

1 **2SHB 2605** - H AMD 1022 LOST 02/14/94

2 By Representatives Mielke and Basich

3 On page 21, after line 30, insert the following new sections:

4 "NEW SECTION. **Sec. 19.** A new section is added to chapter  
5 28B.15 RCW to read as follows:

6 It is the intent of the legislature that recognized student  
7 organizations have access to higher education institutions'  
8 registration and student account systems for the purpose of  
9 collecting voluntary student fees. The legislature finds that  
10 recognized student organizations should have the opportunity to  
11 request use of registration or student account systems, by a vote  
12 of students in a general election, and that the institution should  
13 permit and facilitate such access upon a favorable vote of the  
14 students.

15 NEW SECTION. **Sec. 20.** A new section is added to chapter  
16 28B.15 RCW to read as follows:

17 Unless the context clearly requires otherwise, the definitions  
18 in this section apply throughout sections 19 through 21 of this  
19 act.

20 (1) "Criteria for recognition" may include the student  
21 organization's name, address, purpose, at least five officers and  
22 their addresses; proposed or actual means of financing; proposed  
23 annual level of voluntary check-off; and budget.

24 (2) "Positive check-off" means students that do want to  
25 participate exercise their option by a response in the registration  
26 or student account system.

27 (3) "Recognized student organization" means an organization of  
28 students registered with and recognized by the higher education  
29 institution as having provided and, if appropriate, updated on an  
30 annual basis, the criteria for recognition.

1 (4) "User fee" means an amount of money a higher education  
2 institution may charge a recognized student organization for the  
3 purpose of cost recovery of the expense of establishing and  
4 operating a positive check-off for fund-raising in the registration  
5 or student account system on behalf of that recognized student  
6 organization.

7 (5) "Voluntary student fee" means fees, including the costs of  
8 collecting such fees, other than tuition or service and activities  
9 fees, that students may voluntarily elect to pay through a positive  
10 check-off during the registration process or in the student account  
11 system at community colleges, The Evergreen State College, regional  
12 universities, and state universities.

13 NEW SECTION. **Sec. 21.** A new section is added to chapter  
14 28B.15 RCW to read as follows:

15 Recognized student organizations may solicit voluntary student  
16 fees through a positive check-off in registration or student  
17 account systems as a means of fund-raising. In order for a  
18 recognized student organization to have access to a higher  
19 education institution's registration and student account system for  
20 the purpose of collecting voluntary student fees, the recognized  
21 student organization shall request the use of a registration or  
22 student account system by a vote of the students. If such a  
23 request is sustained by a majority vote of students in a general  
24 election, then the institution shall permit and facilitate such  
25 access, subject to this section and section 20 of this act.

26 (1) Such recognized student organizations shall disclose their  
27 purpose, the intended use of funds raised, and the method of check-  
28 off during the application and qualification process for access to  
29 the registration or student account system of a higher education  
30 institution.

31 (2) Recognized student organizations must meet the following  
32 conditions before qualifying for and being provided access to the

1 registration or student account systems of a higher education  
2 institution:

3 (a) Register with and be recognized by the higher education  
4 institution, meeting the criteria set forth in section 20(1) of  
5 this act;

6 (b) Obtain the signatures of fifteen percent of currently  
7 registered full-time students on petitions supporting placing the  
8 proposal on a general election ballot;

9 (c) Obtain approval by a majority of the voters in a student  
10 body general election; and

11 (d) Complete the process no less than ninety days prior to the  
12 opening of the registration cycle to which the recognized student  
13 organization is requesting access.

14 (3) Upon successful completion of the process in subsection  
15 (2) of this section, the recognized student organization shall have  
16 access to the registration or student account system during each  
17 registration cycle for three years after the successful general  
18 election.

19 (4) Recognized student organizations may withdraw from access  
20 to a registration or student account system by so stating in  
21 writing to the higher education institution no less than ninety  
22 days prior to the opening of the next registration cycle.

23 (5) Higher education institutions may deny access to a  
24 recognized student organization if the recognized student  
25 organization fails to meet on an annual basis the criteria for  
26 recognition set forth in section 20(1) of this act.

27 (6) Higher education institutions shall calculate any user fee  
28 and notify the recognized student organization in advance of any  
29 registration cycle during which such a user fee will be imposed.  
30 No user fee shall exceed twenty percent of the yield of the check-  
31 off. The higher education institutions shall calculate the user  
32 fee, deduct it from the yield accrued during the registration  
33 cycle, and provide the net proceeds to the recognized student

1 organization no later than the last day of the term or semester for  
2 which the funds are collected.

3 (7) At the end of a three-year cycle, a recognized student  
4 organization desiring continued access to the registration or  
5 student account system shall:

6 (a) Continue to meet the criteria for recognition set forth in  
7 section 20(1) of this act;

8 (b) Obtain the signatures of ten percent of currently  
9 registered full-time students on petitions supporting placing the  
10 proposed continuation of access on a general election ballot;

11 (c) Obtain approval by a majority of voters in a student body  
12 general election; and

13 (d) Complete the process no less than ninety days prior to the  
14 opening of the registration cycle to which the recognized student  
15 organization desires continued access.

16 (8) Student organizations currently having access to  
17 registration or student account systems through positive or  
18 negative check-offs or through a mandatory refundable voluntary fee  
19 shall retain such access for five years after the effective date of  
20 this act or until expiration of a contract valid on the effective  
21 date of this act, without needing to comply with the conditions set  
22 forth in subsection (2) (b) through (d) of this section."

Renumber the remaining sections consecutively and correct any  
internal references accordingly.