

WAC 392-140-656 Special education safety net—Request for review and reconsideration of an action. An applicant may request review and reconsideration of an action of the state oversight committee made pursuant to WAC 392-140-646.

(1) The applicant shall make the request in writing to the oversight committee manager within twenty calendar days of the date of the state oversight committee's written determination letter to the applicant pursuant to WAC 392-140-643(10). All requests for review and reconsideration not received within twenty days of the written determination letter will not be accepted.

(2) The request for review and reconsideration of the committee's action must be based on one or more of the following grounds:

(a) The action was outside the statutory authority of the committee;

(b) The action failed to follow prescribed procedures;

(c) The action erroneously interpreted or applied the law;

(d) The action was not supported by substantial evidence; or

(e) The action was inconsistent with the agency rules regarding safety net funding.

(3) If the office of the superintendent of public instruction finds grounds for reconsideration pursuant to subsection (2) of this section, OSPI shall request reconsideration of the action by the state oversight committee. OSPI shall state the grounds for reconsideration supported by the facts considered.

[Statutory Authority: RCW 28A.155.090 and 28A.150.290. WSR 19-01-039, § 392-140-656, filed 12/13/18, effective 1/13/19. Statutory Authority: RCW 28A.150.290. WSR 15-24-137, § 392-140-656, filed 12/2/15, effective 1/2/16; WSR 13-05-054, § 392-140-656, filed 2/13/13, effective 3/16/13; WSR 08-03-096, § 392-140-656, filed 1/17/08, effective 2/17/08. Statutory Authority: RCW 28A.150.290 and 1999 c 309 § 507(7). WSR 03-02-053, § 392-140-656, filed 12/26/02, effective 1/26/03. Statutory Authority: RCW 28A.150.290 and 1997 c 149 § 507(8). WSR 98-08-013 (Order 98-05), § 392-140-656, filed 3/18/98, effective 4/18/98. Statutory Authority: RCW 28A.150.290 and 1995 2nd sp.s. c 18 as modified by 1996 c 283. WSR 96-19-095 (Order 96-15), § 392-140-656, filed 9/18/96, effective 10/19/96.]