

WSR 26-03-038

**ATTORNEY GENERAL OPINION
ATTORNEY GENERAL'S OFFICE**
[Filed January 14, 2026, 1:09 p.m.]**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general routinely publishes notice of an opportunity to comment for opinion requests that we receive from the heads of state agencies, state legislators, and county prosecuting attorneys if we anticipate publishing a formal opinion in response to the request. We do so in order to provide members of the public with a chance to provide any legal analysis that they would like us to consider as we develop our opinion. In preparing any comments, please be aware that our opinion will provide our considered legal analysis of the question presented, and therefore comments that address the interpretation of the law are more helpful than comments that express an opinion as to what the law should be.

You may provide your comments to the attorney general's office by email to OpinionComments@atg.wa.gov or by writing to the Office of the Attorney General, Solicitor General Division, Attention Opinions Chief, P.O. Box 40100, Olympia, WA 98504-0100. We will consider any comments we receive before we complete our opinion. Although there is no deadline for submitting comments, comments are the most helpful if received within 30 days of this notice. You may also request a copy of the opinion request in which you are interested and information about the attorney general's opinion process.

The attorney general's office seeks public input on the following opinion request(s):

**Opinion Docket No. 25-06-01
Request by Executive Director Marcus Harden,
Washington State Charter School Commission****QUESTIONS:**

1. Can charter public schools be granted waivers from the requirements of a program of basic education by the Office of Superintendent of Public Instruction (OSPI) or the State Board of Education (SBE) under RCW 28A.300.750, where the language of RCW 28A.300.750 gives OSPI and SBE authority to grant waivers to school districts, but does not include charter public schools? [This request is not intended to address emergency waivers under RCW 28A.230.320.]

2. Can the Charter School Commission grant waivers to charter public schools through the charter contract, where the Charter School Act (RCW 28A.710) requires charter public schools to provide a program of basic education, and does not provide the Charter School Commission the authority to waive any basic education requirements?