



REPORT TO THE LEGISLATURE

Recommendations to Amend Provisos

2018

Authorizing legislation: Engrossed Substitute Senate Bill 6032
§ 501 (64)

(<http://lawfilesexternal.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/6032-S.SL.pdf>)

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Executive Summary

A proviso is a line item in the budget that provides funding for a specific purpose, often placing limitations on how that funding can be used. Education provisos have been appropriated for many years and give funding to a variety of programs, such as the education of students experiencing homelessness and youth suicide prevention.

As more provisos are funded, both efficiency and transparency become challenging. In 2017, a total of 114 education provisos were in effect. The 2018 Supplemental Operating Budget, Engrossed Substitute Senate Bill (ESSB) 6032, gives the Office of Superintendent of Public Instruction (OSPI) the opportunity to “develop recommendations to amend long-standing provisos within Part V of the omnibus operating budget.”

OSPI’s proposals fall into three broad categories: combining, revising, and moving provisos. Broadly speaking, the revisions will simplify the budget-writing process by reducing the number of program budgets and by creating separate program budgets for the State Board of Education (SBE), the Professional Educator Standards Board (PESB), and the Financial Education Public-Private Partnership (FEPPP).

OSPI also proposes creating a new program budget that contains all of the provisos that serve to pass through funds to other agencies and organizations.

Introduction

Section 501(64) of the 2018 Supplemental Operating Budget provides the Office of Superintendent of Public Instruction an opportunity to “develop recommendations to amend long-standing provisos within Part V of the omnibus operating budget.”

OSPI’s proposals broadly fall into three categories: combining, revising, and moving provisos. Two examples illustrate the approach:

1. A single proviso would combine three existing provisos that provide funds to support children’s mental health and suicide prevention.
2. Language should be updated to more closely align to the way the work is currently done. Section 507 of the Supplemental Budget provides funding for special education services. Language in that section should describe “students who receive special education services” instead of “special education students.”

The table below summarizes OSPI’s recommendations regarding both the structure of the budget and revisions to selected provisos.

Table 1: Summary of Proposed Proviso Changes

Combine	Revise	Move
Section 501		
(5) Collapse Office of Equity and Civil Rights, anti-harassment, and combatting bias provisos into agency admin proviso.	(1)(c) Revise due date for proviso reports.	(3) Move SBE provisos to new section.
(12) Collapse proviso that supports staff who work on foster care to agency admin proviso.	(2) Revise proviso that supports apportionment and data governance.	(4) Move PESB provisos to new section.
(14) (39) (69) Collapse safety-related provisos in our budget and the CTJC budget (Sec. 216 (5) and (6)) to create a single school safety proviso.	(38) Revise proviso to narrow scope to supporting CISL and move technical assistance for TBIP to the program.	<i>(Multiple)</i> Move pass-through provisos to new section.
(19) Collapse proviso that supports ALE staff into agency admin proviso.	(49) Delete sexual abuse of children proviso or re-write to focus on implementation and training.	Move provisos from the following sections to section 501: 506, 509, 510, 511, 512.

Combine	Revise	Move
Section 501 (cont'd)		
(20) Combine suicide proviso with (42) and (50) children's mental health provisos.	(51) Revise LAP proviso. Internal workgroup is developing recommendations.	Move the following provisos from Section 508 to Section 501: - (2) through (13) - (15) through (22), and - (25) through (26).
(21) Combine CTE course equivalency proviso with (61) CTE alignment proviso and (70) pre-apprenticeship programs with the following provisos in section 513: (9) secondary CTE grants in, (11) integrated math and science, (13) project lead the way, and (15) aerospace assembler program to create single CTE proviso.		Move the following provisos from Section 514 to Section 501: (1) through (5).
(27) Combine dropout proviso with guidance and counseling (29) and truancy reduction (40) provisos. <i>[Note: May require statutory change due to funding source for dropout prevention.]</i>		
(36) (37) Combine some or all of the provisos related to foster and homeless year, including 513 (19).		
(43) Combine IB proviso with (30) dual credit proviso. Delete "solely for" language from dual credit proviso language.		
(46) Combine data system with (47) accountability provisos. <i>[Note: Only (47) is funded in four-year outlook.]</i>		

Combine	Revise	Move
Section 501 (cont'd)		
(62) Combine Office of Native Education proviso with (15) state tribal education compacts.		
Section 506 – School Food Service		
(4) Combine hunger-free kids proviso with (5) breakfast after the bell proviso.		
Section 507 – Special Education		
(7) Revise with people-first language; delete obsolete language.		
(11) Revise safety net committee language to change funding for administration from a dollar amount to a percentage of program appropriation.		
Section 513 – Education Reform		
(1) Combine with 514 (3) TBIP set-aside and 514(6) supplemental TBIP to create single assessment proviso.	(4) Revise language to conform to current time limits for achieving NBTC.	
(3) Combine performance-based evaluation proviso with (12) BEST proviso and (16) teacher principal evaluation proviso.	(6) Revise to include references to P-5 literacy support.	

Conclusion

These recommendations were shared with the Office of Financial Management and the fiscal committees of the legislature.

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