

shall be used for paying claims against the county. Such claims fund shall be reimbursed from any county funds budgeted for such expenditures. The deposits shall be made in the exact amount of the vouchers paid from the claims fund.

Sec. 3. Section 21, chapter 1, Laws of 1959 (Initiative No. 23) and RCW 41.14.210 are each amended to read as follows:

The ((board of county commissioners)) legislative body of each class AA and A county may provide in the county budget for each fiscal year a sum equal to ((one-half of)) one percent of the preceding year's total payroll of those included under the jurisdiction and scope of this chapter. The funds so provided shall be used for the support of the commission. Any part of the funds so provided and not expended for the support of the commission during the fiscal year shall be placed in the general fund of the county, or counties according to the ratio of contribution, on the first day of January following the close of such fiscal year.

Passed the House May 8, 1971.

Passed the Senate May 6, 1971.

Approved by the Governor May 21, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 215

[Reengrossed House Bill No. 335]

PRIVATE SCHOOLS--

CONTROLS AND REQUIREMENTS

AN ACT Relating to education; amending section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 48, Laws of 1971 and RCW 28A.04.120; amending section 28A.27.010, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 109, Laws of 1969 ex. sess. and RCW 28A.27.010; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW.

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

Section 1. Section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 48, Laws of 1971 and RCW 28A.04.120 are each amended to read as follows:

In addition to any other powers and duties as provided by law, the state board of education shall:

(1) Approve the program of courses leading to teacher certification offered by all institutions of higher education within the state which may be accredited and whose graduates may become entitled to receive teachers' certification.

(2) Investigate the character of the work required to be performed as a condition of entrance to and graduation from any institution of higher education in this state relative to teachers' certification, and prepare an accredited list of those higher institutions of education of this and other states whose graduates may be awarded teachers' certificates.

(3) Supervise the issuance of teachers' certificates and specify the types and kinds of certificates necessary for the several departments of the common schools by rule or regulation in accordance with RCW 28A.70.005.

(4) Examine and accredit secondary schools and approve, subject to the provisions of section 3 of this 1971 amendatory act, private and/or parochial schools carrying out a program for any or all of the grades one through ~~((eight))~~ twelve: PROVIDED, That no public or private high schools shall be placed upon the accredited list so long as secret societies are knowingly allowed to exist among its students by school officials.

(5) Make rules and regulations governing the establishment in any existing nonhigh school district of any secondary program or any new grades in grades nine through twelve. Before any such program or any new grades are established the district must obtain prior approval of the state board.

(6) Prepare such outline of study for the common schools as the board shall deem necessary, and prescribe such rules for the general government of the common schools, as shall seek to secure regularity of attendance, prevent truancy, secure efficiency, and promote the true interest of the common schools.

(7) Prepare with the assistance of the superintendent of public instruction a uniform series of questions, with the proper answers thereto for use in the correcting thereof, to be used in the examination of persons, as this code may direct, and prescribe rules and regulations for conducting any such examinations.

(8) Continuously reevaluate courses and adopt and enforce regulations within the common schools so as to meet the educational needs of students and articulate with the institutions of higher education and unify the work of the public school system.

(9) Prepare courses of instruction in physical education, and direct and enforce such instruction throughout the state, with the assistance of the school officials, intermediate school district superintendents and the boards of directors of the common schools.

(10) Carry out board powers and duties relating to the organization and reorganization of school districts under chapter 28A.57 RCW.

(11) By rule or regulation promulgated upon the advice of the state fire marshal, provide for instruction of pupils in the public

and private schools carrying out a K through 12 program, or any part thereof, so that in case of sudden emergency they shall be able to leave their particular school building in the shortest possible time or take such other steps as the particular emergency demands, and without confusion or panic; such rules and regulations shall be published and distributed to certificated personnel throughout the state whose duties shall include a familiarization therewith as well as the means of implementation thereof at their particular school.

(12) Hear and decide appeals as otherwise provided by law.

Sec. 2. Section 28A.27.010, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 109, Laws of 1969 ex. sess. and RCW 28A.27.010 are each amended to read as follows:

All parents, guardians and other persons in this state having custody of any child eight years of age and under fifteen years of age, or of any child fifteen years of age and under eighteen years of age not regularly and lawfully engaged in some useful and remunerative occupation or attending part time school in accordance with the provisions of chapter 28A.28 RCW or excused from school attendance thereunder, shall cause such child to attend the public school of the district in which the child resides for the full time when such school may be in session or to attend a private school for the same time, unless the school district superintendent of the district in which the child resides shall have excused such child from such attendance because the child is physically or mentally unable to attend school or has already attained a reasonable proficiency in the branches required by law to be taught in the first nine grades of the public schools of this state. Proof of absence from any public or approved private and/or parochial school shall be prima facie evidence of a violation of this section. An approved private and/or parochial school for the purposes of this section shall be one approved ((or accredited)) under regulations established by the state board of education pursuant to RCW 28A.04.120 as now or hereafter amended.

NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The legislature hereby recognizes that private and/or parochial schools should be subject only to those minimum state controls necessary to insure the health and safety of all the students in the state and to insure a sufficient basic education to meet usual graduation requirements. The state, any agency or official thereof, shall not restrict or dictate any specific educational or other programs for private and/or parochial schools except as hereinafter in this section provided:

(1) Private and/or parochial schools shall comply with the

uniform building codes and fire regulations and rules and regulations of the state fire marshal in carrying out his duties as prescribed by law, and local health and safety ordinances.

(2) Private and/or parochial schools shall comply with RCW 28A.01.010, 28A.01.025 and chapter 28A.27 RCW.

(3) Private and/or parochial schools shall keep required attendance records, achievement data and physical health information, all such records to be stored in fire resistant storage or duplicates of the same to be kept in a separate and distinct area.

(4) Private and/or parochial schools shall see that members of their staff have required and valid health certificates.

(5) All classroom teachers shall hold appropriate Washington state certification except as follows:

(a) Teachers for religious courses or courses for which no counterpart exists in public schools shall not be required to obtain a state certificate to teach those courses.

(b) In exceptional cases people of unusual competence but without certification may teach students in certain subject areas such as music, art, and drama, so long as a certified person exercises general supervision. Annual written statements shall be submitted to the office of the superintendent of public instruction reporting and explaining such circumstances.

(6) Private and/or parochial school curriculum shall include instruction in the basic skills of occupational education, science, mathematics, language, social studies, history, health, reading, writing, spelling and the development of appreciation of art and music, all in sufficient units for meeting state board of education graduation requirements.

All decisions of policy, philosophy, selection of books, teaching materials, curriculum, except as in subsection (6) above provided, school rules and administration, or other matters not specifically referred to in this section, shall be the responsibility of the administration and administrators of the particular private and/or parochial school involved.

NEW SECTION. Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

(1) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement of its philosophy and specific objectives.

(2) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement of its instructional program. This program statement shall set forth both the content and the organization of the learning experiences or courses in which students will be involved.

(3) Each private and/or parochial school shall submit to the office of the superintendent of public instruction a written statement indicating how it intends to evaluate whether its instructional program is meeting its stated objectives.

NEW SECTION. Sec. 5. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The state recognizes the following rights of every private and/or parochial school:

(1) To teach their religious beliefs and doctrines, if any; to pray in class and in assemblies; to teach patriotism including requiring students to salute the flag of the United States if that be the custom of the particular private and/or parochial school.

(2) To require that there shall be on file the written consent of parents or guardians of students prior to the administration of any psychological test or the conduct of any type of group therapy.

NEW SECTION. Sec. 6. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

Any private and/or parochial school may appeal the actions of the state superintendent of public instruction or state board of education as provided in chapter 34 RCW.

NEW SECTION. Sec. 7. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW a new section to read as follows:

The state board of education shall promulgate rules and regulations for the enforcement of this 1971 amendatory act, including a provision which denies approval to any school engaging in a policy of racial segregation or discrimination.

NEW SECTION. Sec. 8. If any provision of this 1971 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the House May 9, 1971.

Passed the Senate May 7, 1971.

Approved by the Governor May 21, 1971.

Filed in Office of Secretary of State May 21, 1971.

---