



# EXPEDITED RULE MAKING

## CR-105 (December 2017) (Implements RCW 34.05.353)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: June 03, 2022

TIME: 11:30 AM

WSR 22-13-022

**Agency:** Department of Children, Youth, and Families

**Title of rule and other identifying information:** (describe subject) Chapter 110-300D WAC Outdoor Preschool Pilot Project. WAC 110-300D-0001 Authority; 110-300D-0005 Findings and intent; 110-300D-0010 Definitions; 110-300D-0015 Pilot project licenses-Licensing rules; 110-300D-0020 Denial, modification, suspension, and revocation of a pilot project license-Right of review; and 110-300D-0025 Process of seeking review.

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The proposal repeals Chapter 110-300D WAC.

**Reasons supporting proposal:** Chapter 110-300D WAC implemented an outdoor preschool pilot project authorized by RCW 43.216.740 to commence August 31, 2017 and conclude June 30, 2021. The chapter is no longer necessary because the pilot has concluded, and the statute on which the chapter was based, RCW 43.216.740, expired August 1, 2021.

**Statutory authority for adoption:** RCW 43.216.740

**Statute being implemented:** RCW 43.216.740

**Is rule necessary because of a:**

- |                         |                              |  |
|-------------------------|------------------------------|--|
| Federal Law?            | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:

**Name of proponent:** (person or organization) Department of Children, Youth, and Families

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting:	Debbie Groff		(509) 380-4247
Implementation:	DCYF	statewide	
Enforcement:	DCYF	statewide	

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Expedited Adoption - Which of the following criteria was used by the agency to file this notice:**

- Relates only to internal governmental operations that are not subject to violation by a person;
- Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule;
- Corrects typographical errors, make address or name changes, or clarify language of a rule without changing its effect;
- Content is explicitly and specifically dictated by statute;
- Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule; or
- Is being amended after a review under RCW 34.05.328.

**Expedited Repeal - Which of the following criteria was used by the agency to file notice:**

- The statute on which the rule is based has been repealed and has not been replaced by another statute providing statutory authority for the rule;
- The statute on which the rule is based has been declared unconstitutional by a court with jurisdiction, there is a final judgment, and no statute has been enacted to replace the unconstitutional statute;
- The rule is no longer necessary because of changed circumstances; or
- Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

**Explanation of the reason the agency believes the expedited rule-making process is appropriate pursuant to RCW 34.05.353(4):** The rules no longer have a function since they administered an outdoor preschool pilot project that has ended.

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

Name: Rules Coordinator

Agency: Department of Children, Youth, and Families

Address:

Phone:

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Email: [dcyf.rulescoordinator@dcyf.wa.gov](mailto:dcyf.rulescoordinator@dcyf.wa.gov)

Other: <https://dcyf.wa.gov/practice/policy-laws-rules/rule-making/participate/online>

**AND RECEIVED BY** (date) August 23, 2022

**Date:** June 3, 3022

**Name:** Brenda Villarreal

**Title:** DCYF Rules Coordinator

**Signature:**



REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 110-300D-0001 Authority.
- WAC 110-300D-0005 Findings and intent.
- WAC 110-300D-0010 Definitions.
- WAC 110-300D-0015 Pilot project licenses—Licensing rules.
- WAC 110-300D-0020 Denial, modification, suspension, and revocation of a pilot project license—Right of review.
- WAC 110-300D-0025 Process of seeking review.