



PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

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FILED

DATE: June 17, 2024

TIME: 2:42 PM

WSR 24-13-084

Agency: Office of Superintendent of Public Instruction (OSPI)

Subject of possible rule making: WAC 392-123-060 – Petition to budget receivables collectible in future fiscal periods

Statutes authorizing the agency to adopt rules on this subject: RCW 28A.150.290; RCW 28A.710.220

Reasons why rules on this subject may be needed and what they might accomplish: In alignment with ESSB 5293, passed by the Washington State Legislature in 2023, OSPI is considering rulemaking to implement an exemption for school districts and charter schools for the 2024-2025 and 2025-2026 budget periods from accepting binding conditions when the proceeds of an interfund loan have been used to balance deficit fund balances. The rules would allow this exemption in order to address budget destabilization in the aftermath of the COVID-19 pandemic, which is consistent with the purpose described under ESSB 5293 (2023) and RCW 28A.505.130.

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

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 concerning new or amended rules, and consideration of comments and recommendations in the course of drafting rule language.

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

Name: T.J. Kelly
 Address: OSPI, PO Box 47200, Olympia, WA 98504
 Phone:
 Fax:
 TTY: 360-664-3631
 Email: Thomas.kelly@k12.wa.us
 Web site: ospi.k12.wa.us
 Other:

(If necessary)

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

Additional comments:

Date: June 17, 2024

Name: Chris Reykdal

Title: State Superintendent of Public Instruction

Signature: