



# RULE-MAKING ORDER

**CR-103P (May 2009)**  
**(Implements RCW 34.05.360)**

**Agency:** State Board of Education

**Permanent Rule Only**

**Effective date of rule:**

**Permanent Rules**

31 days after filing.

Other (specify) \_\_\_\_\_ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

Yes  No If Yes, explain:

**Purpose:** RCW 28A.710.110 requires the State Board of Education (SBE) to establish a statewide formula for a charter authorizer oversight fee, calculated as a percentage of the state operating funding allocated to each charter school under the jurisdiction of the authorizer. RCW 28A.710.140(1) requires the SBE to establish an annual statewide timeline for charter application submission and approval or denial, which must be followed by all authorizers. The timeline includes the annual date by which each authorizer must issue and publicize requests for proposals for charter applications under RCW 28A.710.130, and the last date by which each authorizer must submit a report of an action to approve or deny a charter application to the applicant and the SBE. RCW 28A.710.150(3) requires the SBE to implement a lottery process for certification and implementation of approved charters when the number exceeds the annual allowable limits established subsection (1) of this section.

**Citation of existing rules affected by this order:**

Repealed:

Amended:

Suspended:

**Statutory authority for adoption:** RCW 28A.710 (Charter Schools)

**Other authority :**

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 13-18-085 on April 3, 2013 (date).

Describe any changes other than editing from proposed to adopted version:

In proposed WAC 180-19-080(1), add requirement that an applicant must submit a nonbinding notice of intent to be approved as a charter school not less than 30 days before the last date for submission of an application to an authorizer.

In proposed WAC 180-19-080(2), change "January 22" to "February 24."

In proposed WAC 180-19(3), change "February 1" to "March 6."

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: \_\_\_\_\_ phone ( ) \_\_\_\_\_

Address: \_\_\_\_\_ fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

**Date adopted:** May 9, 2013

**CODE REVISER USE ONLY**

**NAME (TYPE OR PRINT)**

Ben Rarick

**SIGNATURE**

**TITLE**

Executive Director

**(COMPLETE REVERSE SIDE)**

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	<u>5</u>	Amended	_____	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	_____	Repealed	_____