

ESHB 2076 - S COMM AMD 316
By Senator Carlson

ADOPTED 04/15/2003

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The legislature finds that:

4 (a) At the time the higher education coordinating board was created
5 in 1985, the legislature wanted a board with a comprehensive mission
6 that included planning, budget and program review authority, and
7 program administration;

8 (b) Since its creation, the board has achieved numerous
9 accomplishments, including proposals leading to creation of the branch
10 campus system, and has made access and affordability of higher
11 education a consistent priority;

12 (c) However, higher education in Washington state is currently at
13 a crossroads. Demographic, economic, and technological changes present
14 new and daunting challenges for the state and its institutions of
15 higher education. As the state looks forward to the future, the
16 legislature, the governor, and institutions need a common strategic
17 vision to guide planning and decision making.

18 (2) Therefore, it is the legislature's intent to reaffirm and
19 strengthen the strategic planning role of the higher education
20 coordinating board. It is also the legislature's intent to examine
21 options for reassigning or altering other roles and responsibilities to
22 enable the board to place priority and focus on planning and
23 coordination.

24 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.80 RCW
25 to read as follows:

26 (1) The board shall develop a statewide strategic master plan for
27 higher education that proposes a vision and identifies goals and
28 priorities for the system of higher education in Washington state. The

1 board shall also specify strategies for maintaining and expanding
2 access, affordability, quality, efficiency, and accountability among
3 the various institutions of higher education.

4 (2) In developing the statewide strategic master plan for higher
5 education, the board shall collaborate with the four-year institutions
6 of higher education including the council of presidents, the community
7 and technical college system, and, when appropriate, the work force
8 training and education coordinating board, the superintendent of public
9 instruction, and the independent higher education institutions. The
10 board shall also seek input from students, faculty organizations,
11 community and business leaders in the state, members of the
12 legislature, and the governor.

13 (3) As a foundation for the statewide strategic master plan for
14 higher education, the board shall develop and establish role and
15 mission statements for each of the four-year institutions of higher
16 education and the community and technical college system. The board
17 shall determine whether certain major lines of study or types of
18 degrees, including applied degrees or research-oriented degrees, shall
19 be assigned uniquely to some institutions or institutional sectors in
20 order to create centers of excellence that focus resources and
21 expertise.

22 (4) In assessing needs of the state's higher education system, the
23 board may consider and analyze the following information:

24 (a) Demographic, social, economic, and technological trends and
25 their impact on service delivery;

26 (b) The changing ethnic composition of the population and the
27 special needs arising from those trends;

28 (c) Business and industrial needs for a skilled work force;

29 (d) College attendance, retention, transfer, and dropout rates;

30 (e) Needs and demands for basic and continuing education and
31 opportunities for lifelong learning by individuals of all age groups;
32 and

33 (f) Needs and demands for access to higher education by placebound
34 students and individuals in heavily populated areas underserved by
35 public institutions.

36 (5) The statewide strategic master plan for higher education shall
37 include, but not be limited to, the following:

1 (a) Recommendations based on enrollment forecasts and analysis of
2 data about demand for higher education, and policies and actions to
3 meet those needs;

4 (b) State or regional priorities for new or expanded degree
5 programs or off-campus programs, including what models of service
6 delivery may be most cost-effective;

7 (c) Recommended policies or actions to improve the efficiency of
8 student transfer and graduation or completion;

9 (d) State or regional priorities for addressing needs in high-
10 demand fields where enrollment access is limited and employers are
11 experiencing difficulty finding enough qualified graduates to fill job
12 openings;

13 (e) Recommended tuition and fees policies and levels; and

14 (f) Priorities and recommendations on financial aid.

15 (6) The board shall present the vision, goals, priorities, and
16 strategies in the statewide strategic master plan for higher education
17 in a way that provides guidance for institutions, the governor, and the
18 legislature to make further decisions regarding institution-level
19 plans, policies, legislation, and operating and capital funding for
20 higher education. In the statewide strategic master plan for higher
21 education, the board shall recommend specific actions to be taken and
22 identify measurable performance indicators and benchmarks for gauging
23 progress toward achieving the goals and priorities.

24 (7) Every four years by December 15th, beginning December 15, 2003,
25 the board shall submit an interim statewide strategic master plan for
26 higher education to the governor and the legislature. The interim plan
27 shall reflect the expectations and policy directions of the legislative
28 higher education and fiscal committees, and shall provide a timely and
29 relevant framework for the development of future budgets and policy
30 proposals. The legislature shall, by concurrent resolution, approve or
31 recommend changes to the interim plan, following public hearings. The
32 board shall submit the final plan, incorporating legislative changes,
33 to the governor and the legislature by June of the year in which the
34 legislature approves the concurrent resolution. The plan shall then
35 become state higher education policy unless legislation is enacted to
36 alter the policies set forth in the plan.

1 **Sec. 3.** RCW 28B.80.330 and 1997 c 369 s 10 are each amended to
2 read as follows:

3 The board shall perform the following planning duties in
4 consultation with the four-year institutions including the council of
5 presidents, the community and technical college system, and when
6 appropriate the work force training and education coordinating board,
7 the superintendent of public instruction, and the independent higher
8 educational institutions:

9 ~~(1) ((Develop and establish role and mission statements for each of~~
10 ~~the four-year institutions and for the community and technical college~~
11 ~~system;~~

12 ~~(2) Identify the state's higher education goals, objectives, and~~
13 ~~priorities;~~

14 ~~(3) Prepare a comprehensive master plan which includes but is not~~
15 ~~limited to:~~

16 ~~(a) Assessments of the state's higher education needs. These~~
17 ~~assessments may include, but are not limited to: The basic and~~
18 ~~continuing needs of various age groups; business and industrial needs~~
19 ~~for a skilled work force; analyses of demographic, social, and economic~~
20 ~~trends; consideration of the changing ethnic composition of the~~
21 ~~population and the special needs arising from such trends; college~~
22 ~~attendance, retention, and dropout rates, and the needs of recent high~~
23 ~~school graduates and placebound adults. The board should consider the~~
24 ~~needs of residents of all geographic regions, but its initial~~
25 ~~priorities should be applied to heavily populated areas underserved by~~
26 ~~public institutions;~~

27 ~~(b) Recommendations on enrollment and other policies and actions to~~
28 ~~meet those needs;~~

29 ~~(c) Guidelines for continuing education, adult education, public~~
30 ~~service, and other higher education programs;~~

31 ~~(d) Mechanisms through which the state's higher education system~~
32 ~~can meet the needs of employers hiring for industrial projects of~~
33 ~~statewide significance.~~

34 ~~The initial plan shall be submitted to the governor and the~~
35 ~~legislature by December 1, 1987. Comments on the plan from the board's~~
36 ~~advisory committees and the institutions shall be submitted with the~~
37 ~~plan.~~

1 ~~The plan shall be updated every four years, and presented to the~~
2 ~~governor and the appropriate legislative policy committees. Following~~
3 ~~public hearings, the legislature shall, by concurrent resolution,~~
4 ~~approve or recommend changes to the initial plan, and the updates. The~~
5 ~~plan shall then become state higher education policy unless legislation~~
6 ~~is enacted to alter the policies set forth in the plan;~~

7 (4)) Review, evaluate, and make recommendations on operating and
8 capital budget requests from four-year institutions and the community
9 and technical college system, based on ~~((the elements outlined in~~
10 ~~subsections (1), (2), and (3) of this section, and on))~~ how the budget
11 requests align with and implement the statewide strategic master plan
12 for higher education under section 2 of this act.

13 (a) By December of each odd-numbered year, the board shall
14 distribute guidelines which outline the board's fiscal priorities(~~(-~~
15 ~~These guidelines shall be distributed))~~ to the institutions and the
16 state board for community and technical colleges (~~(board by December of~~
17 ~~each odd-numbered year))~~). The institutions and the state board for
18 community and technical colleges (~~(board)~~) shall submit an outline of
19 their proposed budgets, identifying major components, to the board no
20 later than August 1st of each even-numbered year. The board shall
21 submit recommendations on the proposed budgets and on the board's
22 budget priorities to the office of financial management before November
23 1st of each even-numbered year, and to the legislature by January 1st
24 of each odd-numbered year;

25 ~~((+5))~~ (b) Institutions and the state board for community and
26 technical colleges shall submit any supplemental budget requests and
27 revisions to the board at the same time they are submitted to the
28 office of financial management. The board shall submit recommendations
29 on the proposed supplemental budget requests to the office of financial
30 management by November 1st and to the legislature by January 1st;

31 ~~((+6))~~ (2) Recommend legislation affecting higher education;

32 ~~((+7) Recommend tuition and fees policies and levels based on~~
33 ~~comparisons with peer institutions;~~

34 ~~(8) Establish priorities and develop recommendations on financial~~
35 ~~aid based on comparisons with peer institutions;~~

36 (9)) (3) Prepare recommendations on merging or closing
37 institutions; and

1 ~~((10))~~ (4) Develop criteria for identifying the need for new
2 baccalaureate institutions.

3 **Sec. 4.** RCW 28B.80.340 and 1985 c 370 s 5 are each amended to read
4 as follows:

5 (1) The board shall perform the following program responsibilities,
6 in consultation with the institutions and with other interested
7 agencies and individuals:

8 ~~((1))~~ (a) Approve the creation of any new degree programs at the
9 four-year institutions and prepare fiscal notes on any such programs;

10 ~~((2))~~ (b) Review, evaluate, and make recommendations for the
11 modification, consolidation, initiation, or elimination of on-campus
12 programs, at the four-year institutions;

13 ~~((3))~~ (c) Review and evaluate and approve, modify, consolidate,
14 initiate, or eliminate off-campus programs at the four-year
15 institutions;

16 ~~((4))~~ (d) Approve, and adopt guidelines for, higher education
17 centers and consortia;

18 ~~((5))~~ (e) Approve purchase or lease of major off-campus
19 facilities for the four-year institutions and the community colleges;

20 ~~((6))~~ (f) Establish campus service areas and define on-campus and
21 off-campus activities and major facilities; and

22 ~~((7))~~ (g) Approve contracts for off-campus educational programs
23 initiated by the state's four-year institutions individually, in
24 concert with other public institutions, or with independent
25 institutions.

26 (2) In performing its responsibilities under this section, the
27 board shall consider, and require institutions to demonstrate, how the
28 proposals align with or implement the statewide strategic master plan
29 for higher education under section 2 of this act. The board shall also
30 develop clear guidelines and objective decision-making criteria
31 regarding approval of proposals under this section.

32 **Sec. 5.** RCW 28B.80.610 and 1993 c 363 s 2 are each amended to read
33 as follows:

34 (1) At the local level, the higher education institutional
35 responsibilities include but are not limited to:

1 (a) Development and provision of strategic plans (~~under the~~
2 ~~guidelines established by the higher education coordinating board~~)
3 that implement the vision, goals, priorities, and strategies within the
4 statewide strategic master plan for higher education under section 2 of
5 this act based on the institution's role and mission. Institutional
6 strategic plans shall also contain measurable performance indicators
7 and benchmarks for gauging progress toward achieving the goals and
8 priorities. In developing their strategic plans, the research
9 universities shall consider the feasibility of significantly increasing
10 the number of evening graduate classes;

11 (b) For the four-year institutions of higher education, timely
12 provision of information required by the higher education coordinating
13 board to report to the governor, the legislature, and the citizens;

14 (c) Provision of local student financial aid delivery systems to
15 achieve both statewide goals and institutional objectives in concert
16 with statewide policy; and

17 (d) Operating as efficiently as feasible within institutional
18 missions and goals.

19 (2) At the state level, the higher education coordinating board
20 shall be responsible for:

21 (a) (~~Delineation and coordination of~~) Ensuring that strategic
22 plans to be prepared by the institutions are aligned with and implement
23 the statewide strategic master plan for higher education under section
24 2 of this act and periodically monitoring institutions' progress toward
25 achieving the goals and priorities within their plans;

26 (b) Preparation of reports to the governor, the legislature, and
27 the citizens on program accomplishments and use of resources by the
28 institutions;

29 (c) Administration and policy implementation for statewide student
30 financial aid programs; and

31 (d) Assistance to institutions in improving operational efficiency
32 through measures that include periodic review of program efficiencies.

33 (3) At the state level, on behalf of community colleges and
34 technical colleges, the state board for community and technical
35 colleges shall coordinate and report on the system's strategic plans,
36 including reporting on the system's progress toward achieving the

1 statewide goals and priorities within its plan, and shall provide any
2 information required of its colleges by the higher education
3 coordinating board.

4 **Sec. 6.** RCW 28B.50.090 and 1991 c 238 s 33 are each amended to
5 read as follows:

6 The college board shall have general supervision and control over
7 the state system of community and technical colleges. In addition to
8 the other powers and duties imposed upon the college board by this
9 chapter, the college board shall be charged with the following powers,
10 duties and responsibilities:

11 (1) Review the budgets prepared by the boards of trustees, prepare
12 a single budget for the support of the state system of community and
13 technical colleges and adult education, and submit this budget to the
14 governor as provided in RCW 43.88.090;

15 (2) Establish guidelines for the disbursement of funds; and receive
16 and disburse such funds for adult education and maintenance and
17 operation and capital support of the college districts in conformance
18 with the state and district budgets, and in conformance with chapter
19 43.88 RCW;

20 (3) Ensure, through the full use of its authority:

21 (a) That each college district shall offer thoroughly comprehensive
22 educational, training and service programs to meet the needs of both
23 the communities and students served by combining high standards of
24 excellence in academic transfer courses; realistic and practical
25 courses in occupational education, both graded and ungraded; and
26 community services of an educational, cultural, and recreational
27 nature; and adult education, including basic skills and general,
28 family, and work force literacy programs and services. However,
29 technical colleges, and college districts containing only technical
30 colleges, shall maintain programs solely for occupational education,
31 basic skills, and literacy purposes. For as long as a need exists,
32 technical colleges may continue those programs, activities, and
33 services they offered during the twelve-month period preceding May 17,
34 1991;

35 (b) That each college district shall maintain an open-door policy,
36 to the end that no student will be denied admission because of the

1 location of the student's residence or because of the student's
2 educational background or ability; that, insofar as is practical in the
3 judgment of the college board, curriculum offerings will be provided to
4 meet the educational and training needs of the community generally and
5 the students thereof; and that all students, regardless of their
6 differing courses of study, will be considered, known and recognized
7 equally as members of the student body: PROVIDED, That the
8 administrative officers of a community or technical college may deny
9 admission to a prospective student or attendance to an enrolled student
10 if, in their judgment, the student would not be competent to profit
11 from the curriculum offerings of the college, or would, by his or her
12 presence or conduct, create a disruptive atmosphere within the college
13 not consistent with the purposes of the institution. This subsection
14 (3)(b) shall not apply to competency, conduct, or presence associated
15 with a disability in a person twenty-one years of age or younger
16 attending a technical college;

17 (4) Prepare a comprehensive master plan for the development of
18 community and technical college education and training in the state;
19 and assist the office of financial management in the preparation of
20 enrollment projections to support plans for providing adequate college
21 facilities in all areas of the state. The master plan shall include
22 implementation of the vision, goals, priorities, and strategies in the
23 statewide strategic master plan for higher education under section 2 of
24 this act based on the community and technical college system's role and
25 mission. The master plan shall also contain measurable performance
26 indicators and benchmarks for gauging progress toward achieving the
27 goals and priorities;

28 (5) Define and administer criteria and guidelines for the
29 establishment of new community and technical colleges or campuses
30 within the existing districts;

31 (6) Establish criteria and procedures for modifying district
32 boundary lines consistent with the purposes set forth in RCW 28B.50.020
33 as now or hereafter amended and in accordance therewith make such
34 changes as it deems advisable;

35 (7) Establish minimum standards to govern the operation of the
36 community and technical colleges with respect to:

- 1 (a) Qualifications and credentials of instructional and key
2 administrative personnel, except as otherwise provided in the state
3 plan for vocational education,
- 4 (b) Internal budgeting, accounting, auditing, and financial
5 procedures as necessary to supplement the general requirements
6 prescribed pursuant to chapter 43.88 RCW,
- 7 (c) The content of the curriculums and other educational and
8 training programs, and the requirement for degrees and certificates
9 awarded by the colleges,
- 10 (d) Standard admission policies,
- 11 (e) Eligibility of courses to receive state fund support;
- 12 (8) Establish and administer criteria and procedures for all
13 capital construction including the establishment, installation, and
14 expansion of facilities within the various college districts;
- 15 (9) Encourage innovation in the development of new educational and
16 training programs and instructional methods; coordinate research
17 efforts to this end; and disseminate the findings thereof;
- 18 (10) Exercise any other powers, duties and responsibilities
19 necessary to carry out the purposes of this chapter;
- 20 (11) Authorize the various community and technical colleges to
21 offer programs and courses in other districts when it determines that
22 such action is consistent with the purposes set forth in RCW 28B.50.020
23 as now or hereafter amended;
- 24 (12) Notwithstanding any other law or statute regarding the sale of
25 state property, sell or exchange and convey any or all interest in any
26 community and technical college real and personal property, except such
27 property as is received by a college district in accordance with RCW
28 28B.50.140(8), when it determines that such property is surplus or that
29 such a sale or exchange is in the best interests of the community and
30 technical college system;
- 31 (13) In order that the treasurer for the state board for community
32 and technical colleges appointed in accordance with RCW 28B.50.085 may
33 make vendor payments, the state treasurer will honor warrants drawn by
34 the state board providing for an initial advance on July 1, 1982, of
35 the current biennium and on July 1 of each succeeding biennium from the
36 state general fund in an amount equal to twenty-four percent of the
37 average monthly allotment for such budgeted biennium expenditures for

1 the state board for community and technical colleges as certified by
2 the office of financial management; and at the conclusion of such
3 initial month and for each succeeding month of any biennium, the state
4 treasurer will reimburse expenditures incurred and reported monthly by
5 the state board treasurer in accordance with chapter 43.88 RCW:
6 PROVIDED, That the reimbursement to the state board for actual
7 expenditures incurred in the final month of each biennium shall be less
8 the initial advance made in such biennium;

9 (14) Notwithstanding the provisions of subsection (12) of this
10 section, 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 and technical
14 college programs and may sell, lease or exchange, invest or expend the
15 same or the proceeds, rents, profits and income thereof according to
16 the terms and conditions thereof; and adopt regulations to govern the
17 receipt and expenditure of the proceeds, rents, profits and income
18 thereof;

19 (15) The college board shall have the power of eminent domain;

20 (16) Provide general supervision over the state's technical
21 colleges. The president of each technical college shall report
22 directly to the director of the state board for community and technical
23 colleges, or the director's designee, until local control is assumed by
24 a new or existing board of trustees as appropriate, except that a
25 college president shall have authority over program decisions of his or
26 her college until the establishment of a board of trustees for that
27 college. The directors of the vocational-technical institutes on March
28 1, 1991, shall be designated as the presidents of the new technical
29 colleges.

30 NEW SECTION. **Sec. 7.** (1) A legislative work group is established
31 to provide guidance for the statewide strategic master plan for higher
32 education and review options pertaining to the higher education
33 coordinating board. The legislative work group shall consist of the
34 members of the house of representatives and senate higher education and
35 fiscal committees. Cochairs shall be the chair of the senate higher

1 education committee and the chair of the house of representatives
2 higher education committee.

3 (2) The legislative work group shall:

4 (a) Define legislative expectations and provide policy direction
5 for the statewide strategic master plan for higher education under
6 section 2 of this act;

7 (b) Make recommendations for ensuring the coordination of higher
8 education capital and operating budgets with the goals and priorities
9 in the statewide strategic master plan for higher education; and

10 (c) Examine opportunities to update the roles and responsibilities
11 of the higher education coordinating board, including alternatives for
12 administration of financial aid and other programs; review of
13 institution budget requests; approval of off-campus programs, centers,
14 and consortia; and collection and analysis of data.

15 (3) The legislative work group shall use legislative facilities and
16 staff from senate committee services and the office of program
17 research.

18 (4) The legislative work group shall report its findings and
19 recommendations to the legislature by January 2, 2004.

20 (5) This section expires July 1, 2004."

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ADOPTED 04/15/2003

21 On page 1, line 2 of the title, after "board;" strike the remainder
22 of the title and insert "amending RCW 28B.80.330, 28B.80.340,
23 28B.80.610, and 28B.50.090; adding a new section to chapter 28B.80 RCW;
24 creating new sections; and providing an expiration date."

--- END ---