
SENATE BILL 5475

State of Washington 52nd Legislature 1991 Regular Session

By Senators Bauer, Saling, Rinehart, Bailey and Murray.

Read first time February 1, 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
15 district president, if deemed necessary by the board, in the event

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

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

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

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

27 (7) May establish fees and charges for the facilities authorized
28 hereunder, including reasonable rules and regulations for the
29 government thereof, not inconsistent with the rules and regulations of
30 the college board; each board of trustees operating a community college

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

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

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

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

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

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

27 (11) Shall prescribe, with the assistance of the faculty, the
28 course of study in the various departments of the community college or
29 colleges under its control, and publish such catalogues and bulletins
30 as may become necessary;

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

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

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

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

28 (16) Notwithstanding any other provision of law, may offer
29 educational services on a contractual basis other than the tuition and
30 fee basis set forth in chapter 28B.15 RCW for a special fee to private

1 or governmental entities, consistent with rules and regulations adopted
2 by the state board for community college education: PROVIDED, That the
3 whole of such special fee shall go to the college district and be not
4 less than the full instructional costs of such services including any
5 salary increases authorized by the legislature for community college
6 employees during the term of the agreement: PROVIDED FURTHER, That
7 enrollments generated hereunder shall not be counted toward the
8 official enrollment level of the college district for state funding
9 purposes;

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

24 (18) Shall be authorized to pay dues to any association of trustees
25 that may be formed by the various boards of trustees; such association
26 may expend any or all of such funds to submit biennially, or more often
27 if necessary, to the governor and to the legislature, the
28 recommendations of the association regarding changes which would affect
29 the efficiency of such association;

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

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

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

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

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

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

26 In addition to all other powers and duties given to them by law,
27 the board of trustees of The Evergreen State College is hereby
28 authorized to grant any degree through the master's degree to any

1 student who has completed a program of study and/or research in those
2 areas which are determined by the faculty and board of trustees of the
3 college to be appropriate for the granting of such degree: PROVIDED,
4 That any degree authorized under this section shall be subject to the
5 review and approval of the higher education coordinating board.

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