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SENATE BILL 5194

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State of Washington                      63rd Legislature                      2013 Regular Session

By Senator Honeyford; by request of Office of Financial Management

Read first time 01/23/13. Referred to Committee on Ways & Means.

1            AN ACT Relating to reducing adjustments to compensation for  
2 educational and academic employees; amending RCW 28A.400.205,  
3 28B.50.465, 28B.50.468, and 28A.405.415; providing an effective date;  
4 and declaring an emergency.

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

6            **Sec. 1.** RCW 28A.400.205 and 2011 1st sp.s. c 18 s 1 are each  
7 amended to read as follows:

8            (1) School district employees shall be provided an annual salary  
9 cost-of-living increase in accordance with this section.

10            (a) The cost-of-living increase shall be calculated by applying the  
11 rate of the yearly increase in the cost-of-living index to any state-  
12 funded salary base used in state funding formulas for teachers and  
13 other school district employees. Beginning with the 2001-02 school  
14 year, and for each subsequent school year, except for the ((2011-12 and  
15 2012-13)) 2013-14 and 2014-15 school years, each school district shall  
16 be provided a cost-of-living allocation sufficient to grant this cost-  
17 of-living increase.

18            (b) A school district shall distribute its cost-of-living  
19 allocation for salaries and salary-related benefits in accordance with

1 the district's salary schedules, collective bargaining agreements, and  
2 compensation policies. No later than the end of the school year, each  
3 school district shall certify to the superintendent of public  
4 instruction that it has spent funds provided for cost-of-living  
5 increases on salaries and salary-related benefits.

6 (c) Any funded cost-of-living increase shall be included in the  
7 salary base used to determine cost-of-living increases for school  
8 employees in subsequent years. For teachers and other certificated  
9 instructional staff, the rate of the annual cost-of-living increase  
10 funded for certificated instructional staff shall be applied to the  
11 base salary used with the statewide salary allocation schedule  
12 established under RCW 28A.150.410 and to any other salary models used  
13 to recognize school district personnel costs.

14 (2) For the purposes of this section, "cost-of-living index" means,  
15 for any school year, the previous calendar year's annual average  
16 consumer price index, using the official current base, compiled by the  
17 bureau of labor statistics, United States department of labor for the  
18 state of Washington. If the bureau of labor statistics develops more  
19 than one consumer price index for areas within the state, the index  
20 covering the greatest number of people, covering areas exclusively  
21 within the boundaries of the state, and including all items shall be  
22 used for the cost-of-living index in this section.

23 **Sec. 2.** RCW 28B.50.465 and 2011 1st sp.s. c 18 s 2 are each  
24 amended to read as follows:

25 (1) Academic employees of community and technical college districts  
26 shall be provided an annual salary cost-of-living increase in  
27 accordance with this section. For purposes of this section, "academic  
28 employee" has the same meaning as defined in RCW 28B.52.020.

29 (a) Beginning with the 2001-2002 fiscal year, and for each  
30 subsequent fiscal year, except as provided in (d) of this subsection,  
31 each college district shall receive a cost-of-living allocation  
32 sufficient to increase academic employee salaries, including mandatory  
33 salary-related benefits, by the rate of the yearly increase in the  
34 cost-of-living index.

35 (b) A college district shall distribute its cost-of-living  
36 allocation for salaries and salary-related benefits in accordance with  
37 the district's salary schedules, collective bargaining agreements, and

1 other compensation policies. No later than the end of the fiscal year,  
2 each college district shall certify to the college board that it has  
3 spent funds provided for cost-of-living increases on salaries and  
4 salary-related benefits.

5 (c) The college board shall include any funded cost-of-living  
6 increase in the salary base used to determine cost-of-living increases  
7 for academic employees in subsequent years.

8 (d) Beginning with the 2001-2002 fiscal year, and for each  
9 subsequent fiscal year except for the (~~2011-2012 and 2012-2013~~) 2013-  
10 2014 and 2014-2015 fiscal years, the state shall fully fund the cost-  
11 of-living increase set forth in this section.

12 (2) For the purposes of this section, "cost-of-living index" means,  
13 for any fiscal year, the previous calendar year's annual average  
14 consumer price index, using the official current base, compiled by the  
15 bureau of labor statistics, United States department of labor for the  
16 state of Washington. If the bureau of labor statistics develops more  
17 than one consumer price index for areas within the state, the index  
18 covering the greatest number of people, covering areas exclusively  
19 within the boundaries of the state, and including all items shall be  
20 used for the cost-of-living index in this section.

21 **Sec. 3.** RCW 28B.50.468 and 2011 1st sp.s. c 18 s 3 are each  
22 amended to read as follows:

23 (1) Classified employees of technical colleges shall be provided an  
24 annual salary cost-of-living increase in accordance with this section.  
25 For purposes of this section, "technical college" has the same meaning  
26 as defined in RCW 28B.50.030. This section applies to only those  
27 classified employees under the jurisdiction of chapter 41.56 RCW.

28 (a) Beginning with the 2001-2002 fiscal year, and for each  
29 subsequent fiscal year, except as provided in (d) of this subsection,  
30 each technical college board of trustees shall receive a cost-of-living  
31 allocation sufficient to increase classified employee salaries,  
32 including mandatory salary-related benefits, by the rate of the yearly  
33 increase in the cost-of-living index.

34 (b) A technical college board of trustees shall distribute its  
35 cost-of-living allocation for salaries and salary-related benefits in  
36 accordance with the technical college's salary schedules, collective  
37 bargaining agreements, and other compensation policies. No later than

1 the end of the fiscal year, each technical college shall certify to the  
2 college board that it has spent funds provided for cost-of-living  
3 increases on salaries and salary-related benefits.

4 (c) The college board shall include any funded cost-of-living  
5 increase in the salary base used to determine cost-of-living increases  
6 for technical college classified employees in subsequent years.

7 (d) Beginning with the 2001-2002 fiscal year, and for each  
8 subsequent fiscal year except for the (~~2011-2012 and 2012-2013~~) 2013-  
9 2014 and 2014-2015 fiscal years, the state shall fully fund the cost-  
10 of-living increase set forth in this section.

11 (2) For the purposes of this section, "cost-of-living index" means,  
12 for any fiscal year, the previous calendar year's annual average  
13 consumer price index, using the official current base, compiled by the  
14 bureau of labor statistics, United States department of labor for the  
15 state of Washington. If the bureau of labor statistics develops more  
16 than one consumer price index for areas within the state, the index  
17 covering the greatest number of people, covering areas exclusively  
18 within the boundaries of the state, and including all items shall be  
19 used for the cost-of-living index in this section.

20 **Sec. 4.** RCW 28A.405.415 and 2011 1st sp.s. c 18 s 4 are each  
21 amended to read as follows:

22 (1) Certificated instructional staff who have attained  
23 certification from the national board for professional teaching  
24 standards shall receive a bonus each year in which they maintain the  
25 certification. The bonus shall be calculated as follows: The annual  
26 bonus shall be five thousand dollars in the 2007-08 school year.  
27 Thereafter, the annual bonus shall increase by inflation. For the  
28 (~~2011-12 and 2012-13~~) 2013-14 and 2014-15 school years the annual  
29 bonus shall be subject to the availability of amounts appropriated for  
30 this purpose.

31 (2) Certificated instructional staff who have attained  
32 certification from the national board for professional teaching  
33 standards shall be eligible for bonuses in addition to that provided by  
34 subsection (1) of this section if the individual is in an instructional  
35 assignment in a school in which at least seventy percent of the  
36 students qualify for the free and reduced-price lunch program.

1           (3) The amount of the additional bonus under subsection (2) of this  
2 section for those meeting the qualifications of subsection (2) of this  
3 section is five thousand dollars.

4           (4) The bonuses provided under this section are in addition to  
5 compensation received under a district's salary schedule adopted in  
6 accordance with RCW 28A.405.200 and shall not be included in  
7 calculations of a district's average salary and associated salary  
8 limitations under RCW 28A.400.200.

9           (5) The bonuses provided under this section shall be paid in a lump  
10 sum amount.

11           NEW SECTION.   **Sec. 5.** This act is necessary for the immediate  
12 preservation of the public peace, health, or safety, or support of the  
13 state government and its existing public institutions, and takes effect  
14 July 1, 2013.

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