

---

**SUBSTITUTE SENATE BILL 5595**

---

**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** Senate Early Learning & K-12 Education (originally sponsored by Senators Wellman, C. Wilson, Billig, Das, Frockt, Pedersen, Randall, Saldaña, and J. Wilson; by request of Office of Financial Management)

READ FIRST TIME 01/18/22.

1 AN ACT Relating to prototypical school formulas for physical,  
2 social, and emotional support in schools; amending RCW 28A.400.007;  
3 reenacting and amending RCW 28A.150.260 and 28A.150.260; providing  
4 effective dates; and providing an expiration date.

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

6 **Sec. 1.** RCW 28A.150.260 and 2020 c 288 s 4 and 2020 c 61 s 4 are  
7 each reenacted and amended to read as follows:

8 The purpose of this section is to provide for the allocation of  
9 state funding that the legislature deems necessary to support school  
10 districts in offering the minimum instructional program of basic  
11 education under RCW 28A.150.220. The allocation shall be determined  
12 as follows:

13 (1) The governor shall and the superintendent of public  
14 instruction may recommend to the legislature a formula for the  
15 distribution of a basic education instructional allocation for each  
16 common school district.

17 (2)(a) The distribution formula under this section shall be for  
18 allocation purposes only. Except as may be required under subsections  
19 (4)(b) and (c) and (9) of this section, chapter 28A.155, 28A.165,  
20 28A.180, or 28A.185 RCW, or federal laws and regulations, nothing in  
21 this section requires school districts to use basic education

1 instructional funds to implement a particular instructional approach  
2 or service. Nothing in this section requires school districts to  
3 maintain a particular classroom teacher-to-student ratio or other  
4 staff-to-student ratio or to use allocated funds to pay for  
5 particular types or classifications of staff. Nothing in this section  
6 entitles an individual teacher to a particular teacher planning  
7 period.

8 (b) To promote transparency in state funding allocations, the  
9 superintendent of public instruction must report state per-pupil  
10 allocations for each school district for the general apportionment,  
11 special education, learning assistance, transitional bilingual,  
12 highly capable, and career and technical education programs. The  
13 superintendent must report this information in a user-friendly format  
14 on the main page of the office's website. School districts must  
15 include a link to the superintendent's per-pupil allocations report  
16 on the main page of the school district's website. In addition, the  
17 budget documents published by the legislature for the enacted omnibus  
18 operating appropriations act must report statewide average per-pupil  
19 allocations for general apportionment and the categorical programs  
20 listed in this subsection.

21 (3)(a) To the extent the technical details of the formula have  
22 been adopted by the legislature and except when specifically provided  
23 as a school district allocation, the distribution formula for the  
24 basic education instructional allocation shall be based on minimum  
25 staffing and nonstaff costs the legislature deems necessary to  
26 support instruction and operations in prototypical schools serving  
27 high, middle, and elementary school students as provided in this  
28 section. The use of prototypical schools for the distribution formula  
29 does not constitute legislative intent that schools should be  
30 operated or structured in a similar fashion as the prototypes.  
31 Prototypical schools illustrate the level of resources needed to  
32 operate a school of a particular size with particular types and grade  
33 levels of students using commonly understood terms and inputs, such  
34 as class size, hours of instruction, and various categories of school  
35 staff. It is the intent that the funding allocations to school  
36 districts be adjusted from the school prototypes based on the actual  
37 number of annual average full-time equivalent students in each grade  
38 level at each school in the district and not based on the grade-level  
39 configuration of the school to the extent that data is available. The  
40 allocations shall be further adjusted from the school prototypes with

1 minimum allocations for small schools and to reflect other factors  
2 identified in the omnibus appropriations act.

3 (b) For the purposes of this section, prototypical schools are  
4 defined as follows:

5 (i) A prototypical high school has six hundred average annual  
6 full-time equivalent students in grades nine through twelve;

7 (ii) A prototypical middle school has four hundred thirty-two  
8 average annual full-time equivalent students in grades seven and  
9 eight; and

10 (iii) A prototypical elementary school has four hundred average  
11 annual full-time equivalent students in grades kindergarten through  
12 six.

13 (4) (a) (i) The minimum allocation for each level of prototypical  
14 school shall be based on the number of full-time equivalent classroom  
15 teachers needed to provide instruction over the minimum required  
16 annual instructional hours under RCW 28A.150.220 and provide at least  
17 one teacher planning period per school day, and based on the  
18 following general education average class size of full-time  
19 equivalent students per teacher:

|                         | General education<br>average class size |
|-------------------------|---|
| 20 Grades K-3. . . . .  | 17.00                                   |
| 21 Grade 4. . . . .     | 27.00                                   |
| 22 Grades 5-6. . . . .  | 27.00                                   |
| 23 Grades 7-8. . . . .  | 28.53                                   |
| 24 Grades 9-12. . . . . | 28.74                                   |

27 (ii) The minimum class size allocation for each prototypical high  
28 school shall also provide for enhanced funding for class size  
29 reduction for two laboratory science classes within grades nine  
30 through twelve per full-time equivalent high school student  
31 multiplied by a laboratory science course factor of 0.0833, based on  
32 the number of full-time equivalent classroom teachers needed to  
33 provide instruction over the minimum required annual instructional  
34 hours in RCW 28A.150.220, and providing at least one teacher planning  
35 period per school day:

|                         | Laboratory science<br>average class size |
|-------------------------|--|
| 36 Grades 9-12. . . . . | 19.98                                    |

(b)(i) Beginning September 1, 2019, funding for average K-3 class sizes in this subsection (4) may be provided only to the extent of, and proportionate to, the school district's demonstrated actual class size in grades K-3, up to the funded class sizes.

(ii) The office of the superintendent of public instruction shall develop rules to implement this subsection (4)(b).

(c)(i) The minimum allocation for each prototypical middle and high school shall also provide for full-time equivalent classroom teachers based on the following number of full-time equivalent students per teacher in career and technical education:

|  | Career and technical<br>education average<br>class size |
|--|---|
| Approved career and technical education offered at the middle school and high school level. . . . .                        | 23.00   |
| Skill center programs meeting the standards established by the office of the superintendent of public instruction. . . . . | ((20.00)) <u>19.00</u>                                  |

(ii) Funding allocated under this subsection (4)(c) is subject to RCW 28A.150.265.

(d) In addition, the omnibus appropriations act shall at a minimum specify:

(i) A high-poverty average class size in schools where more than fifty percent of the students are eligible for free and reduced-price meals; and

(ii) A specialty average class size for advanced placement and international baccalaureate courses.

(5)(a) The minimum allocation for each level of prototypical school shall include allocations for the following types of staff in addition to classroom teachers, except as provided in (b) of this subsection:

|  | Elementary<br>School | Middle<br>School | High<br>School |
|--|----------------------|------------------|----------------|
| Principals, assistant principals, and other certificated building-level administrators. . . . .  | 1.253                | 1.353            | 1.880          |
| Teacher-librarians, a function that includes information literacy, technology, and media to support school library media programs. . . . . | 0.663                | 0.519            | 0.523          |

|    |   |                  |                  |                    |
|----|---|------------------|------------------|--------------------|
| 1  | <del>((Health and social services:</del>  |                  |                  |                    |
| 2  | School nurses.....  | 0.076            | 0.060            | 0.096              |
| 3  | Social workers.....   | 0.042            | 0.006            | 0.015              |
| 4  | Psychologists.....  | 0.017            | 0.002            | 0.007              |
| 5  | <del>Guidance counselors, a function that includes parent outreach and graduation</del> |                  |                  |                    |
| 6  | <del>advising.....</del>  | <del>0.493</del> | <del>1.216</del> | <del>2.539))</del> |
| 7  | Teaching assistance, including any aspect of educational instructional services         |                  |                  |                    |
| 8  | provided by classified employees. ....  | 0.936            | 0.700            | 0.652              |
| 9  | Office support and other noninstructional aides. ....                                   | 2.012            | 2.325            | 3.269              |
| 10 | Custodians. ....  | 1.657            | 1.942            | 2.965              |
| 11 | <u>Physical, social, and emotional support staff:</u>                                   |                  |                  |                    |
| 12 | School nurses.....  | 0.246            | 0.336            | 0.339              |
| 13 | Social workers.....   | 0.311            | 0.088            | 0.127              |
| 14 | Psychologists.....  | 0.104            | 0.024            | 0.049              |
| 15 | <u>School counselors addressing academic, career</u>                                    |                  |                  |                    |
| 16 | <u>development, and social and emotional needs. ....</u>                                | <u>0.993</u>     | <u>1.716</u>     | <u>3.039</u>       |
| 17 | Classified staff providing student and staff safety. ....                               | 0.079            | 0.092            | 0.141              |
| 18 | Parent involvement coordinators. ....   | 0.0825           | 0.00             | 0.00               |

19 (b) (i) School districts may use allocations provided for  
20 physical, social, and emotional support staff in this subsection (5),  
21 which includes school nurses, social workers, psychologists, school  
22 counselors addressing academic, career development, and social and  
23 emotional needs, classified staff providing student and staff safety,  
24 and parent involvement coordinators, only for salaries and benefits  
25 for staff employed or contracted to serve as physical, social, and  
26 emotional support staff.

27 (ii) For the 2023-24 school year, in addition to the minimum  
28 allocation under (a) of this subsection, the following additional  
29 staffing units for each level of prototypical school will be provided  
30 for school nurses:

|    |                           |                   |               |               |
|----|---------------------------|-------------------|---------------|---------------|
| 31 |                           | <u>Elementary</u> | <u>Middle</u> | <u>High</u>   |
| 32 |                           | <u>School</u>     | <u>School</u> | <u>School</u> |
| 33 | <u>School nurses.....</u> | <u>0.170</u>      | <u>0.276</u>  | <u>0.243</u>  |

34 (6) (a) The minimum staffing allocation for each school district  
35 to provide district-wide support services shall be allocated per one

1 thousand annual average full-time equivalent students in grades K-12  
2 as follows:

|   | Staff per 1,000<br>K-12 students |
|---|----------------------------------|
| 3 Technology. . . . .                           | 0.628                            |
| 4 Facilities, maintenance, and grounds. . . . . | 1.813                            |
| 5 Warehouse, laborers, and mechanics. . . . .   | 0.332                            |

6  
7  
8 (b) The minimum allocation of staff units for each school  
9 district to support certificated and classified staffing of central  
10 administration shall be 5.30 percent of the staff units generated  
11 under subsections (4)(a) and (5) of this section and (a) of this  
12 subsection.

13 (7) The distribution formula shall include staffing allocations  
14 to school districts for career and technical education and skill  
15 center administrative and other school-level certificated staff, as  
16 specified in the omnibus appropriations act.

17 (8)(a) Except as provided in (b) of this subsection, the minimum  
18 allocation for each school district shall include allocations per  
19 annual average full-time equivalent student for the following  
20 materials, supplies, and operating costs as provided in the 2017-18  
21 school year, after which the allocations shall be adjusted annually  
22 for inflation as specified in the omnibus appropriations act:

|  | Per annual average<br>full-time equivalent student<br>in grades K-12 |
|--|--|
| 23 Technology. . . . .   | \$130.76   |
| 24 Utilities and insurance. . . . .  | \$355.30   |
| 25 Curriculum and textbooks. . . . .   | \$140.39   |
| 26 Other supplies . . . . .  | \$278.05   |
| 27 Library materials. . . . .  | \$20.00  |
| 28 Instructional professional development for certificated and<br>29 classified staff. . . . . | \$21.71  |
| 30 Facilities maintenance. . . . .   | \$176.01   |
| 31 Security and central office administration. . . . .   | \$121.94   |

32  
33  
34  
35 (b) In addition to the amounts provided in (a) of this  
36 subsection, beginning in the 2014-15 school year, the omnibus  
37 appropriations act shall provide the following minimum allocation for  
38 each annual average full-time equivalent student in grades nine

1 through twelve for the following materials, supplies, and operating  
2 costs, to be adjusted annually for inflation:

|  | Per annual average<br>full-time equivalent student<br>in grades 9-12 |
|--|--|
| 3 Technology. . . . .  | \$36.35  |
| 4 Curriculum and textbooks. . . . .  | \$39.02  |
| 5 Other supplies . . . . .   | \$77.28  |
| 6 Library materials. . . . .   | \$5.56   |
| 7 Instructional professional development for certificated and<br>8 classified staff. . . . . | \$6.04   |

9 (9) In addition to the amounts provided in subsection (8) of this  
10 section and subject to RCW 28A.150.265, the omnibus appropriations  
11 act shall provide an amount based on full-time equivalent student  
12 enrollment in each of the following:

- 13 (a) Exploratory career and technical education courses for  
14 students in grades seven through twelve;
- 15 (b) Preparatory career and technical education courses for  
16 students in grades nine through twelve offered in a high school; and
- 17 (c) Preparatory career and technical education courses for  
18 students in grades eleven and twelve offered through a skill center.

19 (10) In addition to the allocations otherwise provided under this  
20 section, amounts shall be provided to support the following programs  
21 and services:

22 (a)(i) To provide supplemental instruction and services for  
23 students who are not meeting academic standards through the learning  
24 assistance program under RCW 28A.165.005 through 28A.165.065,  
25 allocations shall be based on the greater of either: The district  
26 percentage of students in kindergarten through grade twelve who were  
27 eligible for free or reduced-price meals for the school year  
28 immediately preceding the district's participation, in whole or part,  
29 in the United States department of agriculture's community  
30 eligibility provision, or the district percentage of students in  
31 grades K-12 who were eligible for free or reduced-price meals in the  
32 prior school year. The minimum allocation for the program shall  
33 provide for each level of prototypical school resources to provide,  
34 on a statewide average, 2.3975 hours per week in extra instruction  
35 with a class size of fifteen learning assistance program students per  
36 teacher.

1 (ii) In addition to funding allocated under (a)(i) of this  
2 subsection, to provide supplemental instruction and services for  
3 students who are not meeting academic standards in qualifying  
4 schools. A qualifying school means a school in which the three-year  
5 rolling average of the prior year total annual average enrollment  
6 that qualifies for free or reduced-price meals equals or exceeds  
7 fifty percent or more of its total annual average enrollment. A  
8 school continues to meet the definition of a qualifying school if the  
9 school: Participates in the United States department of agriculture's  
10 community eligibility provision; and met the definition of a  
11 qualifying school in the year immediately preceding their  
12 participation. The minimum allocation for this additional high  
13 poverty-based allocation must provide for each level of prototypical  
14 school resources to provide, on a statewide average, 1.1 hours per  
15 week in extra instruction with a class size of fifteen learning  
16 assistance program students per teacher, under RCW 28A.165.055,  
17 school districts must distribute the high poverty-based allocation to  
18 the schools that generated the funding allocation.

19 (b)(i) To provide supplemental instruction and services for  
20 students whose primary language is other than English, allocations  
21 shall be based on the head count number of students in each school  
22 who are eligible for and enrolled in the transitional bilingual  
23 instruction program under RCW 28A.180.010 through 28A.180.080. The  
24 minimum allocation for each level of prototypical school shall  
25 provide resources to provide, on a statewide average, 4.7780 hours  
26 per week in extra instruction for students in grades kindergarten  
27 through six and 6.7780 hours per week in extra instruction for  
28 students in grades seven through twelve, with fifteen transitional  
29 bilingual instruction program students per teacher. Notwithstanding  
30 other provisions of this subsection (10), the actual per-student  
31 allocation may be scaled to provide a larger allocation for students  
32 needing more intensive intervention and a commensurate reduced  
33 allocation for students needing less intensive intervention, as  
34 detailed in the omnibus appropriations act.

35 (ii) To provide supplemental instruction and services for  
36 students who have exited the transitional bilingual program,  
37 allocations shall be based on the head count number of students in  
38 each school who have exited the transitional bilingual program within  
39 the previous two years based on their performance on the English  
40 proficiency assessment and are eligible for and enrolled in the



1 transitional bilingual instruction program under RCW  
2 28A.180.040(1)(g). The minimum allocation for each prototypical  
3 school shall provide resources to provide, on a statewide average,  
4 3.0 hours per week in extra instruction with fifteen exited students  
5 per teacher.

6 (c) To provide additional allocations to support programs for  
7 highly capable students under RCW 28A.185.010 through 28A.185.030,  
8 allocations shall be based on 5.0 percent of each school district's  
9 full-time equivalent basic education enrollment. The minimum  
10 allocation for the programs shall provide resources to provide, on a  
11 statewide average, 2.1590 hours per week in extra instruction with  
12 fifteen highly capable program students per teacher.

13 (11) The allocations under subsections (4)(a), (5), (6), and (8)  
14 of this section shall be enhanced as provided under RCW 28A.150.390  
15 on an excess cost basis to provide supplemental instructional  
16 resources for students with disabilities.

17 (12)(a) For the purposes of allocations for prototypical high  
18 schools and middle schools under subsections (4) and (10) of this  
19 section that are based on the percent of students in the school who  
20 are eligible for free and reduced-price meals, the actual percent of  
21 such students in a school shall be adjusted by a factor identified in  
22 the omnibus appropriations act to reflect underreporting of free and  
23 reduced-price meal eligibility among middle and high school students.

24 (b) Allocations or enhancements provided under subsections (4),  
25 (7), and (9) of this section for exploratory and preparatory career  
26 and technical education courses shall be provided only for courses  
27 approved by the office of the superintendent of public instruction  
28 under chapter 28A.700 RCW.

29 (13)(a) This formula for distribution of basic education funds  
30 shall be reviewed biennially by the superintendent and governor. The  
31 recommended formula shall be subject to approval, amendment or  
32 rejection by the legislature.

33 (b) In the event the legislature rejects the distribution formula  
34 recommended by the governor, without adopting a new distribution  
35 formula, the distribution formula for the previous school year shall  
36 remain in effect.

37 (c) The enrollment of any district shall be the annual average  
38 number of full-time equivalent students and part-time students as  
39 provided in RCW 28A.150.350, enrolled on the first school day of each  
40 month, including students who are in attendance pursuant to RCW

1 28A.335.160 and 28A.225.250 who do not reside within the servicing  
2 school district. The definition of full-time equivalent student shall  
3 be determined by rules of the superintendent of public instruction  
4 and shall be included as part of the superintendent's biennial budget  
5 request. The definition shall be based on the minimum instructional  
6 hour offerings required under RCW 28A.150.220. Any revision of the  
7 present definition shall not take effect until approved by the house  
8 ways and means committee and the senate ways and means committee.

9 (d) The office of financial management shall make a monthly  
10 review of the superintendent's reported full-time equivalent students  
11 in the common schools in conjunction with RCW 43.62.050.

12 **Sec. 2.** RCW 28A.150.260 and 2020 c 288 s 4 and 2020 c 61 s 4 are  
13 each reenacted and amended to read as follows:

14 The purpose of this section is to provide for the allocation of  
15 state funding that the legislature deems necessary to support school  
16 districts in offering the minimum instructional program of basic  
17 education under RCW 28A.150.220. The allocation shall be determined  
18 as follows:

19 (1) The governor shall and the superintendent of public  
20 instruction may recommend to the legislature a formula for the  
21 distribution of a basic education instructional allocation for each  
22 common school district.

23 (2)(a) The distribution formula under this section shall be for  
24 allocation purposes only. Except as may be required under subsections  
25 (4)(b) and (c) and (9) of this section, chapter 28A.155, 28A.165,  
26 28A.180, or 28A.185 RCW, or federal laws and regulations, nothing in  
27 this section requires school districts to use basic education  
28 instructional funds to implement a particular instructional approach  
29 or service. Nothing in this section requires school districts to  
30 maintain a particular classroom teacher-to-student ratio or other  
31 staff-to-student ratio or to use allocated funds to pay for  
32 particular types or classifications of staff. Nothing in this section  
33 entitles an individual teacher to a particular teacher planning  
34 period.

35 (b) To promote transparency in state funding allocations, the  
36 superintendent of public instruction must report state per-pupil  
37 allocations for each school district for the general apportionment,  
38 special education, learning assistance, transitional bilingual,  
39 highly capable, and career and technical education programs. The

1 superintendent must report this information in a user-friendly format  
2 on the main page of the office's website. School districts must  
3 include a link to the superintendent's per-pupil allocations report  
4 on the main page of the school district's website. In addition, the  
5 budget documents published by the legislature for the enacted omnibus  
6 operating appropriations act must report statewide average per-pupil  
7 allocations for general apportionment and the categorical programs  
8 listed in this subsection.

9 (3) (a) To the extent the technical details of the formula have  
10 been adopted by the legislature and except when specifically provided  
11 as a school district allocation, the distribution formula for the  
12 basic education instructional allocation shall be based on minimum  
13 staffing and nonstaff costs the legislature deems necessary to  
14 support instruction and operations in prototypical schools serving  
15 high, middle, and elementary school students as provided in this  
16 section. The use of prototypical schools for the distribution formula  
17 does not constitute legislative intent that schools should be  
18 operated or structured in a similar fashion as the prototypes.  
19 Prototypical schools illustrate the level of resources needed to  
20 operate a school of a particular size with particular types and grade  
21 levels of students using commonly understood terms and inputs, such  
22 as class size, hours of instruction, and various categories of school  
23 staff. It is the intent that the funding allocations to school  
24 districts be adjusted from the school prototypes based on the actual  
25 number of annual average full-time equivalent students in each grade  
26 level at each school in the district and not based on the grade-level  
27 configuration of the school to the extent that data is available. The  
28 allocations shall be further adjusted from the school prototypes with  
29 minimum allocations for small schools and to reflect other factors  
30 identified in the omnibus appropriations act.

31 (b) For the purposes of this section, prototypical schools are  
32 defined as follows:

33 (i) A prototypical high school has six hundred average annual  
34 full-time equivalent students in grades nine through twelve;

35 (ii) A prototypical middle school has four hundred thirty-two  
36 average annual full-time equivalent students in grades seven and  
37 eight; and

38 (iii) A prototypical elementary school has four hundred average  
39 annual full-time equivalent students in grades kindergarten through  
40 six.

(4) (a) (i) The minimum allocation for each level of prototypical school shall be based on the number of full-time equivalent classroom teachers needed to provide instruction over the minimum required annual instructional hours under RCW 28A.150.220 and provide at least one teacher planning period per school day, and based on the following general education average class size of full-time equivalent students per teacher:

|                      | General education<br>average class size |
|----------------------|---|
| Grades K-3. . . . .  | 17.00                                   |
| Grade 4. . . . .     | 27.00                                   |
| Grades 5-6. . . . .  | 27.00                                   |
| Grades 7-8. . . . .  | 28.53                                   |
| Grades 9-12. . . . . | 28.74                                   |

(ii) The minimum class size allocation for each prototypical high school shall also provide for enhanced funding for class size reduction for two laboratory science classes within grades nine through twelve per full-time equivalent high school student multiplied by a laboratory science course factor of 0.0833, based on the number of full-time equivalent classroom teachers needed to provide instruction over the minimum required annual instructional hours in RCW 28A.150.220, and providing at least one teacher planning period per school day:

|                      | Laboratory science<br>average class size |
|----------------------|--|
| Grades 9-12. . . . . | 19.98                                    |

(b) (i) Beginning September 1, 2019, funding for average K-3 class sizes in this subsection (4) may be provided only to the extent of, and proportionate to, the school district's demonstrated actual class size in grades K-3, up to the funded class sizes.

(ii) The office of the superintendent of public instruction shall develop rules to implement this subsection (4) (b).

(c) (i) The minimum allocation for each prototypical middle and high school shall also provide for full-time equivalent classroom teachers based on the following number of full-time equivalent students per teacher in career and technical education:

Career and technical  
education average

Approved career and technical education offered at the middle school and high school level. . . . . 23.00  
 Skill center programs meeting the standards established by the office of the superintendent of public instruction. . . . . ((20.00)) 19.00

(ii) Funding allocated under this subsection (4)(c) is subject to RCW 28A.150.265.

(d) In addition, the omnibus appropriations act shall at a minimum specify:

(i) A high-poverty average class size in schools where more than fifty percent of the students are eligible for free and reduced-price meals; and

(ii) A specialty average class size for advanced placement and international baccalaureate courses.

(5) (a) The minimum allocation for each level of prototypical school shall include allocations for the following types of staff in addition to classroom teachers, except as provided in (b) of this subsection:

|  | Elementary<br>School | Middle<br>School | High<br>School     |
|--|----------------------|------------------|--------------------|
| Principals, assistant principals, and other certificated building-level administrators. . . . .  | 1.253                | 1.353            | 1.880              |
| Teacher-librarians, a function that includes information literacy, technology, and media to support school library media programs. . . . . | 0.663                | 0.519            | 0.523              |
| <del>(Health and social services:</del>  |                      |                  |                    |
| School nurses. . . . .   | 0.076                | 0.060            | 0.096              |
| Social workers. . . . .  | 0.042                | 0.006            | 0.015              |
| Psychologists. . . . .   | 0.017                | 0.002            | 0.007              |
| <del>Guidance counselors, a function that includes parent outreach and graduation advising. . . . .</del>                                  | <del>0.493</del>     | <del>1.216</del> | <del>2.539</del> ) |
| Teaching assistance, including any aspect of educational instructional services provided by classified employees. . . . .                  | 0.936                | 0.700            | 0.652              |
| Office support and other noninstructional aides. . . . .   | 2.012                | 2.325            | 3.269              |
| Custodians. . . . .  | 1.657                | 1.942            | 2.965              |
| <u>Physical, social, and emotional support staff:</u>  |                      |                  |                    |

|   |   |               |              |              |
|---|---|---------------|--------------|--------------|
| 1 | <u>School nurses.....</u>                                       | <u>0.585</u>  | <u>0.888</u> | <u>0.824</u> |
| 2 | <u>Social workers.....</u>                                      | <u>0.311</u>  | <u>0.088</u> | <u>0.127</u> |
| 3 | <u>Psychologists.....</u>                                       | <u>0.104</u>  | <u>0.024</u> | <u>0.049</u> |
| 4 | <u>School counselors addressing academic, career</u>            |               |              |              |
| 5 | <u>development, and social and emotional needs.....</u>         | <u>0.993</u>  | <u>1.716</u> | <u>3.039</u> |
| 6 | <u>Classified staff providing student and staff safety.....</u> | <u>0.079</u>  | <u>0.092</u> | <u>0.141</u> |
| 7 | <u>Parent involvement coordinators.....</u>                     | <u>0.0825</u> | <u>0.00</u>  | <u>0.00</u>  |

8     (b) School districts may use allocations provided for physical,  
9     social, and emotional support staff in this subsection (5), which  
10    includes school nurses, social workers, psychologists, school  
11    counselors addressing academic, career development, and social and  
12    emotional needs, classified staff providing student and staff safety,  
13    and parent involvement coordinators, only for salaries and benefits  
14    for staff employed or contracted to serve as physical, social, and  
15    emotional support staff.

16     (6) (a) The minimum staffing allocation for each school district  
17     to provide district-wide support services shall be allocated per one  
18     thousand annual average full-time equivalent students in grades K-12  
19     as follows:

|    |   |                 |
|----|---|-----------------|
| 20 |   | Staff per 1,000 |
| 21 |   | K-12 students   |
| 22 | Technology. . . . .                           | 0.628           |
| 23 | Facilities, maintenance, and grounds. . . . . | 1.813           |
| 24 | Warehouse, laborers, and mechanics. . . . .   | 0.332           |

25     (b) The minimum allocation of staff units for each school  
26     district to support certificated and classified staffing of central  
27     administration shall be 5.30 percent of the staff units generated  
28     under subsections (4) (a) and (5) of this section and (a) of this  
29     subsection.

30     (7) The distribution formula shall include staffing allocations  
31     to school districts for career and technical education and skill  
32     center administrative and other school-level certificated staff, as  
33     specified in the omnibus appropriations act.

34     (8) (a) Except as provided in (b) of this subsection, the minimum  
35     allocation for each school district shall include allocations per  
36     annual average full-time equivalent student for the following  
37     materials, supplies, and operating costs as provided in the 2017-18

1 school year, after which the allocations shall be adjusted annually  
2 for inflation as specified in the omnibus appropriations act:

|    | Per annual average<br>full-time equivalent student<br>in grades K-12 |
|----|--|
| 3  |  |
| 4  |  |
| 5  |  |
| 6  | Technology. . . . . \$130.76   |
| 7  | Utilities and insurance. . . . . \$355.30                            |
| 8  | Curriculum and textbooks. . . . . \$140.39                           |
| 9  | Other supplies . . . . . \$278.05                                    |
| 10 | Library materials. . . . . \$20.00                                   |
| 11 | Instructional professional development for certificated and          |
| 12 | classified staff. . . . . \$21.71                                    |
| 13 | Facilities maintenance. . . . . \$176.01                             |
| 14 | Security and central office administration. . . . . \$121.94         |

15 (b) In addition to the amounts provided in (a) of this  
16 subsection, beginning in the 2014-15 school year, the omnibus  
17 appropriations act shall provide the following minimum allocation for  
18 each annual average full-time equivalent student in grades nine  
19 through twelve for the following materials, supplies, and operating  
20 costs, to be adjusted annually for inflation:

|    | Per annual average<br>full-time equivalent student<br>in grades 9-12 |
|----|--|
| 21 |  |
| 22 |  |
| 23 |  |
| 24 | Technology. . . . . \$36.35  |
| 25 | Curriculum and textbooks. . . . . \$39.02                            |
| 26 | Other supplies . . . . . \$77.28                                     |
| 27 | Library materials. . . . . \$5.56                                    |
| 28 | Instructional professional development for certificated and          |
| 29 | classified staff. . . . . \$6.04                                     |

30 (9) In addition to the amounts provided in subsection (8) of this  
31 section and subject to RCW 28A.150.265, the omnibus appropriations  
32 act shall provide an amount based on full-time equivalent student  
33 enrollment in each of the following:

34 (a) Exploratory career and technical education courses for  
35 students in grades seven through twelve;

36 (b) Preparatory career and technical education courses for  
37 students in grades nine through twelve offered in a high school; and

1 (c) Preparatory career and technical education courses for  
2 students in grades eleven and twelve offered through a skill center.

3 (10) In addition to the allocations otherwise provided under this  
4 section, amounts shall be provided to support the following programs  
5 and services:

6 (a)(i) To provide supplemental instruction and services for  
7 students who are not meeting academic standards through the learning  
8 assistance program under RCW 28A.165.005 through 28A.165.065,  
9 allocations shall be based on the greater of either: The district  
10 percentage of students in kindergarten through grade twelve who were  
11 eligible for free or reduced-price meals for the school year  
12 immediately preceding the district's participation, in whole or part,  
13 in the United States department of agriculture's community  
14 eligibility provision, or the district percentage of students in  
15 grades K-12 who were eligible for free or reduced-price meals in the  
16 prior school year. The minimum allocation for the program shall  
17 provide for each level of prototypical school resources to provide,  
18 on a statewide average, 2.3975 hours per week in extra instruction  
19 with a class size of fifteen learning assistance program students per  
20 teacher.

21 (ii) In addition to funding allocated under (a)(i) of this  
22 subsection, to provide supplemental instruction and services for  
23 students who are not meeting academic standards in qualifying  
24 schools. A qualifying school means a school in which the three-year  
25 rolling average of the prior year total annual average enrollment  
26 that qualifies for free or reduced-price meals equals or exceeds  
27 fifty percent or more of its total annual average enrollment. A  
28 school continues to meet the definition of a qualifying school if the  
29 school: Participates in the United States department of agriculture's  
30 community eligibility provision; and met the definition of a  
31 qualifying school in the year immediately preceding their  
32 participation. The minimum allocation for this additional high  
33 poverty-based allocation must provide for each level of prototypical  
34 school resources to provide, on a statewide average, 1.1 hours per  
35 week in extra instruction with a class size of fifteen learning  
36 assistance program students per teacher, under RCW 28A.165.055,  
37 school districts must distribute the high poverty-based allocation to  
38 the schools that generated the funding allocation.

39 (b)(i) To provide supplemental instruction and services for  
40 students whose primary language is other than English, allocations



1 shall be based on the head count number of students in each school  
2 who are eligible for and enrolled in the transitional bilingual  
3 instruction program under RCW 28A.180.010 through 28A.180.080. The  
4 minimum allocation for each level of prototypical school shall  
5 provide resources to provide, on a statewide average, 4.7780 hours  
6 per week in extra instruction for students in grades kindergarten  
7 through six and 6.7780 hours per week in extra instruction for  
8 students in grades seven through twelve, with fifteen transitional  
9 bilingual instruction program students per teacher. Notwithstanding  
10 other provisions of this subsection (10), the actual per-student  
11 allocation may be scaled to provide a larger allocation for students  
12 needing more intensive intervention and a commensurate reduced  
13 allocation for students needing less intensive intervention, as  
14 detailed in the omnibus appropriations act.

15 (ii) To provide supplemental instruction and services for  
16 students who have exited the transitional bilingual program,  
17 allocations shall be based on the head count number of students in  
18 each school who have exited the transitional bilingual program within  
19 the previous two years based on their performance on the English  
20 proficiency assessment and are eligible for and enrolled in the  
21 transitional bilingual instruction program under RCW  
22 28A.180.040(1)(g). The minimum allocation for each prototypical  
23 school shall provide resources to provide, on a statewide average,  
24 3.0 hours per week in extra instruction with fifteen exited students  
25 per teacher.

26 (c) To provide additional allocations to support programs for  
27 highly capable students under RCW 28A.185.010 through 28A.185.030,  
28 allocations shall be based on 5.0 percent of each school district's  
29 full-time equivalent basic education enrollment. The minimum  
30 allocation for the programs shall provide resources to provide, on a  
31 statewide average, 2.1590 hours per week in extra instruction with  
32 fifteen highly capable program students per teacher.

33 (11) The allocations under subsections (4)(a), (5), (6), and (8)  
34 of this section shall be enhanced as provided under RCW 28A.150.390  
35 on an excess cost basis to provide supplemental instructional  
36 resources for students with disabilities.

37 (12)(a) For the purposes of allocations for prototypical high  
38 schools and middle schools under subsections (4) and (10) of this  
39 section that are based on the percent of students in the school who  
40 are eligible for free and reduced-price meals, the actual percent of

1 such students in a school shall be adjusted by a factor identified in  
2 the omnibus appropriations act to reflect underreporting of free and  
3 reduced-price meal eligibility among middle and high school students.

4 (b) Allocations or enhancements provided under subsections (4),  
5 (7), and (9) of this section for exploratory and preparatory career  
6 and technical education courses shall be provided only for courses  
7 approved by the office of the superintendent of public instruction  
8 under chapter 28A.700 RCW.

9 (13)(a) This formula for distribution of basic education funds  
10 shall be reviewed biennially by the superintendent and governor. The  
11 recommended formula shall be subject to approval, amendment or  
12 rejection by the legislature.

13 (b) In the event the legislature rejects the distribution formula  
14 recommended by the governor, without adopting a new distribution  
15 formula, the distribution formula for the previous school year shall  
16 remain in effect.

17 (c) The enrollment of any district shall be the annual average  
18 number of full-time equivalent students and part-time students as  
19 provided in RCW 28A.150.350, enrolled on the first school day of each  
20 month, including students who are in attendance pursuant to RCW  
21 28A.335.160 and 28A.225.250 who do not reside within the servicing  
22 school district. The definition of full-time equivalent student shall  
23 be determined by rules of the superintendent of public instruction  
24 and shall be included as part of the superintendent's biennial budget  
25 request. The definition shall be based on the minimum instructional  
26 hour offerings required under RCW 28A.150.220. Any revision of the  
27 present definition shall not take effect until approved by the house  
28 ways and means committee and the senate ways and means committee.

29 (d) The office of financial management shall make a monthly  
30 review of the superintendent's reported full-time equivalent students  
31 in the common schools in conjunction with RCW 43.62.050.

32 **Sec. 3.** RCW 28A.400.007 and 2017 3rd sp.s. c 13 s 904 are each  
33 amended to read as follows:

34 (1) In addition to the staffing units in RCW 28A.150.260, the  
35 superintendent of public instruction must provide school districts  
36 with allocations for the following staff units if and to the extent  
37 that funding is specifically appropriated and designated for that  
38 category of staffing unit in the omnibus operating appropriations  
39 act.

1 (a) Additional staffing units for each level of prototypical  
 2 school in RCW 28A.150.260:

|   | Elementary<br>School | Middle<br>School  | High<br>School      |
|---|----------------------|-------------------|---------------------|
| 5 Principals, assistant principals, and other certificated building-level<br>6 administrators. . . . .  | 0.0470               | 0.0470            | 0.0200              |
| 7 Teacher-librarians, a function that includes information literacy, technology,<br>8 and media to support school library media programs. . . . . | 0.3370               | 0.4810            | 0.4770              |
| 9 <del>((Health and social services:</del>  |                      |                   |                     |
| 10 <del>School nurses. . . . .</del>  | <del>0.5090</del>    | <del>0.8280</del> | <del>0.7280</del>   |
| 11 <del>Social workers. . . . .</del>   | <del>0.2690</del>    | <del>0.0820</del> | <del>0.1120</del>   |
| 12 <del>Psychologists. . . . .</del>  | <del>0.0870</del>    | <del>0.0220</del> | <del>0.0420</del>   |
| 13 <del>Guidance counselors, a function that includes parent outreach and graduation<br/>14 advising. . . . .</del>                               | <del>0.0070</del>    | <del>0.7840</del> | <del>0.9610))</del> |
| 15 Teaching assistance, including any aspect of educational instructional services<br>16 provided by classified employees. . . . .                | 1.0640               | 0.3000            | 0.3480              |
| 17 Office support and other noninstructional aides. . . . .   | 0.9880               | 1.1750            | 0.2310              |
| 18 Custodians. . . . .  | 0.0430               | 0.0580            | 0.0350              |
| 19 <u>Physical, social, and emotional support staff:</u>  |                      |                   |                     |
| 20 Classified staff providing student and staff safety. . . . .   | 0.0000               | 0.6080            | 1.1590              |
| 21 Parent involvement coordinators. . . . .   | 0.9175               | 1.0000            | 1.0000              |

22 (b) Additional certificated instructional staff units sufficient  
 23 to achieve the following reductions in class size in each level of  
 24 prototypical school under RCW 28A.150.260:

|                                   | General education<br>certificated instructional<br>staff units sufficient to<br>achieve class size reduction of: |
|-----------------------------------|--|
| 29 Grades K-3 class size. . . . . | 0.00   |
| 30 Grade 4. . . . .               | 2.00   |
| 31 Grades 5-6. . . . .            | 2.00   |
| 32 Grades 7-8. . . . .            | 3.53   |
| 33 Grades 9-12. . . . .           | 3.74   |
| 34 CTE. . . . .                   | 4.00   |
| 35 Skills. . . . .                | <del>((4.00))</del> <u>3.00</u>  |

