



# RULE-MAKING ORDER PERMANENT RULE ONLY

## CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: December 17, 2019

TIME: 11:09 AM

WSR 20-01-137

**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:** These proposed rules are related to school district levy authority and would create alignment with the revised levy statutes that were implemented on January 1, 2019. EHB 2242 (2017) changed OSPI's process and calculations in determining maximum school district levies starting in 2019. These proposed changes align OSPI's fiscal rules with existing RCWs created around new levy policies implemented on January 1, 2019.

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

New:

Repealed: 392-139-007, 392-139-051, 392-139-052, 392-139-055, 392-139-058, 392-139-100, 392-139-105, 392-139-110, 392-139-115, 392-139-200, 392-139-205, 392-139-210, 392-139-215, 392-139-230, 392-139-235, 392-139-245, 392-139-310, 392-139-320, 392-139-330, 392-139-340, 392-139-345, 392-139-350, 392-139-901.

Amended: 392-139-005, 392-139-008, 392-139-050, 392-139-297, 392-139-300, 392-139-665, 392-139-900, 392-139-902, 392-139-905.

Suspended:

**Statutory authority for adoption:** RCW 28A.150.290

**Other authority:**

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

Adopted under notice filed as WSR 19-21-145 on 10/22/2019 (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:**

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	<u>9</u>	Repealed	<u>23</u>

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

New	___	Amended	___	Repealed	___
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**The number of sections adopted on 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:**

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

**Date Adopted:** 12/16/2019

**Name:** Chris Reykdal

**Title:** State Superintendent of Public Instruction

**Signature:**

