

Chapter 392-162 WAC
SPECIAL SERVICE PROGRAM—LEARNING ASSISTANCE

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WAC

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392-162-020 Definition—Learning assistance program (LAP). [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-020, filed 1/2/18, effective 2/2/18; WSR 16-16-078, § 392-162-020, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-020, filed 3/31/14, effective 5/1/14; WSR 09-24-075, § 392-162-020, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-020, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-020, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-020, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-020, filed 6/28/84.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-023 Definition—District. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-023, filed 7/29/16, effective 9/1/16.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-025 Definition—Statewide student assessments. [Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-025, filed 3/31/14, effective 5/1/14; WSR 08-21-053, § 392-162-025, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-025, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-025, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-025, filed 6/28/84.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-030 Definition—Eligible students. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-030, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-030, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-032 Definition—Participating student. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-032, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-032, filed 3/31/14, effective 5/1/14; WSR 08-21-053, § 392-162-032, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-032, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-032, filed 10/22/87.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-033 Definition—Students who are not meeting academic standards. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-033, filed 1/2/18, effective 2/2/18. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-033, filed 3/31/14, effective 5/1/14; WSR 08-21-053, § 392-162-033, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-033, filed 12/21/06, effective 1/21/07.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-034 Accelerated learning plans. [Statutory Authority: RCW 28A.165.075. WSR 08-21-053, § 392-162-034, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-034, filed 12/21/06, effective 1/21/07.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.

392-162-035 Definition—Additional/supplemental services. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-035, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-035, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-036 Definition—Extended learning opportunities. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-036, filed 1/2/18, effective 2/2/18. Statutory Authority: RCW 28A.165.075. WSR 09-24-075, § 392-162-036, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-036, filed 10/9/08, effective 11/9/08.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-040 Definition—Placement testing. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-040, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-040, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-041 Best practices. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-041, filed 1/2/18, effective 2/2/18; WSR 16-16-078, § 392-162-041, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-041, filed 3/31/14, effective 5/1/14.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.

392-162-042 Definition—Program options. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-042, filed 10/22/87.] Repealed by WSR 95-19-031 (Order 95-08), filed 9/12/95, effective 10/13/95. Statutory Authority: 1987 c 478.

392-162-043 Definition—School-wide project. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-043, filed 9/12/95, effective 10/13/95.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-044 Definition—Program plan. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-044, filed 10/22/87.] Repealed by WSR 95-19-031 (Order 95-08), filed 9/12/95, effective 10/13/95. Statutory Authority: 1987 c 478.

392-162-045 Definition—Approved program. [Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-045, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-045, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-20-088 (Order 84-47), § 392-162-045, filed 10/2/84; WSR 84-14-038 (Order 84-21), § 392-162-045, filed 6/28/84.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.

392-162-047 Definition—Basic skills test. [Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-162-047, filed 7/19/90, effective 8/19/90. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-047, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-049 Definition—Needs assessment. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-049, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-049, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-050 Definition—Accounting manual. [Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-050, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-051 District selection of best practices and strategies for use in the learning assistance program. [Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-051, filed 3/31/14, effective 5/1/14.] Repealed by WSR 16-16-078, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075 and 28A.150.290.

392-162-052 Definition—Indirect expenditures. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-052, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-052, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-053 Definition—Direct expenditures. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-053, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-055 Definition—Direct expenditure. [Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-055, filed 6/28/84.] Repealed by WSR 95-19-031 (Order 95-08), filed 9/12/95, effective 10/13/95. Statutory Authority: 1987 c 478.

392-162-056 Exception to state-approved selection of best practices and strategies for use in the learning assistance program. [Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-056, filed 3/31/14, effective 5/1/14.] Repealed by WSR 16-16-078, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075 and 28A.150.290.

392-162-057 Definition—Advisory committee. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-057, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-057, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-060 District application. [Statutory Authority: RCW 28A.165.075. WSR 09-24-075, § 392-162-060, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-060, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-060, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-060, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-060, filed 6/28/84.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.

392-162-062 Program plan revision. [Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-062, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-062, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-062, filed 10/22/87.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.

392-162-065 School board approval. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-065, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-065, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-067 Program requirement—Needs assessment. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-067, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-067, filed 10/22/87.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.

392-162-068 Program plan. [Statutory Authority: RCW 28A.165.075. WSR 09-24-075, § 392-162-068, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-068, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-068, filed 12/21/06, effective 1/21/07.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.

392-162-070 Program requirement—District program plan. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-070, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-070, filed 6/28/84.] Repealed by WSR 95-19-031 (Order 95-08), filed 9/12/95, effective 10/13/95. Statutory Authority: 1987 c 478.

392-162-072 Program plan—Approved activities. [Statutory Authority: RCW 28A.165.075. WSR 09-24-075, § 392-162-072, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-072, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, §

- 392-162-072, filed 12/21/06, effective 1/21/07.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.
- 392-162-075 Program approval. [Statutory Authority: RCW 28A.165.075. WSR 09-24-075, § 392-162-075, filed 11/30/09, effective 12/31/09. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-075, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-075, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-075, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-075, filed 6/28/84.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.
- 392-162-080 Program requirement—Selection of students. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-080, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-080, filed 3/31/14, effective 5/1/14; WSR 08-21-053, § 392-162-080, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-080, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-080, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-080, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-080, filed 6/28/84.] Repealed by WSR 22-14-036, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075.
- 392-162-085 Program requirement—Consultation with the "advisory committee." [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-085, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-085, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-085, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.
- 392-162-090 Program requirement—Notification of parents. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-090, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-090, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.
- 392-162-095 Program requirement—Allowable expenditures. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-095, filed 9/12/95, effective 10/13/95; WSR 91-18-005 (Order 91-15), § 392-162-095, filed 8/23/91, effective 8/23/91; WSR 87-22-001 (Order 87-14), § 392-162-095, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-095, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW 28A.300.070.
- 392-162-100 Federal and state program coordination. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-100, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-100, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-100, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-100, filed 6/28/84.] Repealed by WSR 22-24-030, filed 11/30/22, effective 12/31/22. Statutory Authority: RCW 28A.165.075.
- 392-162-105 Program requirement—Program evaluation. [Statutory Authority: RCW 28A.165.075. WSR 08-21-053, § 392-162-105, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-105, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 95-19-032 (Order 95-09), § 392-162-105, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-105, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-105, filed 6/28/84.] Repealed by WSR 14-08-067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.
- 392-162-115 Monitoring of districts. [Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-115, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-115, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-115, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-115, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-115, filed 6/28/84.] Repealed by WSR 22-24-030, filed 11/30/22, effective 12/31/22. Statutory Authority: RCW 28A.165.075.

WAC 392-162-005 Authority. The authority for this chapter is RCW 28A.165.075, which authorizes the superintendent of public instruction to adopt rules for the administration of the learning assistance program.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-005, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-005, filed 1/2/18, effective 2/2/18; WSR 16-16-078, § 392-162-005, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-005, filed 3/31/14, effective 5/1/14; WSR 08-21-053, § 392-162-005, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-005, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-005,

filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-005, filed 6/28/84.]

WAC 392-162-010 Purpose. The learning assistance program requirements in this chapter are designed to:

(1) Promote the use of data when developing programs to assist students who are not meeting academic standards; and

(2) Guide school districts in providing the most effective and efficient practices when implementing supplemental instruction and services to assist students who are not meeting academic standards.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-010, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-010, filed 1/2/18, effective 2/2/18; WSR 16-16-078, § 392-162-010, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-010, filed 3/31/14, effective 5/1/14; WSR 09-24-075, § 392-162-010, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-010, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-010, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-010, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-010, filed 6/28/84.]

WAC 392-162-015 Definitions. As used in this chapter, the terms:

(1) "District" means a school district, public charter school, or school authorized to operate as a state-tribal education compact school in accordance with chapter 28A.715 RCW.

(2) "Literacy screening tool" means one of the literacy screening tools identified and approved by the dyslexia advisory council and the office of the superintendent of public instruction in accordance with RCW 28A.300.700.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-015, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 16-16-078, § 392-162-015, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-015, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-015, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-015, filed 6/28/84.]

WAC 392-162-016 Application. As described in RCW 28A.165.057, two application periods exist:

(1) The first timeline applies immediately and continues through the later of:

(a) The expiration or termination of Proclamation 20-05, and any subsequent orders extending or amending the proclamation, declaring a state of emergency on February 29, 2020, for all counties in Washington due to COVID-19; or September 1, 2025, whichever is later.

(b) During the first timeline described in subsection (1)(a) of this section, school districts must budget and expend the appropriations for the learning assistance program, under RCW 28A.165.005

through 28A.165.065, to identify students who are not meeting academic standards and address their academic and nonacademic needs resulting from and exacerbated by the COVID-19 pandemic.

(c) During the first timeline described in subsection (1)(a) of this section, school districts are encouraged to budget and expend the appropriations for the learning assistance program, under RCW 28A.165.005 through 28A.165.065, using the framework of the Washington integrated student supports protocol, established under RCW 28A.300.139.

(2) The second timeline applies after the first timeline expires as described in subsection (1)(a) of this section. During the second timeline, school districts must budget and expend the appropriations for the learning assistance program, under RCW 28A.165.005 through 28A.165.065, using the framework of the Washington integrated student supports protocol, established under RCW 28A.300.139.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-016, filed 6/27/22, effective 7/28/22.]

WAC 392-162-054 Allocation, supplement not supplant, and use of funds. (1) The funds for the learning assistance program shall be allocated according to WAC 392-122-605 for the learning assistance program base allocation and the learning assistance program high poverty-based school allocation.

(2) The learning assistance high poverty-based school allocation must be expended by the district for the schools that generated the funding and may not supplant the learning assistance program base allocation expenditures for those schools.

(3) All learning assistance program funds must be expended for the purposes of RCW 28A.165.005 through 28A.165.065.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-054, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-054, filed 1/2/18, effective 2/2/18; WSR 16-16-078, § 392-162-054, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-054, filed 3/31/14, effective 5/1/14; WSR 09-24-075, § 392-162-054, filed 11/30/09, effective 12/31/09; WSR 08-21-053, § 392-162-054, filed 10/9/08, effective 11/9/08. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-054, filed 12/21/06, effective 1/21/07.]

WAC 392-162-110 Program requirements—Reporting. The superintendent of public instruction may withhold the monthly learning assistance program apportionment payment to a school district, public charter school, or state-tribal education compact school if the school district, charter school, or state-tribal education compact school fails to submit its annual report for the prior school year to the superintendent of public instruction by the established due date. The first learning assistance program apportionment payment of the school year and subsequent allocations may be withheld until the annual reports are completed in approvable form.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-110, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075

and 28A.150.290. WSR 16-16-078, § 392-162-110, filed 7/29/16, effective 9/1/16. Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-110, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-110, filed 12/21/06, effective 1/21/07. Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-110, filed 9/12/95, effective 10/13/95; WSR 87-22-001 (Order 87-14), § 392-162-110, filed 10/22/87. Statutory Authority: RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-110, filed 6/28/84.]

WAC 392-162-112 Carry over of funds. (1) Districts may carry over from one year to the next up to ten percent of the learning assistance program base allocation provided under WAC 392-122-605. Carry-over funds must be expended solely for the purposes of RCW 28A.165.005 through 28A.165.065.

(2) Districts may carry over from one year to the next up to ten percent of the learning assistance program high poverty-based school allocation provided under WAC 392-122-605. Carry-over funds must be expended solely for the purposes of RCW 28A.165.005 through 28A.165.065 and for the specific schools that generated the funding.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-112, filed 6/27/22, effective 7/28/22. Statutory Authority: RCW 28A.165.075 and 28A.150.290. WSR 18-02-082, § 392-162-112, filed 1/2/18, effective 2/2/18. Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-112, filed 12/21/06, effective 1/21/07.]

WAC 392-162-120 Implementation of K-2 literacy screening requirements—Use of funds. (1) A school district that chooses to expend learning assistance program funds to implement the screening and intervention requirements under RCW 28A.320.260 may use the district's learning assistance program base allocation under WAC 392-122-605 to fund the purchase of a literacy screening tool as defined under this chapter.

(2) A school district that chooses to expend learning assistance program funds as permitted under this section must submit data according to specifications established by the office of the superintendent of public instruction in accordance with RCW 28A.165.100 and 28A.320.270.

[Statutory Authority: RCW 28A.165.075. WSR 22-14-036, § 392-162-120, filed 6/27/22, effective 7/28/22.]