



# RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/22/01)

Agency: Central Washington University

- Permanent Rule
- Emergency Rule
- Expedited Rule Making

(1) Date of adoption: ~~June 1, 2002~~ August 21, 2002

(2) Purpose: To amend time specified for determining a response to a request for public records from one day to five.

(3) Citation of existing rules affected by this order:

Repealed:

Amended: 106-276-100

Suspended:

(4) Statutory authority for adoption: RCW 28B.10.528

Other Authority: 28B.35.120 (12)

### PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 02-12-018 on May 28, 2002 (date).

Describe any changes other than editing from proposed to adopted version: change response time to public records requests from one day to five

### EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) 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.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

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

- Yes
- No
- If Yes, explain:

(6) Effective date of rule:

#### Permanent Rules

- 31 days after filing
- Other (specify) \_\_\_\_\_\*

#### Emergency Rules

- Immediately
- Later (specify) \_\_\_\_\_

\*If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required

Name (Type or Print)

Jerilyn S. McIntyre

Signature

Title  
President

Date  
August 21, 2002

### CODE REVISER USE ONLY

CODE REVISER USE ONLY  
STATE OF WASHINGTON  
FILED

AUG 29 2002

Time 9:42

WSR 02.18.064

(COMPLETE REVERSE SIDE)



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- Immediately
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Name (Type or Print)  
Jeryllyn S. McIntyre

Signature  
*Jeryllyn S. McIntyre*

Title: President    Date: August 21, 2002

**CODE REVISER USE ONLY**

OFFICE OF THE CLERK  
GOVERNMENT SERVICES DIVISION  
STATE OF WASHINGTON  
TOLSON

AUG 29 2002

9:42

WSR 02-16-064

18

**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:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	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:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	_____	Repealed	_____

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CENTRAL WASHINGTON UNIVERSITY

AMENDATORY SECTION (Amending Order CWU AO 76, filed 10/3/94, effective 11/3/94)

**WAC 106-276-100 Determination regarding exempt records. (1)**

The university reserves the right to determine that a public record requested in accordance with the procedures of this chapter is exempt under the provisions of RCW 42.17.310. Such determination may be made in consultation with any of the records officers of the university, president of the university, or an assistant attorney general assigned to the university.

(2) Responses to requests for records must be made promptly. For the purpose of these rules, a prompt response occurs if the person requesting the public record is notified within (~~one~~) five business days as to whether or not the request for a public record will be granted or denied.

(3) No denial of a request for public records shall be valid unless accompanied by a written statement, signed by the public records officer or designee, specifying the specific reasons therefore.