PROPOSED RULE MAKING

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

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):

<table>
<thead>
<tr>
<th>Date:</th>
<th>Time:</th>
<th>Location: (be specific)</th>
<th>Comment:</th>
</tr>
</thead>
</table>
| December 5, 2023 | 9:00-10:00am | Online via Zoom  
https://bellevuecollege.zoom.us/j/86393796324?pwd=Y3dqL0dhNnNXSWJVZHDlWm9CTzJ2dz09  
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

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Office Location</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drafting: Loreen Keller</td>
<td>3000 Landerholm Circle, A-201 Bellevue WA 98007</td>
<td>425-564-6155</td>
</tr>
<tr>
<td>Implementation: Loreen Keller</td>
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<tr>
<td>Enforcement: Loreen Keller</td>
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</tr>
</tbody>
</table>

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: ☐ No:

☐ 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)  ☐ RCW 34.05.310 (4)(e)
  (Internal government operations)  (Dictated by statute)
☐ RCW 34.05.310 (4)(c)   ☐ RCW 34.05.310 (4)(f)
  (Incorporation by reference)  (Set or adjust fees)
☐ RCW 34.05.310 (4)(d)   ☐ RCW 34.05.310 (4)(g)
  (Correct or clarify language)  ((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

Signature: ________________________

Name: Loreen McRea Keller

Title: Associate Director, Policies & Special Projects