



RULE-MAKING ORDER

CR-103E (July 2011)
(Implements RCW 34.05.350)

Agency: State Board of Education

Emergency Rule Only

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

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

- Yes
 - No
- If Yes, explain:

Purpose:

Because of the timeline for submitting data to the U.S. Department of Education for the state's ESEA Flexibility Waiver, the identification of required action schools by the Superintendent of Public Instruction (SPI) for 2014 was delayed. It is necessary to extend the deadlines for submittal and approval of required action plans by districts to the SPI and the State Board of Education, for 2014 only, in order for districts to have sufficient time to complete the process for creating a required action plan.

Citation of existing rules affected by this order:

Repealed:
 Amended: WAC 180-17-020 Process for submittal and approval of required action plan.
 Suspended:

Statutory authority for adoption: RCW 28A.657.120

Other authority :

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal year 2009, 2010, 2011, 2012, or 2013, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding:

The legislature has found that it is the state's responsibility to create a coherent and effective accountability framework for the continuous improvement of all schools and for a specific group of lowest-achieving schools and their districts, and to provide a required action process to turn around the identified schools (RCW 28A.657.005). Immediate adoption is necessary in order for those districts designated by SPI in 2014 as required action districts to have sufficient time to complete a required action plan, a critical part of the turn-around process, and for approval of the plan by the State Board of Education.

Date adopted: May 8, 2014

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)

Ben Rarick

SIGNATURE

TITLE

Executive Director, State Board of Education

(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:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	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	<u>1</u>	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>1</u>	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	_____