

WSR 24-15-093
EXPEDITED RULES
DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES
[Filed July 19, 2024, 3:07 p.m.]

Title of Rule and Other Identifying Information: Chapter 110-302 WAC, Foundational quality standards for outdoor nature-based child care; WAC 110-302-0160 Promoting diversity and belonging.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The Washington state legislature changed the name of the curriculum referenced in WAC 110-302-0160 by passing the John McCoy (lulilaš) Memorial Tribal History, Culture, and Government Act (HB 1879) in 2024. The licensing division (LD) is updating this section to match the name change. This will have limited impact on any affected parties.

Reasons Supporting Proposal: The John McCoy (lulilaš) Memorial Tribal History, Culture, and Government Act was created to honor the work of John McCoy (lulilaš). LD is amending the WAC in accordance with this law and with the values of the department of children, youth, and families (DCYF).

Statutory Authority for Adoption: RCW 74.15.030.

Statute Being Implemented: RCW 28A.300.444.

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

Name of Proponent: DCYF, governmental.

Name of Agency Personnel Responsible for Drafting: Ann Radcliffe, 253-341-2325; Implementation and Enforcement: DCYF, statewide.

This notice meets the following criteria to use the expedited adoption process for these rules:

Corrects typographical errors, makes address or name changes, or clarifies language of a rule without changing its effect.

Content is explicitly and specifically dictated by statute.

Explanation of the Reason the Agency Believes the Expedited Rule-Making Process is Appropriate: This rule change only changes the name of the curriculum named in this section and clarifies other language without changing its effect.

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 Brenda Villarreal, DCYF, email dcyf.rulescoordinator@dcyf.wa.gov, <https://dcyf.wa.gov/practice/policy-laws-rules/rule-making/participate/online>, BEGINNING July 25, 2024, 8:00 a.m., AND RECEIVED BY September 24, 2024, 11:59 p.m.

July 19, 2024
Brenda Villarreal
Rules Coordinator

OTS-5590.2

AMENDATORY SECTION (Amending WSR 23-10-059, filed 5/1/23, effective 6/1/23)

WAC 110-302-0160 Promoting diversity and belonging. (1) ONB providers must provide culturally and racially diverse learning opportunities (~~(. Diverse learning opportunities must be demonstrated by the ONB provider's)~~) by using curriculum, activities, and materials that represent all children, families, staff, and the local Native American tribes, such as:

(a) Diverse dolls, books, pictures, games, or materials that do not reinforce stereotypes;

(b) Diverse music from many cultures in children's primary languages; and

(c) A balance of different ethnic and cultural groups, ages, abilities, family styles, and genders.

(2) (~~An~~) ONB providers must contact the local Native American tribes to begin a partnership, recognizing tribal sovereignty and incorporating cultural materials or practices, as appropriate.

(3) ONB programs must provide supplemental learning opportunities that incorporate elements of tribally approved curriculum such as, but not limited to, (~~Washington's~~) the John McCoy (luliláš) since time immemorial early learning curriculum ((~~https://www.dcyf.wa.gov/tribal-relations/since-time-immemorial~~)) <https://www.dcyf.wa.gov/tribal-relations/john-mccoy-lulilas-since-time-immemorial> or school-age curriculum (~~((<https://www.k12.wa.us/student-success/resources-subject-area/time-immemorial-tribal-sovereignty-washington-state/elementary-curriculum>)) <https://ospi.k12.wa.us/student-success/resources-subject-area/john-mccoy-lulilas-time-immemorial-tribal-sovereignty-washington-state>~~).

(4) ONB providers must appropriately intervene to stop biased behavior displayed by children or adults. Such intervention may include, but is not limited to:

(a) Redirecting an inappropriate conversation or behavior;

(b) Being aware of situations that may involve bias and responding appropriately; and

(c) Refusing to ignore bias.