



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 04, 2022

TIME: 1:39 PM

WSR 22-20-099

Agency: Bellevue College

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose:

Extension of WSR-22-13-043, Emergency Rule Filing 6/7/22, regarding WAC 132H-126, BC Policy 2050, Student Conduct Code revision

Citation of rules affected by this order:

New:

Repealed:

Amended: 132H-126-100, 400, 410, 460.

Suspended:

Statutory authority for adoption: Chapter 34.05 RCW and RCW 28B.50.140(13)

Other authority: P.L. 113-4, 20 U.S.C. § 1092(f); Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 et seq. WSR 21-01-008, § 132H-126-160, filed 12/2/20, effective 1/2/21; WSR 19-01-082, § 132H-126-160, filed 12/17/18, effective 1/17/19

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: WSR-22-13-043, 120-Day emergency rule filed June 7, 2022, will expire before final amendment process is complete. This filing is a request for extension of the following activity: Bellevue College is planning to revise its student conduct code to comply with new state regulations. On March 30, 2022, Governor Inslee signed Sam’s Law (HB 1751) into law. This bill requires the College to update the definition of hazing. Additionally, edits are needed to comply with a August 10, 2021 decision from a federal district that vacates portions of the 2020 amendments to the Title IX regulations.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

| | | | | | | |
|----------------------------------|-----|----------|---------|----------|----------|-----|
| Federal statute: | New | ___ | Amended | <u>3</u> | Repealed | ___ |
| Federal rules or standards: | New | ___ | Amended | ___ | Repealed | ___ |
| Recently enacted state statutes: | New | <u>1</u> | Amended | ___ | Repealed | ___ |

The number of sections adopted at the request of a nongovernmental entity:

| | | | | | |
|-----|-----|---------|-----|----------|-----|
| New | ___ | Amended | ___ | Repealed | ___ |
|-----|-----|---------|-----|----------|-----|

The number of sections adopted on the agency's own initiative:

| | | | | | |
|-----|-----|---------|-----|----------|-----|
| New | ___ | Amended | ___ | Repealed | ___ |
|-----|-----|---------|-----|----------|-----|

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

| | | | | | |
|-----|-----|---------|-----|----------|-----|
| New | ___ | Amended | ___ | Repealed | ___ |
|-----|-----|---------|-----|----------|-----|

The number of sections adopted using:

| | | | | | | |
|--------------------------------|-----|----------|---------|----------|----------|-----|
| Negotiated rule making: | New | ___ | Amended | ___ | Repealed | ___ |
| Pilot rule making: | New | ___ | Amended | ___ | Repealed | ___ |
| Other alternative rule making: | New | <u>1</u> | Amended | <u>3</u> | Repealed | ___ |

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| Date Adopted: 9/21/2022 |
| Name: Loreen McRea Keller |
| Title: Assoc. Dir. Policies & Special Projects |

Signature:

