

**WAC 392-341-080 Eligibility for state funding assistance for new construction—Application to superintendent of public instruction—Necessary documentation.** As part of the application submitted to the superintendent of public instruction, the district applying for state funding assistance for new construction shall include:

- (1) A copy of the survey conducted pursuant to WAC 392-341-070.
- (2) A board resolution certifying one of the following:
  - (a) No suitable space is available in any contiguous district;
  - (b) Space is available in a contiguous district but the facilities do not meet needs of the applicant district. The applicant district shall provide substantial evidence to support the unsuitability of the available facility;
  - (c) Space is available in a contiguous district but good faith negotiations did not lead to an agreement between the applicant district and the district containing the available facility. The applicant district shall provide substantial evidence to support the lack of lease agreement including a history of the negotiations and proposed offers by each district.
- (3) Other information deemed pertinent by the applicant district.

[Statutory Authority: RCW 28A.525.020. WSR 10-09-008, § 392-341-080, filed 4/8/10, effective 5/9/10; WSR 06-16-032, amended and recodified as § 392-341-080, filed 7/25/06, effective 8/25/06. Statutory Authority: RCW 28A.47.803, 28A.47.060, 28A.47.802 and 28A.47.105. WSR 90-01-075, § 180-25-080, filed 12/19/89, effective 12/19/89.]