
SENATE BILL 5002

State of Washington

55th Legislature

1998 Regular Session

By Senators Wood, Bauer, B. Sheldon, Winsley, Kohl, McAuliffe and Rasmussen

Read first time 01/13/97. Referred to Committee on Higher Education.

1 AN ACT Relating to the governance of the K-20 educational
2 telecommunications network; amending RCW 28D.02.010; adding new
3 sections to chapter 28D.02 RCW; adding new sections to chapter 43.131
4 RCW; creating a new section; providing an effective date; providing an
5 expiration date; and declaring an emergency.

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

7 **Sec. 1.** RCW 28D.02.010 and 1996 c 137 s 2 are each amended to read
8 as follows:

9 (1) The K-20 telecommunications oversight and policy committee is
10 established to: Adopt policy goals and objectives for a K-20
11 telecommunications system, adopt a network design and implementation
12 plan, and authorize release of funds for network purposes.

13 (2) The duties of the committee shall include, but need not be
14 limited to:

15 (a) The adoption of system goals and objectives and timelines for
16 submission of the proposed plans under RCW 28D.02.030 through
17 28D.02.050 and 28D.02.070 by June 1, 1996;

1 (b) The authorization of the construction and acquisition of a
2 network backbone upon its approval of phase one of a technical plan for
3 the network as specified in RCW 28D.02.070(1);

4 (c) The preparation and subsequent updates of a network design and
5 implementation plan that includes locations to be served by the
6 network, service delivery specifications, a network governance
7 structure, other appropriate components, and a phased technical plan in
8 accordance with RCW 28D.02.070(2). The plan shall be adopted after
9 considering the recommendations of the information services board, the
10 higher education coordinating board, and the superintendent of public
11 instruction;

12 (d) The preparation of an implementation plan that prioritizes
13 access to the network backbone and other telecommunication components;
14 and

15 (e) The authorization of the release of funds for expenditures to
16 construct the network and distance education components.

17 (3) By April 15, 1996, the department of information services shall
18 convene the committee. The committee shall include the following
19 voting members or their designees: The governor; one member from each
20 caucus of the senate, appointed by the president of the senate; one
21 member from each caucus of the house of representatives, appointed by
22 the speaker of the house of representatives; the superintendent of
23 public instruction; the chair of the higher education coordinating
24 board; and the chair of the information services board. On a nonvoting
25 basis, the committee shall include the following members or their
26 designees: One community college or technical college president,
27 appointed by the state board for community and technical colleges; one
28 president of a public baccalaureate institution, appointed by the
29 council of presidents; the state librarian; one educational service
30 district superintendent, one school district superintendent, and one
31 representative of an approved private school, each appointed by the
32 superintendent of public instruction; one representative of independent
33 nonprofit baccalaureate institutions, appointed by the Washington
34 friends of higher education; and one representative of the computer or
35 telecommunications industry, appointed by the information services
36 board. The voting members must reach a consensus in approving the
37 network design and implementation plan. The department shall provide
38 staff support to the committee.

39 (4) This section expires June 30, 1998.

1 NEW SECTION. **Sec. 2.** (1) Governance of the K-20 educational
2 telecommunications network is the responsibility of the higher
3 education coordinating board, the superintendent of public instruction,
4 and the information services board pursuant to the authorities granted
5 to them under Titles 28B and 28A RCW, and chapter 43.105 RCW,
6 respectively. The entities shall implement one or more joint operating
7 agreements as set forth in RCW 39.34.080 to delineate their mutual
8 responsibilities; however, the information services board shall not
9 evaluate the merits of school curriculum, higher education course
10 offerings, or other education or training programs proposed for
11 transmission over the network. In the event that the entities cannot
12 reach agreement on matters of interagency concern, they shall avail
13 themselves of the processes set forth in RCW 43.17.320, 43.17.330, and
14 43.17.340. The higher education coordinating board is encouraged to
15 consult with the state board for community and technical colleges on
16 matters concerning the K-20 network.

17 (2) The higher education coordinating board and the superintendent
18 of public instruction shall prepare and submit to the governor and the
19 legislature coordinated budget recommendations regarding the K-20
20 network. In preparing these recommendations, the board and the
21 superintendent of public instruction shall review, as necessary,
22 information provided in the individual budget requests of the
23 participating institutions over which they have oversight authority.

24 (3) In developing governance policies, the board and superintendent
25 of public instruction should ensure that academic policy drives the
26 technical development of the network.

27 (4) As used in this section, "governance" means responsibility for
28 network programming, site selection, coordinated budget
29 recommendations, and technology oversight.

30 NEW SECTION. **Sec. 3.** (1) The cross-sector network advisory
31 committee is created to advise the higher education coordinating board,
32 the superintendent of public instruction, and the information services
33 board on K-20 educational telecommunications network technical and
34 policy planning matters that require cross-sector coordination. Such
35 matters shall include cross-sector network planning, including
36 identification and resolution of cross-institution and cross-sector
37 technical problems; cost issues; network growth; network usage,
38 including policies on scheduling, identification, and resolution of

1 scheduling conflicts, and conflict resolution; network technical
2 quality; advocacy and information; coordination of assessment and
3 accountability information among network participants; and technical
4 network management.

5 (2) The cross-sector network advisory committee shall be comprised
6 of a policy subcommittee and a technical subcommittee as follows:

7 (a) The policy subcommittee shall be comprised of two provosts of
8 public baccalaureate institutions appointed by the higher education
9 coordinating board; two members appointed by the state board for
10 community and technical colleges; four representatives of K-12
11 education appointed by the superintendent of public instruction; the
12 Washington state librarian or the librarian's designee; two
13 representatives of independent higher education institutions appointed
14 by the governor; and four public members, one of whom shall be
15 appointed by each legislative caucus. The public members shall be
16 citizens with an interest in K-20 education and technology, and shall
17 not be legislators. All members serve at the pleasure of the
18 appointing authorities;

19 (b) The technical subcommittee shall be comprised of equal numbers
20 of postsecondary and K-12 representatives and four public members with
21 technical expertise, appointed by the chair of the information services
22 board; and one or more representatives of the department of information
23 services, appointed by the director of the department of information
24 services. At least one member of the technical subcommittee shall be
25 a representative of the independent institutions of higher education.
26 Members serve at the pleasure of the appointing authority. The
27 specific duties of the technical subcommittee shall be determined by
28 the information services board in coordination with the higher
29 education coordinating board and the superintendent of public
30 instruction.

31 (3) The cross-sector network advisory committee shall be convened
32 and coordinated jointly by the higher education coordinating board and
33 the superintendent of public instruction.

34 (4) Recommendations and requests from either subcommittee shall be
35 distributed to the committee as a whole before submission to the higher
36 education coordinating board, the office of the superintendent of
37 public instruction, or the information services board.

1 NEW SECTION. **Sec. 4.** Staff and office support for the cross-
2 sector network advisory committee shall be provided through the higher
3 education coordinating board.

4 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.131 RCW
5 to read as follows:

6 The cross-sector network advisory committee and its powers and
7 duties shall be terminated June 30, 2001, as provided in section 6 of
8 this act.

9 NEW SECTION. **Sec. 6.** A new section is added to chapter 43.131 RCW
10 to read as follows:

11 The following acts or part of acts, as now existing or hereafter
12 amended, are each repealed, effective June 30, 2002:

13 (1) RCW 28D.02.--- and 1997 c -- s 2 (section 2 of this act); and

14 (2) RCW 28D.02.--- and 1997 c -- s 3 (section 3 of this act).

15 NEW SECTION. **Sec. 7.** Sections 2 through 4 of this act are each
16 added to chapter 28D.02 RCW.

17 NEW SECTION. **Sec. 8.** Sections 2 and 3 of this act are necessary
18 for the immediate preservation of the public peace, health, or safety,
19 or support of the state government and its existing public
20 institutions, and take effect July 1, 1998.

21 NEW SECTION. **Sec. 9.** If specific funding for the purposes of
22 section 4 of this act, referencing section 4 of this act by bill or
23 chapter and section number, is not provided by June 30, 1997, in the
24 omnibus appropriations act, section 4 of this act is null and void.

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