Agency: Office of Superintendent of Public Instruction (OSPI)

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:
OSPI revised 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 timeline and 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.

Citation of rules affected by this order:
- **New:** WAC 392-162-016, WAC 392-162-120
- **Amended:** WAC 392-162-005, WAC 392-162-010, WAC 392-162-015, WAC 392-162-054, WAC 392-162-110, WAC 392-162-112
- **Suspended:**

Statutory authority for adoption: RCW 28A.165.075

Other authority:

PERMANENT RULE (Including Expedited Rule Making)
- Adopted under notice filed as WSR 22-09-081 on 4/20/22 (date).
- Describe any changes other than editing from proposed to adopted version: None

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

Name:
Address:
Phone:
Fax:
TTY:
Email:
Web site:
Other:
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:

<table>
<thead>
<tr>
<th>Category</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal statute</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Federal rules or standards</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Recently enacted state statutes</td>
<td>2</td>
<td>6</td>
<td>8</td>
</tr>
</tbody>
</table>

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

<table>
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<th>Amended</th>
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</tr>
</thead>
</table>

The number of sections adopted on the agency's own initiative:

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<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
</tr>
</thead>
</table>

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

<table>
<thead>
<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
</tr>
</thead>
</table>

The number of sections adopted using:

- Negotiated rule making:
  | New | Amended | Repealed |
- Pilot rule making:
  | New | Amended | Repealed |
- Other alternative rule making:
  | New | Amended | Repealed |

Date Adopted: June 27, 2022

Name: Chris Reykdal

Title: State Superintendent of Public Instruction

Signature: [Signature]

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