 with the office of the superintendent of public instruction, shall
21 develop a model policy and procedure to establish a school-based
22 threat assessment program that meets the requirements of section 5 of
23 this act. The model policy and procedure must be posted on the web
24 site of the state school safety center, established in section 2 of
25 this act, by January 1, 2020.

26 (2) In developing the model policy and procedure, the Washington
27 state school directors' association and the office of the
28 superintendent of public instruction must:

29 (a) Consult with the school safety and student well-being
30 advisory committee, established under section 4 of this act, and
31 other organizations with expertise in school safety, behavioral
32 health, the rights of students with disabilities, and protecting
33 civil liberties; and

34 (b) Consider multilevel threat assessment programs implemented in
35 schools in Washington.

36 NEW SECTION. **Sec. 7.** A new section is added to chapter 28A.300
37 RCW to read as follows:

1 DATA COLLECTION AND MONITORING. (1) Subject to the availability
2 of amounts appropriated for this specific purpose, in order to ensure
3 that public schools and school districts are meeting the requirements
4 of RCW 28A.320.125 relating to comprehensive safe school plans, RCW
5 28A.320.127 related to plans for recognition, initial screening, and
6 response to emotional or behavioral distress in students, and section
7 5 of this act relating to school-based threat assessment programs,
8 the superintendent of public instruction shall monitor these programs
9 no less than once every five years.

10 (2) The superintendent of public instruction must consult with
11 interested stakeholders to develop data collection and submission
12 requirements for school districts as they relate to RCW 28A.320.125
13 relating to comprehensive safe school plans, RCW 28A.320.127 related
14 to plans for recognition, initial screening, and response to
15 emotional or behavioral distress in students, and section 5 of this
16 act relating to school-based threat assessment programs.

17 (3) By December 1, 2020, and in compliance with RCW 43.01.036,
18 the office of the superintendent of public instruction must report to
19 the appropriate committees of the legislature regarding the office's
20 plans for data collection and monitoring under this section and
21 describing any implementation issues that could be fixed through
22 legislation.

23 (4) The superintendent of public instruction may adopt rules
24 under chapter 34.05 RCW to implement this section.

25 NEW SECTION. **Sec. 8.** FIRST RESPONDER BUILDING MAPPING
26 INFORMATION SYSTEM STUDY. (1) The joint legislative audit and review
27 committee shall conduct a study of school districts' use of the first
28 responder mapping information system under RCW 36.28A.060. The office
29 of the superintendent of public instruction and the Washington
30 association of sheriffs and police chiefs shall provide advice and
31 assistance to the committee's effort to collect information from
32 school districts, law enforcement, and emergency first responders.

33 (2) The study must seek to identify:

34 (a) Which school districts are using the system under RCW
35 36.28A.060;

36 (b) Which law enforcement, emergency first responder, and
37 emergency management agencies have access to the system;

38 (c) Whether, and to what extent, law enforcement, emergency first
39 responder, and emergency management agencies use the system when

1 responding to actual safety or security incidents at or around
2 schools;

3 (d) How school districts use the system, including whether it is
4 used in school safety-related drills required under RCW 28A.320.125;

5 (e) How soon after building or remodeling a school, do school
6 districts update the system;

7 (f) Whether school districts are using alternative methods
8 consistent with the system, as allowed under RCW 28A.320.125(2), and,
9 if so, why these districts are not using the system;

10 (g) What are the school districts' costs for using the system or
11 any alternative methods;

12 (h) Whether the system is interoperable with other systems used
13 by school districts and educational service districts;

14 (i) What training school district staff receive on using the
15 system;

16 (j) Whether it would be efficient and effective to coordinate use
17 of the system through the educational service districts; and

18 (k) What aspects of the system school districts, law enforcement
19 agencies, and emergency first responder agencies find helpful and
20 what aspects, if any, could be improved, including technology
21 updates.

22 (3) By January 31, 2020, and in compliance with RCW 43.01.036,
23 the committee must provide a report to the appropriate committees of
24 the legislature that describes the results of the study.

25 (4) This section expires August 31, 2021.

26 **Sec. 9.** RCW 38.52.040 and 2015 c 274 s 17 are each amended to
27 read as follows:

28 EMERGENCY MANAGEMENT COUNCIL CONSULTATION WITH EDUCATION EXPERTS.

29 (1) There is hereby created the emergency management council
30 (hereinafter called the council), to consist of not more than
31 (~~seventeen~~) eighteen members who shall be appointed by the adjutant
32 general. The membership of the council shall include, but not be
33 limited to, representatives of city and county governments, sheriffs
34 and police chiefs, the Washington state patrol, the military
35 department, the department of ecology, state and local fire chiefs,
36 seismic safety experts, state and local emergency management
37 directors, search and rescue volunteers, medical professions who have
38 expertise in emergency medical care, building officials, (~~and~~)
39 private industry; and the office of the superintendent of public

1 instruction. The representatives of private industry shall include
2 persons knowledgeable in emergency and hazardous materials
3 management. The councilmembers shall elect a chair from within the
4 council membership. The members of the council shall serve without
5 compensation, but may be reimbursed for their travel expenses
6 incurred in the performance of their duties in accordance with RCW
7 43.03.050 and 43.03.060 as now existing or hereafter amended.

8 (2) The emergency management council shall advise the governor
9 and the director on all matters pertaining to state and local
10 emergency management. The council may appoint such ad hoc committees,
11 subcommittees, and working groups as are required to develop specific
12 recommendations for the improvement of emergency management
13 practices, standards, policies, or procedures. The council shall
14 ensure that the governor receives an annual assessment of statewide
15 emergency preparedness including, but not limited to, specific
16 progress on hazard mitigation and reduction efforts, implementation
17 of seismic safety improvements, reduction of flood hazards, and
18 coordination of hazardous materials planning and response activities.
19 The council shall review administrative rules governing state and
20 local emergency management practices and recommend necessary
21 revisions to the director.

22 (3) The council or a council subcommittee shall serve and
23 periodically convene in special session as the state emergency
24 response commission required by the emergency planning and community
25 right-to-know act (42 U.S.C. Sec. 11001 et seq.). The state emergency
26 response commission shall conduct those activities specified in
27 federal statutes and regulations and state administrative rules
28 governing the coordination of hazardous materials policy including,
29 but not limited to, review of local emergency planning committee
30 emergency response plans for compliance with the planning
31 requirements in the emergency planning and community right-to-know
32 act (42 U.S.C. Sec. 11001 et seq.). Committees shall annually review
33 their plans to address changed conditions, and submit their plans to
34 the state emergency response commission for review when updated, but
35 not less than at least once every five years. The department may
36 employ staff to assist local emergency planning committees in the
37 development and annual review of these emergency response plans, with
38 an initial focus on the highest risk communities through which trains
39 that transport oil in bulk travel. By March 1, 2018, the department
40 shall report to the governor and legislature on progress towards

1 compliance with planning requirements. The report must also provide
2 budget and policy recommendations for continued support of local
3 emergency planning.

4 (4) (a) The intrastate mutual aid committee is created and is a
5 subcommittee of the emergency management council. The intrastate
6 mutual aid committee consists of not more than five members who must
7 be appointed by the council chair from council membership. The chair
8 of the intrastate mutual aid committee is the military department
9 representative appointed as a member of the council. Meetings of the
10 intrastate mutual aid committee must be held at least annually.

11 (b) In support of the intrastate mutual aid system established in
12 chapter 38.56 RCW, the intrastate mutual aid committee shall develop
13 and update guidelines and procedures to facilitate implementation of
14 the intrastate mutual aid system by member jurisdictions, including
15 but not limited to the following: Projected or anticipated costs;
16 checklists and forms for requesting and providing assistance;
17 recordkeeping; reimbursement procedures; and other implementation
18 issues. These guidelines and procedures are not subject to the rule-
19 making requirements of chapter 34.05 RCW.

20 (5) On emergency management issues that involve early learning,
21 kindergarten through twelfth grade, or higher education, the
22 emergency management council must consult with representatives from
23 the following organizations: The department of children, youth, and
24 families; the office of the superintendent of public instruction; the
25 state board for community and technical colleges; and an association
26 of public baccalaureate degree granting institutions.

27 **Sec. 10.** RCW 28A.320.125 and 2017 c 165 s 1 are each amended to
28 read as follows:

29 MODIFYING DRILL REQUIREMENTS. (1) The legislature considers it to
30 be a matter of public safety for public schools and staff to have
31 current safe school plans and procedures in place, fully consistent
32 with federal law. The legislature further finds and intends, by
33 requiring safe school plans to be in place, that school districts
34 will become eligible for federal assistance. The legislature further
35 finds that schools are in a position to serve the community in the
36 event of an emergency resulting from natural disasters or man-made
37 disasters.

38 (2) Schools and school districts shall consider the guidance and
39 resources provided by the (~~superintendent of public instruction,~~

1 including the comprehensive school safety checklist and the model
2 comprehensive safe school plans that include prevention,
3 intervention, all hazard/crisis response, and postcrisis
4 recovery)) state school safety center, established under section 2 of
5 this act, and the regional school safety centers, established under
6 section 3 of this act, when developing their own individual
7 comprehensive safe school plans. Each school district shall adopt (~~7~~
8 ~~no later than September 1, 2008,~~) and implement a safe school plan
9 consistent with the school mapping information system pursuant to RCW
10 36.28A.060. The plan shall:

11 (a) Include required school safety policies and procedures;

12 (b) Address emergency mitigation, preparedness, response, and
13 recovery;

14 (c) Include provisions for assisting and communicating with
15 students and staff, including those with special needs or
16 disabilities;

17 (d) Include a family-student reunification plan, including
18 procedures for communicating the reunification plan to staff,
19 students, families, and emergency responders;

20 (e) Use the training guidance provided by the Washington
21 emergency management division of the state military department in
22 collaboration with the (~~Washington~~) state school safety center in
23 the office of the superintendent of public instruction (~~school~~
24 safety center), established under section 2 of this act, and the
25 school safety (~~center~~) and student well-being advisory committee,
26 established under section 4 of this act;

27 (~~(e)~~) (f) Require the building principal to be certified on the
28 incident command system;

29 (~~(f)~~) (g) Take into account the manner in which the school
30 facilities may be used as a community asset in the event of a
31 community-wide emergency; and

32 (~~(g)~~) (h) Set guidelines for requesting city or county law
33 enforcement agencies, local fire departments, emergency service
34 providers, and county emergency management agencies to meet with
35 school districts and participate in safety-related drills.

36 (3) To the extent funds are available, school districts shall
37 annually:

38 (a) Review and update safe school plans in collaboration with
39 local emergency response agencies;

40 (b) Conduct an inventory of all hazardous materials;

1 (c) Update information on the school mapping information system
2 to reflect current staffing and updated plans, including:

3 (i) Identifying all staff members who are trained on the national
4 incident management system, trained on the incident command system,
5 or are certified on the incident command system; and

6 (ii) Identifying school transportation procedures for evacuation,
7 to include bus staging areas, evacuation routes, communication
8 systems, parent-student reunification sites, and secondary
9 transportation agreements consistent with the school mapping
10 information system; and

11 (d) Provide information to all staff on the use of emergency
12 supplies and notification and alert procedures.

13 (4) To the extent funds are available, school districts shall
14 annually record and report on the information and activities required
15 in subsection (3) of this section to the Washington association of
16 sheriffs and police chiefs.

17 (5) School districts are encouraged to work with local emergency
18 management agencies and other emergency responders to conduct one
19 tabletop exercise, one functional exercise, and two full-scale
20 exercises within a four-year period.

21 (6)(a) Due to geographic location, schools have unique safety
22 challenges. It is the responsibility of school principals and
23 administrators to assess the threats and hazards most likely to
24 impact their school, and to practice three basic functional drills,
25 shelter-in-place, lockdown, and evacuation, as these drills relate to
26 those threats and hazards. Some threats or hazards may require the
27 use of more than one basic functional drill.

28 (b) Schools shall conduct at least one safety-related drill per
29 month, including summer months when school is in session with
30 students. These drills must teach students three basic functional
31 drill responses:

32 (i) "Shelter-in-place," used to limit the exposure of students
33 and staff to hazardous materials, such as chemical, biological, or
34 radiological contaminants, released into the environment by isolating
35 the inside environment from the outside;

36 (ii) "Lockdown," used to isolate students and staff from threats
37 of violence, such as suspicious trespassers or armed intruders, that
38 may occur in a school or in the vicinity of a school; and

39 (iii) "Evacuation," used to move students and staff away from
40 threats, such as fires, oil train spills, lahars, or tsunamis.

1 (c) The drills described in (b) of this subsection must
2 incorporate the following requirements:

3 (i) Use of the school mapping information system in at least one
4 of the safety-related drills; ~~((and))~~

5 (ii) A pedestrian evacuation drill for schools in mapped lahars
6 or tsunami hazard zones ~~((--))~~; and

7 ~~((d) The drills described in (b) of this subsection may
8 incorporate))~~ (iii) An earthquake drill using the state-approved
9 earthquake safety technique "drop, cover, and hold."

10 ~~((e))~~ (d) Schools shall document the date, time, and type
11 (shelter-in-place, lockdown, or evacuate) of each drill required
12 under this subsection (6), and maintain the documentation in the
13 school office.

14 ~~((f))~~ (e) This subsection (6) is intended to satisfy all
15 federal requirements for comprehensive school emergency drills and
16 evacuations.

17 (7) Educational service districts are encouraged to apply for
18 federal emergency response and crisis management grants with the
19 assistance of the superintendent of public instruction and the
20 Washington emergency management division of the state military
21 department.

22 (8) The superintendent of public instruction may adopt rules to
23 implement provisions of this section. These rules may include, but
24 are not limited to, provisions for evacuations, lockdowns, or other
25 components of a comprehensive safe school plan.

26 NEW SECTION. Sec. 11. INTENT. It is not the intent of the
27 legislature to require school resource officers to work in schools.
28 If a school district chooses to have a school resource officer
29 program, it is the intent of the legislature to create statewide
30 consistency for the minimum training requirements that school
31 resource officers must receive and ensure that there is a clear
32 agreement between the school district and local law enforcement
33 agency in order to help establish effective partnerships that protect
34 the health and safety of all students.

35 NEW SECTION. Sec. 12. A new section is added to chapter 28A.320
36 RCW to read as follows:

37 SCHOOL RESOURCE OFFICER PROGRAMS. (1) If a school district
38 chooses to have a school resource officer program, the school

1 district must confirm that every school resource officer has received
2 training on the following topics:

3 (a) Constitutional and civil rights of children in schools,
4 including state law governing search and interrogation of youth in
5 schools;

6 (b) Child and adolescent development;

7 (c) Trauma-informed approaches to working with youth;

8 (d) Recognizing and responding to youth mental health issues;

9 (e) Educational rights of students with disabilities, the
10 relationship of disability to behavior, and best practices for
11 interacting with students with disabilities;

12 (f) Collateral consequences of arrest, referral for prosecution,
13 and court involvement;

14 (g) Resources available in the community that serve as
15 alternatives to arrest and prosecution and pathways for youth to
16 access services without court or criminal justice involvement;

17 (h) Local and national disparities in the use of force and
18 arrests of children;

19 (i) De-escalation techniques when working with youth or groups of
20 youth;

21 (j) State law regarding restraint and isolation in schools,
22 including RCW 28A.600.485;

23 (k) Bias free policing and cultural competency, including best
24 practices for interacting with students from particular backgrounds,
25 including English learners, LGBTQ, and immigrants; and

26 (l) The federal family educational rights and privacy act (20
27 U.S.C. Sec. 1232g) requirements including limits on access to and
28 dissemination of student records for noneducational purposes.

29 (2) School districts that have a school resource officer program
30 must annually review and adopt an agreement with the local law
31 enforcement agency using a process that involves parents, students,
32 and community members. At a minimum, the agreement must incorporate
33 the following elements:

34 (a) A clear statement regarding school resource officer duties
35 and responsibilities related to student behavior and discipline that:

36 (i) Prohibits a school resource officer from becoming involved in
37 formal school discipline situations that are the responsibility of
38 school administrators;

39 (ii) Acknowledges the role of a school resource officer as a
40 teacher, informal counselor, and law enforcement officer; and

1 (iii) Recognizes that a trained school resource officer knows
2 when to informally interact with students to reinforce school rules
3 and when to enforce the law;

4 (b) School district policy and procedure for teachers that
5 clarify the circumstances under which teachers and school
6 administrators may ask an officer to intervene with a student;

7 (c) Annual collection and reporting of data regarding calls for
8 law enforcement service and the outcome of each call, including
9 student arrest and referral for prosecution, disaggregated by school,
10 offense type, race, gender, age, and students who have an
11 individualized education program or plan developed under section 504
12 of the federal rehabilitation act of 1973;

13 (d) A process for families to file complaints with the school and
14 local law enforcement agency related to school resource officers and
15 a process for investigating and responding to complaints; and

16 (e) Confirmation that the school resource officers have received
17 the training required under subsection (1) of this section.

18 (3) School districts that choose to have a school resource
19 officer program must comply with the requirements in subsection (2)
20 of this section by the beginning of the 2020-21 school year.

21 (4) For the purposes of this section, "school resource officer"
22 means a commissioned law enforcement officer in the state of
23 Washington with sworn authority to make arrests, deployed in
24 community-oriented policing, and assigned by the employing police
25 department or sheriff's office to work in schools to address crime
26 and disorder problems, gangs, and drug activities affecting or
27 occurring in or around K-12 schools. School resource officers should
28 focus on keeping students out of the criminal justice system when
29 possible and should not be used to attempt to impose criminal
30 sanctions in matters that are more appropriately handled within the
31 educational system.

32 NEW SECTION. **Sec. 13.** A new section is added to chapter 28A.300
33 RCW to read as follows:

34 SCHOOL RESOURCE OFFICER TRAINING MATERIALS AND GRANTS. (1)
35 Subject to the availability of amounts appropriated for this specific
36 purpose, by January 1, 2020, the state school safety center,
37 established in section 2 of this act, in collaboration with the
38 school safety and student well-being advisory committee, established
39 in section 4 of this act, and law enforcement entities interested in

1 providing training to school resource officers, shall identify and
2 make publicly available training materials that are consistent with
3 the requirements in section 12 of this act.

4 (2)(a) Subject to the availability of amounts appropriated for
5 this specific purpose, the office of the superintendent of public
6 instruction must establish and implement a grant program to fund
7 training for school resource officers as described in section 12 of
8 this act. Eligible grantees include school districts, educational
9 service districts, law enforcement agencies, and law enforcement
10 training organizations. Training under this section may be developed
11 by schools in partnership with local law enforcement and
12 organizations that have expertise in topics such as juvenile brain
13 development; restorative practices or restorative justice; social-
14 emotional learning; civil rights; and student rights, including free
15 speech and search and seizure. This training may be provided by the
16 criminal justice training commission.

17 (b) By December 1st of each year the program is funded, the
18 office of the superintendent of public instruction must submit an
19 annual report to the governor and appropriate committees of the
20 legislature on the program.

21 **Sec. 14.** RCW 28A.300.273 and 2016 c 240 s 3 are each amended to
22 read as follows:

23 CONFORMING AMENDMENTS. (1) Subject to the availability of amounts
24 appropriated for this specific purpose, the office of the
25 superintendent of public instruction and the school safety and
26 student well-being advisory committee shall hold annual school safety
27 summits. Each annual summit must focus on establishing and monitoring
28 the progress of a statewide plan for funding cost-effective methods
29 for school safety that meet local needs. Other areas of focus may
30 include planning and implementation of school safety planning
31 efforts, training of school safety professionals, and integrating
32 mental health and security measures.

33 (2) Summit participants must be appointed no later than August 1,
34 2016.

35 (a) (~~The majority and minority leaders of the senate shall~~
36 ~~appoint two members from each of the relevant~~) The president of the
37 senate shall appoint two members from each of the two largest
38 caucuses of the senate.

1 (b) The speaker of the house of representatives shall appoint two
2 members from each of the two largest caucuses of the house of
3 representatives.

4 (c) The governor shall appoint one representative.

5 (3) Other summit participants may include representatives from
6 the office of the superintendent of public instruction, the
7 department of health, educational service districts, educational
8 associations, emergency management, law enforcement, fire
9 departments, parent organizations, and student organizations.

10 (4) Staff support for the annual summit shall be provided by the
11 office of the superintendent of public instruction (~~and the school
12 safety advisory committee~~).

13 (5) Legislative members of the summit are reimbursed for travel
14 expenses in accordance with RCW 44.04.120. Nonlegislative members are
15 not entitled to be reimbursed for travel expenses if they are elected
16 officials or are participating on behalf of an employer, governmental
17 entity, or other organization. Any reimbursement for other
18 nonlegislative members is subject to chapter 43.03 RCW.

19 **Sec. 15.** RCW 28A.300.490 and 2007 c 406 s 2 are each amended to
20 read as follows:

21 CONFORMING AMENDMENTS. (1) A task force on gangs in schools is
22 created to examine current adult and youth gang activities that are
23 affecting school safety. The task force shall work under the guidance
24 of the office of the superintendent of public instruction's school
25 safety center, the school safety ~~(center)~~ and student well-being
26 advisory committee established in section 4 of this act, and the
27 Washington association of sheriffs and police chiefs.

28 (2) The task force shall be comprised of representatives,
29 selected by the superintendent of public instruction, who possess
30 expertise relevant to gang activity in schools. The task force shall
31 outline methods for preventing new gangs, eliminating existing gangs,
32 gathering intelligence, and sharing information about gang
33 activities.

34 (3) Beginning December 1, 2007, the task force shall annually
35 report its findings and recommendations to the education committees
36 of the legislature.

37 **Sec. 16.** RCW 28A.320.126 and 2013 c 233 s 1 are each amended to
38 read as follows:

1 CONFORMING AMENDMENTS. School districts must work collaboratively
2 with local law enforcement agencies and school security personnel to
3 develop an emergency response system using evolving technology to
4 expedite the response and arrival of law enforcement in the event of
5 a threat or emergency at a school. School districts are encouraged to
6 use the model policies developed by the school safety (~~(center~~
7 ~~advisory committee of)~~) center in the office of the superintendent of
8 public instruction as a resource. Each school district must submit a
9 progress report on its implementation of an emergency response system
10 as required under this section to the office of the superintendent of
11 public instruction by December 1, 2014.

12 **Sec. 17.** RCW 28A.320.1271 and 2013 c 197 s 5 are each amended to
13 read as follows:

14 CONFORMING AMENDMENTS. The office of the superintendent of public
15 instruction's ~~((and the))~~ school safety (~~(center advisory~~
16 ~~committee))~~ center, established in section 2 of this act, shall
17 develop a model school district plan for recognition, initial
18 screening, and response to emotional or behavioral distress in
19 students, including but not limited to indicators of possible
20 substance abuse, violence, and youth suicide. The model plan must
21 incorporate research-based best practices, including practices and
22 protocols used in schools and school districts in other states. The
23 model plan must be posted by February 1, 2014, on the school safety
24 center web site, along with relevant resources and information to
25 support school districts in developing and implementing the plan
26 required under RCW 28A.320.127.

27 NEW SECTION. **Sec. 18.** REPEALER. RCW 28A.310.505 (Regional
28 school safety and security programs) and 2016 c 240 s 6 are each
29 repealed.

30 NEW SECTION. **Sec. 19.** If specific funding for the purposes of
31 this act, referencing this act by bill or chapter number, is not
32 provided by June 30, 2019, in the omnibus appropriations act, this
33 act is null and void.

Passed by the House April 23, 2019.
Passed by the Senate April 12, 2019.
Approved by the Governor May 9, 2019.

Filed in Office of Secretary of State May 13, 2019.

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