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HOUSE BILL 1688

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State of Washington

65th Legislature

2017 Regular Session

By Representatives Santos and Harris; by request of Superintendent of Public Instruction

1 AN ACT Relating to the openly licensed courseware; and amending  
2 RCW 28A.300.803.

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

4 **Sec. 1.** RCW 28A.300.803 and 2012 c 178 s 2 are each amended to  
5 read as follows:

6 (1)(a) Subject to availability of amounts appropriated for this  
7 specific purpose, the superintendent of public instruction shall take  
8 the lead in identifying and developing a library of openly licensed  
9 courseware aligned with (~~the common core~~) state K-12 learning  
10 standards and placed under an attribution license, registered by a  
11 nonprofit or for-profit organization with domain expertise in open  
12 courseware, that allows others to use, distribute, and create  
13 derivative works based upon the digital material, while still  
14 allowing the authors or creators to retain the copyright and to  
15 receive credit for their efforts.

16 (b) During the course of identification and development of a  
17 library of openly licensed courseware, the superintendent:

18 (i) May contract with third parties for all or part of the  
19 development;

1 (ii) May adopt or adapt existing high quality openly licensed  
2 K-12 courseware aligned with the (~~common—core~~) state learning  
3 standards;

4 (iii) May consider multiple sources of openly licensed  
5 courseware;

6 (iv) Must use best efforts to seek additional outside funding by  
7 actively partnering with private organizations;

8 (v) Must work collaboratively with other states that have adopted  
9 the common core state standards and collectively share results; and

10 (vi) Must include input from classroom practitioners, including  
11 teacher-librarians as defined by RCW 28A.320.240, in the results  
12 reported under subsection (2)(d) of this section.

13 (2) The superintendent of public instruction must also:

14 (a) Advertise to school districts the availability of openly  
15 licensed courseware, with an emphasis on the fact that the courseware  
16 is available at no cost to the districts;

17 (b) Identify an open courseware repository to which openly  
18 licensed courseware identified and developed under this section may  
19 be submitted, in which openly licensed courseware may be housed, and  
20 from which openly licensed courseware may be easily accessed, all at  
21 no cost to school districts;

22 (c) Provide professional development programs that offer support,  
23 guidance, and instruction regarding the creation, use, and continuous  
24 improvement of open courseware; and

25 (d) Report to the governor and the education committees of the  
26 legislature on a biennial basis, beginning December 1, 2013, (~~and~~  
27 ~~ending December 1, 2017,~~) regarding identification and development  
28 of a library of openly licensed courseware aligned with (~~the—common~~  
29 ~~core~~) state K-12 learning standards and placed under an attribution  
30 license, use by school districts of openly licensed courseware, and  
31 professional development programs provided.

32 (3) School districts may, but are not required to, use any of the  
33 openly licensed courseware.

34 (4) As used in this section, "courseware" includes the course  
35 syllabus, scope and sequence, instructional materials, modules,  
36 textbooks, including the teacher's edition, student guides,  
37 supplemental materials, formative and summative assessment supports,  
38 research articles, research data, laboratory activities, simulations,  
39 videos, open-ended inquiry activities, and any other educationally  
40 useful materials.

1           (5) The open educational resources account is created in the  
2 custody of the state treasurer. All receipts from funds collected  
3 under this section must be deposited into the account. Expenditures  
4 from the account may be used only for the development of openly  
5 licensed courseware as described in this section. Only the  
6 superintendent of public instruction or the superintendent's designee  
7 may authorize expenditures from the account. The account is subject  
8 to allotment procedures under chapter 43.88 RCW, but an appropriation  
9 is not required for expenditures.

10           (~~(6) This section expires June 30, 2018.~~)

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