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HOUSE BILL 1143

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State of Washington

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By Representatives Wood, Jacobsen, Schmidt, May, Miller, Paris, Jones, Beck, Spanel, Fuhrman, Haugen, Heavey, Winsley, Forner, Mitchell, Betrozoff and Wynne.

Read first time January 21, 1991. Referred to Committee on Higher Education.

1 AN ACT Relating to higher education; and amending RCW 28B.50.140,  
2 28B.35.205, and 28B.40.206.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 28B.50.140 and 1990 c 135 s 1 are each amended to read  
5 as follows:

6 Each community college board of trustees:

7 (1) Shall operate all existing community colleges and vocational-  
8 technical institutes in its district;

9 (2) Shall create comprehensive programs of community college  
10 education and training and maintain an open-door policy in accordance  
11 with the provisions of RCW 28B.50.090(3);

12 (3) Shall employ for a period to be fixed by the board a college  
13 president for each community college, a director for each vocational-  
14 technical institute or school operated by a community college, a

1 district president, if deemed necessary by the board, in the event  
2 there is more than one college and/or separated institute or school  
3 located in the district, members of the faculty and such other  
4 administrative officers and other employees as may be necessary or  
5 appropriate and fix their salaries and duties. Salary increases shall  
6 not exceed the amount or percentage established in the state  
7 appropriations act by the legislature as allocated to the board of  
8 trustees by the state board for community college education;

9 (4) May establish, under the approval and direction of the college  
10 board, new facilities as community needs and interests demand.  
11 However, the authority of community college boards of trustees to  
12 purchase or lease major off-campus facilities shall be subject to the  
13 approval of the higher education coordinating board pursuant to RCW  
14 28B.80.340(5);

15 (5) May establish or lease, operate, equip and maintain  
16 dormitories, food service facilities, bookstores and other self-  
17 supporting facilities connected with the operation of the community  
18 college;

19 (6) May, with the approval of the college board, borrow money and  
20 issue and sell revenue bonds or other evidences of indebtedness for the  
21 construction, reconstruction, erection, equipping with permanent  
22 fixtures, demolition and major alteration of buildings or other capital  
23 assets, and the acquisition of sites, rights-of-way, easements,  
24 improvements or appurtenances, for dormitories, food service  
25 facilities, and other self-supporting facilities connected with the  
26 operation of the community college in accordance with the provisions of  
27 RCW 28B.10.300 through 28B.10.330 where applicable;

28 (7) May establish fees and charges for the facilities authorized  
29 hereunder, including reasonable rules and regulations for the  
30 government thereof, not inconsistent with the rules and regulations of

1 the college board; each board of trustees operating a community college  
2 may enter into agreements, subject to rules and regulations of the  
3 college board, with owners of facilities to be used for housing  
4 regarding the management, operation, and government of such facilities,  
5 and any board entering into such an agreement may:

6 (a) Make rules and regulations for the government, management and  
7 operation of such housing facilities deemed necessary or advisable; and

8 (b) Employ necessary employees to govern, manage and operate the  
9 same;

10 (8) May receive such gifts, grants, conveyances, devises and  
11 bequests of real or personal property from private sources, as may be  
12 made from time to time, in trust or otherwise, whenever the terms and  
13 conditions thereof will aid in carrying out the community college  
14 programs as specified by law and the regulations of the state college  
15 board; sell, lease or exchange, invest or expend the same or the  
16 proceeds, rents, profits and income thereof according to the terms and  
17 conditions thereof; and adopt regulations to govern the receipt and  
18 expenditure of the proceeds, rents, profits and income thereof;

19 (9) May establish and maintain night schools whenever in the  
20 discretion of the board of trustees it is deemed advisable, and  
21 authorize classrooms and other facilities to be used for summer or  
22 night schools, or for public meetings and for any other uses consistent  
23 with the use of such classrooms or facilities for community college  
24 purposes;

25 (10) May make rules and regulations for pedestrian and vehicular  
26 traffic on property owned, operated, or maintained by the community  
27 college district;

28 (11) Shall prescribe, with the assistance of the faculty, the  
29 course of study in the various departments of the community college or

1 colleges under its control, and publish such catalogues and bulletins  
2 as may become necessary;

3 (12) May grant to every student, upon graduation or completion of  
4 a course of study, a suitable diploma, nonbaccalaureate degree or  
5 certificate. The board, upon recommendation of the faculty, may also  
6 confer honorary associate of arts degrees upon persons other than  
7 graduates of the community college, in recognition of their learning or  
8 devotion to education, literature, art, or science. No degree may be  
9 conferred in consideration of the payment of money or the donation of  
10 any kind of property;

11 (13) Shall enforce the rules and regulations prescribed by the  
12 state board for community college education for the government of  
13 community colleges, students and teachers, and promulgate such rules  
14 and regulations and perform all other acts not inconsistent with law or  
15 rules and regulations of the state board for community college  
16 education as the board of trustees may in its discretion deem necessary  
17 or appropriate to the administration of community college districts:  
18 PROVIDED, That such rules and regulations shall include, but not be  
19 limited to, rules and regulations relating to housing, scholarships,  
20 conduct at the various community college facilities, and discipline:  
21 PROVIDED, FURTHER, That the board of trustees may suspend or expel from  
22 community colleges students who refuse to obey any of the duly  
23 promulgated rules and regulations;

24 (14) May, by written order filed in its office, delegate to the  
25 president or district president any of the powers and duties vested in  
26 or imposed upon it by this chapter. Such delegated powers and duties  
27 may be exercised in the name of the district board;

28 (15) May perform such other activities consistent with this chapter  
29 and not in conflict with the directives of the college board;

1           (16) Notwithstanding any other provision of law, may offer  
2 educational services on a contractual basis other than the tuition and  
3 fee basis set forth in chapter 28B.15 RCW for a special fee to private  
4 or governmental entities, consistent with rules and regulations adopted  
5 by the state board for community college education: PROVIDED, That the  
6 whole of such special fee shall go to the college district and be not  
7 less than the full instructional costs of such services including any  
8 salary increases authorized by the legislature for community college  
9 employees during the term of the agreement: PROVIDED FURTHER, That  
10 enrollments generated hereunder shall not be counted toward the  
11 official enrollment level of the college district for state funding  
12 purposes;

13           (17) Notwithstanding any other provision of law, may offer  
14 educational services on a contractual basis, charging tuition and fees  
15 as set forth in chapter 28B.15 RCW, counting such enrollments for state  
16 funding purposes, and may additionally charge a special supplemental  
17 fee when necessary to cover the full instructional costs of such  
18 services: PROVIDED, That such contracts shall be subject to review by  
19 the state board for community college education and to such rules as  
20 the state board may adopt for that purpose in order to assure that the  
21 sum of the supplemental fee and the normal state funding shall not  
22 exceed the projected total cost of offering the educational service:  
23 PROVIDED FURTHER, That enrollments generated by courses offered on the  
24 basis of contracts requiring payment of a share of the normal costs of  
25 the course will be discounted to the percentage provided by the  
26 college;

27           (18) Shall be authorized to pay dues to any association of trustees  
28 that may be formed by the various boards of trustees; such association  
29 may expend any or all of such funds to submit biennially, or more often  
30 if necessary, to the governor and to the legislature, the

1 recommendations of the association regarding changes which would affect  
2 the efficiency of such association;

3 (19) Subject to the approval of the higher education coordinating  
4 board pursuant to RCW 28B.80.340(4), may participate in higher  
5 education centers and consortia that involve any four-year public or  
6 independent college or university; and

7 (20) Shall perform any other duties and responsibilities imposed by  
8 law or rule and regulation of the state board.

9 **Sec. 2.** RCW 28B.35.205 and 1985 c 370 s 84 are each amended to  
10 read as follows:

11 In addition to all other powers and duties given to them by law,  
12 Central Washington University, Eastern Washington University, and  
13 Western Washington University are hereby authorized to grant any degree  
14 through the master's degree to any student who has completed a program  
15 of study and/or research in those areas which are determined by the  
16 faculty and board of trustees of the college to be appropriate for the  
17 granting of such degree: PROVIDED, That before any degree is  
18 authorized under this section it shall be subject to the review and  
19 approval of the higher education coordinating board.

20 The board of trustees, upon recommendation of the faculty, may also  
21 confer honorary bachelor's or master's degrees upon persons other than  
22 graduates of the institution, in recognition of their learning or  
23 devotion to education, literature, art, or science. No degree may be  
24 conferred in consideration of the payment of money or the donation of  
25 any kind of property.

26 **Sec. 3.** RCW 28B.40.206 and 1985 c 370 s 85 are each amended to  
27 read as follows:

1        In addition to all other powers and duties given to them by law,  
2 the board of trustees of The Evergreen State College is hereby  
3 authorized to grant any degree through the master's degree to any  
4 student who has completed a program of study and/or research in those  
5 areas which are determined by the faculty and board of trustees of the  
6 college to be appropriate for the granting of such degree: PROVIDED,  
7 That any degree authorized under this section shall be subject to the  
8 review and approval of the higher education coordinating board.

9        The board of trustees, upon recommendation of the faculty, may also  
10 confer honorary bachelor's or master's degrees upon persons other than  
11 graduates of the institution, in recognition of their learning or  
12 devotion to education, literature, art, or science. No degree may be  
13 conferred in consideration of the payment of money or the donation of  
14 any kind of property.