



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: January 18, 2022

TIME: 12:12 PM

WSR 22-03-085

Agency: Washington Student Achievement Council

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 20-23-115 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Chapter 250-100 WAC Passport to Careers Program

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
February 24, 2022	2:00 pm Pacific Time	Zoom Meeting You must register in advance for this meeting: https://us02web.zoom.us/j/84461212693	After registering, you will receive a confirmation email containing information about joining the meeting. For those wanting to provide public comment in the hearing, please submit your comments in writing to ptcwac@wsac.wa.gov no later than noon on February 23, 2022. This will enable us to accommodate those needing visual support in the hearing.

Date of intended adoption: February 25, 2022 or later (Note: This is NOT the effective date)

Submit written comments to:

Name: Carla Idohl-Corwin

Address: PO Box 43430, Olympia, WA 98502

Email: wcgwac@wsac.wa.gov

Fax: 888-974-4217

Other:

By (date) February 23, 2022 Noon

Assistance for persons with disabilities:

Contact [Crystal Hall](#)

Phone: 360-753-7852

Fax: 888-974-4217

TTY: unavailable

Email: crystalh@wsac.wa.gov

Other:

By (date) February 17, 2022 We will make an effort to accommodate requests received after this date; however, notification by 2/17/2022 is preferred for optimal response time.

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The agency proposes to repeal existing Chapter 250-83 WAC. The proposed rules create a new Chapter 250-100 WAC Passport to Careers Program – (Chapter 28B.117 RCW). This proposal is necessary to implement changes made in the 2018 legislative session. This new chapter does the following:

- Changes the Passport to College Promise Program to the Passport to Careers Program
- Expanded to include Unaccompanied Homeless Youth
- Expanded to include federal foster youth, tribal foster youth, unaccompanied refugee minors, and foster youth impacted by the Interstate Compact for the Placement of Children updates
- Expanded the age in care eligibility definition to mirror the federal student aid definition which begins at of the age of 13 (phased in over a 3 year period)
- Expanded to include eligible apprenticeship programs or recognized pre-apprenticeship programs

Reasons supporting proposal: The reason for repealing Chapter 250-83 WAC and creating a new chapter is to be as concise and clear as possible due to substantial legislative changes. Program rules need to be updated to align with legislative changes and codify practices in areas where the existing rules are no longer accurate, or are silent or incomplete. This will create rules to fully implement the new legislation enacted in the 2018 session.

Statutory authority for adoption: RCW 28B.76.120; RCW 28B.77.050

Statute being implemented: Chapter 28B.117 RCW

Is rule necessary because of a:

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: WSAC has worked with participating higher education institutions on an ongoing basis and will continue to do so following adoption of this rule to implement changes in student eligibility, campus practices, and policies beginning with the 2022-2023 academic year.

Name of proponent: (person or organization) Washington Student Achievement Council Private Public Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Carla Idohl-Corwin	WSAC	360-485-1302
Implementation:	Becky Thompson	WSAC	360-485-1301
Enforcement:	Becky Thompson	WSAC	360-485-1301

Is a school district fiscal impact statement required under RCW 28A.305.135? Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Is a cost-benefit analysis required under RCW 34.05.328?

- Yes: A preliminary cost-benefit analysis may be obtained by contacting:
Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

No: Please explain: Not applicable to rules adopted by this agency.

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- | | |
|---|--|
| <input type="checkbox"/> RCW 34.05.310 (4)(b)
(Internal government operations) | <input checked="" type="checkbox"/> RCW 34.05.310 (4)(e)
(Dictated by statute) |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)
(Incorporation by reference) | <input type="checkbox"/> RCW 34.05.310 (4)(f)
(Set or adjust fees) |
| <input type="checkbox"/> RCW 34.05.310 (4)(d)
(Correct or clarify language) | <input type="checkbox"/> RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Date: January 18, 2022	Signature: 
Name: Carla Idohl-Corwin	
Title: Senior Associate Director, Need Based Programs & Operations	