



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (October 2017)  
(Implements RCW 34.05.310)**

Do **NOT** use for expedited rule making

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DATE: August 13, 2021

TIME: 3:18 PM

WSR 21-17-099

**Agency:** Office of Superintendent of Public Instruction (OSPI)

**Subject of possible rule making:** Chapter 392-162 WAC, Special Service Program - Learning Assistance

**Statutes authorizing the agency to adopt rules on this subject:** RCW 28A.165.075

**Reasons why rules on this subject may be needed and what they might accomplish:** OSPI is considering rule making to revise chapter 392-162 WAC concerning the Learning Assistance Program (LAP) to (1) align the rules with the amended requirements under chapter 28A.165 RCW through the passage of HB 1208; (2) clarify requirements in HB 1208, including specific guidance on the use of the Washington Integrated Student Supports Protocol (WISSP) for determining LAP services; and (3) provide regulatory guidelines to districts who choose to use learning assistance program funds to implement the K-2 literacy screening and intervention requirements under RCW 28A.320.260.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** N/A

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) Early solicitation of feedback and recommendations respecting new or amended rules, and consideration of the comments and recommendations in the course of drafting rules.

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

Name: Jason Miller  
Address: OSPI, PO Box 47200, Olympia, WA 98504  
Phone: 360-725-6232  
Fax:  
TTY: 360-664-3631  
Email: Jason.Miller@k12.wa.us  
Web site: k12.wa.us  
Other:

(If necessary)

Name: Jon Mishra  
Address: OSPI, PO Box 47200, Olympia, WA 98504  
Phone: 360-725-6339  
Fax:  
TTY: 360-664-3631  
Email: Jon.Mishra@k12.wa.us  
Web site: k12.wa.us  
Other:

Additional comments:

**Date:** August 13, 2021

**Name:** Chris Reykdal

**Title:** State Superintendent of Public Instruction

**Signature:**