
SENATE BILL 5736

State of Washington **66th Legislature** **2019 Regular Session**

By Senators Wellman, Wilson, C., Conway, and Kuderer

Read first time 01/30/19. Referred to Committee on Ways & Means.

1 AN ACT Relating to the funding allocation for special education
2 programs; and amending RCW 28A.150.390.

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

4 **Sec. 1.** RCW 28A.150.390 and 2018 c 266 s 102 are each amended to
5 read as follows:

6 (1) The superintendent of public instruction shall submit to each
7 regular session of the legislature during an odd-numbered year a
8 programmed budget request for special education programs for students
9 with disabilities. Funding for programs operated by local school
10 districts shall be on an excess cost basis from appropriations
11 provided by the legislature for special education programs for
12 students with disabilities and shall take account of state funds
13 accruing through RCW 28A.150.260 (4)(a), (5), (6), and (8) and
14 28A.150.415.

15 (2) The excess cost allocation to school districts shall be based
16 on the following:

17 (a) A district's annual average headcount enrollment of students
18 ages birth through four and those five year olds not yet enrolled in
19 kindergarten who are eligible for and enrolled in special education,
20 multiplied by the district's base allocation per full-time equivalent
21 student, multiplied by 1.15; and

1 (b) A district's annual average full-time equivalent basic
2 education enrollment, multiplied by the district's funded enrollment
3 percent, multiplied by the district's base allocation per full-time
4 equivalent student, multiplied by (~~0.9609~~) 0.98.

5 (3) As used in this section:

6 (a) "Base allocation" means the total state allocation to all
7 schools in the district generated by the distribution formula under
8 RCW 28A.150.260 (4)(a), (5), (6), and (8) and the allocation under
9 RCW 28A.150.415, to be divided by the district's full-time equivalent
10 enrollment.

11 (b) "Basic education enrollment" means enrollment of resident
12 students including nonresident students enrolled under RCW
13 28A.225.225 and students from nonhigh districts enrolled under RCW
14 28A.225.210 and excluding students residing in another district
15 enrolled as part of an interdistrict cooperative program under RCW
16 28A.225.250.

17 (c) "Enrollment percent" means the district's resident special
18 education annual average enrollment, excluding students ages birth
19 through four and those five year olds not yet enrolled in
20 kindergarten, as a percent of the district's annual average full-time
21 equivalent basic education enrollment.

22 (d) "Funded enrollment percent" means the lesser of the
23 district's actual enrollment percent or thirteen and five-tenths
24 percent.

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