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5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature finds that there is
8 increasing need for postsecondary educational opportunities for
9 citizens of the state of Washington. The legislature also finds that
10 in the past twelve years postsecondary educational opportunities have
11 been severely restricted by state budget policy. The proportion of the
12 state budget dedicated to postsecondary educational programs has
13 continued to decrease and, subsequently, the opportunity for this
14 state's citizens to participate in such programs has also declined. At
15 the same time, major technological, economic, and demographic changes
16 have exacerbated the need for improved training and education to
17 maintain a high-quality, competitive work force, and a well-educated
18 populace to meet the challenges of the twenty-first century. The
19 legislature finds that this state has not fulfilled its responsibility
20 to provide sufficient opportunity, commensurate with the dramatic
21 growth in this state's population, for its citizens to engage in the
22 postsecondary educational programs that are necessary for their
23 personal and professional improvement and this state's economic
24 vitality.

25 Therefore, the legislature declares that the policy of the state of
26 Washington shall be to improve the access to, and quality of, this
27 state's postsecondary educational system. The budgetary policy of the
28 state of Washington shall be to provide a level of protection and
29 commitment to the state's postsecondary educational system commensurate
30 with the responsibility of this state to the educational and
31 professional improvement of its citizens and work force.

32 NEW SECTION. **Sec. 2.** It is the policy of the state of Washington
33 that funding for the state institutions of higher education, provided
34 in the governor's budget request, shall ensure adequate resources to
35 maintain a state-funded full-time equivalent participation rate at a

1 minimum of the participation rate funded in the last fiscal year of the
2 previous biennium beginning with the 1993 fiscal year. The
3 participation rate shall be based on the state's estimated population
4 ages seventeen and above by appropriate age groups.

5 The governor's budget request shall include a funding level per
6 full-time equivalent enrollment established for this minimum number of
7 full-time equivalent students that shall, each biennium, be equal to
8 the rate assumed in the omnibus appropriations act for the last fiscal
9 year of the previous biennium plus an inflation factor for, at a
10 minimum, the instructional program, primary support program, and
11 library program that is equivalent to the inflation factor used to
12 calculate basic education in the common school system budget request
13 submitted by the governor.

14 NEW SECTION. **Sec. 3.** In addition to the minimum participation
15 rate contained in section 2 of this act, it is the policy of the state
16 of Washington that the governor's budget request provide for an
17 enrollment increase to achieve the goal of reaching the ninetieth
18 percentile in national participation rates system-wide, excepting work
19 force training, by the year 2010. This shall be accomplished by
20 increasing enrollments, in addition to any increases required by
21 section 2 of this act, in regular increments each biennium in order to
22 remain on target to achieve this goal by the end of the 2009-11
23 biennium.

24 NEW SECTION. **Sec. 4.** The participation rate used to calculate
25 enrollment levels pursuant to sections 2 and 3 of this act shall be
26 based on fall enrollment reported in the higher education enrollment
27 report as maintained by the office of financial management, fall
28 enrollment as reported in the management information system of the
29 state board for community and technical colleges, and the corresponding
30 fall population forecast by the office of financial management. Formal
31 estimates of the state participation rates and enrollment levels
32 necessary to fulfill the requirements of sections 2 and 3 of this act
33 shall be determined by the office of financial management as part of
34 its responsibility to develop and maintain student enrollment forecasts
35 for colleges and universities under RCW 43.62.050. Formal estimates of
36 the state participation rates and enrollment levels required by this
37 section shall be based on procedures and standards established by a

1 technical work group consisting of staff from the higher education
2 coordinating board, the state board for community and technical
3 colleges, the fiscal and higher education committees of the house of
4 representatives and the senate, and the office of financial management.
5 Formal estimates of the state participation rates and enrollment levels
6 required by this section shall be submitted to the fiscal committees of
7 the house of representatives and senate on or before the fifteenth day
8 of November of each even-numbered year. The higher education
9 coordinating board shall periodically review the enrollment goals set
10 forth in sections 2 and 3 of this act and submit recommendations
11 concerning modification of these goals to the governor and to the
12 higher education committees of the house of representatives and the
13 senate.

14 NEW SECTION. **Sec. 5.** It is the policy of the state of Washington
15 that financial need not be a barrier to participation in the state
16 higher education system. Funding for student financial aid in each
17 governor's budget request shall, at a minimum, be equal to the amount
18 provided in the previous biennium adjusted for increases in the state-
19 funded full-time equivalent enrollment level pursuant to sections 2 and
20 3 of this act and increases in the cost of attendance as calculated by
21 the higher education coordinating board. The higher education
22 coordinating board shall provide these calculations to the office of
23 financial management and the legislature by April 1st of each even-
24 numbered year.

25 **Sec. 6.** RCW 28B.15.515 and 1991 c 353 s 1 are each amended to read
26 as follows:

27 (1) The boards of trustees of the community college districts may
28 operate summer schools on either a self-supporting or a state-funded
29 basis.

30 If summer school is operated on a self-supporting basis, the fees
31 charged shall be retained by the colleges, and shall be sufficient to
32 cover the direct costs, which are instructional salaries and related
33 benefits, supplies, publications, and records.

34 Community colleges that have self-supporting summer schools shall
35 continue to receive general fund state support for vocational programs
36 that require that students enroll in a four quarter sequence of courses
37 that includes summer quarter due to clinical or laboratory requirements

1 and for ungraded courses limited to adult basic education, vocational
2 apprenticeship, aging and retirement, small business management,
3 industrial first aid, and parent education.

4 (2)((+a)) The board of trustees of a community college district
5 may permit the district's state-funded, full-time equivalent enrollment
6 level, as provided in the operating budget appropriations act, to vary
7 ((by plus or minus two percent each fiscal year unless otherwise
8 authorized in the operating budget appropriations act)). If the
9 variance is above the state-funded level, the district may charge those
10 students above the state-funded level a fee equivalent to the amount of
11 tuition and fees that are charged students enrolled in state-funded
12 courses. These fees shall be retained by the colleges.

13 ((b) Any community college that in 1990-91 has an enrollment above
14 the state-funded level but below the authorized variance may increase
15 its excess enrollments to within the variance.

16 (c) Community colleges that currently have excess enrollments more
17 than the authorized variance, by means of enrollments that would have
18 otherwise been eligible for state funding, shall reduce those excess
19 enrollments to within the authorized variance by September 1, 1995, in
20 at least equal annual reductions, commencing with the 1991-92 fiscal
21 year.

22 (d) Except as permitted by (c) of this subsection, should the
23 number of student-supported, full-time equivalent enrollments in any
24 fiscal year fall outside the authorized variance, the college shall
25 return by September 1st to the state general fund, an amount equal to
26 the college's full average state appropriations per full-time
27 equivalent student for such student-funded full-time equivalent outside
28 the variance, unless otherwise provided in the operating budget
29 appropriations act.)

30 (3) The state board for community and technical colleges
31 ((education)) shall ensure compliance with this section.

32 NEW SECTION. **Sec. 7.** To address the increasing need for
33 postsecondary educational opportunities for citizens of Washington
34 state, institutions of higher education may cosponsor educational
35 programs with a nonprofit organization, as defined by the internal
36 revenue code Sec. 501(c)(3).

1 **Sec. 8.** RCW 82.04.170 and 1992 c 206 s 1 are each amended to read
2 as follows:

3 "Tuition fee" includes library, laboratory, health service and
4 other special fees, and amounts charged for room and board by an
5 educational institution when the property or service for which such
6 charges are made is furnished exclusively to the students or faculty of
7 such institution. "Educational institution," as used in this section,
8 means only those institutions created or generally accredited as such
9 by the state and includes educational programs that such educational
10 institution cosponsors with a nonprofit organization, as defined by the
11 internal revenue code Sec. 501(c)(3), if such educational institution
12 grants college credit for some or any coursework successfully completed
13 through the educational program, or defined as a degree granting
14 institution under RCW 28B.85.010(3) and accredited by an accrediting
15 association recognized by the United States secretary of education, and
16 offering to students an educational program of a general academic
17 nature or those institutions which are not operated for profit and
18 which are privately endowed under a deed of trust to offer instruction
19 in trade, industry, and agriculture, but not including specialty
20 schools, business colleges, other trade schools, or similar
21 institutions.

22 NEW SECTION. **Sec. 9.** Sections 2 through 5 and 7 of this act are
23 each added to chapter 28B.10 RCW.

24 NEW SECTION. **Sec. 10.** This act is necessary for the immediate
25 preservation of the public peace, health, or safety, or support of the
26 state government and its existing public institutions, and shall take
27 effect July 1, 1993."

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