WSR 26-09-124
PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed April 21, 2026, 11:53 a.m.]

Subject of Possible Rule Making: WAC 392-123-049 Basis of budgeting and accounting, 392-123-060 Petition to budget receivable collectible in future fiscal periods, 392-123-071 Budget extensions—First-class school districts, 392-123-072 Budget extensions—Second-class school districts, 392-123-076 Identification of balanced budget, 392-123-078 Review of first-class school district budgets and budget extensions, 392-123-079 Review of second-class district budgets and budget extensions, 392-123-080 Budget determined to be unsound after superintendent's review, 392-123-095 Budget as noncompliant and unsound, 392-123-100 Revised budget as not submitted or noncompliant, 392-123-105 State board of education action regarding missing or noncompliant budget, and 392-123-150 Interfund loans—Payment of interest.

Additionally, new rule language related to (1) procedures for agency response when the financial condition of a school district or charter school is determined to be unsound after superintendent's review, and (2) proceeds from sale of school district real property that are in binding conditions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SSB 5412 (chapter 384, Laws of 2025), RCW 28A.65.465, 28A.150.290, 28A.335.135, 28A.505.040, 28A.505.090, 28A.505.140, and 28A.710.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office of the superintendent of public instruction (OSPI) is considering rule making to address school districts' budgeting practices. Additionally, OSPI is considering rule making concerning the sale of school district real property who are in binding conditions and to address the charging of interest when districts in binding conditions or under enhanced financial oversight for temporary interfund loan from its capital projects fund in alignment with SSB 5412 (2025).

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 Becky McLean, Manager, Enrollment Reporting and Categorical Funding, OSPI, P.O. Box 47200, Olympia, WA 98504, phone 360-725-6306, TTY 360-664-3631, email becky.mclean@k12.wa.us, website ospi.k12.wa.us.

April 21, 2026
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State Superintendent of Public Instruction