Chapter 392-121 WAC
FINANCE—GENERAL APPORTIONMENT

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WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

392-121-005 Authority and purpose. [Order 7-75, § 392-121-005, filed 12/22/75. Formerly WAC 392-29-110 and 392-29-120.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-010 Definitions. [Statutory Authority: RCW 84.52.0531. WSR 79-01-007 (Order 12-78), § 392-121-010, filed 12/8/78; Order 7-75, § 392-121-010, filed 12/22/75. Formerly WAC 392-29-130 (part).] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-015 Additional definitions. [Order 7-75, § 392-121-015, filed 12/22/75. Formerly WAC 392-29-130 (part) and WAC 392-29-140 (part).] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-020 Annual distribution of apportionment funds. [Order 7-75, § 392-121-020, filed 12/22/75. Formerly WAC 392-29-150.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-025 Payment schedule. [Order 7-75, § 392-121-025, filed 12/22/75. Formerly WAC 392-29-260.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-030 Apportionment credit—Resident and nonresident students. [Order 7-75, § 392-121-030, filed 12/22/75. Formerly WAC 392-29-160 and 392-29-170.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-035 Apportionment funds resources and computation data. [Order 7-75, § 392-121-035, filed 12/22/75. Formerly WAC 392-29-180.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-040 Average annual base enrollment—Conversion to weighted student enrollment. [Order 7-75, § 392-121-040, filed 12/22/75. Formerly WAC 392-29-190.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-045 Enrollment time credit-off-campus—Alternative learning experiences—Study time—National Guard—Absences. [Order 7-75, § 392-121-045, filed 12/22/75. Formerly WAC 392-29-230 and 392-29-240.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-050 Per weighted student guarantee—Method of computation. [Order 7-75, § 392-121-050, filed 12/22/75. Formerly WAC 392-29-200.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-055 District entitlement—Computation of. [Order 7-75, § 392-121-055, filed 12/22/75. Formerly WAC 392-29-210 and 392-29-220.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-060 Advance payments—Emergency. [Order 7-75, § 392-121-060, filed 12/22/75. Formerly WAC 392-29-270.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-065 Reporting requirements. [Order 7-75, § 392-121-065, filed 12/22/75. Formerly WAC 392-29-250.] Repealed by WSR 80-10-010 (Order 80-29), filed 7/28/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-100 Authority and purpose. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-100, filed 7/28/80.] Repealed by WSR 84-20-077 (Order 84-35), filed 10/2/84. Statutory Authority: RCW 28A.41.170.

392-121-101 Authority. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-101, filed 10/2/84.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-103 Purpose. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-103, filed 10/2/84.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-105 Definitions—Enrolled and full-time equivalent student. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-105, filed 10/2/84; WSR 83-21-024 (Order 83-14), § 392-121-105, filed 10/10/83; WSR 81-20-071 (Order 81-15), § 392-121-105, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-105, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-10603 Definition—Higher education institution. [Statutory Authority: RCW 28A.150.290. WSR 95-01-013, § 392-121-10603, filed 12/8/94, effective 1/8/95.] Repealed by WSR 99-08-008 (Order 99-01), filed 3/25/99, effective 4/25/99. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290.

392-121-10604 Definition—Agency. [Statutory Authority: RCW 28A.150.290. WSR 95-01-013, § 392-121-10604, filed 12/8/94, effective 1/8/95.] Repealed by WSR 99-08-008 (Order 99-01), filed 3/25/99, effective 4/25/99. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290.

392-121-110 Additional definitions. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 86-01-022 (Order 85-17), § 392-121-110, filed 12/9/85; WSR 80-10-010 (Order 80-29), § 392-121-110, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-115 Definitions—Certificated and classified employees—Full-time equivalent. [Statutory Authority: RCW 28A.41.170. WSR 81-20-071 (Order 81-15), § 392-121-115, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-115, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-120 Definition—LEAP Document 1. [Statutory Authority: RCW 28A.41.170. WSR 81-20-071 (Order 81-15), § 392-121-120, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-120, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-121 Definition—Certificated staff mix factor. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-121, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-121, filed 10/6/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-125 Definition—District certificated staff mix factor. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-125, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-125, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-125, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-126 Definition—System-wide certificated staff mix factor. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-126, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-126, filed 10/6/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-127 Proration of school district certificated staff mix factor. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-127, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-127, filed 10/6/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-128 Definition—Classified increment mix factor. [Statutory Authority: RCW 28A.41.170 and 28A.41.055. WSR 84-17-051 (Order 84-30), § 392-121-128, filed 8/13/84.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-129 Definition—District classified increment mix factor. [Statutory Authority: RCW 28A.41.170 and 28A.41.055. WSR 84-17-051 (Order 84-30), § 392-121-129, filed 8/13/84.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-130 Definition—Certificated years of experience. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-130, filed 10/2/84. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-130, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-131 Definition—Classified years of experience. [Statutory Authority: RCW 28A.41.170 and 28A.41.055. WSR 84-17-051 (Order 84-30), § 392-121-131, filed 8/13/84.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-135 Definition—Highest degree level. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-135, filed 10/2/84. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-135, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-140 Definition—Credits earned since highest degree. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-140, filed 10/2/84. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-140, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-145 Placement of nondegree certificated personnel on LEAP Document 1. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-145, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-145, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-145, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-150 Placement of certificated staff with degrees on certificated staff mix table. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-150, filed 10/2/84. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-150, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-155 Placement on certificated staff mix table—Documentation required. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-155, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-155, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-155, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-160 Reporting requirements—General. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-160, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-161 Definition—Kindergarten. [Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-161, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-161, filed 1/11/88.] Repealed by WSR 95-01-013, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290.

392-121-165 Payment of basic education allocation funds. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-165, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-170 Basic education allocation—Resident and nonresident students. [Statutory Authority: RCW 28A.41.170. WSR 84-20-077 (Order 84-35), § 392-121-170, filed 10/2/84; WSR 81-20-071 (Order 81-15), § 392-121-170, filed 10/6/81. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-170, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-175 Basic education allocation—Deductible revenues. [Statutory Authority: RCW 28A.41.170. WSR 81-20-071 (Order 81-15), § 392-121-175, filed 10/6/81. Statutory Authority: RCW 28A.41.130(4) and 28A.41.170. WSR 80-15-025 (Order 80-36), § 392-121-175, filed 10/8/80. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-175, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-176 Basic education allocation during strike. [Statutory Authority: RCW 28A.41.170. WSR 81-19-005 (Order 81-16), § 392-121-176, filed 9/4/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-177 Kindergarten and grade one through twelve programs considered collectively—Failure to operate an approved program—Denial of apportionment. [Statutory Authority: RCW 28A.41.170. WSR 81-19-006 (Order 81-17), § 392-121-177, filed 9/4/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-180 Enrollment time credit-off-campus—Alternative learning experiences—Study time—National Guard—Absences. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-180, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-181 Off-campus instruction requirements. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-181, filed 1/11/88.] Repealed by WSR 95-01-013, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290.

392-121-183 Contracting with a higher education institution. [Statutory Authority: RCW 28A.150.290. WSR 95-01-013, § 392-121-183, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-183, filed 1/11/88.] Repealed by WSR 99-08-008 (Order 99-01), filed 3/25/99, effective 4/25/99. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290.

392-121-185 Advance payments—Emergency. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-185, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-186 Procedure for crediting portion of basic education allocation for capital purposes in school districts. [Statutory Authority: RCW 28A.41.170. WSR 81-20-071 (Order 81-15), § 392-121-186, filed 10/6/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-190 Reporting requirements. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 80-10-010 (Order 80-29), § 392-121-190, filed 7/28/80.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-195 Fire district allocation. [Statutory Authority: RCW 28A.41.170 and 28A.41.055. WSR 84-13-019 (Order 84-9), § 392-121-195, filed 6/13/84. Statutory Authority: RCW 28A.41.170. WSR 81-20-071 (Order 81-15), § 392-121-195, filed 10/6/81.] Repealed by WSR 88-03-013 (Order 88-8), filed 1/11/88. Statutory Authority: RCW 28A.41.055 and 28A.41.170.

392-121-245 Definition—Certificated years of experience. [Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-245, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-245, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-245, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-245, filed 1/11/88.] Amended and decodified by WSR 02-22-065, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. Recodified as § 392-121-264.

392-121-255 Definition—Academic credits. [Statutory Authority: RCW 28A.150.290(1). WSR 11-21-065, § 392-121-255, filed 10/17/11, effective 11/17/11. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-255, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-255, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-255, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-255, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-257 Definition—In-service credits. [Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-257, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and 28A.415.023. WSR 14-20-061, § 392-121-257, filed 9/25/14, effective

10/26/14; WSR 14-07-005, § 392-121-257, filed 3/6/14, effective 4/6/14. Statutory Authority: RCW 28A.150.290(1). WSR 06-19-045, § 392-121-257, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-257, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-257, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-257, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-257, filed 12/22/93, effective 1/22/94. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-257, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-257, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-259 Definition—Nondegree credits. [Statutory Authority: RCW 28A.150.290(1). WSR 07-23-041, § 392-121-259, filed 11/14/07, effective 12/15/07; WSR 06-19-045, § 392-121-259, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-259, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-259, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-259, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-259, filed 12/22/93, effective 1/22/94.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-260 Definition—Total eligible credits effective for the 1989-90 school year. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 90-13-088 (Order 15), § 392-121-260, filed 6/20/90, effective 7/21/90. Statutory Authority: RCW 28A.41.170. WSR 89-13-064 (Order 89-3), § 392-121-260, filed 6/20/89. Statutory Authority: RCW 28A.41.170 and 28A.41.055. WSR 88-22-064 (Order 88-24), § 392-121-260, filed 11/2/88; WSR 88-03-013 (Order 88-8), § 392-121-260, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-261 Definition—Total eligible credits. [Statutory Authority: RCW 28A.150.290(1). WSR 06-19-045, § 392-121-261, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-261, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-261, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 90-13-088 (Order 15), § 392-121-261, filed 6/20/90, effective 7/21/90.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-262 Definition—Additional criteria for all credits. [Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-262, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and 28A.415.023. WSR 13-05-072, § 392-121-262, filed 2/19/13, effective 3/22/13. Statutory Authority: RCW 28A.150.290(1). WSR 06-19-045, § 392-121-262, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and 28A.415.023. WSR 05-22-008, § 392-121-262, filed 10/20/05, effective 1/1/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-262, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-262, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-262, filed 10/18/95, effective 11/18/95.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-265 Definition—Statewide salary allocation schedule. [Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-265, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-265, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-266 Definition—LEAP salary allocation documents. [Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-266, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-266, filed 11/16/92, effective 12/17/92.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-267 Definition—LEAP Document 1. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-267, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-268 Definition—LEAP Document 12. [Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-268, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-268, filed 1/11/88.] Repealed by WSR 92-23-044 (Order 92-15), filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290.

392-121-269 Definition—LEAP Document 1R. [Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-269, filed 1/2/91, effective 2/2/91.] Repealed by WSR 92-23-044 (Order 92-15), filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290.

392-121-270 Placement of certificated instructional employees on LEAP salary allocation documents. [Statutory Authority: RCW 28A.150.290(1). WSR 08-08-033, § 392-121-270, filed 3/25/08, effective 4/25/08; WSR 06-19-045, § 392-121-270, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-270, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-270, filed 10/18/95, effective

11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-270, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-270, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-270, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 90-13-088 (Order 15), § 392-121-270, filed 6/20/90, effective 7/21/90; WSR 88-03-013 (Order 88-8), § 392-121-270, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-272 Placement of nondegree certificated instructional personnel on the statewide salary allocation schedule and on LEAP salary allocation documents. [Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-272, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-272, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-272, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-280 Placement on LEAP salary allocation documents—Documentation required. [Statutory Authority: RCW 28A.150.290(1) and 28A.415.024. WSR 17-03-025, § 392-121-280, filed 1/6/17, effective 2/6/17. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-280, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and 28A.415.024. WSR 14-07-006, § 392-121-280, filed 3/6/14, effective 4/6/14. Statutory Authority: RCW 28A.150.290(1). WSR 11-21-065, § 392-121-280, filed 10/17/11, effective 11/17/11; WSR 07-23-070, § 392-121-280, filed 11/19/07, effective 12/20/07; WSR 06-19-045, § 392-121-280, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-280, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-280, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-280, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-280, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-280, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-280, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-280, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-285 Definition—District average basic education certificated instructional staff salary per placement on the statewide salary allocation schedule. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-285, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-290 Definition—District actual average annual basic education certificated instructional staff salary. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-290, filed 1/11/88.] Repealed by WSR 94-01-190, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act.

392-121-295 Definition—District average certificated instructional staff mix factor. [Statutory Authority: RCW 28A.150.290(1). WSR 11-21-065, § 392-121-295, filed 10/17/11, effective 11/17/11. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-295, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-295, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-295, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-295, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-295, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-295, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-297 Definition—District actual derived base salary for basic education certificated instructional staff. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-297, filed 1/11/88.] Repealed by WSR 91-02-097 (Order 51), filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502.

392-121-299 Determination of district average certificated instructional staff salary for the purpose of apportionment. [Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-299, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-299, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and 1990 1st ex.s. c 16 § 502. WSR 91-02-097 (Order 51), § 392-121-299, filed 1/2/91, effective 2/2/91. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-299, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-299, filed 1/11/88.] Repealed by WSR 21-24-061, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1).

392-121-405 Termination of an interdistrict cooperative agreement. [Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-405, filed 1/11/88.] Repealed by WSR 92-23-044 (Order 92-15), filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.150.290.

392-121-550 Vocational-secondary indirect cost limit—Applicable code provisions—Purpose—Effective date. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-550, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-552 Vocational-secondary indirect cost limit—Definitions. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-552, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-554 Vocational-secondary indirect cost limit—Calculation of minimum direct expenditures. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-554, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-556 Vocational-secondary indirect cost limit—School district requests for adjustment. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-556, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-558 Vocational-secondary indirect cost limit—Recovery of state allocations. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-558, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-560 Vocational-secondary staffing formula—Applicable code provisions—Effective date. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-560, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-562 Vocational-secondary staffing formula—Definitions. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-562, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-564 Vocational-secondary staffing formula—Reporting of supplemental staff. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-564, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-566 Vocational-secondary staffing formula—Calculation of school district vocational-secondary certificated staff ratios. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-566, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

392-121-568 Vocational-secondary staffing formula—Determination of state-funded vocational-secondary certificated staff ratio. [Statutory Authority: RCW 28A.150.290(2) and 1998 c 346 § 502 (2)(c)(iii). WSR 98-21-066 (Order 98-10), § 392-121-568, filed 10/20/98, effective 11/20/98.] Repealed by WSR 01-22-031, filed 10/30/01, effective 2/1/02. Statutory Authority: RCW 28A.150.290(1).

GENERAL PROVISIONS

WAC 392-121-001 Authority. The authority for this chapter is RCW 28A.150.290 which authorizes the superintendent of public instruction to adopt rules and regulations as are necessary for the proper administration of chapter 28A.150 RCW. This general authority is supplemented by RCW 28A.150.400 which authorizes the superintendent of public instruction to develop apportionment factors based on data and statistics derived in an annual period established by the superintendent of public instruction.

This chapter is further authorized under RCW 28A.710.040(5), which provides that public charter schools are subject to the supervision of the superintendent of public instruction to the same extent as other public schools.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-001, filed 8/28/15, effective 9/28/15. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-001, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-001, filed 1/11/88.]

WAC 392-121-003 Purpose. The purpose of this chapter is to set forth policies and procedures related to the general apportionment of state moneys for the operation of public schools within the state of Washington. This section shall apply for apportionment purposes only

and shall not apply to program approval standards for basic education entitlement.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-003, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-003, filed 1/11/88.]

WAC 392-121-007 Organization of this chapter. This chapter is in the following general subject areas:

Sections 001-099 General provisions.
Sections 100-199 Enrollment.
Sections 200-299 Certificated instructional staff.
Sections 400-499 Apportionment.

[Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-007, filed 1/11/88.]

WAC 392-121-011 General provisions. The following general provisions apply to this chapter:

(1) Calculations made by the superintendent of public instruction shall use the most current school district information for the school year or charter school on file with the superintendent of public instruction at the time of the calculation unless otherwise provided in this chapter or in chapter 392-117 WAC, Timely reporting.

(2) Full-time equivalent staff shall be rounded to the nearest three decimal places.

(3) Full-time equivalent enrollment shall be rounded to the nearest two decimal places.

(4) Ratios of full-time equivalent staff to students shall be expressed as a ratio of staff to one thousand students and shall be rounded to the nearest two decimal places (e.g., 51.21/1000).

(5) Unless otherwise stated, report forms, staff, salary, and enrollment data references in these rules are report forms, staff, salary, or enrollment data for the school year for which calculations pursuant to this chapter are being made.

(6) Employee assignments and account codes for program, duty, and activity shall mean the same as defined in the accounting manual for public school districts in the state of Washington and in instructions for personnel reporting provided by the superintendent of public instruction.

(7) School districts and charter schools shall have available upon request by the superintendent of public instruction and for audit purposes, such documentation as necessary to support all data reported to the superintendent of public instruction pursuant to this chapter.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-011, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-011, filed 11/16/92, effective 12/17/92.]

WAC 392-121-021 Reporting requirements. The provisions of chapter 392-117 WAC, Timely reporting, apply to allocations made pursuant to this chapter. Failure of a school district or charter school to re-

port in the form or by the deadline required by the superintendent of public instruction may result in the reduction or delay of apportionment payments.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-021, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-021, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-021, filed 1/11/88.]

WAC 392-121-031 Definition—School year. As used in this chapter, "school year" means the annual period commencing on the first day of September of one calendar year and ending the last day of August of the ensuing calendar year: Provided, That for those school districts or charter schools commencing basic education program prior to September 1, the following activities shall be considered to be within the school year that commences September 1.

(1) School days scheduled prior to September 1; and

(2) Staff days and activities in preparation for the school year included in employee contracts for the school year, but occurring before September 1.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-031, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(2) and 1999 c 309 § 503(7). WSR 99-20-021 (Order 98-07), § 392-121-031, filed 9/28/99, effective 9/29/99. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-031, filed 1/11/88.]

WAC 392-121-033 Definition—School day. As used in this chapter, "school day" means a calendar day except school holidays on which students enrolled in the school district or charter school are afforded the opportunity to be engaged in educational activity which is planned, supervised, and conducted by or under the supervision of the school district or charter school certificated staff, and on which day all or any portion of the students enrolled in the program actually participate in such educational activity.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-033, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-033, filed 1/11/88.]

ENROLLMENT

WAC 392-121-106 Definition—Enrolled student. As used in this chapter, "enrolled student" means a person residing in Washington state who:

(1) Is eligible to enroll in the school district's education programs because the person:

(a) Resides in the school district with or without an address (RCW 28A.225.010, 28A.225.160 and 28A.225.215);

(b) Resides on a United States reservation, national park, national forest, or Indian reservation contiguous to the school district (RCW 28A.225.170);

(c) Resides in a school district not offering the grade for which they are eligible to enroll such as a nonhigh district (RCW 28A.225.210);

(d) Has been released from the school district the person resides in and has been accepted by the school district claiming enrollment (RCW 28A.225.225 and 28A.225.230);

(e) Will be attending the school district as part of an interdistrict cooperative program (RCW 28A.225.250);

(f) Will be attending school in a school district in another state per a reciprocity agreement pursuant to RCW 28A.225.260; or

(g) Will be attending a public charter school, as defined by RCW 28A.710.010, located within Washington state.

(2) After the close of the prior school year has presented, or has been presented, to the school district's or charter school's appropriate official to be entered on the school district's or charter school's rolls for the purpose of attending school in grades kindergarten through 12 and transition to kindergarten program;

(3) Is under 21 years of age at the beginning of the school year. For a student receiving special education services, the person is under the age of 22 at the beginning of the school year;

(4) Actually participated on a school day during the first four school days of the current school term (semester or quarter), or on a school day during the current school year on or prior to the date being counted, in a course of study offered by the school district or charter school as defined in WAC 392-121-107; and

(5) Does not qualify for any of the enrollment exclusions set forth in WAC 392-121-108.

[Statutory Authority: 2025 c 256, RCW 28A.150.290, 28A.150.305, 28A.175.115, 28A.300.072, and 28A.710.040. WSR 26-17-047, s 392-121-106, filed 8/12/26, effective 9/12/26. Statutory Authority: RCW 28A.300.072 and 28A.150.290. WSR 24-14-074, § 392-121-106, filed 6/28/24, effective 7/29/24. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-106, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1). WSR 09-21-019, § 392-121-106, filed 10/9/09, effective 11/9/09. Statutory Authority: RCW 28A.150.290. WSR 95-10-011 (Order 95-03), § 392-121-106, filed 4/25/95, effective 5/26/95; WSR 95-01-013, § 392-121-106, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-106, filed 1/11/88.]

WAC 392-121-10601 Definition—Kindergarten. As used in this chapter, "kindergarten" means an instructional program conducted pursuant to RCW 28A.150.220 for students who meet the entry age requirements pursuant to chapter 392-335 WAC.

[Statutory Authority: RCW 28A.150.290. WSR 07-23-025, § 392-121-10601, filed 11/9/07, effective 12/10/07; WSR 95-01-013, § 392-121-10601, filed 12/8/94, effective 1/8/95.]

WAC 392-121-10602 Definition—First grade. As used in this chapter, "first grade" means an instructional program conducted pursuant to RCW 28A.150.220 for students who meet the entry age requirements pursuant to chapter 392-335 WAC.

[Statutory Authority: RCW 28A.150.290. WSR 07-23-025, § 392-121-10602, filed 11/9/07, effective 12/10/07; WSR 95-01-013, § 392-121-10602, filed 12/8/94, effective 1/8/95.]

WAC 392-121-107 Definition—Course of study. As used in this chapter, "course of study" means those activities for which students enrolled pursuant to chapters 180-16, 180-51, 392-169, 392-134, and 392-410 WAC may be counted as enrolled students for the purpose of full-time equivalent student enrollment counts.

(1) Course of study includes:

(a) Instruction - Teaching/learning experiences conducted by school district staff as directed by the administration and the board of directors of the school district, or teaching/learning experiences conducted by charter school staff as directed by the charter school administration and charter school board, inclusive of intermissions for class changes, recess and teacher/parent-guardian conferences that are planned and scheduled by the district or charter school for the purpose of discussing students' educational needs or progress, and exclusive of time for meals.

(b) Alternative learning experience - Alternative learning experience provided by the school district or charter school in conformance with WAC 392-121-182.

(c) Instruction provided by a contractor - Instruction provided by a contractor in conformance with WAC 392-121-188 or 392-121-1885.

(d) National guard - Participation in a national guard high school career training program for which credit is being given toward either required or elective high school credits pursuant to RCW 28A.300.165 and WAC 392-410-320.

(e) Worksite learning - Training provided in accordance with WAC 392-410-315 and reported as provided in WAC 392-121-124.

(f) Paid work experience - Training provided in accordance with WAC 392-410-316 and reported as provided in WAC 392-121-139.

(g) Transition to kindergarten - Pursuant to RCW 28A.300.072 and chapter 392-425 WAC.

(h) Enrollment in state institutions, i.e., state operated group homes, county juvenile detention centers, state institutions for juvenile delinquents, county and city adult jails, and state residential habilitation centers;

(i) Ancillary service - Any cocurricular service or activity, any health care service or activity, and any other services or activities, for or in which enrolled students are served by appropriate school district or charter school staff. The term shall include, but not be limited to, counseling, psychological services, testing, remedial instruction, speech and hearing therapy, health care services, and if such service is provided by the district or charter school, certificated contact time pursuant to RCW 28A.225.010 (4)(a) with students who are in a home-based instruction program. The term shall exclude all extracurricular activities and all other courses of study defined in this section. In conformance with WAC 392-134-025, school districts and charter schools report the actual number of student contact hours

of ancillary service for part-time, private school, and home-based students to the superintendent of public instruction.

(j) Youth reengagement program - Enrollment in a state approved youth reengagement program pursuant to RCW 28A.175.100 and chapter 392-700 WAC.

(k) Running start - Attendance at an institution of higher education pursuant to RCW 28A.600.300 through 28A.600.400, chapter 392-169 WAC.

(l) Transition school - Participation in the University of Washington's transition school and early entrance program pursuant to RCW 28A.185.040, and chapter 392-120 WAC. Such participation shall be reported by the University of Washington and shall not be reported by a school district or charter school.

(m) Technical college direct funding - Enrollment at a technical college high school program pursuant to RCW 28A.150.275 and WAC 392-121-187. Such participation shall be reported by the technical college and shall not be reported by a school district unless the technical college and the school district agree to have the school district report such enrollment.

For (a) through (h) of this subsection, instruction must be provided by a certificated instructor or supervised by a certificated instructor.

(2) Course of study does not include:

(a) Home-based instruction pursuant to RCW 28A.225.010(4): Education programs provided by a parent which do not meet the requirements of WAC 392-121-182 cannot be claimed for state funding;

(b) Private school instruction pursuant to chapter 28A.195 RCW;

(c) Adult education as defined in RCW 28B.50.030(1);

(d) Instruction preparing a student for the general education development (GED) test if such instruction generates state or federal moneys for adult education and does not grant high school credit;

(e) Enrollment in education centers except as provided under contract with a school district pursuant to RCW 28A.150.305 and WAC 392-121-188 or 392-121-1885;

(f) Enrollment for residents of the Washington state school for the deaf and the Washington state school for the blind;

(g) Extracurricular activities including, but not limited to, before and after school activities such as classes, sports and other activities offered outside the regular curriculum or for which credit is not earned; or

(h) Attendance at universities, colleges, community colleges, or technical colleges of students not earning high school credit.

[Statutory Authority: RCW 28A.44.230, 28A.150.290, 28A.545.110, 28A.710.040, 84.52.053, and 84.52.0531. WSR 26-17-044, s 392-121-107, filed 8/12/26, effective 9/12/26. Statutory Authority: RCW 28A.300.072 and 28A.150.290. WSR 24-14-074, § 392-121-107, filed 6/28/24, effective 7/29/24. Statutory Authority: RCW 28A.230.100 and chapter 28A.600 RCW. WSR 23-16-093, § 392-121-107, filed 7/31/23, effective 8/31/23. Statutory Authority: RCW 28A.150.290. WSR 16-11-104, § 392-121-107, filed 5/18/16, effective 6/18/16. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-107, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-107, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-107, filed 2/25/09, effective 3/28/09; WSR 07-23-008, § 392-121-107, filed 11/8/07, effective 12/9/07. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR

99-08-008 (Order 99-01), § 392-121-107, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 97-22-013 (Order 97-06), § 392-121-107, filed 10/27/97, effective 11/27/97; WSR 95-18-097, § 392-121-107, filed 9/6/95, effective 10/7/95; WSR 95-01-013, § 392-121-107, filed 12/8/94, effective 1/8/95. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-107, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-107, filed 1/11/88.]

WAC 392-121-108 Definition—Enrollment exclusions. A person who qualifies for any of the exclusions set forth in this section shall not be counted as an enrolled student pursuant to WAC 392-121-106.

(1) Absences - Except as provided in (a) and (b) of this subsection, a student whose consecutive days of absence from school exceed twenty school days, or a part-time student that has not attended school at least once within a time period consisting of twenty consecutive school days, shall not be counted as an enrolled student until attendance is resumed. School days are defined as the regularly scheduled instructional days for the general population of the school or district the student is enrolled in, regardless of the student's individualized schedule.

(a) If there is a written agreement between the appropriate school official and a student's parent or guardian pursuant to RCW 28A.225.010 that the student's temporary absence is not deemed to cause a serious adverse effect upon the student's educational progress, the absent student may be counted as an enrolled student for up to two monthly enrollment count dates as specified in WAC 392-121-122.

(b) A student receiving home and/or hospital service pursuant to WAC 392-172A-02100 shall be counted as an enrolled student as provided in WAC 392-122-145.

(2) Dropouts - A student for whom the school district or charter school has received notification of dropping out of school by the student or the student's parent or guardian shall not be counted as an enrolled student until attendance is resumed.

(3) Transfers - A student who has transferred to another public or private school and for whom the school district or charter school has received notification of transfer from the school to which the student has transferred, from the student, or from the student's parent or guardian shall not be counted as an enrolled student unless the student reenrolls in the school district or charter school.

(4) Graduates - A student who has met the high school graduation requirements of chapter 180-51 WAC by the beginning of the school year.

(5) Tuition - A student paying tuition including, but not limited to, students on an F-1 visa or students enrolled in a tuition-based summer school program.

(6) An institution student who is claimed as a 1.0 FTE by any institution as an enrolled student eligible for state institutional education support pursuant to chapter 392-122 WAC where the institution's count date occurs prior to the school district count date for the month. Where the count dates occur on the same date, the institution shall have priority for counting the student.

[Statutory Authority: RCW 28A.150.290. WSR 16-18-031, § 392-121-108, filed 8/26/16, effective 9/1/16. Statutory Authority: RCW 28A.150.290

and 28A.710.220. WSR 15-18-078, § 392-121-108, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-108, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 10-12-037, § 392-121-108, filed 5/25/10, effective 6/25/10; WSR 09-01-044, § 392-121-108, filed 12/10/08, effective 1/10/09; WSR 07-23-008, § 392-121-108, filed 11/8/07, effective 12/9/07; WSR 05-19-140, § 392-121-108, filed 9/21/05, effective 10/22/05; WSR 97-22-013 (Order 97-06), § 392-121-108, filed 10/27/97, effective 11/27/97; WSR 95-01-013, § 392-121-108, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290, 28A.150.250 and 28A.150.260. WSR 91-02-096 (Order 50), § 392-121-108, filed 1/2/91, effective 2/2/91. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-108, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-108, filed 1/11/88.]

WAC 392-121-111 Definitions—Student residence, resident district and nonresident district. As used in this chapter, "student residence," "resident district" and "nonresident district" mean the same as defined in WAC 392-137-115 through 392-137-125.

[Statutory Authority: RCW 28A.150.290. WSR 95-01-013, § 392-121-111, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-111, filed 1/11/88.]

WAC 392-121-119 Definition—Enrollment count dates. As used in this chapter, "enrollment count dates" means the fourth school day of September and the first school day of each of the nine subsequent months of the school year for all school districts and charter schools including districts and charter schools which commence basic education programs prior to September 1st. Exceptions are limited to the following:

(1) In school districts where not every school or grade follows the same calendar of school days, the calendar of an individual school or an entire grade level within a school may determine the monthly enrollment count date for that school or grade level within the school.

(2) The 11 count dates for running start enrollment shall be the first school day of each month of October through August.

[Statutory Authority: RCW 28A.600.390 and 2022 c 297 § 504(18). WSR 23-13-089, § 392-121-119, filed 6/16/23, effective 7/1/23. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-119, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-119, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 97-22-013 (Order 97-06), § 392-121-119, filed 10/27/97, effective 11/27/97.]

WAC 392-121-122 Definition—Full-time equivalent student. As used in this chapter, "full-time equivalent student" means each enrolled student in the school district or charter school as of one of the enrollment count dates for at least the minimum number of hours set forth in subsection (1) of this section, inclusive of class periods

and normal class change passing time, but exclusive of meal intermissions: Provided, That each hour counted shall contain at least 50 minutes of instruction or supervised study provided by appropriate instructional staff. The purpose of recognizing "50 minute hours" is to provide flexibility to school districts and charter schools which utilize block periods of instruction so long as students are ultimately under the jurisdiction of school staff for the equivalent of 60 minute hours: Provided further, That the hours set forth below shall be construed as annual average hours for the purposes of compliance with this chapter.

(1) The minimum hours for all grades and transition to kindergarten programs are 27 hours and 45 minutes each week (1,665 weekly minutes), or 5 hours and 33 minutes (333 minutes) for each scheduled school day.

(2) Except as limited by WAC 392-121-136, a student enrolled for less than the minimum hours shown in subsection (1) of this section shall be counted as a partial full-time equivalent student. A student's partial full-time equivalent is the student's weekly enrolled minutes divided by 1,665.

(3) The full-time equivalent of a student's running start enrollment pursuant to RCW 28A.600.300 through 28A.600.400 shall be determined pursuant to chapter 392-169 WAC. If a running start student is enrolled both in high school courses provided by the school district or charter school and in running start courses provided by the college, the high school full-time equivalent and the running start full-time equivalent shall be determined separately.

(4) The full-time equivalent of University of Washington transition school students shall be determined pursuant to chapter 392-120 WAC.

(5) The full-time equivalent of a student's alternative learning experience shall be determined pursuant to WAC 392-121-182.

[Statutory Authority: RCW 28A.300.072 and 28A.150.290. WSR 24-14-074, § 392-121-122, filed 6/28/24, effective 7/29/24. Statutory Authority: RCW 28A.150.290. WSR 17-16-162, § 392-121-122, filed 8/2/17, effective 9/2/17. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-122, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-122, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 08-04-009, § 392-121-122, filed 1/24/08, effective 2/24/08; WSR 97-22-013 (Order 97-06), § 392-121-122, filed 10/27/97, effective 11/27/97; WSR 95-01-013, § 392-121-122, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-122, filed 1/11/88.]

WAC 392-121-123 Nonstandard school year programs. A student participating in a program of education occurring during the nonstandard school year on a tuition-free basis may be claimed for state funding to the extent that the student was not claimed as a 1.0 AAFTE during the regular school year (September through June), subject to the following:

(1) Eligible student FTE in a nonstandard school year program shall be claimed based upon the following:

(a) Enrolled hours based upon the standards in WAC 392-121-122 or 392-121-182.

(b) Credit based for student enrolled in a college program under WAC 392-121-188.

(c) A student enrolled in transition school is not eligible for nonstandard school year funding.

(2) A district or charter school shall make month by month evaluation of the student to determine if the following conditions were met during the regular school year:

(a) The student was not home schooled or enrolled in a private school.

(b) The student was not claimed as a 1.0 FTE in a regular or institution education program.

(3) For each month in which the conditions of subsection (2) of this section are met, the district or charter school shall determine the amount of student FTE claimed for the student. To the extent the enrollment claimed is less than 1.0 FTE for each month, the school district or charter school may claim nonstandard school year FTE based upon the student enrollment in the nonstandard school year school program.

[Statutory Authority: RCW 28A.600.390 and 2022 c 297 § 504(18). WSR 23-13-089, § 392-121-123, filed 6/16/23, effective 7/1/23. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-123, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-123, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 09-01-173, § 392-121-123, filed 12/23/08, effective 1/23/09; WSR 95-01-013, § 392-121-123, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-123, filed 1/11/88.]

WAC 392-121-124 Full-time equivalent enrollment for worksite learning. For worksite learning provided in accordance with WAC 392-410-315 or by charter schools, a student's full-time equivalent shall be determined as follows:

(1) For cooperative worksite learning experience, in accordance with WAC 392-410-315 (1)(g) and instructional worksite learning in accordance with WAC 392-410-315 (1)(f) and 296-125-043(4), divide the student's hours of work experience for the month by 100. For example: Twenty hours of cooperative work experience equals two tenths of a full-time equivalent (20 ÷ 100 = 0.20). Enrollment exclusions in WAC 392-121-108 apply to worksite learning enrolled hours.

(2) Estimated or scheduled hours of cooperative worksite learning experience may be used in determining a student's full-time equivalent on an enrollment count date: Provided, That the combined monthly hours reported for the school year shall not exceed the student's actual hours of cooperative worksite learning experience documented on the student's work records and maintained by the school district or charter school for audit purposes.

(3) Worksite learning provided as part of a state-approved vocational education course qualifies for enhanced vocational funding and may be included in determining a student's vocational full-time equivalent enrollment.

(4) Preparatory worksite learning provided as part of a state-approved skill center program qualifies for enhanced skill center vocational funding and may be included in determining a student's skill center vocational full-time equivalent enrollment.

(5) No more than 360 hours of cooperative worksite learning may be claimed for funding for each credit a student pursues as reported on the student's transcript. No more than 180 hours of instructional worksite learning may be claimed for funding for each credit a student pursues as reported on the student's transcript.

(6) Funding may be claimed only for worksite learning hours that occur after the worksite learning plan, worksite agreement, program orientation and new employee orientation, as defined in WAC 392-410-315, are completed.

[Statutory Authority: RCW 28A.230.100 and chapter 28A.600 RCW. WSR 23-16-093, § 392-121-124, filed 7/31/23, effective 8/31/23. Statutory Authority: RCW 28A.150.305. WSR 16-14-031, § 392-121-124, filed 6/27/16, effective 7/28/16. Statutory Authority: RCW 28A.150.305, 28A.150.290. WSR 16-06-124, § 392-121-124, filed 3/2/16, effective 4/2/16. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-124, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-124, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 07-23-026, § 392-121-124, filed 11/9/07, effective 12/10/07; WSR 04-14-068, § 392-121-124, filed 7/2/04, effective 9/1/04; WSR 98-07-060 (Order 98-03), § 392-121-124, filed 3/17/98, effective 4/17/98.]

WAC 392-121-133 Definition—Annual average full-time equivalent students. As used in this chapter, "annual average full-time equivalent students" means the sum of the following:

(1) The annual total of full-time equivalent students enrolled on the ten enrollment count dates of the school year and reported to the superintendent of public instruction pursuant to WAC 392-121-122 divided by ten;

(2)(a) Prior to the 2018-19 school year, annual hours of ancillary service to part-time, private school, and home-based students reported pursuant to WAC 392-121-107 divided by 720 for grades kindergarten through third and 900 for grades fourth through twelfth.

(b) Beginning with the 2018-19 school year, annual hours of ancillary services to part-time, private school and home-based students reported pursuant to WAC 392-121-107 divided by 1,000 for all grades.

(3)(a) Prior to the 2018-19 school year, annual hours of eligible enrollment in nonstandard school year programs pursuant to WAC 392-121-123 divided by 720 for grades kindergarten through third and 900 for grades fourth through twelfth.

(b) Beginning with the 2018-19 school year, annual hours of eligible enrollment in nonstandard school year programs pursuant to WAC 392-121-123 divided by 1,000 for all grades.

[Statutory Authority: RCW 28A.150.290. WSR 17-16-162, § 392-121-133, filed 8/2/17, effective 9/2/17. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-133, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 09-03-052, § 392-121-133, filed 1/13/09, effective 2/13/09; WSR 97-22-013 (Order 97-06), § 392-121-133, filed 10/27/97, effective 11/27/97. Statutory Authority: RCW 28A.150.290, 28A.150.250 and 28A.150.260. WSR 91-02-096 (Order 50), § 392-121-133, filed 1/2/91, effective 2/2/91. Statutory Authori-

ty: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-133, filed 1/11/88.]

WAC 392-121-136 Limitation on enrollment counts. Enrollment counts under WAC 392-121-106 through 392-121-133 are subject to the following limitations:

(1) Except as provided in (a), (b) and (c) of this subsection, no student, including a student enrolled in more than one school district, shall be counted as more than one full-time equivalent student on any count date or more than one annual average full-time equivalent student in any school year.

(a) School districts or charter schools operating approved vocational skills center programs during the summer vacation months may claim additional full-time equivalent students based upon actual enrollment in such vocational skills centers on the aggregate of enrolled hours based upon the fourth day of each summer session.

(i) Prior to the 2018-19 school year, each district or charter school operating an approved vocational skills center program shall be entitled to claim one annual average full-time equivalent student for each 900 hours of planned student enrollment for the summer term(s) subject to the limitation in (c) of this subsection.

(ii) Beginning with the 2018-19 school year, each district or charter school operating an approved vocational skills center program shall be entitled to claim one annual average full-time equivalent student for each 1,000 hours of planned student enrollment for the summer term(s) subject to the limitation in (c) of this subsection.

(b) Enrollment count limitations apply separately to a student's running start, skills center and high school enrollments and is limited to an overall maximum 1.8 FTE.

(c) Subject to (b) of this subsection:

(i) A student enrolled in a skill center program during the regular school year may be claimed for up to a combined 1.6 full-time equivalent student.

(ii) A student enrolled in running start during the regular school year may be claimed for up to a combined 1.2 full-time equivalent student.

(iii) A student enrolled in high school and skills center for more than 1.0 FTE, can be claimed for a 0.2 running start FTE.

(iv) A student enrolled in an institutional education program under WAC 392-122-205 and a youth engagement program under chapter 392-700 WAC can be claimed up to a combined 2.0 FTE.

Each student may be claimed for a maximum of a 1.0 full-time equivalent for the skills center enrollment, a maximum of a 1.0 full-time equivalent for running start, a maximum of a 1.0 full-time equivalent for the student's high school enrollment, and a maximum of a 1.0 full-time equivalent for institutional education funding under WAC 392-122-225 subject to the overall combined FTE limitation in (b) of this subsection.

(2) Running start enrollment counts are limited as provided in chapter 392-169 WAC and specifically as provided in WAC 392-169-060.

(3) The full-time equivalent reported for a five year old preschool student with a disability is limited as provided in WAC 392-121-137.

(4) No kindergarten student, including a student enrolled in more than one school district, shall be counted as more than one-half of an annual average full-time equivalent student in any school year.

(5) A student reported as part-time by a state institution educational program on Form SPI E-672 shall not be reported by a school district or charter school for more than part-time basic education funding on that enrollment count date and the total enrollment reported by one or more school districts or charter schools for basic education and on Form SPI E-672 must not exceed one full-time equivalent, except if the student is enrolled in a youth reengagement program under chapter 392-700 WAC.

(6) Districts and charter schools providing an approved state-funded full-day kindergarten program as provided in chapter 28A.150 RCW (from E2SSB 5841) may claim for an additional 0.50 FTE based upon student enrolled hours in excess of the 0.50 FTE provided under subsection (4) of this section.

[Statutory Authority: RCW 28A.150.290 and 28A.175.115. WSR 22-15-119, § 392-121-136, filed 7/20/22, effective 8/20/22. Statutory Authority: RCW 28A.150.290. WSR 17-16-162, § 392-121-136, filed 8/2/17, effective 9/2/17. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-136, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-136, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290(1). WSR 10-13-020, § 392-121-136, filed 6/4/10, effective 7/5/10. Statutory Authority: RCW 28A.150.290. WSR 09-01-172, § 392-121-136, filed 12/23/08, effective 1/23/09; WSR 08-04-010, § 392-121-136, filed 1/24/08, effective 2/24/08; WSR 97-22-013 (Order 97-06), § 392-121-136, filed 10/27/97, effective 11/27/97; WSR 95-01-013, § 392-121-136, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290, 28A.150.250 and 28A.150.260. WSR 91-02-096 (Order 50), § 392-121-136, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-136, filed 1/11/88.]

WAC 392-121-137 Full-time equivalent enrollment of students with a disability. In determining the full-time equivalent enrollment of students reported as students with a disability pursuant to chapter 392-172A WAC, the following rules apply:

(1) If the student is enrolled exclusively in an ungraded special education program, the student's grade level shall be based on the typical grade level of students of the same age (e.g., a student who is six years old at the beginning of the school year shall be counted as a first grader).

(2) If the student is enrolled in a grade level below the typical grade level of students of the same age, the school district or charter school shall have the option of counting the student in the grade enrolled or the typical grade level of students of the same age.

(3) A student with a disability who is five years old at the beginning of the school year may be counted as a kindergarten student only if the student is enrolled in a kindergarten program and is provided special education services in addition to the kindergarten program.

(4) A student with a disability and enrolled in a transition to kindergarten program may be counted for transition to kindergarten funding.

[Statutory Authority: RCW 28A.300.072 and 28A.150.290. WSR 24-14-074, § 392-121-137, filed 6/28/24, effective 7/29/24. Statutory Authority:

RCW 28A.150.290. WSR 17-16-162, § 392-121-137, filed 8/2/17, effective 9/2/17. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-137, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-137, filed 2/25/09, effective 3/28/09; WSR 97-22-013 (Order 97-06), § 392-121-137, filed 10/27/97, effective 11/27/97; WSR 95-01-013, § 392-121-137, filed 12/8/94, effective 1/8/95.]

WAC 392-121-138 Full-time equivalent enrollment of vocational education students. For the purpose of enhanced funding for vocational education, full-time equivalent enrollment in vocational and skills center programs shall be based upon the actual hours of enrollment in state approved vocational courses. Vocational full-time equivalent enrollment shall be determined pursuant to WAC 392-121-122 and shall be reported on the same monthly basis as the enrollment for students eligible for basic support.

[Statutory Authority: RCW 28A.150.290. WSR 08-04-011, § 392-121-138, filed 1/24/08, effective 2/24/08; WSR 98-07-060, § 392-121-138, filed 3/17/98, effective 4/17/98; WSR 95-01-013, § 392-121-138, filed 12/8/94, effective 1/8/95.]

WAC 392-121-139 Full-time equivalent enrollment for paid work experience for elective credit. For paid work experience for elective credit provided under WAC 392-410-316 or by charter schools, a student's full-time equivalent shall be determined as follows:

(1) For paid work experience, in accordance with WAC 392-410-316, divide the student's actual hours of work experience for the month by 100. For example, 20 hours of paid work experience equals 0.20 (two-tenths) of a full-time equivalent (20 ÷ 100 = 0.20).

(2) Actual hours of paid work experience shall be reported monthly provided no student's total monthly enrollment exceeds the limitations under WAC 392-121-136 and the annual average enrollment under WAC 392-121-123. The student's actual hours of paid work experience must be documented and maintained by the school district or charter school for audit purposes.

(3) No more than 360 hours of paid work experience may be claimed for funding for each credit a student pursues as reported on the student's transcript. A maximum of two elective credits may be earned through paid work experience calculated in accordance with this subsection.

(4) Funding may be claimed only for paid work experience hours that occur as part of a school monitored placement scheduled as part of the student's school day. A minimum per term hour verification is required, and should be completed by an employee of the district possessing a valid Washington state secondary education teaching certificate (under chapter 181-79A or 181-77 WAC).

[Statutory Authority: RCW 28A.230.100 and chapter 28A.600 RCW. WSR 23-16-093, § 392-121-139, filed 7/31/23, effective 8/31/23.]

WAC 392-121-182 Alternative learning experience requirements. (1) **Scope.** This section applies solely to school districts and charter

schools claiming state funding pursuant to WAC 392-121-107 for an alternative learning experience.

(2) **Requirements.** A school district or charter school must meet the requirements of this section and chapter 392-550 WAC to count an alternative learning experience as a course of study pursuant to WAC 392-121-107.

(3) **Student eligibility.** A student enrolled in an alternative learning experience course must meet the following conditions:

(a) The student must meet the definition of an enrolled student under WAC 392-121-106;

(b) The student is enrolled in grades K-12;

(c) The student must not meet any of the enrollment exclusions in WAC 392-121-108;

(d) The student's residence must be in Washington state as provided in WAC 392-137-115; and

(e) For students whose residence is not located in the school district providing an alternative learning experience course (nonresident student), the district must:

(i) Document the school district in which the nonresident student's residence is located;

(ii) Establish procedures that address, at a minimum, the coordination of student counting for state funding so that no enrolled student is counted for more than one full-time equivalent in the aggregate. The procedure must include, but not be limited to, the following:

(A) When a resident district and one or more nonresident district(s) will each be claiming basic education funding for a student in the same month or months, the districts must execute a written agreement that at minimum identifies the maximum aggregate basic education funding each district may claim for the duration of the agreement. A nonresident district may not claim funding for a student until after the effective date of the agreement.

(B) When a district is providing alternative learning experiences to nonresident students under the school choice enrollment provisions of RCW 28A.225.200 through 28A.225.230 and chapter 392-137 WAC, the district may not claim funding for the student until after a release transfer is completed by the resident district and the nonresident serving district.

(4) **Enrollment count dates.**

(a) Alternative learning experience enrollment is claimed based on the monthly count dates as defined in WAC 392-121-119.

(b) For alternative learning experience programs that end prior to June 1st, the June enrollment count date may be the last school day in May and include students whose written student learning plan pursuant to WAC 392-550-025(1) has an ending date that is the last school day in May.

(c) Graduating alternative learning experience students whose last school day is in May may be included in the June enrollment count if the following conditions are met:

(i) The alternative learning experience program calendar identifies that the last day of school for the graduating students is in May; and

(ii) The student's written student learning plan pursuant to WAC 392-550-025(1) includes an end date that is the last day of school for graduating students in May.

(5) **Reporting of student enrollment.**

(a) For the first time a student's alternative learning experience enrollment is claimed for state funding, the following requirements must be met:

(i) A completed written student learning plan pursuant to WAC 392-550-025(1) is in place with a start date that is before the monthly count day; and

(ii) There is documented evidence of student participation as required by WAC 392-121-106(4).

(b) On subsequent monthly count dates, a student's alternative learning experience course(s) can be claimed for state funding if the following requirements are met:

(i) A completed written student learning plan pursuant to WAC 392-550-025(1) is in place on the monthly count date;

(ii) The contact requirement pursuant to WAC 392-550-025(2) was met in the prior month;

(iii) The monthly progress evaluation requirement pursuant to WAC 392-550-025(3) was met in the prior month; and

(iv) If the monthly progress evaluation showed unsatisfactory progress, the intervention plan requirement pursuant to WAC 392-550-025(4) is met.

(c) Students must be excluded from the monthly count including students who have not had contact with a certificated teacher for 20 consecutive school days. Any such student must be excluded from the monthly count until the student has met with a certificated teacher and resumed participation in their alternative learning experience or is participating in another course of study as defined in WAC 392-121-107.

(d) The student count must exclude students who as of the enrollment count date have completed the requirements of the written student learning plan prior to ending date specified in the plan and who have not had a new written student learning plan established with a new beginning and ending date that encompasses the count date.

(6) **Student full-time equivalency.**

(a) The full-time equivalency of students enrolled in alternative learning experiences is based on the estimated average weekly hours of learning activity described in the written student learning plan.

(b) Pursuant to WAC 392-121-122, 27 hours and 45 minutes each week (1,665 weekly minutes) equal one full-time equivalent.

(c) Enrollment of part-time alternative learning experience students is subject to the provisions of chapter 392-134 WAC and generates a pro rata share of full-time funding based on the estimated average weekly minutes of learning activity described in the written student learning plan divided by 1,665 weekly minutes.

(d) Kindergarten students claimed for more than a 0.50 full-time equivalent must meet the state-funded full-day kindergarten requirements, as provided for in RCW 28A.150.315.

(e) The full-time equivalent limitations outlined in WAC 392-121-136 and the nonstandard school year limitations outlined in WAC 392-121-123 apply to alternative learning enrollment.

[Statutory Authority: RCW 28A.300.072 and 28A.150.290. WSR 24-14-074, § 392-121-182, filed 6/28/24, effective 7/29/24. Statutory Authority: Chapter 28A.232 RCW and RCW 28A.232.030. WSR 20-15-062, § 392-121-182, filed 7/10/20, effective 8/10/20. Statutory Authority: RCW 28A.150.290, 28A.710.220, 28A.232.010, and 28A.150.315. WSR 18-19-040, § 392-121-182, filed 9/13/18, effective 10/14/18; WSR 18-10-045, § 392-121-182, filed 4/26/18, effective 5/27/18. Statutory Authority:

RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-182, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 15-03-056, § 392-121-182, filed 1/14/15, effective 2/14/15. Statutory Authority: RCW 28A.150.290(1). WSR 13-22-076, § 392-121-182, filed 11/5/13, effective 12/6/13. Statutory Authority: RCW 28A.150.305. WSR 12-17-107, § 392-121-182, filed 8/20/12, effective 9/20/12. Statutory Authority: 2011 c 34 § 2(5). WSR 11-17-147, § 392-121-182, filed 8/24/11, effective 9/1/11. Statutory Authority: RCW 28A.150.305. WSR 11-12-022, § 392-121-182, filed 5/24/11, effective 9/1/11. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-182, filed 2/25/09, effective 3/28/09. Statutory Authority: RCW 28A.150.290 and 2005 c 356. WSR 05-13-154, § 392-121-182, filed 6/21/05, effective 7/22/05. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR 99-08-008 (Order 99-01), § 392-121-182, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 95-18-097, § 392-121-182, filed 9/6/95, effective 10/7/95; WSR 95-01-013, § 392-121-182, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290, 28A.150.250 and 28A.150.260. WSR 91-02-096 (Order 50), § 392-121-182, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-182, filed 1/11/88.]

WAC 392-121-184 Running start program requirements. The provisions of this chapter shall govern the substantiation of claims for running start program basic education allocation moneys to the extent the provisions of this chapter supplement and do not conflict with the provisions of chapter 392-169 WAC.

[Statutory Authority: RCW 28A.150.290. WSR 95-01-013, § 392-121-184, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.600.390. WSR 91-08-038 (Order 91-07), § 392-121-184, filed 3/29/91, effective 4/29/91.]

WAC 392-121-187 Technical college direct-funded enrollment. Enrollment in a technical college pursuant to an interlocal agreement with a school district as provided in RCW 28B.50.533 may be counted as course of study generating state moneys payable directly to the technical college as provided in this section.

(1) The technical college shall submit a written request to the superintendent of public instruction and for each school district whose students are to be claimed by the college shall provide a copy of the interlocal agreement signed by the school district superintendent and the technical college president or authorized officials of the school district and college.

(2) The technical college shall report enrolled students monthly (September through June) to the superintendent of public instruction pursuant to this chapter and instructions provided by the superintendent. A separate report shall be submitted for each school district whose students are reported. Reports of students eligible for state basic education support shall show the total number of students served and total nonvocational and vocational FTE students on the monthly count date. Reports shall also show the name of each student, hours of enrollment per week on the monthly count date, and the nonvocational and vocational full-time equivalent reported for the student on the count date. Technical colleges claiming direct state handicapped fund-

ing under the interlocal agreement shall also report the number of enrolled handicapped students by handicapping category on the count dates of October through June pursuant to WAC 392-122-160 and chapter 392-172A WAC.

(3) The technical college shall report monthly to each school district whose students are served pursuant to this section. The report shall include at a minimum the data reported to the superintendent of public instruction pursuant to subsection (2) of this section.

(4) The technical college shall report only students who:

(a) Were under 21 years of age at the beginning of the school year. For students receiving special education services, those who are under the age of 22 at the beginning of the school year;

(b) Are enrolled tuition-free;

(c) Are enrolled in a school district with which the technical college has a signed interlocal agreement on file with the superintendent of public instruction pursuant to subsection (1) of this section;

(d) Are enrolled in the school district for the purpose of earning a high school diploma or certificate; and

(e) Have actually participated in instructional activity at the technical college during the current school year.

(5) Enrollments claimed for state basic education funding by the technical college:

(a) Shall be for courses for which the student is earning high school graduation credit through the school district or the technical college; and

(b) Shall not include:

(i) Enrollment which is claimed by the school district for state funding; or

(ii) Enrollment which generates state or federal moneys for higher education, adult education, or job training for the technical college.

(6) Full-time equivalent students reported by the technical college for state basic education funding shall be determined pursuant to WAC 392-121-106 through 392-121-182 except that the enrollment count dates shall be for the months of September through June. If a student is enrolled in courses provided by the school district as well as courses provided by the technical college, the combined full-time equivalents reported by the school district and the technical college are limited by WAC 392-121-136.

(7) The superintendent of public instruction shall make quarterly payments to the technical college as follows:

(a) Basic education allocations shall be determined pursuant to chapter 392-121 WAC based on average enrollments reported by the technical college for each school district times the average allocation per full-time equivalent high school student of the school district: Provided, That allocations for students enrolled in school districts with no more than two high schools with enrollments of less than 300 annual average full-time equivalent students shall be at the incremental rate generated by students in excess of 60 annual average full-time equivalent students. Allocations for nonvocational and vocational full-time equivalent enrollments shall be calculated separately.

(b) Handicapped allocations shall be determined pursuant to WAC 392-122-106 through 392-122-165 based on average handicapped enrollments and the school district's average allocation per handicapped student in each handicapping category.

(c) Quarterly payments shall provide the following percentages of the annual allocation:

December	30%
March	30%
June	20%
August	20%

[Statutory Authority: 2025 c 256, RCW 28A.150.290, 28A.150.305, 28A.175.115, 28A.300.072, and 28A.710.040. WSR 26-17-047, s 392-121-187, filed 8/12/26, effective 9/12/26. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-187, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-187, filed 2/25/09, effective 3/28/09; WSR 94-17-096, § 392-121-187, filed 8/17/94, effective 9/17/94.]

WAC 392-121-188 Instruction provided under contract. School districts have general authority to contract for the services of individuals to provide instruction, subject to applicable state and federal laws and local collective bargaining agreements. School districts also have authority to enter into interdistrict cooperative agreements for instructional services with other school districts under RCW 28A.225.250. However, when a school district contracts with an entity other than a school district and that entity employs staff to provide basic education instruction claimed by the school district for state basic education funding, the requirements of this section also apply. Instruction provided by such an entity (hereafter called the contractor) may be counted as a course of study and claimed by the school district for state funding if the following requirements are met:

(1) The school district board of directors in accordance with RCW 28A.320.015 adopts a resolution that concludes it is in the best interest of the students to expand the options available by providing an appropriate basic education program pursuant to the contract and sets forth the rationale in support of the conclusion. A board adopted resolution is not required for online courses purchased by the school district from an online provider approved by the superintendent of public instruction under RCW 28A.250.020;

(2) The school district retains full responsibility for compliance with all state and federal laws;

(3) The contractor complies with all relevant state and federal laws that are applicable to the school district;

(4) The contractor provides instruction free of sectarian or religious influence or control;

(5) The contractor charges the student no tuition for enrollment;

(6) Enrollment is voluntary;

(7) No student or person is unlawfully excluded from participation on the grounds of sex, race, creed, religion, color, national origin, honorably discharged veteran or military status, sexual orientation, gender expression, gender identity, the presence of any sensory, mental, or physical disability, the use of a trained dog guide or service animal, or marital status;

(8) Each student is enrolled in the school district reporting the enrollment and each high school student is working toward course credits which satisfy high school graduation requirements;

(9) If the contractor is a state higher education institution, a state funded education center, or any other state funded entity, the contractor is not claiming enrollment of the student or receiving direct state support for the contracted instruction reported pursuant to this section;

(10) The curriculum is approved by the district. District approval for online course curriculum is not required for online courses offered by an online provider approved by the superintendent of public instruction under RCW 28A.250.020;

(11) The contractor provides enrollment reports to the school district that comply with this chapter;

(12) The contractor maintains and has available for audit or review by the school district, state, or federal authorities documentation of enrollment, hours of instructional activity participated in by the students, personnel data, and financial data including all revenues and expenditures pertaining to the contract with the school district;

(13) As of October 1st, if a contractor certificated employee employed by a contractor other than an institution of higher education spends more than twenty-five percent of a full-time equivalent time with students for a given school district, the school district must report the individual contractor certificated employee as required by the SPI annual personnel reporting system for calculation of state funding, staff ratios and statistics;

(14) The school district and contractor execute a written contract which is consistent with this section, and which sets forth the duties of the contractor in detail sufficient to hold the contractor accountable to the school district. School districts that purchase online courses through the online course catalog provided by the office of superintendent of public instruction are exempt from this provision;

(15) The school district and contractor establish a process for periodic monitoring by the school district for compliance with this section and other terms of the contract between the school district and contractor. School districts that purchase online courses through the online course catalog provided by the office of superintendent of public instruction are exempt from this provision;

(16) Contracts for services for students with disabilities shall comply with WAC 392-172A-04085 and 392-172A-04090;

(17) Full-time equivalent enrollment reported for students served under a contract with a higher education institution shall be based on the number of hours of instruction meeting the criteria in WAC 392-121-107 (1)(a) provided by staff of the higher education institution under the contract. This section does not apply to running start enrollment, which is governed by chapter 392-169 WAC or at-risk programs meeting the standards of subsection (18) of this section; and

(18) Full-time equivalent enrollment reported for students served under contract with a community or technical college as defined in RCW 28B.50.030 shall be based on the credits generated by the student consistent with WAC 392-169-025 if the program meets the following standards:

(a) The student is earning credits applicable to a high school diploma.

(b) The program is focused on serving credit deficient students.

(c) The student population served is considered at-risk and meet the following criteria:

(i) The students have already dropped out of high school; or

(ii) The students have not demonstrated success in the traditional high school environment.

(19) The school district requires the contractor to clearly state in all of the contractor's advertising, publicity, or public statements regarding the contracted service that the service is being offered by the school district under contract.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-188, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-21-024, § 392-121-188, filed 10/7/13, effective 11/7/13; WSR 12-17-111, § 392-121-188, filed 8/20/12, effective 9/20/12. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-188, filed 2/25/09, effective 3/28/09; WSR 07-23-024, § 392-121-188, filed 11/9/07, effective 12/10/07. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR 99-08-008 (Order 99-01), § 392-121-188, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 95-18-097, § 392-121-188, filed 9/6/95, effective 10/7/95; WSR 95-01-013, § 392-121-188, filed 12/8/94, effective 1/8/95.]

WAC 392-121-1885 Instruction provided under contract by charter schools. Charter schools are authorized to enter into contracts with any school district, educational service district, or other public or private entity for the provision of educational instructional services to the same extent as other noncharter public schools, as long as the charter school board maintains oversight authority over the charter school. When a charter school contracts with an entity other than a school district and that entity employs staff to provide basic education instruction claimed by the charter school for state basic education funding, the requirements of this section also apply. Instruction provided by such an entity (hereafter called the contractor) may be counted as a course of study and claimed by the charter school for state funding if the following requirements are met:

(1) The charter school retains full responsibility for compliance with all state and federal laws;

(2) The charter school complies with all relevant state and federal laws that are applicable to charter schools;

(3) The contractor provides instruction free of sectarian or religious influence or control;

(4) The contractor charges the student no tuition for enrollment;

(5) No student or person is unlawfully excluded from participation on the grounds of sex, race, creed, religion, color, national origin, honorably discharged veteran or military status, sexual orientation, gender expression, gender identity, the presence of any sensory, mental, or physical disability, the use of a trained dog guide or service animal, or marital status;

(6) Each student is enrolled in the charter school reporting the enrollment and each high school student is working toward course credits which satisfy high school graduation requirements;

(7) If the contractor is a state higher education institution, a state funded education center, or any other state funded entity, the contractor is not claiming enrollment of the student or receiving direct state support for the contracted instruction reported pursuant to this section;

(8) The curriculum is approved by the charter school. Approval for online course curriculum is not required for online courses of-

fered by an online provider approved by the superintendent of public instruction under RCW 28A.250.020;

(9) The contractor provides enrollment reports to the charter school that comply with this chapter;

(10) The contractor maintains and has available for audit or review by the charter school, charter school authorizer, and state or federal authorities documentation of enrollment, hours of instructional activity participated in by the students, personnel data, and financial data including all revenues and expenditures pertaining to the contract with the charter school;

(11) As of October 1st, if a contractor certificated employee employed by a contractor other than an institution of higher education spends more than twenty-five percent of a full-time equivalent time with students for a given charter school, the charter school must report the individual contractor certificated employee as required by the SPI annual personnel reporting system for calculation of state funding, staff ratios and statistics;

(12) The charter school and contractor execute a written contract which is consistent with this section, and which sets forth the duties of the contractor in detail sufficient to hold the contractor accountable to the charter school. Charter schools that purchase online courses through the online course catalog provided by the office of superintendent of public instruction are exempt from this provision;

(13) The charter school and contractor establish a process for periodic monitoring by the charter school and charter school authorizer for compliance with this section and other terms of the contract between the charter school and contractor. Charter schools that purchase online courses through the online course catalog provided by the office of superintendent of public instruction are exempt from this provision;

(14) Contracts for services for students with disabilities shall comply with WAC 392-172A-04085 and 392-172A-04090;

(15) Full-time equivalent enrollment reported for students served under a contract with a higher education institution shall be based on the number of hours of instruction meeting the criteria in WAC 392-121-107 (1)(a) provided by staff of the higher education institution under the contract. This section does not apply to running start enrollment, which is governed by chapter 392-169 WAC; and

(16) The charter school requires the contractor to clearly state in all of the contractor's advertising, publicity, or public statements regarding the contracted service that the service is being offered by the charter school under contract.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-1885, filed 8/28/15, effective 9/28/15.]

CERTIFICATED INSTRUCTIONAL STAFF

WAC 392-121-200 Definition—Certificated employee. As used in this chapter, "certificated employee" means:

(1) A person who holds a professional education certificate issued by the superintendent of public instruction and who is employed by a school district or charter school in a position for which such certificate is required by statute, rule of the professional educator

standards board, or written policy or practice of the employing school district; or

(2) A superintendent or a person hired to fill a position designated as, or which is, in fact, deputy superintendent or assistant superintendent; or

(3) A charter school's lead administrator or a person hired to fill a position as the lead administrator's deputy administrator or assistant administrator.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-200, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1). WSR 06-19-045, § 392-121-200, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-200, filed 1/11/88.]

WAC 392-121-201 Definition—Contractor certificated employee. As used in this chapter, "contractor certificated employee" means a person who holds a professional education certificate issued by the superintendent of public instruction and who is employed by a contractor as defined in WAC 392-121-188 or 392-121-1885 in a position for which such certificate is required.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-201, filed 8/28/15, effective 9/28/15. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR 99-08-008 (Order 99-01), § 392-121-201, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-201, filed 10/18/95, effective 11/18/95.]

WAC 392-121-205 Definition—District certificated instructional employee. As used in this chapter, "district certificated instructional employee" means any school district or charter school certificated employee who is employed in whole or part as one or more of the following:

(1) An elementary, secondary or other teacher who instructs pupils in classes or courses;

(2) An educational staff associate who assists, evaluates, counsels, or instructs students in a manner consistent with the employee's educational staff associate certificate; or

(3) Other certificated staff assigned to the 300 or 400 series duty codes as defined in the S-275 personnel reporting instructions.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-205, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-205, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-205, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-205, filed 1/11/88.]

WAC 392-121-206 Definition—Contractor certificated instructional employee. As used in this chapter, "contractor certificated instructional employee" means a contractor certificated employee who:

(1) Is employed by a contractor, pursuant to WAC 392-121-188 or 392-121-1885, to serve students claimed for basic education funding by a school district or charter school; and

(2) Is employed as one or both of the following:

(a) An elementary, secondary or other teacher who instructs pupils in classes or courses; or

(b) An educational staff associate who assists, evaluates, counsels, or instructs students in a manner consistent with the employee's educational staff associate certificate.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-206, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-206, filed 11/1/02, effective 12/2/02. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR 99-08-008 (Order 99-01), § 392-121-206, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-206, filed 10/18/95, effective 11/18/95.]

WAC 392-121-210 Definition—Basic education certificated instructional employee. As used in this chapter, "basic education certificated instructional employee" means a district or charter school certificated instructional employee or a contractor certificated instructional employee assigned in whole or in part to the following programs as defined in the accounting manual for public school districts in the state of Washington:

(1) 01 Basic Education;
(2) 02 Basic Education-Alternative Learning Experience;
(3) 03 Basic Education-Dropout Reengagement;
(4) 31 Vocational, Basic, State;
(5) 34 Middle School Career and Technical Education-State;
(6) 45 Skills Center, Basic, State; and
(7) 97 District-wide Support.

[Statutory Authority: RCW 28A.150.290(1). WSR 16-14-109, § 392-121-210, filed 7/6/16, effective 8/6/16. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-210, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1). WSR 11-21-065, § 392-121-210, filed 10/17/11, effective 11/17/11. Statutory Authority: RCW 28A.150,290 [28A.150.290], 28A.505.140. WSR 01-08-048, § 392-121-210, filed 3/30/01, effective 4/30/01. Statutory Authority: 1997 c 265 § 6 and RCW 28A.150.290. WSR 99-08-008 (Order 99-01), § 392-121-210, filed 3/25/99, effective 4/25/99. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-210, filed 10/18/95, effective 11/18/95; WSR 92-23-044 (Order 92-15), § 392-121-210, filed 11/16/92, effective 12/17/92. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-210, filed 1/11/88.]

WAC 392-121-212 Definition—Full-time equivalent (FTE) certificated instructional staff. As used in this chapter, "full-time equiv-

alent (FTE) certificated instructional staff" means the number of staff units determined as follows:

(1) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services as a certificated instructional employee for not less than 180 full work days shall be counted as one FTE.

(2) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services for 180 partial days as a certificated instructional employee shall be counted as a partial FTE, such part to be the quotient rounded to three decimal places obtained by dividing that part of the day worked by the full day as determined by the district or charter school.

(3) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services for less than 180 full work days as a certificated instructional employee shall be counted as a partial FTE, such part to be the quotient rounded to three decimal places obtained by dividing the number of work days contracted for by 180: Provided, That if the normal annual full-time contract for the position exceeds 180 work days, the greater number of work days normally contracted shall be used as the divisor.

(4) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services for less than 180 partial days as a certificated instructional employee shall be counted as a partial FTE, such part to be the quotient rounded to three decimal places obtained by dividing the part of the day worked by the full day as determined by the district or charter school and then multiplying the result by the ratio of work days contracted for by 180: Provided, That if the normal annual full-time contract for the position exceeds 180 work days, the greater number of work days normally contracted shall be used in place of 180 in the ratio.

(5) No employee shall be counted as more than one full-time equivalent certificated staff unit.

(6) The length of a full work day as used in this section shall be determined by the district or charter school.

(7) As used in this section, contracts to provide services as a certificated instructional employee shall exclude supplemental contract services as defined under RCW 28A.400.200(4).

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-212, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-212, filed 11/1/02, effective 12/2/02.]

WAC 392-121-215 Definition—Full-time equivalent (FTE) basic education certificated instructional staff. As used in this chapter, "full-time equivalent (FTE) basic education certificated instructional staff" means the number of staff units determined as follows:

(1) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services as a basic education certificated instructional employee for not less than 180 full work days shall be counted as one FTE.

(2) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services

for 180 partial days as a basic education certificated instructional employee shall be counted as a partial FTE, such part to be the quotient to three decimal places obtained by dividing that part of the day worked by the full day as determined by the district or charter school.

(3) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services for less than 180 full work days as a basic education certificated instructional employee shall be counted as a partial FTE, such part to be the quotient rounded to three decimal places obtained by dividing the number of work days contracted for by 180: Provided, That if the normal annual full-time contract for the position exceeds 180 work days, the greater number of work days normally contracted shall be used as the divisor.

(4) Each employee of the school district or charter school who, as of October 1 of the school year, is contracted to provide services for less than 180 partial days as a basic education certificated instructional employee shall be counted as a partial FTE, such part to be the quotient rounded to three decimal places obtained by dividing the part of the day worked by the full day as determined by the district or charter school and then multiplying the result by the ratio of work days contracted for to 180: Provided, That if the normal annual full-time contract for the position exceeds 180 work days, the greater number of work days normally contracted shall be used in place of 180 in the ratio.

(5) No employee shall be counted as more than one full-time equivalent basic education certificated staff unit.

(6) The length of a full work day as used in this section shall be determined by the district or charter school.

(7) As used in this section, contracts to provide services as a basic education certificated instructional employee shall exclude supplemental contract services as defined under RCW 28A.400.200(4).

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-215, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-215, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-215, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-215, filed 1/11/88.]

WAC 392-121-217 Definition—Institutional education certificated instructional employee—Full-time equivalent institutional education certificated instructional staff. As used in this chapter, "institutional education certificated instructional employee" and "full-time equivalent institution education certificated instructional staff" means a certificated instructional employee and full-time equivalent of certificated instructional employees assigned to the following school district programs:

(1) 26 Special Education-Institutions-State;

(2) 56 State Institutions, Centers and Homes-Delinquent;

(3) 59 Institutions-Juveniles in Adult Jails;

or educational service district programs:

(4) 42 State Institutions;

(5) 43 State Institutions-Juveniles in Adult Jails.

[Statutory Authority: RCW 28A.150.290(1). WSR 16-14-109, § 392-121-217, filed 7/6/16, effective 8/6/16; WSR 11-21-065, § 392-121-217, filed 10/17/11, effective 11/17/11. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-217, filed 11/1/02, effective 12/2/02.]

WAC 392-121-220 Definition—S-275 reporting process. As used in this chapter, "S-275 reporting process" means the electronic personnel reporting process which is defined annually by the superintendent of public instruction.

This reporting process shall include individuals who are known as of October 1 to be:

(1) District or charter school employees with a contract for certificated employment to provide services during the period September 1 through August 31;

(2) Classified employees, employed by the district or charter school to provide services during the period September 1 through August 31; and

(3) Contractor certificated instructional employees, contracted to provide services during the period September 1 through August 31.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-220, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-220, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-220, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-220, filed 1/11/88.]

WAC 392-121-225 Definition—Report S-275. As used in this chapter, "Report S-275" means the alphabetic listing of certificated personnel employed by a school district or charter school on October 1 as prepared by the superintendent of public instruction from data submitted by the district or charter school through the S-275 reporting process for the school year.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-225, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-225, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-225, filed 1/11/88.]

WAC 392-121-249 Definition—Accredited institution of higher education. As used in this chapter, "accredited institution of higher education" means an institution of higher education that has been accredited by a national or regional accrediting association recognized by the Washington student achievement council and the secretary of the U.S. Department of Education pursuant to WAC 250-61-050.

[Statutory Authority: RCW 28A.150.290(1). WSR 21-24-061, § 392-121-249, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290(1) and 28A.415.024. WSR 17-03-025, § 392-121-249, filed 1/6/17, effective 2/6/17. Statutory Authority: RCW 28A.150.290(1). WSR 11-21-065, § 392-121-249, filed 10/17/11, effective 11/17/11; WSR 06-19-045, § 392-121-249, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-249, filed 12/22/93, effective 1/22/94.]

WAC 392-121-250 Definition—Highest degree level. As used in this chapter, the term "highest degree level" means:

(1) The highest degree earned by the employee from an accredited institution of higher education, pursuant to WAC 392-121-249; or

(2) "Nondegreed" for a certificated instructional employee who holds no bachelor's or higher level degree.

[Statutory Authority: RCW 28A.150.290(1). WSR 21-24-061, § 392-121-250, filed 11/29/21, effective 12/30/21; WSR 11-21-065, § 392-121-250, filed 10/17/11, effective 11/17/11; WSR 09-15-127, § 392-121-250, filed 7/20/09, effective 8/20/09; WSR 08-08-033, § 392-121-250, filed 3/25/08, effective 4/25/08; WSR 06-19-045, § 392-121-250, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-250, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-250, filed 1/11/88.]

WAC 392-121-264 Definition—Certificated years of experience. Regardless of the experience factors used by a school district, charter school, or tribal compact school for the purposes of its salary schedule(s), as used in this chapter, the term "certificated years of experience" means the number of years of accumulated full-time and part-time certificated employment prior to the current reporting school year in the state of Washington, out-of-state, and a foreign country. School districts, charter schools, and tribal compact schools shall report all certificated years of experience including those beyond the experience limit of their salary schedule(s).

(1) Certificated employment shall be limited to employment in public or private preschools or elementary and secondary schools in positions which require certification where certification means the concurrent public professional education licensing requirements established in the state, province, country, or other governmental unit in which employment occurred and which, for the state of Washington, refers to the certificates authorized by WAC 181-79A-140 and 181-79A-142, and temporary permits authorized by WAC 181-79A-128.

(2) Years of full-time and part-time certificated employment prior to the current reporting school year are accumulated as follows:

(a) For each certificated employment which is not employment as a casual substitute pursuant to subsection (1) of this section;

(i) Determine the total number of hours, or other unit of measure, per year for an employee working full-time with each employer;

(ii) Determine the number of hours, or other unit of measure, per year with each employer, including paid leave and excluding unpaid leave;

(iii) Calculate the quotient of the hours, or other unit of measure, determined in (a)(ii) of this subsection divided by the hours, or other unit of measure, in (a)(i) of this subsection rounded to one decimal place for each year.

(b) For certificated employment as a casual substitute pursuant to subsection (1) of this section:

(i) Determine the total number of full-time equivalent substitute days per year;

(ii) Calculate the quotient of full-time equivalent days determined in (b)(i) of this subsection divided by 180 rounded to one decimal place for each year.

(c) No more than 1.0 year may be accumulated in any traditional nine-month academic year or any 12 month period.

(i) Accumulate, for each year, certificated employment calculated in (a)(iii) and (b)(ii) of this subsection.

(ii) Determine the smaller of the result in (c)(i) of this subsection or 1.0 for each year.

(d) Determine certificated years of experience as the accumulation of all years of certificated employment calculated in (c)(ii) of this subsection and report such years rounded to one decimal place.

[Statutory Authority: RCW 28A.150.290(1). WSR 21-24-061, § 392-121-264, filed 11/29/21, effective 12/30/21. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-264, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1). WSR 10-07-141, § 392-121-264, filed 3/23/10, effective 4/23/10. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-264, filed 2/25/09, effective 3/28/09. Statutory Authority: RCW 28A.150.290(1). WSR 08-03-086, § 392-121-264, filed 1/16/08, effective 2/16/08; WSR 07-23-041, § 392-121-264, filed 11/14/07, effective 12/15/07; WSR 06-19-045, § 392-121-264, filed 9/15/06, effective 10/16/06. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, amended and recodified as § 392-121-264, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290 and chapter 28A.415 RCW. WSR 97-22-106 (Order 97-07), § 392-121-245, filed 11/5/97, effective 12/6/97. Statutory Authority: RCW 28A.150.290. WSR 95-21-096 (Order 95-09), § 392-121-245, filed 10/18/95, effective 11/18/95. Statutory Authority: RCW 28A.150.290, 28A.150.400 and the Biennial Operating Appropriations Act. WSR 94-01-190, § 392-121-245, filed 12/22/93, effective 1/22/94. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-245, filed 1/11/88.]

APPORTIONMENT

WAC 392-121-400 Apportionment of basic education moneys. From the basic education moneys appropriated to the superintendent of public instruction, the superintendent shall allocate moneys as follows:

(1) Allocations shall be made pursuant to chapter 28A.150 RCW, the state Operating Appropriations Act, and this chapter.

(2) Allocations to school districts shall be made in twelve monthly payments during the school year pursuant to RCW 28A.510.250 to

each school district operating a program approved by the state board of education.

(a) Initial monthly payments shall be based on estimates of such data as the superintendent of public instruction deems necessary to commence payment for the school year, such estimates to be submitted by school districts to the educational service districts or superintendent of public instruction on forms provided by the superintendent of public instruction. The latest date on which a school district may make changes in these data shall be the date on which the school district files its budget with the educational service district.

(b) As the school year progresses, monthly payments to school districts shall be adjusted to reflect actual full-time equivalent students enrolled, district average certificated instructional staff salary for purpose of apportionment, other school district characteristics, deductible revenues and such other data as are deemed necessary by the superintendent and reported by school districts and other governmental agencies on forms provided or approved by the superintendent of public instruction.

(3) Allocations to public charter schools shall be made pursuant to RCW 28A.710.220.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-400, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290(1) and section 503 (1)(b) of the 2002 supplemental budget. WSR 02-22-065, § 392-121-400, filed 11/1/02, effective 12/2/02. Statutory Authority: RCW 28A.150.290. WSR 92-23-044 (Order 92-15), § 392-121-400, filed 11/16/92, effective 12/17/92. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-400, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-400, filed 1/11/88.]

WAC 392-121-415 Basic education allocation—Deductible revenues. In addition to those funds appropriated by the legislature for basic education allocation purposes, the following locally available general fund revenues shall be included in the computation of the total annual basic education allocation of each school district or charter school pursuant to RCW 28A.150.250 and 28A.150.260 and shall be deducted from payments made pursuant to WAC 392-121-400:

(1) Federal in lieu of tax payments made pursuant to RCW 84.72.020; and

(2) Proceeds from the sale of lumber, timber, and timber products on military reservations or facilities in accordance with U.S.C. §2665, Title 10, and P.L. 97-99.

(3) Local in lieu of tax payments including but not limited to payments made pursuant to RCW 35.82.210, 35.83.040, and 79.19.110.

Otherwise deductible revenues from any of the foregoing sources received by a school district due solely to the district's levy of a capital projects fund or debt service fund excess tax levy shall constitute nongeneral fund revenues and shall not be deducted in the computation of the district's annual basic education allocation for that school year.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 19-01-040, § 392-121-415, filed 12/13/18, effective 1/13/19. Statutory Authority: RCW 28A.150.290, 28A.710.220, 28A.232.010, and 28A.150.315. WSR

18-10-025, § 392-121-415, filed 4/24/18, effective 5/25/18. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-415, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-415, filed 2/25/09, effective 3/28/09. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-415, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.170. WSR 89-16-015 (Order 89-04), § 392-121-415, filed 7/21/89, effective 8/21/89. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-415, filed 1/11/88.]

WAC 392-121-420 Basic education allocation—Federal forest funds. The superintendent of public instruction shall [distribute] [allocate] federal forest fund[s pursuant] [moneys received under Title 16, section 500, United States Code and shall adjust basic education allocations in accordance with] to RCW 28A.520.020 and 28A.150.250[: Provided, That allocations of federal forest fund moneys received for school districts in Skamania County pursuant to Title 16, section 500, United States Code and section 8 of Public Law 97-243, the Mt. St. Helens National Volcanic Monument Act, and adjustments to basic education allocations for these school districts, shall be made pursuant to the Judgment and Decree entered by the United States District Court, Western District of Washington at Tacoma, on September 26, 1989, in cause number C87-676TB].

[Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-420, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.170. WSR 90-12-079 (Order 11), § 392-121-420, filed 6/1/90, effective 7/2/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-420, filed 1/11/88.]

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules, and deems ineffectual changes not filed by the agency in this manner. The bracketed material in the above section does not appear to conform to the statutory requirement.

WAC 392-121-421 Definition—Resident student—Basic education allocation—Federal forest funds. As used in RCW 28A.520.020, resident full-time equivalent students means full-time equivalent students as defined in WAC 392-121-122, excluding:

(1) Students enrolled in school district alternative learning experience programs who reside outside the county of the school district boundaries; and

(2) Students enrolled in charter school alternative learning experience programs who do not reside in the county in which the charter school is located.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-421, filed 8/28/15, effective 9/28/15. Statutory Authority: 2011 c 278 § 1(5). WSR 12-03-068, § 392-121-421, filed 1/12/12, effective 2/12/12.]

WAC 392-121-425 Basic education allocation during strike. Unless a school district's or charter school's program is disapproved in accordance with WAC 180-16-162 through 180-16-164, basic education allocations shall continue for the period of a strike.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-425, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-425, filed 1/11/88.]

WAC 392-121-430 Kindergarten and grade one through twelve programs considered collectively—Failure to operate an approved program—Denial of apportionment. For the purpose of this chapter, a school district's or charter school's scheduled kindergarten and grade one through twelve programs shall be considered collectively. The total program of a district or charter school may not be subdivided for the purpose of applying program approval standards. Those school days which are conducted during the period of a strike following transmittal of a notice of disapproval shall be discounted for state basic education entitlement purposes at the rate of one hundred-eightieth of the district's or charter school's basic education entitlement for the school year per school day: Provided, That kindergarten and grade one through twelve programs shall be considered separately for the purpose of computing compliance with minimum school day requirements and any loss of basic education entitlement.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-430, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-430, filed 1/11/88.]

WAC 392-121-435 Transfer of basic education allocation. The board of directors of a school district or a charter school board may request the superintendent of public instruction to pay a portion of the district's or charter school's basic education allocation to another school district, a charter school, or an educational service district. The request must be submitted on Form 1324 and must state the dollar amount of the transfer. The board can modify the dollar amount of the transfer by submitting another Form 1324 to the superintendent of public instruction. Unless the form requesting a transfer states a timeline for making the transfer, the superintendent of public instruction shall execute the transfer pursuant to the provisions of WAC 392-121-400.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-435, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 96-03-001, § 392-121-435, filed 1/3/96, effective 2/3/96.]

WAC 392-121-436 Emergency advance payments—School district application. The board of directors of a school district or a charter school board may apply for any emergency advance on the school district's or charter school's basic education allocation. The application shall take the form of a resolution adopted by the board setting forth the following:

(1) The nature of the unforeseen condition requiring the advance;

(2) The amount requested to be advanced;

(3) The net cash and investment balance of the general fund as of the date of the resolution;

(4) A forecast of the general fund receipts, disbursements, and net cash and investment balance for each month remaining in the fiscal year;

(5) A disclosure of any existing or planned general fund revenue anticipation notes;

(6) A disclosure of any existing or planned general fund loan to or from another fund of the school district or charter school; and

(7) A written acknowledgment that funds advanced will be repaid in accordance with WAC 392-121-443, subject to approval by the superintendent of public instruction.

The application must be received by the office of the superintendent of public instruction no later than April 15th.

[Statutory Authority: RCW 28A.150.290, 28A.510.250, and 28A.710.220. WSR 26-17-045, s 392-121-436, filed 8/12/26, effective 9/12/26; WSR 24-22-051, s 392-121-436, filed 10/28/24, effective 11/28/24. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-436, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.400 and 28A.150.290. WSR 90-19-040 (Order 28), § 392-121-436, filed 9/13/90, effective 10/14/90.]

WAC 392-121-438 Emergency advance payments—Approval criteria. The superintendent of public instruction shall approve requests for an emergency advance if the following conditions are met:

(1) The unforeseen condition causing the need for the emergency advance could not have been anticipated by a reasonably prudent person.

(2) It is probable that if the emergency advance is not made that the school district or charter school will be on:

(a) An interest-bearing, warrant-issuing basis within two months following the receipt of the resolution; and

(b) Warrant interest for at least three months from September through June.

(3) The school district or charter school shall not have:

(a) Cash investments of the general fund during the months it estimates that it would pay warrant interest except for the emergency advance; or

(b) Inter-fund loans from the general fund to any other funds during the months it estimates that it would pay warrant interest; or

(c) Any existing or anticipated general fund revenue anticipated notes.

Applications and payouts for apportionment advances can be processed only during the months of October through May. Advance requests shall not be approved if the superintendent of public instruction determines that the apportionment advance may result in any school district or charter school being short paid at the end of the fiscal year due to lack of appropriation of funds after considering transfer authority.

[Statutory Authority: RCW 28A.150.290, 28A.510.250, and 28A.710.220. WSR 26-17-045, s 392-121-438, filed 8/12/26, effective 9/12/26; WSR 24-22-051, s 392-121-438, filed 10/28/24, effective 11/28/24. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, §

392-121-438, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.400 and 28A.150.290. WSR 90-19-040 (Order 28), § 392-121-438, filed 9/13/90, effective 10/14/90.]

WAC 392-121-440 Emergency advance payments—Determination of amount. The superintendent of public instruction shall calculate the emergency advance on the school district's or charter school's basic education allocation as the lesser of:

(1) The amount set forth in the school district's or charter school's resolution;

(2) An amount not to exceed ten percent of the total amount to become due and apportionable to the district or charter school from September 1 through August 31 of the school year.

(3) The highest negative monthly cash and investment balance of the general fund between the date of the resolution and May 31st of the school year less any redirection of a school district's or charter school's basic education allocation to the capital projects fund, debt service fund, or both.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-440, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 09-06-038, § 392-121-440, filed 2/25/09, effective 3/28/09. Statutory Authority: RCW 28A.150.400 and 28A.150.290. WSR 90-19-040 (Order 28), § 392-121-440, filed 9/13/90, effective 10/14/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-440, filed 1/11/88.]

WAC 392-121-442 Emergency advance payments—Forfeiture of earnings on emergency advance. The superintendent of public instruction shall deduct from a school district's or charter school's basic education allocation apportionment entitlement the amount of any earnings by the school district or charter school on the investment of a temporary cash surplus due to a previously obtained emergency advance.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-442, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.400 and 28A.150.290. WSR 90-19-040 (Order 28), § 392-121-442, filed 9/13/90, effective 10/14/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-442, filed 1/11/88.]

WAC 392-121-443 Emergency advance payments—Repayment of advances. Repayments of advances will be accomplished by a reduction in the school district's or charter school's apportionment payments. Under RCW 28A.510.250, all apportionment advances must be repaid during the apportionment year in which the funds are advanced. The repayment requirements are defined as follows:

(1) For advances received before June, at least 80 percent of the amount advanced must be repaid June 30th of the current school year, with the remaining balance repaid no later than August 31st of the current school year.

(2) In no instance can an apportionment advance be repaid and reapproved in the subsequent month.

[Statutory Authority: RCW 28A.150.290, 28A.510.250, and 28A.710.220. WSR 26-17-045, s 392-121-443, filed 8/12/26, effective 9/12/26; WSR 24-22-051, s 392-121-443, filed 10/28/24, effective 11/28/24. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-443, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.400 and 28A.150.290. WSR 90-19-040 (Order 28), § 392-121-443, filed 9/13/90, effective 10/14/90.]

WAC 392-121-445 Procedure for crediting portion of basic education allocation for capital purposes in school districts. If a local school district board of directors wishes to direct a portion of the district's annual basic education allocation to the school district's capital projects fund or debt service fund pursuant to RCW 28A.150.270, the district board shall execute a resolution requesting the superintendent of public instruction to approve the transfer of a portion of that allocation to the district's capital projects fund and/or debt service fund. Such board resolutions shall specify the justification in detail and the dollar amount to be transferred to the capital projects fund and/or debt service fund. Such resolution should be received by the superintendent of public instruction on or before the tenth of the month when the transfer to the capital projects fund and/or debt service fund is to begin. Such moneys transferred to either of these funds pursuant to this section cannot be subsequently transferred to the credit of another fund.

Resolutions requesting the superintendent of public instruction to approve the transfer of a portion of the district's basic education allocation to the capital projects fund and/or the debt service fund will not be given by the superintendent of public instruction if the loss of general fund revenue to the district will result in an out-of-balance general fund budget. Any school district that would have an out-of-balance general fund budget after the potential loss of general fund revenue which would result from such a transfer of revenue shall revise the general fund budget document to be in balance following appropriate budget modification or extension procedures in order for the superintendent of public instruction to approve the resolution. A budget modification or extension may be necessary for the capital projects fund and/or debt service fund.

Upon approval of the resolution by the superintendent of public instruction, operating transfer(s) will be authorized from the general fund to the capital projects fund and/or debt service fund.

[Statutory Authority: RCW 28A.150.270. WSR 93-04-054 (Order 93-01), § 392-121-445, filed 1/28/93, effective 2/28/93. Statutory Authority: 1990 c 33. WSR 90-16-002 (Order 18), § 392-121-445, filed 7/19/90, effective 8/19/90. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-445, filed 1/11/88.]

WAC 392-121-460 Fire district allocation. In addition to those moneys distributed for basic education purposes, school districts are entitled per RCW 52.30.020 to be reimbursed for moneys expended for the purchase of fire protection services from fire protection districts. Only school district's school plants located in a fire protection district established pursuant to Title 52 RCW shall be eligible for such moneys.

Payment to districts shall be made each July as a part of the monthly apportionment allocation.

The headcount enrollment used to compute each district's reimbursement will be as of October 1 of the school year for which the allocation is being made. The count shall be entered on forms provided to school districts by the superintendent of public instruction.

Any moneys allocated to school districts for the purpose stated in this rule and not used for this purpose shall be recovered by the superintendent of public instruction from a district's monthly apportionment allocation.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-460, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-460, filed 1/11/88.]

WAC 392-121-465 Formula for and distribution of state moneys for the state incentive grants for increased enrollment in vocational skills centers program. The purpose of this section is to establish policies and procedures for the calculation and distribution of state incentive moneys to school districts and, if appropriate, public charter schools increasing their enrollments in vocational skills centers.

(1) As used in this section, the term "average annual full-time equivalent students" or AAFTE shall be defined as that term is defined in WAC 392-121-133(1).

(2) Enrollment used in this calculation shall be the AAFTE reported in the form and by the deadline required by the superintendent of public instruction.

(3) A district's or, if appropriate, charter school's state incentive grants for increased enrollment in vocational skills centers shall be calculated as follows:

(a) Determine the increase in the vocational skill center AAFTE of the resident district from the base year of 2004-05 to the current year;

(b) Multiply the number of students obtained in (a) of this subsection by the per pupil allocation established and subject to the limitations in the State Operating Appropriations Act in effect at the time the apportionment is due; and

(c) The product is the district's or charter school's annual incentive payment.

(4) As provided in the State Operating Appropriations Act in effect at the time apportionment is due, money appropriated but not spent in subsection (3) of this section shall be distributed to skills centers for increased capacity of summer vocational programs. The allocation methodology shall be based upon the skills center full-time equivalent reported enrollment from the prior October 1.

(5) The superintendent of public instruction shall apportion to districts and, if appropriate, charter schools for the state incentive grants for increased enrollment in vocational skills centers the amount calculated per district or charter school in this section in June of each year commencing June 2006.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-465, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 06-17-141, § 392-121-465, filed 8/22/06, effec-

tive 9/22/06; WSR 05-19-138, § 392-121-465, filed 9/21/05, effective 10/22/05.]

WITHHOLDING FOR REPAYMENT OF FEDERAL MONEYS

WAC 392-121-500 Withholding for repayment of federal moneys—Applicable provisions. The provisions of WAC 392-121-500 through 392-121-545 apply to the withholding of basic education allocations pursuant to chapter 103, Laws of 1990 to facilitate repayment of school district and charter school expenditures to the federal government pursuant to WAC 392-115-090 or a federal audit resolution process.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-500, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 91-14-038 (Order 91-10), § 392-121-500, filed 6/26/91, effective 7/27/91. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-500, filed 3/7/91, effective 4/7/91.]

WAC 392-121-505 Withholding for repayment of federal moneys—Definition—Disallowed costs. As used in WAC 392-121-500 through 392-121-545, "disallowed costs" means the same as defined in WAC 392-115-055.

[Statutory Authority: RCW 28A.150.290. WSR 91-14-038 (Order 91-10), § 392-121-505, filed 6/26/91, effective 7/27/91. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-505, filed 3/7/91, effective 4/7/91.]

WAC 392-121-510 Withholding for repayment of federal moneys—Definition—Management decision letter. As used in WAC 392-121-500 through 392-121-545, "management decision letter" means the same as defined in WAC 392-115-070.

[Statutory Authority: RCW 28A.150.290. WSR 91-14-038 (Order 91-10), § 392-121-510, filed 6/26/91, effective 7/27/91. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-510, filed 3/7/91, effective 4/7/91.]

WAC 392-121-515 Withholding for repayment of federal moneys—Definition—Acceptable repayment plan. As used in WAC 392-121-500 through 392-121-545, "acceptable repayment plan" means a plan agreed to by the superintendent of public instruction for repayment of disallowed costs plus accrued interest as determined by the federal government.

[Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-515, filed 3/7/91, effective 4/7/91.]

WAC 392-121-520 Withholding for repayment of federal moneys—Definition—Substantial impairment. As used in WAC 392-121-500 through 392-121-545, "substantial impairment" means that after reducing the school district's or charter school's current school year basic education allocation by the amount of disallowed costs plus accrued interest the school district or charter school is likely to incur a negative unreserved general fund balance as of August 31 of the current school year and is unlikely to be able to balance the school district or charter school general fund budget for the ensuing school year without requesting the superintendent of public instruction for permission to budget receivables pursuant to WAC 392-123-060.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-520, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-520, filed 3/7/91, effective 4/7/91.]

WAC 392-121-525 Withholding for repayment of federal moneys—Determination of substantial impairment. If any school district or charter school does not repay disallowed costs plus accrued interest or commit to an acceptable repayment plan within thirty calendar days of issuance of the management decision letter, the superintendent of public instruction shall determine if substantial impairment exists.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-525, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-525, filed 3/7/91, effective 4/7/91.]

WAC 392-121-530 Withholding for repayment of federal moneys—Notice of substantial impairment. If the superintendent of public instruction determines pursuant to WAC 392-121-525 that substantial impairment exists, the superintendent of public instruction shall notify the school district or charter school in writing that:

(1) No withholding shall occur until such time as substantial impairment no longer exists;

(2) Unless the school district or charter school repays disallowed costs plus accrued interest or agrees to an acceptable repayment plan, the superintendent of public instruction, at least once every twelve months, or sooner at the request of the school district or charter school, shall determine if substantial impairment exists pursuant to WAC 391-121-525; and

(3) Interest will continue to accrue until the amount of disallowed costs plus accrued interest are repaid to the federal government.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-530, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-530, filed 3/7/91, effective 4/7/91.]

WAC 392-121-535 Withholding for repayment of federal moneys—Notice of intent to withhold basic education allocations. If the super-

intendent of public instruction determines pursuant to WAC 392-121-525 that substantial impairment does not exist, the superintendent of public instruction shall notify the school district or charter school in writing of intent to withhold basic education allocations.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-535, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-535, filed 3/7/91, effective 4/7/91.]

WAC 392-121-540 Withholding for repayment of federal moneys—Withholding of basic education allocations. If the school district or charter school does not repay disallowed costs plus accrued interest or commit to an acceptable repayment plan within thirty calendar days of the notice provided pursuant to WAC 392-121-535, the superintendent of public instruction shall withhold from the school district's or charter school's next basic education apportionment payment an amount equal to the disallowed costs plus accrued interest. After the initial withholding the superintendent of public instruction shall withhold amounts for additional interest accruing on disallowed costs.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-540, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-540, filed 3/7/91, effective 4/7/91.]

WAC 392-121-545 Withholding for repayment of federal moneys—Payment of withheld basic education allocations. Moneys withheld pursuant to WAC 392-121-540 shall be restored to the school district or charter school or paid to the federal government as provided in this section.

(1) If the school district or charter school repays disallowed costs plus accrued interest to the federal government or commits to an acceptable repayment plan before the close of the state biennium in which withholding occurred the superintendent of public instruction shall restore withheld moneys to the school district's or charter school's basic education allocation.

(2) If the school district or charter school does not repay or commit to repay pursuant to subsection (1) of this section, the superintendent of public instruction shall request the legislature for reappropriation of basic education moneys for the purpose of repaying the federal government. The requested reappropriation shall include amounts for interest accruing on disallowed costs up to the anticipated date of repayment to the federal government.

(3) Upon reappropriation of moneys pursuant to subsection (2) of this section, the superintendent of public instruction shall pay an amount equal to the disallowed costs plus accrued interest to the federal government.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-545, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290 and 1990 c 103. WSR 91-07-006 (Order 44), § 392-121-545, filed 3/7/91, effective 4/7/91.]

VOCATIONAL INDIRECT COST LIMIT

WAC 392-121-570 Vocational indirect cost limit—Applicable code provisions—Purpose—Effective date. (1) WAC 392-121-570 through 392-121-578 define the five percent limit on indirect cost charges to school district state-funded vocational-secondary programs as required by the Biennial Operating Appropriations Act. These rules do not apply to federal vocational funding which is governed by federal policies.

(2) The purpose of these sections is to assure that state allocations for vocational education are expended by school districts and charter schools to support state vocational programs. The minimum levels defined here are not to be construed as recommended expenditure levels.

(3) These sections are effective for the 2017-18 school year and thereafter.

(4) WAC 392-121-570 through 392-121-578 also apply to program 34, with program 34 substituted wherever program 31 appears. Running start does not apply to program 34.

[Statutory Authority: RCW 28A.150.290, 84.52.0531, and 2017 3rd sp.s. c 1. WSR 18-03-116, § 392-121-570, filed 1/19/18, effective 2/19/18. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-570, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 13-05-049, § 392-121-570, filed 2/13/13, effective 3/16/13. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-570, filed 12/11/03, effective 1/11/04.]

WAC 392-121-571 Vocational indirect cost limit—Definitions. As used in WAC 392-121-570 through 392-121-578:

(1) "Program 31" means the high school vocational-basic-state program as defined in the *Accounting Manual for Public School Districts in the State of Washington.*

(2) "Program 34" means the middle school vocational-basic-state program as defined in the *Accounting Manual for Public School Districts in the State of Washington*.

(3) "Basic allocation for vocational students" means the amount of money generated by a school district's or charter school's vocational full-time equivalent enrollment in the general apportionment formula using the state funding formula factors including the grade 4-12 staffing ratios without enhancement, and using the district's or charter school's average certificated instructional district-wide staff mix factor from the district's S-275 personnel report.

(4) "Enhancement allocation for vocational students" means the additional money above the basic allocation for vocational students generated by a school district's or charter school's vocational full-time equivalent enrollment as a result of the enhanced state vocational staffing ratio and enhanced nonemployee related cost allocation for vocational students. This enhancement shall be calculated using the district-wide or charter school's average certificated instructional staff mix factor.

(5) "Vocational running start allocation" means the amount generated in the general apportionment formula by a school district's or charter school's running start students enrolled in vocational courses in a community or technical college pursuant to chapter 392-169 WAC.

[Statutory Authority: RCW 28A.150.290, 84.52.0531, and 2017 3rd sp.s. c 1. WSR 18-03-116, § 392-121-571, filed 1/19/18, effective 2/19/18. Statutory Authority: RCW 28A.150.290 and 84.52.0531. WSR 17-01-020, § 392-121-571, filed 12/12/16, effective 12/24/16. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-571, filed 8/28/15, effective 9/28/15. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-571, filed 12/11/03, effective 1/11/04.]

WAC 392-121-573 Vocational indirect cost limit—Calculation of minimum program 31 expenditures. Each school district's or charter school's minimum program 31 expenditures equal the sum of the following amounts:

(1) Ninety-five percent of the total basic and vocational enhancement allocations for vocational students;

(2) Ninety-three percent of the vocational running start allocation; plus

(3) Any carryover from the prior school year allowed under WAC 392-121-578.

[Statutory Authority: RCW 28A.150.290, 84.52.0531, and 2017 3rd sp.s. c 1. WSR 18-03-116, § 392-121-573, filed 1/19/18, effective 2/19/18. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-573, filed 8/28/15, effective 9/28/15. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-573, filed 12/11/03, effective 1/11/04.]

WAC 392-121-574 Vocational indirect cost limit—Preliminary notice to school districts and charter schools below the minimum expenditure level. (1) After the close of the school year, and before December 31, the superintendent of public instruction shall compare each school district's and charter school's program 31 expenditures for the school year as reported on the district's Report F-196 annual year end financial statements to the district's or charter school's minimum program 31 expenditures.

(2) If a district's or charter school's program 31 expenditures are less than the minimum, then the superintendent shall notify the district or charter school of the results of the calculation including any potential recovery of state funding.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-574, filed 8/28/15, effective 9/28/15. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-574, filed 12/11/03, effective 1/11/04.]

WAC 392-121-576 Vocational indirect cost limit—School district requests for review and adjustment. (1) After receiving notice of the preliminary notice pursuant to WAC 392-121-574, and before the ensuing

January 15, a school district or charter school may request review and adjustment to the superintendent's calculations. The request shall be in a form prescribed by the superintendent of public instruction and shall be signed by the school district superintendent or the superintendent's designee, or the charter school lead administrator or lead administrator's designee.

(2) Grounds for review and adjustment include:

(a) Errors in the calculation; or

(b) Inaccurate school district or charter school data used in the calculation.

(3) A district or charter school requesting review and adjustment due to inaccurate school district or charter school data shall submit corrected data pursuant to the superintendent's instructions.

(4) The superintendent of public instruction shall correct any errors in the calculations or revise the school district or charter school data used in the calculations as appropriate.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-576, filed 8/28/15, effective 9/28/15. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-576, filed 12/11/03, effective 1/11/04.]

WAC 392-121-578 Vocational indirect cost limit—Recovery of state allocations. (1) At the time of the January apportionment calculations after the close of the school year, the superintendent of public instruction shall recalculate each school district's or charter school's minimum direct expenditures.

(2) If the district's or charter school's program 31 expenditures are below the minimum program 31 expenditure amount, the district or charter school shall be allowed to carry over into the ensuing school year an amount equal to up to ten percent of the minimum expenditure amount excluding any carryover from the prior school year, less recovery.

(3) The superintendent of public instruction shall recover from the district's or charter school's general apportionment allocation as a prior year adjustment an amount equal to the lesser of the district's or charter school's enhancement allocation for vocational students or the following amount:

(a) The district's or charter school's minimum program 31 expenditures; minus

(b) The district's or charter school's program 31 expenditures plus any allowable carryover.

(4) Recoveries made pursuant to this section shall be adjusted after the January apportionment calculation if revised enrollment, staff mix, or expenditure data submitted by the district or charter school and accepted by the superintendent of public instruction materially affects the district's or charter school's recovery amount.

[Statutory Authority: RCW 28A.150.290 and 84.52.0531. WSR 17-01-020, § 392-121-578, filed 12/12/16, effective 12/24/16. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-578, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 13-05-049, § 392-121-578, filed 2/13/13, effective 3/16/13. Statutory Authority: 2002 c 371 § 502(2) and RCW 28A.150.290. WSR 04-01-058, § 392-121-578, filed 12/11/03, effective 1/11/04.]