

**WSR 24-21-142**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed October 22, 2024, 1:29 p.m.]

Subject of Possible Rule Making: WAC 392-190-048 Access to course offerings—Student discipline and corrective action, 392-400-010 Purpose, 392-400-020 Application, 392-400-025 Definitions, 392-400-110 Discipline policies and procedures—Development, review, and distribution, 392-400-330 Classroom exclusions—Conditions and limitations, 392-400-335 Classroom exclusion—Notice and procedure, 392-400-435 Short-term and in-school suspensions—Additional conditions and limitations, 392-400-440 Long-term suspensions—Additional conditions and limitations, 392-400-445 Expulsions—Additional conditions and limitations, 392-400-455 Suspensions and expulsions—Notice to student and parents, 392-400-460 Suspensions and expulsions—Optional conference with principal, 392-400-510 Emergency expulsions—Conditions and limitations, 392-400-515 Emergency expulsions—Notice to student and parents, 392-400-520 Emergency expulsions—Optional conference with principal, 392-400-525 Emergency expulsions—Appeal, 392-400-530 Emergency expulsions—Review and reconsideration, 392-400-610 Educational services during suspension, expulsion, or emergency expulsion, 392-401-020 Excused absences, and 392-401-040 Student absences—General requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.300.046, 28A.600.010, 28A.600.015, 28A.600.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office of superintendent of public instruction (OSPI) is considering rule making in the area of student discipline to include changes made in the emergency rules and any other sections that need to be clarified or updated to ensure definitions and requirements relevant to student discipline are in alignment with current law. Revisions are intended to ensure required data and reporting requirements are manageable for each level of the system (i.e., classroom, school, district, state, etc.) and discipline guidance is consistent with professional standards for maintaining safe, optimal learning environments for all students that further OSPI's commitment to reducing disproportionate exclusionary practices.

Process for Developing New Rule: Early solicitation of feedback and recommendations concerning new or amended rules, and consideration of comments and recommendations in the course of drafting rule language.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Briana Kelly, OSPI, P.O. Box 47200, Olympia, WA 98504, phone 360-725-6068, TTY 360-664-3631, email Briana.kelly@k12.wa.us; or Anna Marie Dufault, OSPI, P.O. Box 47200, Olympia, WA 98504, phone 360-725-6175, TTY 360-664-3631, email Annamarie.dufault@k12.wa.us, website [ospi.k12.wa.us](http://ospi.k12.wa.us).

October 22, 2024  
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State Superintendent of Public Instruction