



# PROPOSED RULE MAKING

**CR-102 (July 2022)**  
**(Implements RCW 34.05.320)**  
Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: October 19, 2023

TIME: 1:15 PM

WSR 23-22-016

Agency: Bellevue College

☒ Original Notice

☐ Supplemental Notice to WSR \_\_\_\_\_

☐ Continuance of WSR \_\_\_\_\_

☒ Preproposal Statement of Inquiry was filed as WSR 23-04-044 ; 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) WAC 132H-108 Policies and Procedures and Formal Hearing Rules for Contested Case Hearings

Amending: Title, 132H-108-420, 440, 450

## Hearing location(s):

Date:

Time:

Location: (be specific)

Comment:

December 5, 2023

9:00-  
10:00am

Online via Zoom  
<https://bellevuecollege.zoom.us/j/86393796324?pwd=Y3dqL0dhNnNXSWJVZHdIWm9CTzJ2dz09>

Meeting ID: 863 9379  
6324 Passcode: 853624

Date of intended adoption: January 18, 2024 (Note: This is **NOT** the effective date)

## Submit written comments to:

Name: Loreen Keller

Address: 3000 Landerholm Circle SE, A-201, Bellevue WA 98007

Email: loreen.keller@bellevuecollege.edu

Fax: Phone: 425-564-6155

Other:

By (date) 12/1/23

## Assistance for persons with disabilities:

Contact Disability Resource Center \_\_\_\_\_

Phone:

Fax:

TTY: 425-564-6189

Email:

Other:

By (date) \_\_\_\_\_

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Housekeeping edits and updates to application process for adjudicative hearings in line with current practices of the college.

Reasons supporting proposal: Housekeeping and process edits only

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

Statute being implemented: RCW 28B.50.140(13)

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: N/A

Type of proponent: ☐ Private ☐ Public ☒ Governmental

Name of proponent: (person or organization) Bellevue College

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Loreen Keller	3000 Landerholm Circle, A-201 Bellevue WA 98007	425-564-6155
Implementation:	Loreen Keller	3000 Landerholm Circle, A-201 Bellevue WA 98007	425-564-6155
Enforcement:	Loreen Keller	3000 Landerholm Circle, A-201 Bellevue WA 98007	425-564-6155

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: Bellevue College is not one of the enumerated agencies required to conduct cost benefit analyses under RCW 34.05.328(5)

Regulatory Fairness Act and Small Business Economic Impact Statement

Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

(1) Identification of exemptions:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). 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:

☒ [RCW 34.05.310](#) (4)(b)

(Internal government operations)

☐ [RCW 34.05.310](#) (4)(c)

(Incorporation by reference)

☐ [RCW 34.05.310](#) (4)(d)

(Correct or clarify language)

☐ [RCW 34.05.310](#) (4)(e)

(Dictated by statute)

☐ [RCW 34.05.310](#) (4)(f)

(Set or adjust fees)

☐ [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 19.85.025](#)(4) (does not affect small businesses).

☐ This rule proposal, or portions of the proposal, is exempt under RCW \_\_\_\_.

Explanation of how the above exemption(s) applies to the proposed rule:

**(2) Scope of exemptions:** *Check one.*

☒ The rule proposal is fully exempt (*skip section 3*). Exemptions identified above apply to all portions of the rule proposal.

☐ The rule proposal is partially exempt (*complete section 3*). The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):

☐ The rule proposal is not exempt (*complete section 3*). No exemptions were identified above.

**(3) Small business economic impact statement:** *Complete this section if any portion is not exempt.*

If any portion of 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 minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. \_\_\_\_\_

☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact 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:** 10/19/23

**Name:** Loreen McRea Keller

**Title:** Associate Director, Policies & Special Projects

**Signature:**

