
HOUSE BILL 1756

State of Washington

65th Legislature

2017 Regular Session

By Representatives Manweller and Tarleton

1 AN ACT Relating to career and technical education; amending RCW
2 28A.150.410, 28A.660.040, 28A.700.010, and 41.59.020; adding a new
3 section to chapter 28A.250 RCW; and adding a new section to chapter
4 28B.102 RCW.

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

6 **Sec. 1.** RCW 28A.150.410 and 2010 c 236 s 10 are each amended to
7 read as follows:

8 (1) The legislature shall establish for each school year in the
9 appropriations act a statewide salary allocation schedule, for
10 allocation purposes only, to be used to distribute funds for basic
11 education certificated instructional staff salaries under RCW
12 28A.150.260. For the purposes of this section, the staff allocations
13 for classroom teachers, teacher librarians, guidance counselors, and
14 student health services staff under RCW 28A.150.260 are considered
15 allocations for certificated instructional staff.

16 (2) Salary allocations for state-funded basic education
17 certificated instructional staff shall be calculated by the
18 superintendent of public instruction by determining the district's
19 average salary for certificated instructional staff, using the
20 statewide salary allocation schedule and related documents,

1 conditions, and limitations established by the omnibus appropriations
2 act.

3 (3) Beginning January 1, 1992, no more than ninety college
4 quarter-hour credits received by any employee after the baccalaureate
5 degree may be used to determine compensation allocations under the
6 state salary allocation schedule and LEAP documents referenced in the
7 omnibus appropriations act, or any replacement schedules and
8 documents, unless:

9 (a) The employee has a master's degree; or

10 (b) The credits were used in generating state salary allocations
11 before January 1, 1992.

12 (4) Beginning in the 2007-08 school year, the calculation of
13 years of service for occupational therapists, physical therapists,
14 speech-language pathologists, audiologists, nurses, social workers,
15 counselors, and psychologists regulated under Title 18 RCW may
16 include experience in schools and other nonschool positions as
17 occupational therapists, physical therapists, speech-language
18 pathologists, audiologists, nurses, social workers, counselors, or
19 psychologists. The calculation shall be that one year of service in a
20 nonschool position counts as one year of service for purposes of this
21 chapter, up to a limit of two years of nonschool service. Nonschool
22 years of service included in calculations under this subsection shall
23 not be applied to service credit totals for purposes of any
24 retirement benefit under chapter 41.32, 41.35, or 41.40 RCW, or any
25 other state retirement system benefits.

26 (5) Beginning in the 2017-18 school year, the calculation of
27 years of service for classroom teachers must include years of
28 industry experience in any state. The calculation must be that one
29 year of industry experience, up to a maximum of ten years, counts as
30 one year of service for purposes of this chapter. Industry years of
31 experience included in calculations under this subsection may not be
32 applied to service credit totals for purposes of any retirement
33 benefit under chapter 41.32, 41.35, or 41.40 RCW, or any other state
34 retirement system benefits. This subsection (5) applies only to a
35 teacher who holds a valid career and technical education teaching
36 certificate for the content area in which he or she is assigned.

37 NEW SECTION. Sec. 2. A new section is added to chapter 28A.250
38 RCW to read as follows:

1 Nothing in the rules adopted by the superintendent of public
2 instruction in accordance with this chapter, or the policies and
3 procedures adopted in accordance with RCW 28A.250.050, may:

4 (1) Require online career and technical education courses that
5 are eligible for the occupational education credit required for
6 graduation from a public high school to be aligned with a state-
7 recognized career and technical student organization if the school or
8 district can provide the student with alternative options for
9 demonstrating leadership and employability skills for the online
10 course, including community-based options, that are comparable to
11 those traditionally available through a career and technical student
12 organization; or

13 (2) Limit the online career and technical education courses
14 available to students from approved online providers to only those
15 courses that the district offers to students in a traditional
16 classroom or skill center setting. This subsection (2) applies only
17 to districts that enroll fewer than one thousand students.

18 **Sec. 3.** RCW 28A.660.040 and 2010 c 235 s 504 are each amended to
19 read as follows:

20 Alternative route programs under this chapter shall operate one
21 to four specific route programs. Successful completion of the program
22 shall make a candidate eligible for residency teacher certification.
23 The mentor of the teacher candidate at the school and the supervisor
24 of the teacher candidate from the teacher preparation program must
25 both agree that the teacher candidate has successfully completed the
26 program.

27 (1) Alternative route programs operating route one programs shall
28 enroll currently employed classified instructional employees with
29 transferable associate degrees seeking residency teacher
30 certification with endorsements in special education, bilingual
31 education, or English as a second language. It is anticipated that
32 candidates enrolled in this route will complete both their
33 baccalaureate degree and requirements for residency certification in
34 two years or less, including a mentored internship to be completed in
35 the final year. In addition, partnership programs shall uphold entry
36 requirements for candidates that include:

37 (a) District or building validation of qualifications, including
38 one year of successful student interaction and leadership as a
39 classified instructional employee;

- 1 (b) Successful passage of the statewide basic skills exam; and
2 (c) Meeting the age, good moral character, and personal fitness
3 requirements adopted by rule for teachers.

4 (2) Alternative route programs operating route two programs shall
5 enroll currently employed classified staff with baccalaureate degrees
6 seeking residency teacher certification in subject matter shortage
7 areas and areas with shortages due to geographic location. Candidates
8 enrolled in this route must complete a mentored internship
9 complemented by flexibly scheduled training and coursework offered at
10 a local site, such as a school or educational service district, or
11 online or via videoconference over the K-20 network, in collaboration
12 with the partnership program's higher education partner. In addition,
13 partnership grant programs shall uphold entry requirements for
14 candidates that include:

15 (a) District or building validation of qualifications, including
16 one year of successful student interaction and leadership as
17 classified staff;

18 (b) A baccalaureate degree from a regionally accredited
19 institution of higher education. The individual's college or
20 university grade point average may be considered as a selection
21 factor;

22 (c) Successful completion of the subject matter assessment
23 required by RCW 28A.410.220(3);

24 (d) Meeting the age, good moral character, and personal fitness
25 requirements adopted by rule for teachers; and

26 (e) Successful passage of the statewide basic skills exam.

27 (3) Alternative route programs seeking funds to operate route
28 three programs shall enroll individuals with baccalaureate degrees,
29 who are not employed in the district at the time of application, and
30 individuals with at least eight thousand hours of industry experience
31 who are seeking certifications and endorsements to teach career and
32 technical education courses. When selecting candidates for
33 certification through route three, districts and approved preparation
34 program providers shall give priority to individuals who are seeking
35 residency teacher certification in subject matter shortage areas or
36 shortages due to geographic locations, and individuals seeking career
37 and technical education certificates. Cohorts of candidates for this
38 route shall attend an intensive summer teaching academy, followed by
39 a full year employed by a district in a mentored internship,
40 followed, if necessary, by a second summer teaching academy. In

1 addition, partnership programs shall uphold entry requirements for
2 candidates that include:

3 (a) A baccalaureate degree from a regionally accredited
4 institution of higher education((~~-~~)), where the individual's grade
5 point average may be considered as a selection factor, or at least
6 eight thousand hours of industry experience for candidates seeking
7 career and technical education certificates;

8 (b) Successful completion of the subject matter assessment
9 required by RCW 28A.410.220(3);

10 (c) External validation of qualifications, including demonstrated
11 successful experience with students or children or demonstrated
12 successful experience training or mentoring adults, such as reference
13 letters and letters of support from previous employers;

14 (d) Meeting the age, good moral character, and personal fitness
15 requirements adopted by rule for teachers; and

16 (e) Successful passage of statewide basic skills exam.

17 (4) Alternative route programs operating route four programs
18 shall enroll individuals with baccalaureate degrees, who are employed
19 in the district at the time of application((~~-~~)) or who hold
20 conditional teaching certificates or emergency substitute
21 certificates, and individuals with at least eight thousand hours of
22 industry experience who are seeking certifications and endorsements
23 to teach career and technical education courses. Cohorts of
24 candidates for this route shall attend an intensive summer teaching
25 academy, followed by a full year employed by a district in a mentored
26 internship. If employed on a conditional certificate, the intern may
27 serve as the teacher of record, supported by a well-trained mentor.
28 In addition, partnership programs shall uphold entry requirements for
29 candidates that include:

30 (a) A baccalaureate degree from a regionally accredited
31 institution of higher education((~~-~~)), where the individual's grade
32 point average may be considered as a selection factor, or at least
33 eight thousand hours of industry experience for candidates seeking
34 career and technical education certificates;

35 (b) Successful completion of the subject matter assessment
36 required by RCW 28A.410.220(3);

37 (c) External validation of qualifications, including demonstrated
38 successful experience with students or children or demonstrated
39 successful experience training or mentoring adults, such as reference
40 letters and letters of support from previous employers;

1 (d) Meeting the age, good moral character, and personal fitness
2 requirements adopted by rule for teachers; and

3 (e) Successful passage of statewide basic skills exam.

4 (5) Applicants for alternative route programs who are eligible
5 veterans or national guard members and who meet the entry
6 requirements for the alternative route program for which application
7 is made shall be given preference in admission.

8 NEW SECTION. **Sec. 4.** A new section is added to chapter 28B.102
9 RCW to read as follows:

10 (1) Subject to the appropriation of funds for this specific
11 purpose, the career and technical education conditional scholarship
12 program is established. The purpose of the program is to provide
13 scholarships for persons who are seeking to obtain the necessary
14 certifications and endorsements to teach career and technical
15 education courses.

16 (2) The program shall be administered by the student achievement
17 council. In administering the program, the council shall:

18 (a) Adopt necessary rules and develop guidelines to administer
19 the program;

20 (b) Collect and manage repayments from participants who do not
21 meet their service obligations; and

22 (c) Accept grants and donations from public and private sources
23 for the program.

24 (3)(a) The career and technical education conditional scholarship
25 program is limited to persons accepted and enrolled in a professional
26 educator standards board-approved teacher preparation program who are
27 seeking to obtain the necessary certifications and endorsements to
28 teach career and technical education courses, and who are making
29 satisfactory progress toward the completion of the teacher
30 preparation program.

31 (b) Persons receiving a scholarship through the program may
32 receive no more than the annual amount of the scholarship, not to
33 exceed eight thousand dollars, for the cost of tuition, fees, and
34 educational expenses, including books, supplies, and transportation
35 to the teacher preparation program in which the recipient is
36 enrolled. The council may adjust the annual award by the average rate
37 of resident undergraduate tuition and fee increases at the state
38 universities as defined in RCW 28B.10.016.

1 (4) The Washington professional educator standards board shall
2 select individuals to receive the conditional scholarships
3 established in this section.

4 (5) Subject to the availability of amounts appropriated for this
5 specific purpose, and in accordance with conditional scholarships
6 established in this section, the state shall forgive one year of loan
7 obligations for every two years a recipient teaches in a public
8 school. The amount of forgiven obligations under this section must be
9 increased by the student achievement council to a maximum of one year
10 of loan obligations for each year a recipient teaches in a public
11 school if the recipient:

12 (a) Teaches at a school that has enrollment of sixty percent or
13 more students eligible for free or reduced-price meals in the prior
14 school year, or that is using provision two of the national school
15 lunch act or the community eligibility provision under section 104(a)
16 of the federal healthy, hunger-free kids act of 2010 to provide
17 universal meals and that has a claiming percentage for free or
18 reduced-price meals of sixty percent or more; and

19 (b) Holds a valid career and technical education teaching
20 certificate for the content area in which he or she is assigned.

21 (6) Recipients who fail to continue a course of study leading to
22 residency teacher certification or cease to teach in a public school
23 in the state of Washington in their endorsement area must repay the
24 remaining loan principal with interest. Recipients who fail to
25 fulfill the required teaching obligation must repay the remaining
26 loan principal with interest and any other applicable fees. The
27 student achievement council shall adopt rules to define the terms for
28 repayment, including applicable interest rates, fees, and deferments.

29 (7) The student achievement council may deposit all
30 appropriations, collections, and any other funds received for the
31 program in this section in the future teachers conditional
32 scholarship account authorized in RCW 28B.102.080.

33 **Sec. 5.** RCW 28A.700.010 and 2008 c 170 s 101 are each amended to
34 read as follows:

35 (1) To ensure high quality career and technical programs, the
36 office of the superintendent of public instruction shall periodically
37 review and approve the plans of local districts for the delivery of
38 career and technical education. Standards for career and technical
39 programs shall be established by the office of the superintendent of

1 public instruction. (~~The office of the superintendent of public
2 instruction shall develop a schedule for career and technical
3 education plan reapproval under this section that includes an
4 abbreviated review process for programs reapproved after 2005, but
5 before June 12, 2008. All school district career and technical
6 education programs must meet the requirements of this section by
7 August 31, 2010.~~)

8 (2) To receive approval, school district plans must:

9 (a) Demonstrate how career and technical education programs will
10 ensure academic rigor; align with the state's education reform
11 requirements; help address the skills gap of Washington's economy,
12 including aligning programs with statewide and local industry
13 projections and career cluster needs evidenced through economic
14 development data; and maintain strong relationships with local career
15 and technical education advisory councils for the design and delivery
16 of career and technical education;

17 (b) Demonstrate a strategy to align the five-year planning
18 requirement under the federal Carl Perkins act with the state and
19 district career and technical program planning requirements that
20 include:

21 (i) An assessment of equipment and technology needs to support
22 the skills training of technical students;

23 (ii) An assessment of industry internships required for teachers
24 to ensure the ability to prepare students for industry-defined
25 standards or certifications, or both;

26 (iii) An assessment of the costs of supporting job shadows,
27 mentors, community service and industry internships, and other
28 activities for student learning in the community;

29 (iv) A description of the leadership activities to be provided
30 for technical education students; and

31 (v) Annual local school board approval;

32 (c) Demonstrate that all preparatory career and technical
33 education courses offered by the district meet the requirements of
34 RCW 28A.700.030;

35 (d) Demonstrate, through the use of appropriate longitudinal
36 data, progress toward meeting or exceeding the performance measures
37 and targets established under RCW 28A.700.040 (~~(of an increased~~
38 ~~number of career and technical programs in high-demand fields)); and~~

1 (e) Demonstrate that approved career and technical programs
2 maximize opportunities for students to earn dual credit for high
3 school and college.

4 (3) To ensure high quality career education programs and services
5 in secondary schools, the office of the superintendent of public
6 instruction may provide technical assistance to local districts and
7 develop state guidelines for the delivery of career guidance in
8 secondary schools.

9 (4) To ensure leadership development, the staff of the office of
10 the superintendent of public instruction may serve as the state
11 advisors to Washington state FFA, Washington future business leaders
12 of America, Washington DECA, Washington SkillsUSA, Washington family,
13 career and community leaders, and Washington technology students
14 association, and any additional career or technical student
15 organizations that are formed. Working with the directors or
16 executive secretaries of these organizations, the office of the
17 superintendent of public instruction may develop tools for the
18 coordination of leadership activities with the curriculum of
19 technical education programs.

20 (5) As used in this section, "career and technical education"
21 means a planned program of courses and learning experiences that
22 begins with exploration of career options; supports basic academic
23 and life skills; and enables achievement of high academic standards,
24 leadership, options for high skill, high wage employment preparation,
25 and advanced and continuing education.

26 **Sec. 6.** RCW 41.59.020 and 1989 c 11 s 11 are each amended to
27 read as follows:

28 As used in this chapter:

29 (1) The term "employee organization" means any organization,
30 union, association, agency, committee, council, or group of any kind
31 in which employees participate, and which exists for the purpose, in
32 whole or in part, of collective bargaining with employers.

33 (2) The term "collective bargaining" or "bargaining" means the
34 performance of the mutual obligation of the representatives of the
35 employer and the exclusive bargaining representative to meet at
36 reasonable times in light of the time limitations of the budget-
37 making process, and to bargain in good faith in an effort to reach
38 agreement with respect to the wages, hours, and terms and conditions
39 of employment: PROVIDED, That prior law, practice or interpretation

1 shall be neither restrictive, expansive, nor determinative with
2 respect to the scope of bargaining. A written contract incorporating
3 any agreements reached shall be executed if requested by either
4 party. The obligation to bargain does not compel either party to
5 agree to a proposal or to make a concession.

6 In the event of a dispute between an employer and an exclusive
7 bargaining representative over the matters that are terms and
8 conditions of employment, the commission shall decide which item(s)
9 are mandatory subjects for bargaining and which item(s) are
10 nonmandatory.

11 (3) The term "commission" means the public employment relations
12 commission established by RCW 41.58.010.

13 (4) The terms "employee" and "educational employee" means any
14 certificated employee of a school district, except:

15 (a) The chief executive officer of the employer(~~(-)~~);

16 (b) The chief administrative officers of the employer, which
17 shall mean the superintendent of the district, deputy
18 superintendents, administrative assistants to the superintendent,
19 assistant superintendents, and business manager. Title variation from
20 all positions enumerated in this subsection (b) may be appealed to
21 the commission for determination of inclusion in, or exclusion from,
22 the term "educational employee"(~~(-)~~);

23 (c) Confidential employees, which shall mean:

24 (i) Any person who participates directly on behalf of an employer
25 in the formulation of labor relations policy, the preparation for or
26 conduct of collective bargaining, or the administration of collective
27 bargaining agreements, except that the role of such person is not
28 merely routine or clerical in nature but calls for the consistent
29 exercise of independent judgment; and

30 (ii) Any person who assists and acts in a confidential capacity
31 to such person(~~(-)~~);

32 (d) Unless included within a bargaining unit pursuant to RCW
33 41.59.080, any supervisor, which means any employee having authority,
34 in the interest of an employer, to hire, assign, promote, transfer,
35 layoff, recall, suspend, discipline, or discharge other employees, or
36 to adjust their grievances, or to recommend effectively such action,
37 if in connection with the foregoing the exercise of such authority is
38 not merely routine or clerical in nature but calls for the consistent
39 exercise of independent judgment, and shall not include any persons
40 solely by reason of their membership on a faculty tenure or other

1 governance committee or body. The term "supervisor" shall include
2 only those employees who perform a preponderance of the above-
3 specified acts of authority((-));

4 (e) Unless included within a bargaining unit pursuant to RCW
5 41.59.080, principals and assistant principals in school districts;
6 and

7 (f) Any teacher who holds a valid career and technical education
8 teaching certificate for the content area in which he or she is
9 assigned and who is employed by the school district at an amount that
10 is less than four-tenths of a full-time equivalent position.

11 (5) The term "employer" means any school district.

12 (6) The term "exclusive bargaining representative" means any
13 employee organization which has:

14 (a) Been selected or designated pursuant to the provisions of
15 this chapter as the representative of the employees in an appropriate
16 collective bargaining unit; or

17 (b) Prior to January 1, 1976, been recognized under a predecessor
18 statute as the representative of the employees in an appropriate
19 collective bargaining or negotiations unit.

20 (7) The term "person" means one or more individuals,
21 organizations, unions, associations, partnerships, corporations,
22 boards, committees, commissions, agencies, or other entities, or
23 their representatives.

24 (8) The term "nonsupervisory employee" means all educational
25 employees other than principals, assistant principals and
26 supervisors.

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