

6408-S AMS WM S4601.1

By Senator Hill

SSB 6408 - S COMM AMD

By Committee on Ways & Means

1 On page 2, line 35, after "the" strike "2016-17 and 2017-18
2 school years" and insert "2017-18 school year"

3 On page 4, line 30, after "means a" insert "classified"

4 On page 4, line 33, after "families." insert "Paraeducators are
5 not considered certificated instructional staff as that meaning and
6 term is used in this title."

7 On page 5, after line 37, insert the following:

8 **"Sec. 4.** RCW 28A.150.203 and 2009 c 548 s 102 are each amended
9 to read as follows:

10 The definitions in this section apply throughout this chapter
11 unless the context clearly requires otherwise.

12 (1) "Basic education goal" means the student learning goals and
13 the student knowledge and skills described under RCW 28A.150.210.

14 (2) "Certificated administrative staff" means all those persons
15 who are chief executive officers, chief administrative officers,
16 confidential employees, supervisors, principals, or assistant
17 principals within the meaning of RCW 41.59.020(4).

18 (3) "Certificated employee" as used in this chapter and RCW
19 28A.195.010, 28A.405.100, 28A.405.210, 28A.405.240, 28A.405.250,
20 28A.405.300 through 28A.405.380, and chapter 41.59 RCW, means those
21 persons who hold certificates as authorized by rule of the Washington
22 professional educator standards board.

23 (4) "Certificated instructional staff" means those persons
24 employed by a school district who are nonsupervisory certificated
25 employees within the meaning of RCW 41.59.020(8), except for
26 paraeducators.

27 (5) "Class size" means an instructional grouping of students
28 where, on average, the ratio of students to teacher is the number
29 specified.

1 (6) "Classified employee" means either a person who is employed
2 as a paraeducator or who does not hold a professional education
3 certificate or is employed in a position that does not require such a
4 certificate.

5 (7) "Classroom teacher" means a person who holds a professional
6 education certificate and is employed in a position for which such
7 certificate is required whose primary duty is the daily educational
8 instruction of students. In exceptional cases, people of unusual
9 competence but without certification may teach students so long as a
10 certificated person exercises general supervision, but the hiring of
11 such classified employees shall not occur during a labor dispute, and
12 such classified employees shall not be hired to replace certificated
13 employees during a labor dispute.

14 (8) "Instructional program of basic education" means the minimum
15 program required to be provided by school districts and includes
16 instructional hour requirements and other components under RCW
17 28A.150.220.

18 (9) "Program of basic education" means the overall program under
19 RCW 28A.150.200 and deemed by the legislature to comply with the
20 requirements of Article IX, section 1 of the state Constitution.

21 (10) "School day" means each day of the school year on which
22 pupils enrolled in the common schools of a school district are
23 engaged in academic and career and technical instruction planned by
24 and under the direction of the school.

25 (11) "School year" includes the minimum number of school days
26 required under RCW 28A.150.220 and begins on the first day of
27 September and ends with the last day of August, except that any
28 school district may elect to commence the annual school term in the
29 month of August of any calendar year and in such case the operation
30 of a school district for such period in August shall be credited by
31 the superintendent of public instruction to the succeeding school
32 year for the purpose of the allocation and distribution of state
33 funds for the support of such school district.

34 (12) "Teacher planning period" means a period of a school day as
35 determined by the administration and board of ~~((the))~~ directors of
36 the district that may be used by teachers for instruction-related
37 activities including but not limited to preparing instructional
38 materials; reviewing student performance; recording student data;
39 consulting with other teachers, instructional assistants, mentors,

1 instructional coaches, administrators, and parents; or participating
2 in professional development.

3 **Sec. 5.** RCW 28A.410.062 and 2011 1st sp.s. c 23 s 1 are each
4 amended to read as follows:

5 (1) The legislature finds that the current economic environment
6 requires that the state, when appropriate, charge for some of the
7 services provided directly to the users of those services. The office
8 of the superintendent of public instruction is currently supported
9 with state funds to process certification fees. In addition, the
10 legislature finds that the processing of certifications should be
11 moved to an online system that allows educators to manage their
12 certifications and provides better information to policymakers. The
13 legislature intends to assess a certification processing fee to
14 eliminate state-funded support of the cost to issue educator
15 certificates.

16 (2) In addition to the certification fee established under RCW
17 28A.410.060 for certificated instructional staff as defined in RCW
18 28A.150.203, the superintendent of public instruction shall charge an
19 application processing fee for initial educator and paraeducator
20 certificates and subsequent actions. The superintendent of public
21 instruction shall establish the amount of the fee by rule under
22 chapter 34.05 RCW. The superintendent shall set the fee at a
23 sufficient level to defray the costs of administering the educator
24 certification program under RCW 28A.300.040(9) and the paraeducator
25 certification program under section 2 of this act. Revenue generated
26 through the processing fee shall be deposited in the educator
27 certification processing account.

28 (3) The educator certification processing account is established
29 in the custody of the state treasurer. The superintendent of public
30 instruction shall deposit in the account all moneys received from the
31 fees collected in subsection (2) of this section. Moneys in the
32 account may be spent only for the processing of educator and
33 paraeducator certificates and subsequent actions. Disbursements from
34 the account shall be on authorization of the superintendent of public
35 instruction or the superintendent's designee. The account is subject
36 to the allotment procedure provided under chapter 43.88 RCW, but no
37 appropriation is required for disbursements."

1 Renumber the remaining sections consecutively and correct any
2 internal references accordingly.

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3 On page 1, line 1 of the title, after "28A.630.400" insert "
4 28A.150.203, 28A.410.062,"

EFFECT: 1. Removes field test grants for the 2016-17 school year.
2. Specifically defines a paraeducator as a classified employee.
Adds paraeducators are not certificated instructional staff.
3. Adds paraeducator certification application processing fee to
the current E-cert statute and allows for paraeducator application
fees to be deposited into the educator certification processing
account.

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