



PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: August 29, 2025

TIME: 9:24 AM

WSR 25-18-077

Agency: Office of Superintendent of Public Instruction (OSPI)

Subject of possible rule making:

WAC 392-121-106 – Definition—Enrolled student.
WAC 392-121-119 – Definition—Enrollment count dates.
WAC 392-121-123 – Nonstandard school year programs.
WAC 392-121-136 – Limitation on enrollment counts.
WAC 392-121-187 – Technical college direct-funded enrollment.
WAC 392-122-220 – State institutional education program—Enrolled institutional education program student.
WAC 392-169-015 – Running start program—Definition.
WAC 392-169-020 – Eligible student—Definition.
WAC 392-169-022 – Running start student—Definition.
WAC 392-169-025 – Full-time equivalent (FTE) running start enrollment—Definition.
WAC 392-169-055 – Enrollment—Extent and duration of running start enrollment.
WAC 392-169-100 – Running start enrollment count dates.
WAC 392-169-105 – Finance—Institution of higher education reporting requirements.
WAC 392-169-115 – Finance—Limitations on enrollment counts.
WAC 392-169-120 – Finance—Documentation requirements.
WAC 392-172A-02000 – Students' rights to a free appropriate public education (FAPE).
WAC 392-172A-02005 – Exceptions to a student's right to FAPE.
WAC 392-172A-02055 – Continuum of alternative placements.
WAC 392-700-035 – Student eligibility.

Statutes authorizing the agency to adopt rules on this subject: Second Substitute House Bill 1316 (Chapter 350, Laws of 2023); Engrossed Second Substitute Senate Bill 5670 (Chapter 159, Laws of 2024); Substitute Senate Bill 5253 (Chapter 256, Laws of 2025) RCW 28A.600.390; RCW 28A.150.290

Reasons why rules on this subject may be needed and what they might accomplish: OSPI is considering rulemaking concerning running start in alignment with Second Substitute House Bill 1316 (2023) and ESSSB 5670 (2024), students who are age twenty-one (21) and receiving special education services in alignment with Substitute Senate Bill 5253 (2025), and changing the first Running Start count day of a college term to clarify which students can be claimed for Running Start funding.

OSPI will conduct permanent rulemaking concerning these rules.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: In accordance with RCW 28A.600.390, OSPI will work with the State Board for Community and Technical Colleges (SBCTC) and the Student Achievement Council (WSAC) in developing and adopting the rules related to Running Start.

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:

(If necessary)

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Additional comments:

Date: August 29, 2025

Name: Chris Reykdal

Title: State Superintendent of Public Instruction

Signature:

