



# EXPEDITED RULE MAKING

## CR-105 (December 2017) (Implements RCW 34.05.353)

**Agency:** Washington State Board of Education

**Title of rule and other identifying information:** (describe subject) To implement provisions of House Bill 2824 (Laws of 2018) that have an effective date 90 days after sine die of the 2018 Legislature, the State Board of Education is amending WAC 180-18-100 and repealing WAC Chapter 180-22.

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** To implement provisions of HB 2824 (Laws of 2018) that have an effective date 90 days after sine die of the 2018 Legislature, the State Board of Education is:

- Amending WAC 180-18-100 to transfer responsibility for processing applications for district waiver of career and technical education course equivalencies from State Board of Education to Office of Superintendent of Public Instruction.
- Repealing WAC Chapter 180-22 to eliminate the role of the State Board of Education in establishing educational service district boundaries.

**Reasons supporting proposal:** House Bill 2824 requires that changes be made to the identified rules, effective 90 days after sine die of the 2018 Legislature.

**Statutory authority for adoption:** The authority for amendment of WAC 180-18-100 is RCW 28A.230.010. The authority for repeal of WAC Chapter 180-22 is RCW 28A.310.020.

**Statute being implemented:** These amendments and repeal implements changes to RCW 28A.230.010 and RCW 28A.310.020 as a result of House Bill 2824 (Laws of 2018)

**Is rule necessary because of a:**

- |                         |                              |  |
|-------------------------|------------------------------|--|
| Federal Law?            | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:

**Name of proponent:** (person or organization) Washington State Board of Education

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting:	Parker Teed	Old Capitol, 600 Washington SE, Olympia, WA 98501	360-725-6047
Implementation:	Randy Spaulding	Old Capitol, 600 Washington SE, Olympia, WA 98501	360-725-6024
Enforcement:	Randy Spaulding	Old Capitol, 600 Washington SE, Olympia, WA 98501	360-725-6024

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Expedited Adoption - Which of the following criteria was used by the agency to file this notice:**

- Relates only to internal governmental operations that are not subject to violation by a person;
- Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule;
- Corrects typographical errors, make address or name changes, or clarify language of a rule without changing its effect;
- Content is explicitly and specifically dictated by statute;
- Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule; or
- Is being amended after a review under RCW 34.05.328.

**Expedited Repeal - Which of the following criteria was used by the agency to file notice:**

- The statute on which the rule is based has been repealed and has not been replaced by another statute providing statutory authority for the rule;
- The statute on which the rule is based has been declared unconstitutional by a court with jurisdiction, there is a final judgment, and no statute has been enacted to replace the unconstitutional statute;
- The rule is no longer necessary because of changed circumstances; or
- Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

**Explanation of the reason the agency believes the expedited rule-making process is appropriate pursuant to RCW 34.05.353(4):** To implement provisions of House Bill 2824 (Laws of 2018) that have an effective date 90 days after sine die of the 2018 Legislature.

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

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Other:

**AND RECEIVED BY** (date) 7/3/2018

**Date:** 4/9/2018

**Name:** Mr. Randy Spaulding

**Title:** Executive Director

**Signature:**

