Chapter 392-162 WAC

SPECIAL SERVICE PROGRAM—LEARNING ASSISTANCE

WAC			045, filed 10/22/87. Statutory Authority: RCW
392-162-005	Authority.		28A.41.408. WSR 84-20-088 (Order 84-47), § 392-162-
392-162-010	Purpose.		045, filed 10/2/84; WSR 84-14-038 (Order 84-21), §
392-162-015	Definition—Basic skills.		392-162-045, filed 6/28/84.] Repealed by WSR 14-08-
392-162-020	Definition—Learning assistance program (LAP).		067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.
392-162-025	Definition—Statewide student assessments.	392-162-047	Definition—Basic skills test. [Statutory Authority: 1990
392-162-032	Definition—Participating student.	392-102-047	c 33. WSR 90-16-002 (Order 18), § 392-162-047, filed
392-162-033 392-162-036	Definition—Underachieving students. Definition—Extended learning opportunities.		7/19/90, effective 8/19/90. Statutory Authority: 1987 c
392-162-041	Best practices.		478. WSR 87-22-001 (Order 87-14), § 392-162-047,
392-162-051	District selection of best practices and strategies for use		filed 10/22/87.] Repealed by WSR 07-02-015, filed
372 102 001	in the learning assistance program.		12/21/06, effective 1/21/07. Statutory Authority: RCW
392-162-054	Definition—District eligibility and distribution of		28A.300.070.
	funds.	392-162-049	Definition—Needs assessment. [Statutory Authority:
392-162-056	Exception to state-approved selection of best practices		1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-
	and strategies for use in the learning assistance pro-		049, filed 9/12/95, effective 10/13/95; WSR 87-22-001
	gram.		(Order 87-14), § 392-162-049, filed 10/22/87.]
392-162-080	Program requirement—Selection of students.		Repealed by WSR 07-02-015, filed 12/21/06, effective
392-162-100	Program coordination.	202 162 050	1/21/07. Statutory Authority: RCW 28A.300.070.
392-162-110	Program requirement—Annual report.	392-162-050	Definition—Accounting manual. [Statutory Authority:
392-162-112	Carry over of funds.		RCW 28A.41.408. WSR 84-14-038 (Order 84-21), §
392-162-115	Monitoring of districts.		392-162-050, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Author-
			ity: RCW 28A.300.070.
DIS	SPOSITION OF SECTIONS FORMERLY	392-162-052	Definition—Indirect expenditures. [Statutory Author-
	CODIFIED IN THIS CHAPTER	392-102-032	ity: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-
202 162 020	The state of the s		162-052, filed 9/12/95, effective 10/13/95; WSR 87-22-
392-162-030	Definition—Eligible students. [Statutory Authority:		001 (Order 87-14), § 392-162-052, filed 10/22/87.]
	1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-		Repealed by WSR 07-02-015, filed 12/21/06, effective
	030, filed 10/22/87. Statutory Authority: RCW		1/21/07. Statutory Authority: RCW 28A.300.070.
	28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-	392-162-053	Definition—Direct expenditures. [Statutory Authority:
	030, filed 6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06, effective 1/21/07. Statutory Authority: RCW		1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-
	28A.300.070.		053, filed 10/22/87.] Repealed by WSR 07-02-015, filed
392-162-034	Accelerated learning plans. [Statutory Authority: RCW		12/21/06, effective 1/21/07. Statutory Authority: RCW
	28A.165.075. WSR 08-21-053, § 392-162-034, filed		28A.300.070.
	10/9/08, effective 11/9/08. Statutory Authority: RCW	392-162-055	Definition—Direct expenditure. [Statutory Authority:
	28A.300.070. WSR 07-02-015, § 392-162-034, filed		RCW 28A.41.408. WSR 84-14-038 (Order 84-21), §
	12/21/06, effective 1/21/07.] Repealed by WSR 14-08-		392-162-055, filed 6/28/84.] Repealed by WSR 95-19-
	067, filed 3/31/14, effective 5/1/14. Statutory Authority:		031 (Order 95-08), filed 9/12/95, effective 10/13/95.
	RCW 28A.165.075.	392-162-057	Statutory Authority: 1987 c 478.
392-162-035	Definition—Additional/supplemental services. [Statu-	392-102-037	Definition—Advisory committee. [Statutory Authority: 1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-
	tory Authority: 1987 c 478. WSR 87-22-001 (Order 87-		057, filed 9/12/95, effective 10/13/95; WSR 87-22-001
	14), § 392-162-035, filed 10/22/87. Statutory Authority:		(Order 87-14), § 392-162-057, filed 10/22/87.]
	RCW 28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-035, filed 6/28/84.] Repealed by WSR 07-02-		Repealed by WSR 07-02-015, filed 12/21/06, effective
	015, filed 12/21/06, effective 1/21/07. Statutory Author-		1/21/07. Statutory Authority: RCW 28A.300.070.
	ity: RCW 28A.300.070.	392-162-060	District application. [Statutory Authority: RCW
392-162-040	Definition—Placement testing. [Statutory Authority:		28A.165.075. WSR 09-24-075, § 392-162-060, filed
	1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-		11/30/09, effective 12/31/09; WSR 08-21-053, § 392-
	040, filed 10/22/87. Statutory Authority: RCW		162-060, filed 10/9/08, effective 11/9/08. Statutory
	28A.41.408. WSR 84-14-038 (Order 84-21), § 392-162-		Authority: RCW 28A.300.070. WSR 07-02-015, § 392-
	040, filed 6/28/84.] Repealed by WSR 07-02-015, filed		162-060, filed 12/21/06, effective 1/21/07. Statutory
	12/21/06, effective 1/21/07. Statutory Authority: RCW		Authority: 1987 c 478. WSR 87-22-001 (Order 87-14),
202 162 042	28A.300.070.		§ 392-162-060, filed 10/22/87. Statutory Authority:
392-162-042	Definition—Program options. [Statutory Authority:		RCW 28A.41.408. WSR 84-14-038 (Order 84-21), §
	1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-		392-162-060, filed 6/28/84.] Repealed by WSR 14-08-
	042, filed 10/22/87.] Repealed by WSR 95-19-031		067, filed 3/31/14, effective 5/1/14. Statutory Authority: RCW 28A.165.075.
	(Order 95-08), filed 9/12/95, effective 10/13/95. Statutory Authority: 1987 c 478.	392-162-062	Program plan revision. [Statutory Authority: RCW
392-162-043	Definition—School-wide project. [Statutory Authority:	392-102-002	28A.300.070. WSR 07-02-015, § 392-162-062, filed
392-102-043	1987 c 478. WSR 95-19-031 (Order 95-08), § 392-162-		12/21/06, effective 1/21/07. Statutory Authority: 1987 c
	043, filed 9/12/95, effective 10/13/95.] Repealed by		478. WSR 95-19-031 (Order 95-08), § 392-162-062,
	WSR 07-02-015, filed 12/21/06, effective 1/21/07. Stat-		filed 9/12/95, effective 10/13/95; WSR 87-22-001
	utory Authority: RCW 28A.300.070.		(Order 87-14), § 392-162-062, filed 10/22/87.]
392-162-044	Definition—Program plan. [Statutory Authority: 1987 c		Repealed by WSR 14-08-067, filed 3/31/14, effective
	478. WSR 87-22-001 (Order 87-14), § 392-162-044,		5/1/14. Statutory Authority: RCW 28A.165.075.
	filed 10/22/87.] Repealed by WSR 95-19-031 (Order	392-162-065	School board approval. [Statutory Authority: 1987 c
	95-08), filed 9/12/95, effective 10/13/95. Statutory		478. WSR 87-22-001 (Order 87-14), § 392-162-065,
202 162 215	Authority: 1987 c 478.		filed 10/22/87. Statutory Authority: RCW 28A.41.408.
392-162-045	Definition—Approved program. [Statutory Authority:		WSR 84-14-038 (Order 84-21), § 392-162-065, filed
	RCW 28A.300.070. WSR 07-02-015, § 392-162-045,		6/28/84.] Repealed by WSR 07-02-015, filed 12/21/06,
	filed 12/21/06, effective 1/21/07. Statutory Authority:		effective 1/21/07. Statutory Authority: RCW 28A.300
	1987 c 478. WSR 87-22-001 (Order 87-14), § 392-162-		070.
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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.-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, 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. Program requirement—District program plan. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-392-162-070 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. 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 392-162-075 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. 392-162-085 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 Program requirement—Notification of parents. [Statutory Authority: 1987 c 478. WSR 87-22-001 (Order 87-392-162-090 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. [Staturory 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.300.070 392-162-105 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.-

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 and regulations for the administration of a program designed to provide learning assistance to public school students in grades kindergarten through twelve who score below standard in reading, writing, and mathematics for his or her grade level.

[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 purpose of this chapter is to set forth policies and procedures for the administration of and to ensure district compliance with state requirements for a program designed to assist underachieving students in grades kindergarten through twelve who score below standard in reading, writing, and mathematics for his or her grade level.

The learning assistance program requirements in this chapter are designed to:

- (1) Direct districts as they implement a learning assistance program that learning assistance program funds must first be used to address the needs of students in grades kindergarten through four who are deficient in reading or reading readiness skills to improve reading literacy;
- (2) Promote the use of data when developing programs to assist underachieving students and reduce disruptive behaviors in the classroom;
- (3) Guide school districts in providing the most effective and efficient practices when implementing supplemental instruction and services to assist underachieving students and reduce disruptive behaviors in the classroom; and
- (4) Guide school districts in providing extended learning opportunities to assist underachieving students and students in grades eleven and twelve who are at risk of not meeting state and local graduation requirements.

[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. e478. 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 Definition—Basic skills. As used in this chapter, the term "basic skills" means reading, writing, and mathematics, as well as readiness associated with these skills.

[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 392-162-020 Definition—Learning assistance program (LAP). As used in this chapter, the term "learning assistance program" means a statewide program designed to enhance educational opportunities for public school students

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in grades kindergarten through twelve who do not meet state reading, writing, and mathematics standards by providing supplemental instruction and services to those students. School districts implementing a learning assistance program must first focus on addressing the needs of students in grades kindergarten through four who are deficient in reading or reading readiness skills. The learning assistance program may then be used to support underachieving students in grades kindergarten through twelve by providing supplemental reading, writing, or mathematics instruction, by addressing the needs of eleventh and twelfth grade students to assist them in meeting state and district graduation requirements, and to reduce disruptive behaviors in the classroom.

[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.]

WAC 392-162-025 Definition—Statewide student assessments. As used in this chapter, the term "statewide student assessments" means one or more of the assessments administered by school districts as required under RCW 28A.655.070.

[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.]

WAC 392-162-032 Definition—Participating stu-

dent. As used in this chapter, the term "participating student" means a student in kindergarten through grade twelve who scores below standard for his or her grade level using multiple measures of performance, including on the statewide student assessments or other assessments and performance or other assessments and performance measurement tools administered by the school or district and who is identified by the district to receive services.

[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.]

WAC 392-162-033 Definition—Underachieving stu-

dents. As used in this chapter, the term "underachieving students" means students with the greatest academic deficits in basic skills as identified by statewide, school, or district assessments or other performance tools.

[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.]

WAC 392-162-036 Definition—Extended learning opportunities. As used in this chapter the term "extended learning opportunities" means a program of learning assis-

tance in addition to the required basic education instruction designed to improve the educational performance of underachieving students selected under WAC 392-162-080. The minimum allocation for the learning assistance program shall provide an extended school day and extended school year for each level of school and a per student allocation for maintenance, supplies, and operating costs.

[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.]

WAC 392-162-041 Best practices. Best practices as identified by the office of superintendent of public instruction are to be used to provide learning assistance program educational instructional materials and strategies to identified learning assistance students. The practices implemented must be research-based and have demonstrated that the practice has increased student academic success. During the 2013-14 and 2014-15 school years, districts may select from the following:

- (1) Extended learning opportunities occurring:
- (a) Before or after the regular school day;
- (b) On Saturday; and
- (c) Beyond the regular school year.
- (2) Services under RCW 28A.320.190.
- (3) Professional development for certificated and classified staff that focuses on:
 - (a) The needs of a diverse student population;
- (b) Specific literacy and mathematics content and instructional strategies; and
- (c) The use of student work to guide effective instruction and appropriate assistance.
- (4) Consultant teachers to assist in implementing effective instructional practices by teachers serving participating students.
 - (5) Tutoring support for participating students.
- (6) Outreach activities and support for parents of participating students, including employing parent and family engagement coordinators.
- (7) Up to five percent of district's learning assistance program allocation may be used for development of partnerships with community-based organizations, educational service districts, and other local agencies to deliver academic and nonacademic supports to participating students who are significantly at-risk of not being successful in school to reduce barriers to learning, increase student engagement, and enhance students' readiness to learn. The office of the superintendent of public instruction must approve any community-based organization or local agency before learning assistance program funds may be expended.

[Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-041, filed 3/31/14, effective 5/1/14.]

WAC 392-162-051 District selection of best practices and strategies for use in the learning assistance program. Beginning in the 2016-17 school year districts must select a practice or strategy that is on the state-approved menu for the learning assistance program. School districts may enter into cooperative agreements with state agencies, local governments, or school districts for administrative or operational

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costs needed to provide services in accordance with the state menus developed beginning in 2016-17.

[Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-051, filed 3/31/14, effective 5/1/14.]

WAC 392-162-054 Definition—District eligibility and distribution of funds. The funds for the learning assistance program shall be appropriated in accordance with the Omnibus Appropriations Act and RCW 28A.150.260. The distribution formula is for school district allocation purposes only, but funds appropriated for the learning assistance program must be expended for the purposes of RCW 28A.165.005 through 28A.165.065 and for chapter 28A.655 RCW. A school district's funded students for the learning assistance program shall be the sum of the district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced price lunch in the prior school year.

[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 392-162-056 Exception to state-approved selection of best practices and strategies for use in the learning assistance program. Beginning in the 2016-17 school year, school districts may use a practice or strategy that is not on the state menu for two years. At the end of the two years, the district must be able to demonstrate improved outcomes for participating learning assistance program students. If the district is able to demonstrate improved outcomes commensurate with the state approved menu for such students, the office of the superintendent of public instruction will approve the use of the alternative practice for one additional year. For each subsequent year, the district must provide data that demonstrates that participating students are meeting or exceeding academic achievement compared to those students who are being served by a state approved best practices and strategy.

[Statutory Authority: RCW 28A.165.075. WSR 14-08-067, § 392-162-056, filed 3/31/14, effective 5/1/14.]

WAC 392-162-080 Program requirement—Selection of students. Students selected to participate in the learning assistance program shall be limited to those who:

- (1) Are enrolled in grades kindergarten through twelve;
- (2) Who score below standard for his or her grade level using multiple measures of performance, including on the statewide student assessments or other assessments and performance measurement tools administered by the school or district and who is identified by the district to receive services; and
- (3) Are in grades eleven or twelve and are at risk of not meeting state or local graduation requirements as defined in RCW 28A.320.190.

[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.]

WAC 392-162-100 Program coordination. School districts may coordinate federal, state, and local programs in order to serve the maximum number of students who are below grade level in basic skills. Students receiving assistance in another special needs program may also be served in the learning assistance program if they meet student eligibility and selection requirements as identified in WAC 392-162-032 and 392-162-080.

[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.]

WAC 392-162-110 Program requirement—Annual report. Districts shall submit to the superintendent of public instruction by August 1, 2014, and each August 1st thereafter, an annual report on electronic forms provided by the superintendent of public instruction. The report must include the following:

- (1) The amount of academic growth gained by students participating in the learning assistance program;
- (2) The number of students who gain at least one year of academic growth; and
- (3) The specific practices, activities, and programs used by each school building that received learning assistance program funds.

[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. Districts may carry over from one year to the next up to ten percent of the LAP funds—state or education legacy trust funds allocated under this program; however, carry over funds shall be expended for the learning assistance program.

[Statutory Authority: RCW 28A.300.070. WSR 07-02-015, § 392-162-112, filed 12/21/06, effective 1/21/07.]

WAC 392-162-115 Monitoring of districts. In order to insure that school districts are meeting the requirements of this chapter, the superintendent of public instruction shall monitor learning assistance programs no less than once every four years by using the state program review process. The primary purpose of the monitoring is to evaluate the effectiveness of a district's allocation and expenditure of resources and to monitor school district fidelity in their implementation of best practices. Individual student records shall be recorded beginning with the 2014-15 school year, in the statewide individual student data system annual entrance and exit performance data for each student participating in the learning assistance program according to specifications established by the office of the superintendent of public instruction.

[Ch. 392-162 WAC p. 4] (3/31/14)

[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.]

(3/31/14) [Ch. 392-162 WAC p. 5]