

2SHB 1096 - S COMM AMD
By Committee on Ways & Means

ADOPTED 04/09/2007

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

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

4 (1) The economic trends of globalization and technological change
5 are increasing the demand for higher and differently skilled workers
6 than in the past;

7 (2) Increasing Washington's economic competitiveness requires
8 increasing the supply of skilled workers in the state;

9 (3) Improving the labor market competitiveness of all Washington
10 residents requires that all residents have access to postsecondary
11 education; and

12 (4) Community and technical college workforce training programs and
13 Washington state apprenticeship and training council-approved
14 apprenticeship programs provide effective and efficient pathways for
15 people to enter high wage, high skill careers while also meeting the
16 needs of the economy.

17 **PART 1**

18 **OPPORTUNITY GRANT PROGRAM**

19 NEW SECTION. **Sec. 101.** A new section is added to chapter 28B.50
20 RCW to read as follows:

21 (1) The college board shall develop and implement a workforce
22 education program known as the opportunity grant program to provide
23 financial and other assistance for students enrolled at qualified
24 institutions of higher education in opportunity grant-eligible programs
25 of study as described in section 201 of this act. Students enrolled in
26 the opportunity grant program are eligible for:

27 (a) Funding for tuition and mandatory fees at the public community

1 and technical college rate, prorated if the credit load is less than
2 full time, paid directly to the educational institution; and

3 (b) An additional one thousand dollars per academic year for books,
4 tools, and supplies, prorated if the credit load is less than full
5 time.

6 (2) Funding under subsection (1)(a) and (b) of this section is
7 limited to a maximum forty-five credits or the equivalent in an
8 opportunity grant-eligible program of study, including required related
9 courses. No student may receive opportunity grant funding for more
10 than forty-five credits or for more than three years from initial
11 receipt of grant funds in one or a combination of programs.

12 (3) Grants awarded under this section are subject to the
13 availability of amounts appropriated for this specific purpose.

14 NEW SECTION. **Sec. 102.** A new section is added to chapter 28B.50
15 RCW to read as follows:

16 (1) To be eligible for participation in the opportunity grant
17 program established in section 101 of this act, a student must:

18 (a) Be a Washington resident student as defined in RCW 28B.15.012
19 enrolled in an opportunity grant-eligible program of study;

20 (b) Have a family income that is at or below two hundred percent of
21 the federal poverty level using the most current guidelines available
22 from the United States department of health and human services, and be
23 determined to have financial need based on the free application for
24 federal student aid; and

25 (c) Meet such additional selection criteria as the college board
26 shall establish in order to operate the program within appropriated
27 funding levels.

28 (2) Upon enrolling, the student must provide evidence of commitment
29 to complete the program. The student must make satisfactory progress
30 and maintain a cumulative 2.0 grade point average for continued
31 eligibility. If a student's cumulative grade point average falls below
32 2.0, the student may petition the institution of higher education of
33 attendance. The qualified institution of higher education has the
34 authority to establish a probationary period until such time as the
35 student's grade point average reaches required standards.

36 (3) Subject to funds appropriated for this specific purpose, public
37 qualified institutions of higher education shall receive an enhancement

1 of one thousand five hundred dollars for each full-time equivalent
2 student enrolled in the opportunity grant program whose income is below
3 two hundred percent of the federal poverty level. The funds shall be
4 used for individualized support services which may include, but are not
5 limited to, college and career advising, tutoring, emergency child
6 care, and emergency transportation. The qualified institution of
7 higher education is expected to help students access all financial
8 resources and support services available to them through alternative
9 sources.

10 (4) The college board shall be accountable for student retention
11 and completion of opportunity grant-eligible programs of study. It
12 shall set annual performance measures and targets and monitor the
13 performance at all qualified institutions of higher education. The
14 college board must reduce funding at institutions of higher education
15 that do not meet targets for two consecutive years, based on criteria
16 developed by the college board.

17 (5) The college board and higher education coordinating board shall
18 work together to ensure that students participating in the opportunity
19 grant program are informed of all other state and federal financial aid
20 to which they may be entitled while receiving an opportunity grant.

21 (6) The college board and higher education coordinating board shall
22 document the amount of opportunity grant assistance and the types and
23 amounts of other sources of financial aid received by participating
24 students. Annually, they shall produce a summary of the data.

25 (7) The college board shall:

26 (a) Begin developing the program no later than August 1, 2007, with
27 student enrollment to begin no later than January 14, 2008; and

28 (b) Submit a progress report to the legislature by December 1,
29 2008.

30 (8) The college board may, in implementing the opportunity grant
31 program, accept, use, and expend or dispose of contributions of money,
32 services, and property. All such moneys received by the college board
33 for the program must be deposited in an account at a depository
34 approved by the state treasurer. Only the college board or a duly
35 authorized representative thereof may authorize expenditures from this
36 account. In order to maintain an effective expenditure and revenue
37 control, the account is subject in all respects to chapter 43.88 RCW,

1 but no appropriation is required to permit expenditure of moneys in the
2 account.

3 **PART 2**

4 **OPPORTUNITY PARTNERSHIPS**

5 NEW SECTION. **Sec. 201.** A new section is added to chapter 28B.50
6 RCW to read as follows:

7 The college board, in partnership with business, labor, and the
8 workforce training and education coordinating board, shall:

9 (1) Identify job specific training programs offered by qualified
10 postsecondary institutions that lead to a credential, certificate, or
11 degree in high demand occupations, which are occupations where data
12 show that employer demand for workers exceeds the supply of qualified
13 job applicants throughout the state or in a specific region, and where
14 training capacity is underutilized;

15 (2) Gain recognition of the credentials, certificates, and degrees
16 by Washington's employers and labor organizations. The college board
17 shall designate these recognized credentials, certificates, and degrees
18 as "opportunity grant-eligible programs of study"; and

19 (3) Market the credentials, certificates, and degrees to potential
20 students, businesses, and apprenticeship programs as a way for
21 individuals to advance in their careers and to better meet the needs of
22 industry.

23 NEW SECTION. **Sec. 202.** A new section is added to chapter 28B.50
24 RCW to read as follows:

25 (1) Community and technical colleges shall partner with local
26 workforce development councils to develop the opportunity partnership
27 program. The opportunity partnership program may be newly developed or
28 part of an existing program, and shall provide mentoring to students
29 participating in the opportunity grant program. The program must
30 develop criteria and identify opportunity grant students who would
31 benefit by having a mentor. Each participating student shall be
32 matched with a business or labor mentor employed in the field in which
33 the student is interested. The mentor shall help the student explore
34 careers and employment options through any combination of tours,
35 informational interviews, job shadowing, and internships.

1 (2) Subject to funds appropriated for this specific purpose, the
2 workforce training and education coordinating board shall create the
3 opportunity partnership program. The board, in partnership with
4 business, labor, and the college board, shall determine the criteria
5 for the distribution of funds.

6 (3) The board may, in implementing this section, accept, use, and
7 dispose of contributions of money, services, and property. All moneys
8 received by the board for the purposes of this section must be
9 deposited in a depository approved by the state treasurer. Only the
10 board or a duly authorized representative thereof may authorize
11 expenditures from this account. In order to maintain an effective
12 expenditure and revenue control, the account is subject in all respects
13 to chapter 43.88 RCW, but no appropriation is required to permit
14 expenditure of moneys in the account.

15 **PART 3**
16 **MISCELLANEOUS**

17 **Sec. 301.** RCW 28B.50.030 and 2005 c 258 s 8 are each amended to
18 read as follows:

19 As used in this chapter, unless the context requires otherwise, the
20 term:

21 (1) "System" shall mean the state system of community and technical
22 colleges, which shall be a system of higher education.

23 (2) "Board" shall mean the work force training and education
24 coordinating board.

25 (3) "College board" shall mean the state board for community and
26 technical colleges created by this chapter.

27 (4) "Director" shall mean the administrative director for the state
28 system of community and technical colleges.

29 (5) "District" shall mean any one of the community and technical
30 college districts created by this chapter.

31 (6) "Board of trustees" shall mean the local community and
32 technical college board of trustees established for each college
33 district within the state.

34 (7) "Occupational education" shall mean that education or training
35 that will prepare a student for employment that does not require a

1 baccalaureate degree, and education and training leading to an applied
2 baccalaureate degree.

3 (8) "K-12 system" shall mean the public school program including
4 kindergarten through the twelfth grade.

5 (9) "Common school board" shall mean a public school district board
6 of directors.

7 (10) "Community college" shall include those higher education
8 institutions that conduct education programs under RCW 28B.50.020.

9 (11) "Technical college" shall include those higher education
10 institutions with the sole mission of conducting occupational
11 education, basic skills, literacy programs, and offering on short
12 notice, when appropriate, programs that meet specific industry needs.
13 The programs of technical colleges shall include, but not be limited
14 to, continuous enrollment, competency-based instruction, industry-
15 experienced faculty, curriculum integrating vocational and basic skills
16 education, and curriculum approved by representatives of employers and
17 labor. For purposes of this chapter, technical colleges shall include
18 Lake Washington Vocational-Technical Institute, Renton Vocational-
19 Technical Institute, Bates Vocational-Technical Institute, Clover Park
20 Vocational Institute, and Bellingham Vocational-Technical Institute.

21 (12) "Adult education" shall mean all education or instruction,
22 including academic, vocational education or training, basic skills and
23 literacy training, and "occupational education" provided by public
24 educational institutions, including common school districts for persons
25 who are eighteen years of age and over or who hold a high school
26 diploma or certificate. However, "adult education" shall not include
27 academic education or instruction for persons under twenty-one years of
28 age who do not hold a high school degree or diploma and who are
29 attending a public high school for the sole purpose of obtaining a high
30 school diploma or certificate, nor shall "adult education" include
31 education or instruction provided by any four year public institution
32 of higher education.

33 (13) "Dislocated forest product worker" shall mean a forest
34 products worker who: (a)(i) Has been terminated or received notice of
35 termination from employment and is unlikely to return to employment in
36 the individual's principal occupation or previous industry because of
37 a diminishing demand for his or her skills in that occupation or
38 industry; or (ii) is self-employed and has been displaced from his or

1 her business because of the diminishing demand for the business'
2 services or goods; and (b) at the time of last separation from
3 employment, resided in or was employed in a rural natural resources
4 impact area.

5 (14) "Forest products worker" shall mean a worker in the forest
6 products industries affected by the reduction of forest fiber
7 enhancement, transportation, or production. The workers included
8 within this definition shall be determined by the employment security
9 department, but shall include workers employed in the industries
10 assigned the major group standard industrial classification codes "24"
11 and "26" and the industries involved in the harvesting and management
12 of logs, transportation of logs and wood products, processing of wood
13 products, and the manufacturing and distribution of wood processing and
14 logging equipment. The commissioner may adopt rules further
15 interpreting these definitions. For the purposes of this subsection,
16 "standard industrial classification code" means the code identified in
17 RCW 50.29.025(3).

18 (15) "Dislocated salmon fishing worker" means a finfish products
19 worker who: (a)(i) Has been terminated or received notice of
20 termination from employment and is unlikely to return to employment in
21 the individual's principal occupation or previous industry because of
22 a diminishing demand for his or her skills in that occupation or
23 industry; or (ii) is self-employed and has been displaced from his or
24 her business because of the diminishing demand for the business's
25 services or goods; and (b) at the time of last separation from
26 employment, resided in or was employed in a rural natural resources
27 impact area.

28 (16) "Salmon fishing worker" means a worker in the finfish industry
29 affected by 1994 or future salmon disasters. The workers included
30 within this definition shall be determined by the employment security
31 department, but shall include workers employed in the industries
32 involved in the commercial and recreational harvesting of finfish
33 including buying and processing finfish. The commissioner may adopt
34 rules further interpreting these definitions.

35 (17) "Rural natural resources impact area" means:

36 (a) A nonmetropolitan county, as defined by the 1990 decennial
37 census, that meets three of the five criteria set forth in subsection
38 (18) of this section;

1 (b) A nonmetropolitan county with a population of less than forty
2 thousand in the 1990 decennial census, that meets two of the five
3 criteria as set forth in subsection (18) of this section; or

4 (c) A nonurbanized area, as defined by the 1990 decennial census,
5 that is located in a metropolitan county that meets three of the five
6 criteria set forth in subsection (18) of this section.

7 (18) For the purposes of designating rural natural resources impact
8 areas, the following criteria shall be considered:

9 (a) A lumber and wood products employment location quotient at or
10 above the state average;

11 (b) A commercial salmon fishing employment location quotient at or
12 above the state average;

13 (c) Projected or actual direct lumber and wood products job losses
14 of one hundred positions or more;

15 (d) Projected or actual direct commercial salmon fishing job losses
16 of one hundred positions or more; and

17 (e) An unemployment rate twenty percent or more above the state
18 average. The counties that meet these criteria shall be determined by
19 the employment security department for the most recent year for which
20 data is available. For the purposes of administration of programs
21 under this chapter, the United States post office five-digit zip code
22 delivery areas will be used to determine residence status for
23 eligibility purposes. For the purpose of this definition, a zip code
24 delivery area of which any part is ten miles or more from an urbanized
25 area is considered nonurbanized. A zip code totally surrounded by zip
26 codes qualifying as nonurbanized under this definition is also
27 considered nonurbanized. The office of financial management shall make
28 available a zip code listing of the areas to all agencies and
29 organizations providing services under this chapter.

30 (19) "Applied baccalaureate degree" means a baccalaureate degree
31 awarded by a college under RCW 28B.50.810 for successful completion of
32 a program of study that is:

33 (a) Specifically designed for individuals who hold an associate of
34 applied science degree, or its equivalent, in order to maximize
35 application of their technical course credits toward the baccalaureate
36 degree; and

37 (b) Based on a curriculum that incorporates both theoretical and
38 applied knowledge and skills in a specific technical field.

1 (20) "Qualified institutions of higher education" means:
2 (a) Washington public community and technical colleges;
3 (b) Private career schools that are members of an accrediting
4 association recognized by rule of the higher education coordinating
5 board for the purposes of chapter 28B.92 RCW; and
6 (c) Washington state apprenticeship and training council-approved
7 apprenticeship programs.

8 NEW SECTION. Sec. 302. Part headings used in this act are not any
9 part of the law."

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10 On page 1, line 1 of the title, after "programs;" strike the
11 remainder of the title and insert "amending RCW 28B.50.030; adding new
12 sections to chapter 28B.50 RCW; and creating new sections."

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