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**SENATE BILL 5809**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** Senators Erwin and M. Rasmussen

Read first time 02/15/93. Referred to Committee on Education.

1 AN ACT Relating to special education; adding a new section to  
2 chapter 28A.155 RCW; and making an appropriation.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.155  
5 RCW to read as follows:

6 The superintendent of public instruction shall adopt rules to meet  
7 clearly demonstrable extraordinary funding needs beyond the level  
8 provided in the state-funded program for handicapped children. The  
9 procedures and standards shall permit relief for a school district only  
10 if a district can at least demonstrate that:

11 (1) Student characteristics and costs of providing program services  
12 in the district differ significantly from the assumptions of the state  
13 handicapped funding formula;

14 (2) Individualized education plans are properly and efficiently  
15 prepared and formulated;

16 (3) The district is making a reasonable effort to provide program  
17 services for handicapped children within funds generated by the state  
18 funding formula;

1 (4) District programs are operated in a reasonably efficient  
2 manner;

3 (5) No indirect costs are charged against the handicapped program;  
4 and

5 (6) Any available federal funds are insufficient to address the  
6 additional needs.

7 NEW SECTION. **Sec. 2.** The sum of two million nine hundred thousand  
8 dollars, or as much thereof as may be necessary, is appropriated for  
9 the biennium ending June 30, 1995, from the general fund to the  
10 superintendent of public instruction for the purposes of this act.

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