
SENATE BILL 5486

State of Washington

65th Legislature

2017 Regular Session

By Senators Zeiger, Rolfes, and Kuderer; by request of Superintendent of Public Instruction

1 AN ACT Relating to eliminating the innovation in supplemental
2 contracts report to the legislature; and amending RCW 28A.400.200.

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

4 **Sec. 1.** RCW 28A.400.200 and 2010 c 235 s 401 are each amended to
5 read as follows:

6 (1) Every school district board of directors shall fix, alter,
7 allow, and order paid salaries and compensation for all district
8 employees in conformance with this section.

9 (2)(a) Salaries for certificated instructional staff shall not be
10 less than the salary provided in the appropriations act in the
11 statewide salary allocation schedule for an employee with a
12 baccalaureate degree and zero years of service; and

13 (b) Salaries for certificated instructional staff with a master's
14 degree shall not be less than the salary provided in the
15 appropriations act in the statewide salary allocation schedule for an
16 employee with a master's degree and zero years of service.

17 (3)(a) The actual average salary paid to certificated
18 instructional staff shall not exceed the district's average
19 certificated instructional staff salary used for the state basic
20 education allocations for that school year as determined pursuant to
21 RCW 28A.150.410.

1 (b) Fringe benefit contributions for certificated instructional
2 staff shall be included as salary under (a) of this subsection only
3 to the extent that the district's actual average benefit contribution
4 exceeds the amount of the insurance benefits allocation provided per
5 certificated instructional staff unit in the state operating
6 appropriations act in effect at the time the compensation is payable.
7 For purposes of this section, fringe benefits shall not include
8 payment for unused leave for illness or injury under RCW 28A.400.210;
9 employer contributions for old age survivors insurance, workers'
10 compensation, unemployment compensation, and retirement benefits
11 under the Washington state retirement system; or employer
12 contributions for health benefits in excess of the insurance benefits
13 allocation provided per certificated instructional staff unit in the
14 state operating appropriations act in effect at the time the
15 compensation is payable. A school district may not use state funds to
16 provide employer contributions for such excess health benefits.

17 (c) Salary and benefits for certificated instructional staff in
18 programs other than basic education shall be consistent with the
19 salary and benefits paid to certificated instructional staff in the
20 basic education program.

21 (4) Salaries and benefits for certificated instructional staff
22 may exceed the limitations in subsection (3) of this section only by
23 separate contract for additional time, for additional
24 responsibilities, for incentives, or for implementing specific
25 measurable innovative activities, including professional development,
26 specified by the school district to: (a) Close one or more
27 achievement gaps, (b) focus on development of science, technology,
28 engineering, and mathematics (STEM) learning opportunities, or (c)
29 provide arts education. Beginning September 1, 2011, school districts
30 shall annually provide a brief description of the innovative
31 activities included in any supplemental contract to the office of the
32 superintendent of public instruction. (~~The office of the~~
33 ~~superintendent of public instruction shall summarize the district~~
34 ~~information and submit an annual report to the education committees~~
35 ~~of the house of representatives and the senate.)) Supplemental
36 contracts shall not cause the state to incur any present or future
37 funding obligation. Supplemental contracts shall be subject to the
38 collective bargaining provisions of chapter 41.59 RCW and the
39 provisions of RCW 28A.405.240, shall not exceed one year, and if not
40 renewed shall not constitute adverse change in accordance with RCW~~

1 28A.405.300 through 28A.405.380. No district may enter into a
2 supplemental contract under this subsection for the provision of
3 services which are a part of the basic education program required by
4 Article IX, section 3 of the state Constitution.

5 (5) Employee benefit plans offered by any district shall comply
6 with RCW 28A.400.350 (~~and~~), 28A.400.275, and 28A.400.280.

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