



# 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: June 12, 2026

TIME: 9:54 AM

WSR 26-13-060

**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:** With the passage of ESHB 1296 (2025), the office of superintendent of public instruction is required to establish a process to investigate and secure equitable resolutions for two types of complaints (limited and broad) alleging willful noncompliance with the state laws listed in section 302(4) of ESHB 1296 (2025).

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

New: WAC 392-187-005, 392-187-010, 392-187-020, 392-187-030, 392-187-035, 392-187-040, 392-187-050, 392-187-060, and 392-187-070  
 Repealed:  
 Amended:  
 Suspended:

**Statutory authority for adoption:** ESHB 1296 (2025), Sec. 303(3)(a); Sec. 306.

**Other authority:**

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

Adopted under notice filed as WSR 26-08-089 on April 1, 2026 (date).  
 Describe any changes other than editing from proposed to adopted version: Under WAC 392-187-020(2) and (3)(a), as well as WAC 392-187-070, "30 days" was clarified to "30 calendar days." WAC 392-187-020(3)(c) was edited to include the following requirement: "The office of superintendent of public instruction will provide written notice of the allegations being investigated." A similar requirement was also added under WAC 392-187-030(1): "The office of superintendent of public instruction will provide written notice of the issues being investigated." Additional language was also added to WAC 392-187-020(3)(c): "If the complaint is dismissed, the office of superintendent of public instruction is not required to investigate further." Further, the word "the" was removed from "office of the superintendent of public instruction" throughout chapter 392-187 WAC.

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	<u>9</u>	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 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:** June 12, 2026

**Name:** Chris Reykdal

**Title:** State Superintendent of Public Instruction

**Signature:**

