

SSB 6105 - H COMM AMD
By Committee on Education

1 Strike everything after the enacting clause and insert the
2 following:

3 "PART I
4 **SUPERINTENDENT OF PUBLIC INSTRUCTION BOARD DESIGNEES**

5 **Sec. 101.** RCW 28A.305.011 and 2006 c 263 s 105 are each amended
6 to read as follows:

7 (1) The membership of the state board of education shall be
8 composed of sixteen members who are residents of the state of
9 Washington:

10 (a) Seven shall be members representing the educational system,
11 as follows:

12 (i) Five members elected by school district directors. Three of
13 the members elected by school district directors shall be residents
14 of western Washington and two members shall be residents of eastern
15 Washington;

16 (ii) One member elected at large by the members of the boards of
17 directors of all private schools in the state meeting the
18 requirements of RCW 28A.195.010; and

19 (iii) The superintendent of public instruction or a nonvoting
20 designee of the superintendent;

21 (b) Seven members appointed by the governor; and

22 (c) Two students selected as nonvoting members in a manner
23 determined by the state board of education.

24 (2) Initial appointments shall be for terms from one to four
25 years in length, with the terms expiring on the second Monday of
26 January of the applicable year. As the terms of the first appointees
27 expire or vacancies on the board occur, the governor shall appoint or
28 reappoint members of the board to complete the initial terms or to
29 four-year terms, as appropriate.

1 (a) Appointees of the governor must be individuals who have
2 demonstrated interest in public schools and are supportive of
3 educational improvement, have a positive record of service, and who
4 will devote sufficient time to the responsibilities of the board.

5 (b) In appointing board members, the governor shall consider the
6 diversity of the population of the state.

7 (c) All appointments to the board made by the governor are
8 subject to confirmation by the senate.

9 (d) No person may serve as a member of the board, except the
10 superintendent of public instruction or the superintendent's
11 designee, for more than two consecutive full four-year terms.

12 (3) The governor may remove an appointed member of the board for
13 neglect of duty, misconduct, malfeasance, or misfeasance in office,
14 or for incompetent or unprofessional conduct as defined in chapter
15 18.130 RCW. In such a case, the governor shall file with the
16 secretary of state a statement of the causes for and the order of
17 removal from office, and the secretary of state shall send a
18 certified copy of the statement of causes and order of removal to the
19 last known post office address of the member.

20 (4) (a) The chair of the board shall be elected by a majority vote
21 of the members of the board. The chair of the board shall serve a
22 term of two years, and may be reelected to an additional term. A
23 member of the board may not serve as chair for more than two
24 consecutive terms.

25 (b) Eight voting members of the board constitute a quorum for the
26 transaction of business.

27 (c) (~~All~~) Except as provided otherwise by this section, all
28 members of the board except the student members are voting members.

29 (5) Members of the board appointed by the governor who are not
30 public employees shall be compensated in accordance with RCW
31 43.03.250 and shall be reimbursed for travel expenses incurred in
32 carrying out the duties of the board in accordance with RCW 43.03.050
33 and 43.03.060.

34 **Sec. 102.** RCW 43.30.205 and 2010 c 189 s 1 are each amended to
35 read as follows:

36 (1) The board shall consist of six members:

37 (a) The governor or the governor's designee;

38 (b) The superintendent of public instruction or the
39 superintendent's designee;

1 (c) The commissioner;

2 (d) The director of the University of Washington school of forest
3 resources;

4 (e) The dean of the Washington State University college of
5 agricultural, human, and natural resource sciences; and

6 (f) A representative of those counties that contain state
7 forestlands acquired or transferred under RCW 79.22.010, 79.22.040,
8 and 79.22.020.

9 (2)(a) The county representative on the board shall be selected
10 by the legislative authorities of those counties that contain state
11 forestlands acquired or transferred under RCW 79.22.010, 79.22.040,
12 and 79.22.020. In the selection of the county representative, each
13 participating county shall have one vote. The Washington state
14 association of counties shall convene a meeting for the purpose of
15 making the selection and shall notify the board of the selection.

16 (b) The county representative must be a duly elected member of a
17 county legislative authority who shall serve a term of four years
18 unless the representative should leave office for any reason. The
19 initial term shall begin on July 1, 1986.

20 **Sec. 103.** RCW 43.59.030 and 2018 c 201 s 8010 are each amended
21 to read as follows:

22 The governor shall be assisted in his or her duties and
23 responsibilities by the Washington state traffic safety commission.
24 The Washington traffic safety commission shall be composed of the
25 governor as chair, the superintendent of public instruction or the
26 superintendent's designee, the director of licensing, the secretary
27 of transportation, the chief of the state patrol, the secretary of
28 health, the director of the health care authority, a representative
29 of the association of Washington cities to be appointed by the
30 governor, a member of the association of counties to be appointed by
31 the governor, and a representative of the judiciary to be appointed
32 by the governor. Appointments to any vacancies among appointee
33 members shall be as in the case of original appointment.

34 The governor may designate an employee of the governor's office
35 familiar with the traffic safety commission to act on behalf of the
36 governor during the absence of the governor at one or more of the
37 meetings of the commission. The vote of the designee shall have the
38 same effect as if cast by the governor if the designation is in

1 writing and is presented to the person presiding at the meetings
2 included within the designation.

3 The governor may designate a member, other than the governor's
4 designee, to preside during the governor's absence.

5 **Sec. 104.** RCW 28A.310.030 and 2006 c 263 s 603 are each amended
6 to read as follows:

7 Except as otherwise provided in this chapter, in each educational
8 service district there shall be an educational service district board
9 consisting of seven members elected by the school directors of the
10 educational service district, one from each of seven educational
11 service district board-member districts. Board-member districts in
12 districts reorganized under RCW 28A.310.020, or as provided for in
13 RCW 28A.310.120 and under this section, shall be initially determined
14 by the state board of education. If a reorganization pursuant to RCW
15 28A.310.020 places the residence of a board member into another or
16 newly created educational service district, such member shall serve
17 on the board of the educational service district of residence and at
18 the next election called by the (~~superintendent of public~~
19 ~~instruction~~) executive director of the Washington state school
20 directors' association pursuant to RCW 28A.310.080 a new seven member
21 board shall be elected. If the redrawing of board-member district
22 boundaries pursuant to this chapter shall cause the resident board-
23 member district of two or more board members to coincide, such board
24 members shall continue to serve on the board and at the next election
25 called by the (~~superintendent of public instruction~~) executive
26 director of the Washington state school directors' association a new
27 board shall be elected. The board-member districts shall be arranged
28 so far as practicable on a basis of equal population, with
29 consideration being given existing board members of existing
30 educational service district boards. Each educational service
31 district board member shall be elected by the school directors of
32 each school district within the educational service district.
33 Beginning in 1971 and every ten years thereafter, educational service
34 district boards shall review and, if necessary, shall change the
35 boundaries of board-member districts so as to provide so far as
36 practicable equal representation according to population of such
37 board-member districts and to conform to school district boundary
38 changes: PROVIDED, That all board-member district boundaries, to the
39 extent necessary to conform with this chapter, shall be immediately

1 redrawn for the purposes of the next election called by the
2 (~~superintendent of public instruction~~) executive director of the
3 Washington state school directors' association following any
4 reorganization pursuant to this chapter. Such district board, if
5 failing to make the necessary changes prior to June 1st of the
6 appropriate year, shall refer for settlement questions on board-
7 member district boundaries to the office of the superintendent of
8 public instruction, which, after a public hearing, shall decide such
9 questions.

10 **PART II**

11 **ADMINISTRATION OF STATE BOARD OF EDUCATION AND EDUCATIONAL SERVICE**
12 **DISTRICT ELECTIONS**

13 **Sec. 201.** RCW 28A.305.021 and 2005 c 497 s 102 are each amended
14 to read as follows:

15 The election of state board of education members by school
16 directors and private school board members shall be conducted by the
17 (~~office of the superintendent of public instruction~~) Washington
18 state school directors' association for the members of the state
19 board who begin serving on January 1, 2006, and thereafter.

20 (1) The (~~superintendent~~) school directors' association shall
21 adopt rules for the conduct of elections, which shall include, but
22 need not be limited to: The definition of the eastern Washington and
23 western Washington geographic regions of the state for the purpose of
24 determining board member positions; the weighting of votes cast by
25 the number of students in the school director's school district or
26 board member's private school; election and dispute resolution
27 procedures; the process for filling vacancies; and election
28 timelines. The election timeline shall include calling for elections
29 no later than the twenty-fifth of August, and notification of the
30 election results no later than the fifteenth of December.

31 (2) State board member positions one and two shall be filled by
32 residents of the eastern Washington region and positions three, four,
33 and five shall be filled by residents of the western Washington
34 region.

35 (3) A school director shall be eligible to vote only for a
36 candidate for each position in the geographic region within which the
37 school director resides.

1 (4) Initial terms of the individuals elected by the school
2 directors shall be for terms of two to four years in length as
3 follows: Two members, one from eastern Washington and one from
4 western Washington, shall be elected to two-year terms; two members,
5 one from eastern Washington and one from western Washington, shall be
6 elected to four-year terms; and one member from western Washington
7 shall be elected to a three-year term. The term of the private school
8 member shall be two years. All terms shall expire on the second
9 Monday of January of the applicable year.

10 (5) No person employed in any public or private school, college,
11 university, or other educational institution or any educational
12 service district superintendent's office or in the office of the
13 superintendent of public instruction is eligible for membership on
14 the state board of education. No member of a board of directors of a
15 local school district or private school may continue to serve in that
16 capacity after having been elected to the state board.

17 **Sec. 202.** RCW 28A.310.050 and 2006 c 263 s 604 are each amended
18 to read as follows:

19 Any educational service district board may elect by resolution of
20 the board to increase the board member size to nine board members. In
21 such case positions number eight and nine shall be filled at the next
22 election called by the (~~superintendent of public instruction~~)
23 executive director of the Washington state school directors'
24 association, position numbered eight to be for a term of two years,
25 position numbered nine to be for a term of four years. Thereafter the
26 terms for such positions shall be for four years.

27 **Sec. 203.** RCW 28A.310.060 and 2006 c 263 s 605 are each amended
28 to read as follows:

29 The term of every educational service district board member shall
30 begin on the second Monday in January next following the election at
31 which he or she was elected: PROVIDED, That a person elected to less
32 than a full term pursuant to this section shall take office as soon
33 as the election returns have been certified and he or she has
34 qualified. In the event of a vacancy in the board from any cause,
35 such vacancy shall be filled by appointment of a person from the same
36 board-member district by the educational service district board. In
37 the event that there are more than three vacancies in a seven-member
38 board or four vacancies in a nine-member board, the superintendent of

1 public instruction shall fill by appointment sufficient vacancies so
2 that there shall be a quorum of the board serving. Each appointed
3 board member shall serve until his or her successor has been elected
4 at the next election called by the (~~superintendent of public~~
5 ~~instruction~~) executive director of the Washington state school
6 directors' association and has qualified.

7 **Sec. 204.** RCW 28A.310.080 and 2007 c 460 s 1 are each amended to
8 read as follows:

9 Not later than the twenty-fifth day of August of every odd-
10 numbered year, the (~~superintendent of public instruction~~) executive
11 director of the Washington state school directors' association shall
12 call an election to be held in each educational service district
13 within which resides a member of the board of the educational service
14 district whose term of office expires on the second Monday of January
15 next following, and shall give written notice thereof to each member
16 of the board of directors of each school district in such educational
17 service district. Such notice shall include instructions and rules
18 established by the (~~superintendent of public instruction~~)
19 Washington state school directors' association for the conduct of the
20 election.

21 **Sec. 205.** RCW 28A.310.090 and 2006 c 263 s 606 are each amended
22 to read as follows:

23 Candidates for membership on an educational service district
24 board shall file declarations of candidacy with the (~~superintendent~~
25 ~~of public instruction~~) Washington state school directors'
26 association on forms prepared by the (~~superintendent~~) association.
27 Declarations of candidacy may be filed by person or by mail not
28 earlier than the first day of September, nor later than the sixteenth
29 day of September. The (~~superintendent~~) association may not accept
30 any declaration of candidacy that is not on file in his or her office
31 or is not postmarked before the seventeenth day of September.

32 **Sec. 206.** RCW 28A.310.100 and 2006 c 263 s 607 are each amended
33 to read as follows:

34 Each member of an educational service district board shall be
35 elected by a majority of the votes cast at the election for all
36 candidates for the position. All votes shall be cast by mail
37 addressed to the (~~superintendent of public instruction~~) Washington

1 state school directors' association and no votes shall be accepted
2 for counting if postmarked after the sixteenth day of October or if
3 not postmarked or the postmark is not legible, if received by mail
4 after the twenty-first day of October following the call of the
5 election. (~~The superintendent of public instruction and~~) An
6 election board comprised of three persons appointed by the
7 (~~superintendent~~) executive director of the Washington state school
8 directors' association shall count and tally the votes not later than
9 the twenty-fifth day of October in the following manner: Each vote
10 cast by a school director shall be accorded as one vote. If no
11 candidate receives a majority of the votes cast, then, not later than
12 the first day of November, the (~~superintendent of public~~
13 ~~instruction~~) executive director of the Washington state school
14 directors' association shall call a second election to be conducted
15 in the same manner and at which the candidates shall be the two
16 candidates receiving the highest number of votes cast. No vote cast
17 at such second election shall be received for counting if postmarked
18 after the sixteenth day of November or if not postmarked or the
19 postmark is not legible, if received by mail after the twenty-first
20 day of November and the votes shall be counted as hereinabove
21 provided on the twenty-fifth day of November. The candidate receiving
22 a majority of votes at any such second election shall be declared
23 elected. In the event of a tie in such second election, the candidate
24 elected shall be determined by a chance drawing of a nature
25 established by the (~~superintendent of public instruction~~) executive
26 director of the Washington state school directors' association.
27 Within ten days following the count of votes in an election at which
28 a member of an educational service district board is elected, the
29 (~~superintendent of public instruction~~) executive director of the
30 Washington state school directors' association shall certify to the
31 county auditor of the headquarters county of the educational service
32 district the name or names of the persons elected to be members of
33 the educational service district board.

PART III

SCHOOL FACILITY ADVISORY GROUP

36 **Sec. 301.** RCW 28A.525.025 and 2006 c 263 s 308 are each amended
37 to read as follows:

1 **Sec. 401.** RCW 28A.410.200 and 2017 c 189 s 1 are each amended to
2 read as follows:

3 (1)(a) The Washington professional educator standards board is
4 created, consisting of twelve members to be appointed by the governor
5 to four-year terms and the superintendent of public instruction or
6 the superintendent's designee. (~~On August 1, 2009, the board shall~~
7 ~~be reduced to twelve members.~~)

8 (b) Vacancies on the board shall be filled by appointment or
9 reappointment by the governor to terms of four years.

10 (c) No person may serve as a member of the board for more than
11 two consecutive full four-year terms.

12 (d) The governor shall biennially appoint the chair of the board.
13 No board member may serve as chair for more than four consecutive
14 years.

15 (2) A majority of the members of the board shall be active
16 practitioners (~~with the majority being~~) and half of the active
17 practitioners must be classroom based. The members of the board must
18 represent educator preparation programs, with at least one member
19 from a private institution and at least one member from a public
20 institution. Membership on the board shall include individuals having
21 one or more of the following:

22 (a) Experience in one or more of the education roles for which
23 state preparation program approval is required and certificates
24 issued;

25 (b) (~~Experience providing or leading a state-approved teacher or~~
26 ~~educator preparation program;~~

27 ~~(e)~~) Experience providing mentoring and coaching to education
28 professionals or others; and

29 ~~((d))~~ (c) Education-related community experience.

30 (3) In appointing board members, the governor shall consider the
31 individual's commitment to quality education and the ongoing
32 improvement of instruction, experiences in the public schools or
33 private schools, involvement in developing quality teaching
34 preparation and support programs, and vision for the most effective
35 yet practical system of assuring teaching quality. The governor shall
36 also consider the diversity of the population of the state.

37 (4) All appointments to the board made by the governor are
38 subject to confirmation by the senate.

39 (5) Each member of the board shall be compensated in accordance
40 with RCW 43.03.240 and shall be reimbursed for travel expenses

1 incurred in carrying out the duties of the board in accordance with
2 RCW 43.03.050 and 43.03.060.

3 (6) The governor may remove a member of the board for neglect of
4 duty, misconduct, malfeasance or misfeasance in office, or for
5 incompetency or unprofessional conduct as defined in chapter 18.130
6 RCW. In such a case, the governor shall file with the secretary of
7 state a statement of the causes for and the order of removal from
8 office, and the secretary of state shall send a certified copy of the
9 statement of causes and order of removal to the last known post
10 office address of the member.

11 (7) (~~Members of the board~~) The superintendent of public
12 instruction shall hire and employ an executive director ((and)), an
13 administrative assistant ((to reside in the office of the
14 superintendent of public instruction for administrative purposes
15 only)), and staff deemed necessary for the efficient administration
16 of the board.

17 (8) Members of the board may create informal advisory groups as
18 needed to inform the board's work."

19 Correct the title.

EFFECT: (1) Allows a designee of the Superintendent of Public Instruction (SPI) to serve on the State Board of Education (SBE) as a nonvoting member.

(2) Removes duplicative language allowing the SPI to designate a person to serve in his or her capacity on the Workforce Training and Education Coordinating Board (as allowed by current law).

(3) Makes the following changes to the Professional Educator Standards Board (PESB):

(a) Requires half of the active practitioners on the PESB to be classroom based;

(b) Requires the members of the PESB to represent educator preparation programs, with at least one member representing an educator preparation program from a private institution, and at least one member representing an educator preparation program from a public institution;

(c) Removes a provision requiring the PESB to include individuals with experience providing or leading a state-approved teacher or educator preparation program;

(d) Removes hiring authority from the PESB for an executive director and an administrative assistant, and directs the SPI to hire and employ an executive director, an administrative assistant, and staff deemed necessary for the efficient administration of the PESB; and

(e) Removes language specifying that the executive director and an administrative staff of the PESB reside in the Office of the

Superintendent of Public Instruction for administrative purposes only.

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