

# Chapter 392-142 WAC

## TRANSPORTATION—REPLACEMENT AND DEPRECIATION ALLOCATION

### WAC

392-142-005	Authority.		filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
392-142-010	Purpose.	392-142-040	State payment for school buses. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-040, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
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392-142-080	Definition—Current school year.		
392-142-085	Definition—Prior school year.		
392-142-095	Definition—State supported competitive specifications.	392-142-045	School buses prior to September 1, 1982. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-045, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
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392-142-195	Definition—SPI Form 1020.		
392-142-205	Determination of school bus categories by the superintendent of public instruction.		
392-142-210	State-determined purchase prices by the superintendent of public instruction.	392-142-065	School bus operation permit. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-065, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
392-142-212	Obtaining competitive price quotes.		
392-142-213	Purchase of school buses by school districts.		
392-142-225	Placement of used school buses on state replacement or depreciation schedules.	392-142-070	Vehicle transportation fund. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-070, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
392-142-231	Calculation of system price.		
392-142-240	Calculation of annual state replacement payment for district-owned school buses.		
392-142-245	Calculation of annual state depreciation payment for contractor-owned school buses.	392-142-090	Definition—Washington state patrol inspection officer. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-090, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.-290.
392-142-250	Allocation of state replacement or depreciation payment.		
392-142-255	Deposit of payments in transportation vehicle fund.		
392-142-260	Allowable uses of transportation vehicle fund.		
392-142-265	Maintenance and operation.		
392-142-270	Disposition of school buses.	392-142-115	Definition—Specialized equipment. [Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-115, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-115, filed 1/2/90, effective 2/2/90.] Repealed by 04-08-116, filed 4/6/04, effective 5/7/04. Statutory Authority: RCW 28A.150.290.

### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

392-142-015	Definitions. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-015, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.	392-142-120	Definition—Seating reference point. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-120, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
392-142-020	Vehicle categories. [Statutory Authority: RCW 28A.41.170. 84-13-026 (Order 84-16), § 392-142-020, filed 6/13/84; 83-22-031 (Order 83-16), § 392-142-020, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.	392-142-130	Definition—Gasoline engine. [Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-130, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-130, filed 1/2/90, effective 2/2/90.] Repealed by 04-08-116, filed 4/6/04, effective 5/7/04. Statutory Authority: RCW 28A.150.290.
392-142-025	Vehicle category useful life. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-025, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.	392-142-135	Definition—Diesel engine. [Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-135, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-135, filed 1/2/90,
392-142-030	State-determined purchase price. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-030, filed 10/26/83.] Repealed by 90-02-077 (Order 21), filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170 and 28A.41.540.		
392-142-035	Maintenance and operation. [Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-035, filed 10/26/83.] Repealed by 90-02-077 (Order 21),		

- effective 2/2/90.] Repealed by 04-08-116, filed 4/6/04, effective 5/7/04. Statutory Authority: RCW 28A.150.-290.
- 392-142-140 Definition—Transmission. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-140, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
- 392-142-150 Definition—School bus categories for those buses purchased before September 1, 1982, and after September 1, 1975. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-150, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
- 392-142-170 Definition—State-determined specialized equipment price. [Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-170, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-170, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
- 392-142-174 Definition—Weighting factor. [Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-174, filed 9/16/05, effective 10/17/05.] Repealed by 08-19-016, filed 9/5/08, effective 10/6/08. Statutory Authority: RCW 28A.150.290.
- 392-142-175 Definition—Inflation rate. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-175, filed 1/2/90, effective 2/2/90.] Repealed by 95-17-011, filed 8/4/95, effective 9/4/95. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6).
- 392-142-176 Definition—2005 weighted price. [Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-176, filed 9/16/05, effective 10/17/05.] Repealed by 08-19-016, filed 9/5/08, effective 10/6/08. Statutory Authority: RCW 28A.150.290.
- 392-142-178 Definition—2006 weighted price. [Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-178, filed 9/16/05, effective 10/17/05.] Repealed by 08-19-016, filed 9/5/08, effective 10/6/08. Statutory Authority: RCW 28A.150.290.
- 392-142-200 Definition—SPI Form 1029. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-200, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
- 392-142-215 School bus inspection. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-215, filed 1/2/90, effective 2/2/90.] Repealed by 91-23-071 (Order 25), filed 11/19/91, effective 12/20/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
- 392-142-220 School bus operation permit. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-220, filed 1/2/90, effective 2/2/90.] Repealed by 91-23-071 (Order 25), filed 11/19/91, effective 12/20/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540.
- 392-142-230 Calculation of annual state depreciation payment for buses purchased after September 1, 1975, and before September 1, 1982. [Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-230, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.
- 392-142-235 Allocation of state depreciation payment for school buses purchased after September 1, 1975, and before September 1, 1982. [Statutory Authority: 1990 c 33, 91-16-011 (Order 91-12), § 392-142-235, filed 7/26/91, effective 8/26/91. Statutory Authority: RCW 28A.41.-170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-235, filed 1/2/90, effective 2/2/90.] Repealed by 03-13-049, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.150.290.

**WAC 392-142-005 Authority.** The authority for this chapter is RCW 28A.150.290 which authorizes the superin-

tendent of public instruction to adopt rules and regulations for the proper administration of chapter 28A.160 RCW, which includes state depreciation and replacement payments for school buses as specified in RCW 28A.160.200.

[Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-005, filed 8/4/95, effective 9/4/95. Statutory Authority: 1990 c 33, 91-16-011 (Order 91-12), § 392-142-005, filed 7/26/91, effective 8/26/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-005, filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-005, filed 10/26/83.]

**WAC 392-142-010 Purpose.** The purpose of this chapter is to implement RCW 28A.160.200 by developing:

- (1) Student transportation vehicle categories;
- (2) State-determined purchase prices for student transportation vehicle categories;
- (3) Standards for operation and maintenance of school buses;
- (4) A replacement schedule (referred to in the statute as reimbursement schedule) and allocation process for district-owned school buses;
- (5) A depreciation schedule and allocation process for school buses contracted from private carriers; and
- (6) Competitive specifications for each category of school bus.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-010, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-010, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-010, filed 1/2/90, effective 2/2/90. Statutory Authority: RCW 28A.41.170. 83-22-031 (Order 83-16), § 392-142-010, filed 10/26/83.]

**WAC 392-142-075 Definition—School year.** As used in this chapter, "school year" means the same as defined in WAC 392-121-031.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-075, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-080 Definition—Current school year.** As used in this chapter, "current school year" means the school year for which the payments to school district calculated pursuant to this chapter are made.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-080, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-085 Definition—Prior school year.** As used in this chapter, "prior school year" means the school year immediately preceding the current school year.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-085, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-095 Definition—State supported competitive specifications.** As used in this chapter, "state supported competitive specifications," means the specifications developed pursuant to chapter 392-143 WAC (Transportation—Specifications for school buses) plus added equipment, components, or requirements including supported options determined by the superintendent of public instruction, in consultation with the regional transportation coordinators of the educational service districts, to produce minimum long-

range operating costs and to accommodate transportation of students with disabling conditions.

[Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-095, filed 8/4/95, effective 9/4/95. Statutory Authority: 1990 c 33, 91-16-011 (Order 91-12), § 392-142-095, filed 7/26/91, effective 8/26/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-095, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-100 Definition—School bus.** As used in this chapter, "school bus" means a vehicle:

(1) With a seating capacity of more than ten persons including the driver;

(2) Used for transportation of students to and from school or in connection with school activities; and

(3) That meets the requirement set forth in chapter 392-143 WAC (Transportation—Specifications for school buses).

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-100, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-105 Definition—District-owned school bus.** As used in this chapter, "district-owned school bus" means a school bus which has been purchased by the district or a school bus which is being operated by a district under a contractual obligation by the same district to purchase the bus.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-105, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-110 Definition—Contractor-owned school bus.** As used in this chapter, "contractor-owned school bus" means a school bus owned by a private party and used pursuant to a contract for transportation of students at the direction of a school district.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-110, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-125 Definition—Student capacity.** As used in this chapter, "student capacity" means the number of students designated by the school bus manufacturer that can be seated on a school bus if the vehicle had a maximum complement of seats.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-125, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-125, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-125, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-145 Definition—Useful life.** As used in this chapter, "useful life" means the number of years that a school bus is expected to be in use as assigned to the category of school bus by the superintendent of public instruction.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-145, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-145, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-155 Definition—School bus categories.** As used in this chapter, "school bus categories" means those school bus categories determined annually by the superintendent of public instruction, in consultation with the

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regional transportation coordinators of the educational service districts, including student capacity, fuel type, and useful life. The superintendent, in consultation with the regional transportation coordinators shall determine placement of buses into specific categories and lifetimes for those types of buses no longer available.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-155, filed 6/12/03, effective 7/13/03; 01-17-005, § 392-142-155, filed 8/1/01, effective 9/1/01; 97-17-042 (Order 97-02), § 392-142-155, filed 8/14/97, effective 9/15/97. Statutory Authority: 1996 c 283. 96-16-011 (Order 96-10), § 392-142-155, filed 7/25/96, effective 8/25/96. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-155, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 91-23-071 (Order 25), § 392-142-155, filed 11/19/91, effective 12/20/91; 90-02-077 (Order 21), § 392-142-155, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-160 Definition—Vendor bid proposal.**

As used in this chapter, "vendor bid proposal" means a set of forms published annually by the superintendent of public instruction which school districts use to obtain bids for school buses. These forms shall include various bid elements such as type, capacity, engine and transmission.

[Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-160, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-162 Definition—Competitive price quote.**

As used in this chapter, "competitive price quote" means a sealed price quotation for school buses obtained from school bus dealers by using a modified "vendor bid proposal" form supplied by the superintendent of public instruction.

[Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-162, filed 8/4/95, effective 9/4/95.]

**WAC 392-142-163 Definition—School bus dealer.**

As used in this chapter, "school bus dealer" means any firm or person that meets all necessary requirements to sell motor vehicles (school buses) in Washington state and are properly licensed as prescribed by all applicable agencies to sell school buses to school districts in the state of Washington.

[Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-163, filed 8/4/95, effective 9/4/95.]

**WAC 392-142-165 Definition—State-determined purchase price.**

As used in this chapter, "state-determined purchase price" means the state replacement or depreciation rate for school buses which shall be based upon the lowest competitive price quote received from school bus dealers for each category of school bus, documented in modified vendor bid proposals associated with meeting state-supported competitive specifications.

Included in the lowest competitive price quote are:

(1) Freight to the school district; and

(2) Cost associated with full payment within thirty days of delivery.

Sales tax is not included as a part of establishing the lowest price quote. Sales tax shall be included in the state-determined purchase price at the highest rate that could be charged

to any school district in the state when purchasing a school bus as provided annually by the department of revenue.

[Statutory Authority: RCW 28A.150.290. 04-08-116, § 392-142-165, filed 4/6/04, effective 5/7/04; 03-13-049, § 392-142-165, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-165, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 91-23-071 (Order 25), § 392-142-165, filed 11/19/91, effective 12/20/91; 90-02-077 (Order 21), § 392-142-165, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-171 Definition—System price.** The system price of an individual school bus is the price used to calculate the replacement system payment in a given school year.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-171, filed 9/16/05, effective 10/17/05.]

**WAC 392-142-172 Definition—Average price.** The average price for an individual school bus is calculated by adding the current year state-determined purchase price to the total of the previous four years' state-determined purchase prices and dividing by five. School bus categories no longer available or no longer supported use the historic prices for those categories in years when such bus categories were available or supported.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-172, filed 9/16/05, effective 10/17/05.]

**WAC 392-142-180 Definition—Total school bus replacement payments.** As used in this chapter, "total school bus replacement payments" means the sum of all state school bus replacement payments for prior school years made for an individual school bus.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-180, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-180, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-185 Definition—Assumed interest earnings.** As used in this chapter, "assumed interest earnings" means the sum of interest which is assumed to be earned on moneys assumed to be available in the transportation vehicle fund from state payments and accumulated interest earnings. The rate used shall be the average of the treasury bill rate for ninety-day notes during the previous state fiscal year calculated on the basis of simple interest.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-185, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-185, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-185, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-190 Definition—Salvage value.** As used in this chapter, for those school buses purchased after September 1, 1982, "salvage value" means the state-determined purchase price for the year the school bus was placed on the state replacement schedule divided by the useful life and multiplied by twenty-five percent.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-190, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-190, filed 1/2/90, effective 2/2/90.]

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**WAC 392-142-195 Definition—SPI Form 1020.** As used in this chapter, "SPI Form 1020" means that form prepared and distributed by the superintendent of public instruction and used by school districts to notify the superintendent of public instruction of the acquisition or disposition of a school bus.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-195, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-195, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-205 Determination of school bus categories by the superintendent of public instruction.** The superintendent of public instruction, in consultation with the regional transportation coordinators of the educational service districts, shall annually establish a minimum number of school bus categories considering student capacity and type. The superintendent of public instruction will provide a public hearing for interested parties prior to the adoption of any change in school bus categories.

[Statutory Authority: RCW 28A.150.290. 04-08-116, § 392-142-205, filed 4/6/04, effective 5/7/04. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-205, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-205, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-210 State-determined purchase prices by the superintendent of public instruction.** The superintendent of public instruction shall annually develop state-determined purchase prices for each school bus category applicable to the current school year. The state-determined purchase price shall be derived from competitive price quotes obtained annually by September 1 and a sales tax calculation as described in WAC 392-142-165. The state-determined purchase price shall be determined from the lowest price quote obtained in a sealed bid from school bus dealers for each category. The lowest price quote in each category shall be valid for one school year.

[Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-210, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-210, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-212 Obtaining competitive price quotes.** The superintendent of public instruction shall annually request competitive price quotations from school bus dealers for state-supported specifications for all school bus categories. The lowest price quote will be determined using only the base quote price as stated for the state-supported base bus without options. The request for price quotes will at least include:

(1) A modified vendor bid proposal for one representative state-supported school bus in each category as defined in WAC 392-142-155.

(a) A list of selected state-supported specifications; and

(b) A list of vendor options which may be purchased at the school district's discretion and expense.

(2) A requirement that each school bus dealer submit a statement of assurance that school districts may purchase school buses at the quoted price for a period of one year.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-212, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-212, filed 8/4/95, effective 9/4/95.]

**WAC 392-142-213 Purchase of school buses by school districts.** (1) School districts may purchase school buses directly from any school bus dealer who has provided an accepted price quote in each school bus category without regard to RCW 28A.335.190.

(2) School districts that do not purchase school buses in accordance with subsection (1) of this section may conduct their own competitive bid process in accordance with RCW 28A.335.190. School districts that choose to conduct their own bid shall:

(a) Use vendor bid proposal forms provided by the superintendent of public instruction.

(b) Prepare a summary of all bids received for retention in school district files and submission to the superintendent of public instruction.

(3) School buses which have been acquired by school districts or educational service districts, in accordance with subsection (1) or (2) of this section, are entitled to reimbursement payments for school bus replacement in accordance with this chapter.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-213, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-213, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-213, filed 8/4/95, effective 9/4/95.]

**WAC 392-142-225 Placement of used school buses on state replacement or depreciation schedules.** A used school bus shall be placed on the state replacement or depreciation schedule as if it had been issued a school bus operation permit on the first of September in the year of manufacture, including an estimate by the superintendent of public instruction of:

(1) Prior school years total state replacement or depreciation payments;

(2) Assumed interest earnings (if purchased by a school district); and

(3) Salvage value (if purchased by a school district).

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-225, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-225, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-225, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-231 Calculation of system price.** The system price for an individual school bus is the state-determined purchase price if a school bus is in its final year on the replacement system. For a school bus not in its final year on the replacement system, the system price is the average price.

[Statutory Authority: RCW 28A.150.290. 08-19-016, § 392-142-231, filed 9/5/08, effective 10/6/08; 05-19-072, § 392-142-231, filed 9/16/05, effective 10/17/05.]

**WAC 392-142-240 Calculation of annual state replacement payment for district-owned school buses.** The superintendent of public instruction shall calculate each school district's annual state replacement payment for district-owned school buses as follows:

(1/6/10)

(1) For district-owned school buses issued a school bus operation permit prior to the fifteenth of any month of the current school year:

(a) Place each school bus in the appropriate school bus category set forth in WAC 392-142-155;

(b) Divide the system price by the useful lifetime in months as determined in (a) of this subsection; and

(c) Multiply the result obtained in (b) of this subsection by the number of months remaining in the school year.

(2) For school buses issued a school bus operation permit prior to the current school year:

(a) Place each school bus in the appropriate school bus category set forth in WAC 392-142-155;

(b) Divide the system price by the useful lifetime in months determined in (a) of this subsection;

(c) Multiply the result obtained in (b) of this subsection by the total number of months the school bus has been on the replacement schedule including the months for the current school year;

(d) Subtract from the result obtained in (c) of this subsection the total school bus replacement payments made in prior school years;

(e) Subtract from the result obtained in (c) of this subsection the assumed interest earnings; and

(f) Subtract from the result obtained in (e) of this subsection the salvage value of the school bus if the current school year is the final year of the vehicle's useful life.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-240, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-240, filed 6/12/03, effective 7/13/03. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-240, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.150.290 and 28A.160-130-200. 93-13-083 (Order 93-10), § 392-142-240, filed 6/18/93, effective 7/19/93. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-240, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-245 Calculation of annual state depreciation payment for contractor-owned school buses.** The superintendent of public instruction shall calculate each school district's state depreciation payment for contractor-owned school buses as follows:

(1) For contractor-owned school buses issued a school bus operation permit prior to the fifteenth of the month of the current school year:

(a) Place each bus in the appropriate school bus category set forth in WAC 392-142-155;

(b) Divide the state-determined purchase price by the useful lifetime in months determined in (a) of this subsection; and

(c) Multiply the result obtained in (b) of this subsection by the number of months remaining in the school year.

(2) For contractor-owned school buses issued a school bus operation permit in a prior school year:

(a) Place each school bus in the appropriate school bus category set forth in WAC 392-142-155;

(b) Divide the state-determined purchase price at the time the school bus was purchased by the useful lifetime in months for the appropriate school bus category set forth in WAC 392-142-155;

(c) Calculate the total number of months the bus is eligible for depreciation payment in the current school year; and

(d) Multiply the amount calculated in (b) of this subsection by the number of months calculated in (c) of this subsection.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-245, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-245, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-245, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-250 Allocation of state replacement or depreciation payment.** The superintendent of public instruction shall apportion school bus replacement or depreciation payments each school year calculated as follows:

(1) For school district-owned vehicles:

(a) The September apportionment payment for those school buses issued school bus operating permits in prior school years; or

(b) The first apportionment payment after the issuance of the school bus operating permit for school buses purchased in the current school year; or

(2) For contractor-owned vehicles: According to the schedule set forth in RCW 28A.510.250.

[Statutory Authority: RCW 28A.150.290. 05-19-072, § 392-142-250, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-250, filed 6/12/03, effective 7/13/03. Statutory Authority: 1990 c 33. 91-16-011 (Order 91-12), § 392-142-250, filed 7/26/91, effective 8/26/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-250, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-255 Deposit of payments in transportation vehicle fund.** School districts shall deposit proceeds for the rent, sale, or lease of school buses and replacement payments for school district-owned vehicles in the transportation vehicle fund. School districts shall not deposit school bus depreciation payments for contractor-owned vehicles in the transportation vehicle fund.

[Statutory Authority: RCW 28A.150.290. 10-02-088, § 392-142-255, filed 1/6/10, effective 2/6/10; 05-19-072, § 392-142-255, filed 9/16/05, effective 10/17/05; 03-13-049, § 392-142-255, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-255, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-260 Allowable uses of transportation vehicle fund.** School districts shall use moneys in the transportation vehicle fund for the following purposes:

(1) The purchase of school buses;

(2) Performing major repairs of a school bus receiving prior approval by the superintendent of public instruction.

(3) The transfer of moneys from the transportation vehicle fund to the debt service fund exclusively for the payment of debt and interest incurred by the transportation vehicle fund shall not be considered to be a transfer of moneys from the transportation vehicle fund to any other fund within the meaning of RCW 28A.160.130.

[Statutory Authority: RCW 28A.150.290. 10-02-088, § 392-142-260, filed 1/6/10, effective 2/6/10; 03-13-049, § 392-142-260, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 91-23-071 (Order 25), § 392-142-260, filed 11/19/91, effective 12/20/91. Statutory Authority: Chapter 28A.530 and HB 1224. 91-23-042 (Order 21), § 392-142-260, filed 11/14/91, effective 12/15/91. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-260, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-265 Maintenance and operation. (1)**

To the extent possible, school districts shall operate vehicles not less than the number of years of useful lifetime now, or hereafter, assigned to the category of vehicles by the superintendent of public instruction.

(2) A school bus that continues to possess a valid operation permit and operates its useful vehicle life shall be considered to be properly maintained in accordance with general accepted maintenance and operation standards. A school bus which does not operate its useful vehicle life shall be considered as not being properly maintained in accordance with generally accepted maintenance and operation standards unless proven otherwise by the school district. Prima facie evidence of such proof shall include unforeseen events which shorten the useful vehicle life, including but not limited to, fire, flood, explosion, storm, earthquake, or volcanic eruption.

(3) If a district fails to follow generally accepted standards of maintenance and operation or, if a district disposes of a bus prior to the end of its useful life time, the superintendent of public instruction shall discontinue reimbursement system payments, including adjusting the amount of the current year payment to be the final payment by:

(a) Determining the total number of months the bus operated;

(b) Dividing the number of months the bus operated by the "useful life" of the bus, in months. Multiply the result by the "state-determined purchase price" for the current year, then subtract previous "total school bus replacement payments," "assumed interest earnings," and the "salvage value."

[Statutory Authority: RCW 28A.150.290. 08-19-016, § 392-142-265, filed 9/5/08, effective 10/6/08; 05-19-072, § 392-142-265, filed 9/16/05, effective 10/17/05. Statutory Authority: 1995 1st sp.s. c 10, RCW 28A.150.290 and chapter 28A.160 RCW as amended in ESSB 5408, section 1(6). 95-17-011, § 392-142-265, filed 8/4/95, effective 9/4/95. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-265, filed 1/2/90, effective 2/2/90.]

**WAC 392-142-270 Disposition of school buses.** Each school district shall notify the superintendent of public instruction of the disposition of a school bus on SPI Form 1020 within thirty days of this action.

[Statutory Authority: RCW 28A.150.290. 03-13-049, § 392-142-270, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 28A.41.170 and 28A.41.540. 90-02-077 (Order 21), § 392-142-270, filed 1/2/90, effective 2/2/90.]