

WSR 10-11-015
EXPEDITED RULES
OLYMPIC COLLEGE
 [Filed May 7, 2010, 1:52 p.m.]

Title of Rule and Other Identifying Information:
 Renaming of parking WACs for Olympic College to clarify purpose.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Thomas Oliver, Olympic College, 1600 Chester Avenue, Bremerton, WA 98337, AND RECEIVED BY July 20, 2010.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The only effect is to clarify the titles of these rules.

Reasons Supporting Proposal: The current titles do not clearly identify these rules as pertaining to parking only.

Statutory Authority for Adoption: Chapter 28B.50 RCW.

Statute Being Implemented: Chapter 28B.50 RCW.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Thomas Oliver, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Olympic College, 1600 Chester Avenue, Bremerton, WA, (360) 475-7502.

May 7, 2010

Thomas Oliver
 Rules Coordinator

AMENDATORY SECTION (Amending WSR 10-02-022, filed 12/29/09, effective 1/29/10)

WAC 132C-10-100 Parking authority. Per RCW 28B.50.140(10), the board of trustees of Olympic College has authority to adopt rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the college. Parking fees may be adopted by the board of trustees, specifying the charge per quarter and per year. The college reserves the right to refuse the issuance of a parking permit.

AMENDATORY SECTION (Amending WSR 10-02-022, filed 12/29/09, effective 1/29/10)

WAC 132C-10-110 Parking enforcement. The Olympic College safety and security department is responsible for all matters regarding pedestrian and vehicular traffic and parking regulation and enforcement of parking including, but not limited to:

- (1) Assignment of parking spaces, parking permits;

- (2) Assessment of fines for violations;
- (3) Assessment of security enhancement fees;
- (4) Designation of lot and space numbers;
- (5) Issuance of traffic or parking citations; and
- (6) Permit revocation.

AMENDATORY SECTION (Amending WSR 10-02-022, filed 12/29/09, effective 1/29/10)

WAC 132C-10-120 Parking fines. (1) A full schedule of traffic and parking infractions shall be published by the college and made available for review in the public safety office.

(2) All fines are to be paid through the Olympic College cashier's office, either in person or by mail during normal business hours and within fifteen days of the infraction. Failure to pay fines may result in any of the following actions, but is not necessarily limited to:

- (a) Denial of registration.
- (b) Withholding transcripts, degrees, refunds, credits and grades.
- (c) Denial of future parking privileges.

(d) Violators will be given fifteen calendar days to appeal or pay a citation. If payment or appeal is not made in this period, a warning notice will be sent indicating that payment is due within five business days with notice of penalty or action taken if not paid.

(i) If payment is not made by the final due date any parking privileges will be revoked.

(ii) If payment is not made by the final due date and the individual does not have parking privileges, future violations may result in impounding, immobilization (boot) with storage charged to the owner or operator of the vehicle. A payment plan (or payment in full for all citations) must be established through the accounting department prior to removal of the boot.

(3) During the first week of each quarter, a warning card may, at the discretion of safety and security, be placed on the vehicle in lieu of a citation. The college reserves the right to issue citations at all times.

AMENDATORY SECTION (Amending WSR 10-02-022, filed 12/29/09, effective 1/29/10)

WAC 132C-10-130 Parking impoundment. Vehicles will be impounded if found to be blocking another vehicle or access, posing any potential threat to property or personal safety, multiple parking or traffic infractions restricting access to emergency vehicles, and other reasons seen as creating a safety hazard in the opinion of a safety and security supervisor. All costs of impoundment will be the responsibility of the vehicle owner. The college shall not be liable for loss or damage of any kind resulting from such impounding, immobilization or storage. Impoundment does not remove the obligation for any fines associated with the violation(s).

AMENDATORY SECTION (Amending WSR 10-02-022, filed 12/29/09, effective 1/29/10)

WAC 132C-10-140 Parking appeal process. All appeals by anyone who has received a citation for a violation

of these parking and traffic rules must be made in writing using the Olympic College Parking Appeal form (available from safety and security).

(1) **Level one:** Appeals must be submitted to safety and security within five working days of initial citation with an appeal form and a copy of the citation. The safety and security supervisor will make a determination and notify the appellant within five working days of receipt of the appeal.

(2) **Level two:** If a level one appeal is denied, the appellant may petition the parking advisory committee within five working days. The decision of the parking advisory committee is final. The appeal to the parking advisory committee must include the following:

- (a) A copy of the level one appeal;
- (b) A written statement indicating reasons the denial should be overturned; and
- (c) A receipt showing that the citation has been paid.

The committee will make a determination and notify the appellant within five working days of receipt of a level two appeal. The appellant will be refunded any citation fee paid if the committee overturns the citation(s).

WSR 10-11-029
EXPEDITED RULES
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed May 11, 2010, 9:53 a.m.]

Title of Rule and Other Identifying Information: WAC 181-82A-208 was amended in May of 2009. During public hearing, the request was made and the board adopted adding a specialty endorsement for gifted education to the rule along with the proposed additions in visually impaired, mobility and environmental. The filed document did not capture this addition.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO David Brenna, Professional Educator Standards Board, 600 Washington Street South, Room 400, Olympia, WA 98504, AND RECEIVED BY July 20, 2010.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Finalizes board action.

Reasons Supporting Proposal: Rule change has been presumed by board action; filing error. Edits to the final rule change mistakenly omitted an additional endorsement category authorized by the board and heard in public.

Statutory Authority for Adoption: Chapter 28A-410 [28A.410] RCW.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Professional educator standards board, governmental.

Name of Agency Personnel Responsible for Drafting: David Brenna, 600 Washington Street, Room 400, Olympia, WA, (360) 725-6238.

May 11, 2010
David Brenna
Legislative and
Policy Coordinator

AMENDATORY SECTION (Amending WSR 09-12-087, filed 6/1/09, effective 7/2/09)

WAC 181-82A-208 Specialty endorsements. The following specialty endorsements may be added to an existing endorsed teaching certificate:

- (1) Deaf education (per RCW 28A.410.225).
 - (a) This specialty endorsement is required for teachers who will be working almost exclusively with students who are deaf or hard of hearing.
 - (b) Program requirements are waived and this specialty endorsement granted if a candidate possesses a baccalaureate or master's degree in deaf education from a teacher training program approved by the council on education of the deaf.
- (2) Environmental and sustainability education.
- (3) Teacher of the visually impaired.
- (4) Orientation and mobility teacher.
- (5) Gifted education.

WSR 10-11-045
EXPEDITED RULES
EMPLOYMENT SECURITY DEPARTMENT

[Filed May 12, 2010, 9:32 a.m.]

Title of Rule and Other Identifying Information: WAC 192-320-065 Relief of benefit charges, is amended to correct a statutory reference. New WAC 192-320-085 Overpayment of benefits—Credit to employer's account, is adopted to replace WAC 192-12-156.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Juanita Myers, Employment Security Department, P.O. Box 9046, Olympia, WA 98507-9046, AND RECEIVED BY July 20, 2010.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of the proposal is to correct statutory references and to continue the department's move to publish rules under subject matter headings. The changes are structural only and will not impact the public.

Reasons Supporting Proposal: The proposal will make the rules more accessible to the public by eliminating outdated statutory references and to place the new WAC 192-320-085 into the appropriate chapter.

Statutory Authority for Adoption: RCW 50.12.010, 50.12.040.

Statute Being Implemented: RCW 50.29.021, 50.20-190.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Employment security department, governmental.

Name of Agency Personnel Responsible for Drafting: Juanita Myers, 212 Maple Park, Olympia, WA, (360) 902-9665; Implementation and Enforcement: Nan Thomas, 212 Maple Park, Olympia, WA, (360) 902-9303.

May 7, 2010

Paul Trause

Deputy Commissioner

AMENDATORY SECTION (Amending WSR 00-01-167, filed 12/21/99, effective 1/21/00)

WAC 192-320-065 Relief of benefit charges. For purposes of RCW ((~~50.20.020(2)~~) 50.29.021, a contribution-paying nonlocal government base year employer may request relief from certain benefit charges which result from the payment of benefits to an individual.

(1) **Employer added to a monetary determination as the result of a redetermination.** The employer's request for relief of benefit charges must be received or postmarked within thirty days of mailing the notification of redetermination (Notice to Base Year Employer - EMS 166).

(2) **Timely response.** The commissioner may consider a request for relief of benefit charges that has not been received or postmarked within thirty days as timely if the employer establishes good cause for the untimely response.

(3) **Additional information.**

(a) The employer shall provide the information requested by the department within thirty days of the mailing date of the department's request.

(b) It shall be the responsibility of the employer to provide all pertinent facts to the satisfaction of the department to make a determination of relief of benefits charges, or good cause for failure to respond in a timely manner.

(c) Failure to respond within thirty days will result in a denial of the employer's request for relief of benefit charges unless the employer establishes good cause for the untimely response.

(4) **Denial and appeal of request.** Any denial of a request for relief of benefit charges shall be in writing and will be the basis of appeal pursuant to RCW 50.32.050.

NEW SECTION

WAC 192-320-085 Overpayment of benefits—Credit to employer's account. Benefits paid shall be recoverable to the extent allowable pursuant to RCW 50.20.190 in the event that the decision allowing benefits is ultimately modified or reversed. Such ultimate reversal or modification shall not affect previous benefit charges based thereon; however, benefit credits in an amount equal to the erroneous charges shall be applied to the employer's account for the calendar year in which the decision is ultimately modified or reversed.

REPEALER

The following section of the Washington Administrative Code is hereby repealed:

WAC 192-12-156

Overpayment of benefits—
Credit to employer's account.

WSR 10-11-062

EXPEDITED RULES

PROFESSIONAL EDUCATOR

STANDARDS BOARD

[Filed May 13, 2010, 1:14 p.m.]

Title of Rule and Other Identifying Information: WAC 181-77-005 contains technical errors describing requirements for career and technical education certificates in mathematics and science.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO David Brenna, Professional Educator Standards Board, 600 Washington Street South, Room 400, Olympia, WA 98504, AND RECEIVED BY July 21, 2010.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The errors of reference and description were recently discovered. The changes will correct confusion in the current rule.

Reasons Supporting Proposal: Clarifies requirements for mathematics and science for CTE certificates and corrects citations.

Statutory Authority for Adoption: Chapter 28A-410 [28A.410] RCW.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Professional educator standards board, governmental.

Name of Agency Personnel Responsible for Drafting:
David Brenna, 600 Washington Street, Room 400, Olympia,
WA, (360) 725-6238.

May 13, 2010
David Brenna
Legislative and
Policy Coordinator

AMENDATORY SECTION (Amending WSR 08-16-004,
filed 7/23/08, effective 8/23/08)

WAC 181-77-005 Types of career and technical education certificates. The following types of certificates shall be issued:

(1) Teacher. The teacher certificate authorizes service as a teacher in the school district(s) or skills center(s) and shall be issued in one of the following categories and/or in a specific subcategory of the major category as approved by the professional educator standards board and/or its designee:

- (a) Agriculture education;
- (b) Business and marketing education;
- (c) Family and consumer sciences education;
- (d) Technology education;
- (e) Trade and industrial;
- (f) Health occupations;
- (g) Career choices;
- (h) Coordinator for worksite learning; or
- (i) New and emerging fields;

(j) Categories which may be added to a continuing career and technical education certificate are:

(i) Mathematics applied. To add this category, the candidate shall:

(A) ~~((Have completed a state approved career and technical education preparation program based on business and industry under chapter 181-77A WAC;))~~ Hold a continuing career and technical education certificate based on WAC 181-77-041;

(B) Hold ~~((an approved))~~ a baccalaureate degree from a regionally accredited college or university pursuant to WAC 181-79A-030(5);

(C) ~~((Hold a continuing career and technical education certificate with a technology education or trade and industrial category under this section;))~~ Provided, ~~((That trade and industrial))~~ candidates hold a math-related degree in mathematics or engineering;

(D) Be fully contracted as a teacher or long-term substitute teacher by a Washington public school;

(E) Pass the mathematics subject knowledge test approved by the professional educator standards board; and

(F) Document a minimum of one year teaching experience in technology education or trade and industrial courses.

(ii) Science, biology, chemistry, physics or earth and space science applied. To add ~~((this category))~~ these categories, the candidate shall:

(A) ~~((Have completed a state approved career and technical education teacher preparation program based on business and industry under chapter 181-77A WAC;))~~ Hold a continuing career and technical education certificate based on WAC 181-77-041;

(B) Hold ~~((an approved))~~ a baccalaureate degree from a regionally accredited college or university pursuant to WAC 181-79A-030(5);

(C) ~~((Hold a continuing career and technical education certificate with an agriculture education, health occupations, or trade and industrial category under this section;))~~ Provided, ~~((That trade and industrial))~~ candidates hold a science-related degree in science, engineering, or a medical practice field;

(D) Be fully contracted as a teacher or long-term substitute by a Washington public school;

(E) Pass ~~((the))~~ science, biology, chemistry, physics, or earth and space science subject knowledge test approved by the professional educator standards board; and

(F) Document a minimum of one year teaching experience in agriculture education, health occupations, or trade and industrial courses.

(iii) CTE teachers who have earned a mathematics applied ~~((or))~~, science, biology, chemistry, physics, or earth and space science. Applied ~~((category))~~ categories are eligible for teaching assignments in general education mathematics ~~((or))~~, science, biology, chemistry, physics, or earth and space science courses, dependent upon the category on the continuing career and technical education certificate, under WAC 181-77-025.

(2) Director. The director certificate authorizes service as a career and technical education director, as an assistant director, or as a career and technical education supervisor in the school district(s) or skills center(s);

(3) Counselor. The career and technical education counselor certificate authorizes service in the role of career and technical education guidance and counseling;

(4) Occupational information specialist. The occupational information specialist certificate authorizes service in the role as an occupational information specialist.