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HOUSE BILL 1816

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State of Washington

62nd Legislature

2011 Regular Session

By Representatives Anderson, Seaquist, Haler, Sells, Probst, Lias, and Fagan

Read first time 02/03/11. Referred to Committee on Higher Education.

1 AN ACT Relating to state funding and operating practices of the  
2 state higher education system; amending RCW 28B.15.067, 28B.76.030,  
3 28B.76.240, 28B.10.029, 28A.600.390, 28B.10.685, 28C.18.070,  
4 28C.18.130, 28C.18.132, and 28B.76.280; reenacting and amending RCW  
5 28C.18.010; adding new sections to chapter 28B.15 RCW; adding a new  
6 section to chapter 82.04 RCW; adding a new section to chapter 28B.76  
7 RCW; adding a new section to chapter 43.08 RCW; adding a new section to  
8 chapter 28B.10 RCW; adding a new section to chapter 28C.18 RCW; adding  
9 a new section to chapter 43.33A RCW; adding a new section to chapter  
10 44.48 RCW; adding a new chapter to Title 28B RCW; creating a new  
11 section; recodifying RCW 28B.76.280; repealing RCW 28B.15.066,  
12 28B.15.068, 28B.12.010, 28B.12.020, 28B.12.030, 28B.12.040, 28B.12.050,  
13 28B.12.055, 28B.12.060, 28B.12.070, 28B.92.010, 28B.92.020, 28B.92.030,  
14 28B.92.040, 28B.92.050, 28B.92.060, 28B.92.070, 28B.92.080, 28B.92.082,  
15 28B.92.084, 28B.92.085, 28B.92.086, 28B.92.090, 28B.92.100, 28B.92.110,  
16 28B.92.120, 28B.92.130, 28B.92.140, 28B.92.150, 28B.97.010, 28B.97.020,  
17 28B.102.010, 28B.102.020, 28B.102.030, 28B.102.040, 28B.102.045,  
18 28B.102.050, 28B.102.055, 28B.102.060, 28B.102.080, 28B.103.010,  
19 28B.103.020, 28B.103.030, 28B.105.010, 28B.105.020, 28B.105.030,  
20 28B.105.040, 28B.105.050, 28B.105.060, 28B.105.070, 28B.105.080,  
21 28B.105.090, 28B.105.100, 28B.105.110, 28B.108.005, 28B.108.010,

1 28B.108.020, 28B.108.030, 28B.108.040, 28B.108.060, 28B.109.010,  
2 28B.109.020, 28B.109.030, 28B.109.040, 28B.109.050, 28B.109.060,  
3 28B.109.070, 28B.109.080, 28B.115.010, 28B.115.020, 28B.115.030,  
4 28B.115.040, 28B.115.050, 28B.115.060, 28B.115.070, 28B.115.080,  
5 28B.115.090, 28B.115.100, 28B.115.110, 28B.115.120, 28B.115.130,  
6 28B.115.140, 28B.116.005, 28B.116.010, 28B.116.020, 28B.116.030,  
7 28B.116.050, 28B.116.060, 28B.116.070, 28B.117.005, 28B.117.010,  
8 28B.117.020, 28B.117.030, 28B.117.040, 28B.117.050, 28B.117.060,  
9 28B.117.070, 28B.117.900, 28B.117.901, 28B.118.005, 28B.118.010,  
10 28B.118.020, 28B.118.030, 28B.118.040, 28B.118.050, 28B.118.060,  
11 28B.119.005, 28B.119.010, 28B.119.020, 28B.119.030, 28B.119.040,  
12 28B.119.050, 28B.119.900, 28B.121.005, 28B.121.010, 28B.121.020,  
13 28B.121.030, 28B.121.040, 28B.121.050, 28B.121.060, 28B.121.070,  
14 28B.133.005, 28B.133.010, 28B.133.020, 28B.133.030, 28B.133.040,  
15 28B.133.050, 28B.133.900, 28B.133.901, 28B.76.500, 28B.76.505,  
16 28B.76.525, 28B.76.526, 28B.76.540, and 28C.18.020; providing an  
17 effective date; and providing an expiration date.

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

19 **PART I**  
20 **TUITION AND STATE FUNDING**

21 **Sec. 101.** RCW 28B.15.067 and 2010 c 20 s 7 are each amended to  
22 read as follows:

23 (1) Tuition fees shall be established under the provisions of this  
24 chapter.

25 (2) Beginning with the ~~((2003-04 academic year and ending with the~~  
26 ~~2012-13 academic year, reductions or increases in full-time tuition~~  
27 ~~fees for resident undergraduates shall be as provided in the omnibus~~  
28 ~~appropriations act))~~ 2012-13 academic year, the governing boards of the  
29 state universities, the regional universities, The Evergreen State  
30 College, and the state board for community and technical colleges may  
31 reduce or increase tuition fees for resident undergraduates and  
32 resident graduate students as follows:

33 (a) For resident undergraduates with fewer than ninety quarter  
34 credits, or the equivalent semester credits, tuition fees may be no  
35 more than forty-five percent of the total cost of attendance;

1        (b) For resident undergraduates with ninety or more quarter  
2 credits, or the equivalent semester credits, tuition fees may be no  
3 more than fifty-five percent of the total cost of attendance;

4        (c) For resident graduate students, tuition fees may be no more  
5 than fifty percent of the total cost of attendance.

6        (3)(a) Beginning with the ~~((2003-04 academic year and ending with~~  
7 ~~the))~~ 2012-13 academic year, the governing boards of the state  
8 universities, the regional universities, The Evergreen State College,  
9 and the state board for community and technical colleges may reduce or  
10 increase full-time tuition fees for all students other than resident  
11 undergraduates and resident graduate students, including summer school  
12 students and students in other self-supporting degree programs.  
13 Percentage increases in full-time tuition fees may exceed the fiscal  
14 growth factor. Reductions or increases may be made for all or portions  
15 of an institution's programs, campuses, courses, or students.

16        (b) Prior to reducing or increasing tuition for each academic year,  
17 the governing boards of the state universities, the regional  
18 universities, and The Evergreen State College shall consult with  
19 existing student associations or organizations with student  
20 undergraduate and graduate representatives regarding the impacts of  
21 potential tuition increases. Governing boards shall be required to  
22 provide data regarding the cost of instruction, the total costs of  
23 attendance, the percentage of students receiving financial aid, the  
24 sources of aid, and the percentage of total costs of attendance paid  
25 for by aid.

26        (c) Prior to reducing or increasing tuition for each academic year,  
27 each college in the state board for community and technical college  
28 system shall consult with existing student associations or  
29 organizations with undergraduate student representation regarding the  
30 impacts of potential tuition increases. Colleges shall provide data  
31 regarding the percentage of students receiving financial aid, the  
32 sources of aid, and the percentage of total costs of attendance paid  
33 for by aid.

34        (4) ~~((Academic year tuition for full-time students at the state's~~  
35 ~~institutions of higher education beginning with 2015-16, other than~~  
36 ~~summer term, shall be as charged during the 2014-15 academic year~~  
37 ~~unless different rates are adopted by the legislature.~~

1       ~~(5))~~) The tuition fees established under this chapter shall not  
2 apply to high school students enrolling in participating institutions  
3 of higher education under RCW 28A.600.300 through 28A.600.400.

4       ~~((6))~~) (5) The tuition fees established under this chapter shall  
5 not apply to eligible students enrolling in a dropout reengagement  
6 program through an interlocal agreement between a school district and  
7 a community or technical college under RCW 28A.175.100 through  
8 28A.175.110.

9       ~~((7))~~) (6) The tuition fees established under this chapter shall  
10 not apply to eligible students enrolling in a community or technical  
11 college participating in the pilot program under RCW 28B.50.534 for the  
12 purpose of obtaining a high school diploma.

13       ~~((8) For the academic years 2003-04 through 2008-09, the~~  
14 ~~University of Washington shall use an amount equivalent to ten percent~~  
15 ~~of all revenues received as a result of law school tuition increases~~  
16 ~~beginning in academic year 2000-01 through academic year 2008-09 to~~  
17 ~~assist needy low and middle income resident law students.~~

18       ~~(9) For the academic years 2003-04 through 2008-09, institutions of~~  
19 ~~higher education shall use an amount equivalent to ten percent of all~~  
20 ~~revenues received as a result of graduate academic school tuition~~  
21 ~~increases beginning in academic year 2003-04 through academic year~~  
22 ~~2008-09 to assist needy low and middle income resident graduate~~  
23 ~~academic students.~~

24       ~~(10) Any tuition increases above seven percent shall fund costs of~~  
25 ~~instruction, library and student services, utilities and maintenance,~~  
26 ~~other costs related to instruction as well as institutional financial~~  
27 ~~aid. Through 2010-11, any funding reductions to instruction, library~~  
28 ~~and student services, utilities and maintenance and other costs related~~  
29 ~~to instruction shall be proportionally less than other program areas~~  
30 ~~including administration.))~~

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

33       It is the intent of the legislature that in making appropriations  
34 from the state's general fund to institutions of higher education, each  
35 appropriation shall conform to the following:

36       (1) The state shall adopt the following funding goals:

1 (a) For resident undergraduates with fewer than ninety quarter  
2 credits, or the equivalent semester credits, fifty-five percent of the  
3 total cost of attendance;

4 (b) For resident undergraduates with ninety or more quarter  
5 credits, or the equivalent semester credits, forty-five percent of the  
6 total cost of attendance;

7 (c) For resident graduate students, fifty percent of the total cost  
8 of attendance.

9 (2) The state shall not reduce state-supported enrollment levels  
10 below fiscal year 2007 budgeted levels in order to improve or alter the  
11 per student funding amount at any four-year institution of higher  
12 education or the community and technical college system as a whole.

13 NEW SECTION. **Sec. 103.** A new section is added to chapter 28B.15  
14 RCW to read as follows:

15 In any academic year, the number of full-time equivalent students  
16 charged tuition and fees by an institution pursuant to RCW  
17 28B.15.067(2) may not exceed the annual average state-supported  
18 enrollment provided for that institution in the omnibus appropriations  
19 act.

20 NEW SECTION. **Sec. 104.** The following acts or parts of acts are  
21 each repealed:

22 (1) RCW 28B.15.066 (General fund appropriations to institutions of  
23 higher education) and 2003 c 232 s 3, 2000 c 152 s 2, 1999 c 309 s 932,  
24 1995 1st sp.s. c 9 s 3, & 1993 c 379 s 205; and

25 (2) RCW 28B.15.068 (Tuition fees increase limitations--State  
26 funding goals--Reports--"Global challenge states"--Notification of  
27 availability of American opportunity tax credit) and 2009 c 540 s 1 &  
28 2007 c 151 s 1.

29 **PART II**

30 **WASHINGTON HIGHER EDUCATION INTERNSHIP PROGRAM**

31 NEW SECTION. **Sec. 201.** It is the intent of the legislature to  
32 support a robust and diversified economy with a well-trained and  
33 educated workforce. It is also the intent of the legislature to help  
34 enable individuals who receive their postsecondary education in

1 Washington to find employment and remain in the state upon graduation.  
2 Further, in order for Washington business to prosper in a highly  
3 competitive global economy, business must have the necessary employee  
4 talent, and it is the intent of the legislature to help business meet  
5 its employment needs through the Washington higher education internship  
6 program.

7 NEW SECTION. **Sec. 202.** A qualifying internship must meet the  
8 following requirements:

9 (1) A written plan for the internship experience must be developed  
10 and approved jointly by the intern, a representative on behalf of the  
11 institution of higher education, and a representative of the  
12 participating employer.

13 (2) The intern must be:

14 (a) An undergraduate with at least ninety quarter credits, or the  
15 equivalent semester credits, or a graduate student; and

16 (b) Currently enrolled in an institution of higher education in the  
17 state of Washington.

18 (3) The plan must:

19 (a) Provide the intern with the opportunity to learn current  
20 practices in business, industry, or government;

21 (b) Identify the skills and knowledge that will be enhanced and any  
22 practical applications of those skills and knowledge in the intern's  
23 major or career field; and

24 (c) Indicate that the internship is directly related to the  
25 intern's major or career field.

26 (4) Upon completion of the internship, the intern shall submit to  
27 the institution of higher education a report that includes the  
28 following information:

29 (a) A summary evaluation of the internship experience, prepared and  
30 signed by the intern; and

31 (b) A summary evaluation of the intern's experience, prepared and  
32 signed by a representative of the participating employer.

33 (5) Upon receipt of the report in subsection (4) of this section,  
34 the institution of higher education must provide written certification  
35 to the department of revenue and the participating employer as to  
36 whether the internship meets the qualifying requirements.



1 and continually monitor state and institution progress in meeting the  
2 vision, goals, priorities, and strategies articulated in the plan;

3 (2) Based on objective data analysis, develop and recommend  
4 statewide policies to enhance the availability, quality, efficiency,  
5 and accountability of public higher education in Washington state;

6 (3) Administer (~~state and federal financial aid and~~) other  
7 education services programs in a cost-effective manner;

8 (4) Serve as an advocate on behalf of students and the overall  
9 system of higher education to the governor, the legislature, and the  
10 public;

11 (5) Represent the broad public interest above the interests of the  
12 individual colleges and universities; and

13 (6) Coordinate with the governing boards of the two and four-year  
14 institutions of higher education, the state board for community and  
15 technical colleges, (~~the workforce training and education coordinating  
16 board,~~) and the superintendent of public instruction to create a  
17 seamless system of public education for the citizens of Washington  
18 state geared toward student success.

19 NEW SECTION. **Sec. 303.** A new section is added to chapter 43.08  
20 RCW to read as follows:

21 The state treasurer, working with the institutions of higher  
22 education as defined in RCW 28B.10.016, shall develop and provide a  
23 one-stop financial aid web-based portal that displays all student  
24 financial aid programs available at each of those institutions of  
25 higher education and community and technical colleges in a uniform  
26 manner that allows students and their parents to compare the various  
27 financial aid programs.

28 NEW SECTION. **Sec. 304.** The following acts or parts of acts are  
29 each repealed:

30 (1) RCW 28B.12.010 (Created) and 1994 c 130 s 1 & 1974 ex.s. c 177  
31 s 1;

32 (2) RCW 28B.12.020 (Purpose) and 1994 c 130 s 2 & 1974 ex.s. c 177  
33 s 2;

34 (3) RCW 28B.12.030 (Definitions) and 2002 c 187 s 2, 1994 c 130 s  
35 3, & 1974 ex.s. c 177 s 3;



1 (4) RCW 28B.12.040 (Board to develop and administer program--  
2 Agreements authorized, limitation) and 2009 c 560 s 21, 1994 c 130 s 4,  
3 1993 c 385 s 3, 1985 c 370 s 58, & 1974 ex.s. c 177 s 4;  
4 (5) RCW 28B.12.050 (Disbursal of state work-study funds--Criteria)  
5 and 1994 c 130 s 5, 1987 c 330 s 201, 1985 c 370 s 59, & 1974 ex.s. c  
6 177 s 5;  
7 (6) RCW 28B.12.055 (Work-study opportunity grant for high-demand  
8 occupations) and 2009 c 215 s 12;  
9 (7) RCW 28B.12.060 (Rules--Mandatory provisions) and 2009 c 172 s  
10 1, 2005 c 93 s 4, 2002 c 354 s 224, & 1994 c 130 s 6;  
11 (8) RCW 28B.12.070 (Annual report of institutions to higher  
12 education coordinating board) and 1994 c 130 s 7, 1985 c 370 s 61, &  
13 1974 ex.s. c 177 s 7;  
14 (9) RCW 28B.92.010 (State need grant program established--Purpose)  
15 and 2004 c 275 s 34, 1999 c 345 s 2, 1993 sp.s. c 18 s 2, & 1969 ex.s.  
16 c 222 s 7;  
17 (10) RCW 28B.92.020 (State need grant program--Findings--Intent)  
18 and 2003 c 19 s 11 & 1999 c 345 s 1;  
19 (11) RCW 28B.92.030 (Definitions) and 2009 c 238 s 7, 2009 c 215 s  
20 5, 2004 c 275 s 35, 2002 c 187 s 1, 1989 c 254 s 2, 1985 c 370 s 56,  
21 1979 ex.s. c 235 s 1, 1975 1st ex.s. c 132 s 16, & 1969 ex.s. c 222 s  
22 8;  
23 (12) RCW 28B.92.040 (Board, guidelines in performance of duties)  
24 and 2004 c 275 s 36, 1999 c 345 s 3, 1995 c 269 s 801, & 1969 ex.s. c  
25 222 s 10;  
26 (13) RCW 28B.92.050 (Powers and duties of board) and 1999 c 345 s  
27 4, 1989 c 254 s 3, & 1969 ex.s. c 222 s 11;  
28 (14) RCW 28B.92.060 (State need grant awards) and 2009 c 215 s 4,  
29 2007 c 404 s 2, 2005 c 93 s 3, 2004 c 275 s 37, 1999 c 345 s 5, 1991 c  
30 164 s 4, 1989 c 254 s 4, & 1969 ex.s. c 222 s 12;  
31 (15) RCW 28B.92.070 (Persian Gulf veterans--Limited application of  
32 RCW 28B.92.060) and 2004 c 275 s 38 & 1991 c 164 s 3;  
33 (16) RCW 28B.92.080 (Eligibility for state need grant) and 2009 c  
34 238 s 9, 2007 c 404 s 1, 2004 c 275 s 39, 1999 c 345 s 6, 1989 c 254 s  
35 5, & 1969 ex.s. c 222 s 13;  
36 (17) RCW 28B.92.082 (Enhanced need grants--Eligibility) and 2009 c  
37 215 s 3;

1 (18) RCW 28B.92.084 (Eligibility of opportunity internship  
2 graduates) and 2009 c 238 s 8;  
3 (19) RCW 28B.92.085 (Part-time students--Review of financial aid  
4 policies and procedures) and 2007 c 404 s 3;  
5 (20) RCW 28B.92.086 (Dual credit programs--Review of financial aid  
6 policies and programs) and 2009 c 215 s 10;  
7 (21) RCW 28B.92.090 (Aid granted without regard to applicant's  
8 race, creed, color, religion, sex, or ancestry) and 1969 ex.s. c 222 s  
9 14;  
10 (22) RCW 28B.92.100 (Theology student denied aid) and 1969 ex.s. c  
11 222 s 15;  
12 (23) RCW 28B.92.110 (Application of award) and 2009 c 238 s 10,  
13 2004 c 275 s 40, & 1969 ex.s. c 222 s 16;  
14 (24) RCW 28B.92.120 (Board to determine how funds disbursed) and  
15 2004 c 275 s 41 & 1969 ex.s. c 222 s 17;  
16 (25) RCW 28B.92.130 (Grants, gifts, bequests and devises of  
17 property) and 2004 c 275 s 42 & 1969 ex.s. c 222 s 18;  
18 (26) RCW 28B.92.140 (State educational trust fund--Deposits--  
19 Expenditures) and 1997 c 269 s 1, 1996 c 107 s 1, 1991 sp.s. c 13 s 12,  
20 1985 c 57 s 10, & 1981 c 55 s 1;  
21 (27) RCW 28B.92.150 (Board rules) and 2004 c 275 s 43, 1999 c 345  
22 s 7, 1973 c 62 s 4, & 1969 ex.s. c 222 s 19;  
23 (28) RCW 28B.97.010 (Washington higher education loan program) and  
24 2009 c 215 s 13;  
25 (29) RCW 28B.97.020 (Definitions) and 2009 c 215 s 14;  
26 (30) RCW 28B.102.010 (Intent--Legislative findings) and 2004 c 58  
27 s 1 & 1987 c 437 s 1;  
28 (31) RCW 28B.102.020 (Definitions) and 2004 c 58 s 2, 1996 c 53 s  
29 1, 1993 sp.s. c 18 s 36, & 1987 c 437 s 2;  
30 (32) RCW 28B.102.030 (Program created--Powers and duties of board)  
31 and 2004 c 58 s 3 & 1987 c 437 s 3;  
32 (33) RCW 28B.102.040 (Selection of participants--Processes--  
33 Criteria) and 2008 c 170 s 306 & 2005 c 518 s 918;  
34 (34) RCW 28B.102.045 (Satisfactory progress required) and 2004 c 58  
35 s 5 & 1988 c 125 s 7;  
36 (35) RCW 28B.102.050 (Award of conditional scholarships and loan  
37 repayments--Amount--Duration) and 2004 c 58 s 6 & 1987 c 437 s 5;

1 (36) RCW 28B.102.055 (Loan repayment agreements--Rules) and 2004 c  
2 58 s 8;

3 (37) RCW 28B.102.060 (Repayment obligation) and 2004 c 58 s 7, 1996  
4 c 53 s 2, 1993 c 423 s 1, 1991 c 164 s 6, & 1987 c 437 s 6;

5 (38) RCW 28B.102.080 (Future teachers conditional scholarship  
6 account) and 2010 1st sp.s. c 37 s 917, 2007 c 396 s 9, & 2004 c 58 s  
7 9;

8 (39) RCW 28B.103.010 (Definitions) and 2006 c 71 s 1, 2000 c 159 s  
9 1, & 1994 c 234 s 5;

10 (40) RCW 28B.103.020 (Program established--Powers and duties of  
11 office) and 2006 c 71 s 2 & 1994 c 234 s 6;

12 (41) RCW 28B.103.030 (Repayment obligation) and 1994 c 234 s 7;

13 (42) RCW 28B.105.010 (GET ready for math and science scholarship  
14 program--Purpose--Awards) and 2007 c 214 s 1;

15 (43) RCW 28B.105.020 (Definitions) and 2007 c 214 s 2;

16 (44) RCW 28B.105.030 (Eligibility) and 2007 c 214 s 3;

17 (45) RCW 28B.105.040 (Changes in eligibility--Consequences) and  
18 2007 c 214 s 4;

19 (46) RCW 28B.105.050 (Repayment obligation--Conditions) and 2007 c  
20 214 s 5;

21 (47) RCW 28B.105.060 (Office of the superintendent of public  
22 instruction--Duties) and 2007 c 214 s 6;

23 (48) RCW 28B.105.070 (Higher education coordinating board--Duties)  
24 and 2007 c 214 s 7;

25 (49) RCW 28B.105.080 (School districts--Duties) and 2007 c 214 s 8;

26 (50) RCW 28B.105.090 (Program administrator--Duties) and 2007 c 214  
27 s 9;

28 (51) RCW 28B.105.100 (Higher education coordinating board and  
29 program administrator--Joint duties) and 2007 c 214 s 10;

30 (52) RCW 28B.105.110 (GET ready for math and science scholarship  
31 account) and 2010 1st sp.s. c 37 s 918;

32 (53) RCW 28B.108.005 (Findings) and 1990 c 287 s 1;

33 (54) RCW 28B.108.010 (Definitions) and 2004 c 275 s 69, 1991 c 228  
34 s 10, & 1990 c 287 s 2;

35 (55) RCW 28B.108.020 (Program created--Duties of the higher  
36 education coordinating board--Screening committee) and 2009 c 259 s 1  
37 & 1990 c 287 s 3;

1 (56) RCW 28B.108.030 (Advisory committee) and 1991 c 228 s 11 &  
2 1990 c 287 s 4;  
3 (57) RCW 28B.108.040 (Award of scholarships--Amount--Duration) and  
4 1990 c 287 s 5;  
5 (58) RCW 28B.108.060 (Scholarship endowment fund) and 2009 c 259 s  
6 2, 2007 c 73 s 2, 1993 c 372 s 1, 1991 sp.s. c 13 s 110, & 1990 c 287  
7 s 7;  
8 (59) RCW 28B.109.010 (Definitions) and 1996 c 253 s 401;  
9 (60) RCW 28B.109.020 (Washington international exchange scholarship  
10 program--Administration by higher education coordinating board) and  
11 1996 c 253 s 402;  
12 (61) RCW 28B.109.030 (Reciprocal agreements to attend foreign  
13 institutions) and 1996 c 253 s 403;  
14 (62) RCW 28B.109.040 (Washington international exchange student  
15 scholarships) and 1996 c 253 s 404;  
16 (63) RCW 28B.109.050 (Washington international exchange trust fund)  
17 and 1996 c 253 s 405;  
18 (64) RCW 28B.109.060 (Washington international exchange scholarship  
19 endowment fund) and 1996 c 253 s 406;  
20 (65) RCW 28B.109.070 (Washington international exchange scholarship  
21 endowment fund--State matching funds) and 1996 c 253 s 407;  
22 (66) RCW 28B.109.080 (Scholarship recipients--Service obligation)  
23 and 1996 c 253 s 408;  
24 (67) RCW 28B.115.010 (Legislative findings) and 1989 1st ex.s. c 9  
25 s 716;  
26 (68) RCW 28B.115.020 (Definitions) and 1991 c 332 s 15 & 1989 1st  
27 ex.s. c 9 s 717;  
28 (69) RCW 28B.115.030 (Program established--Duties of board) and  
29 1991 c 332 s 16 & 1989 1st ex.s. c 9 s 718;  
30 (70) RCW 28B.115.040 (Technical assistance for rural communities)  
31 and 1991 c 332 s 17;  
32 (71) RCW 28B.115.050 (Planning committee--Criteria for selecting  
33 participants) and 2004 c 275 s 70, 1991 c 332 s 18, & 1989 1st ex.s. c  
34 9 s 719;  
35 (72) RCW 28B.115.060 (Eligible credentialed health care  
36 professions--Required service obligations) and 1991 c 332 s 19;  
37 (73) RCW 28B.115.070 (Eligible credentialed health care

1 professions--Health professional shortage areas) and 2003 c 278 s 3 &  
2 1991 c 332 s 20;  
3 (74) RCW 28B.115.080 (Annual award amount--Scholarship  
4 preferences--Required service obligations) and 1993 c 492 s 271 & 1991  
5 c 332 s 21;  
6 (75) RCW 28B.115.090 (Loan repayment and scholarship awards) and  
7 2003 c 278 s 4, 1991 c 332 s 22, & 1989 1st ex.s. c 9 s 720;  
8 (76) RCW 28B.115.100 (Discrimination by participants prohibited--  
9 Violation) and 1991 c 332 s 23;  
10 (77) RCW 28B.115.110 (Participant obligation--Repayment obligation)  
11 and 1991 c 332 s 24, 1991 c 164 s 8, & 1989 1st ex.s. c 9 s 721;  
12 (78) RCW 28B.115.120 (Participant obligation--Scholarships) and  
13 1993 c 423 s 2 & 1991 c 332 s 25;  
14 (79) RCW 28B.115.130 (Health professional loan repayment and  
15 scholarship program fund) and 1991 c 332 s 28;  
16 (80) RCW 28B.115.140 (Transfer of program administration) and 1989  
17 1st ex.s. c 9 s 722;  
18 (81) RCW 28B.116.005 (Findings) and 2005 c 215 s 1;  
19 (82) RCW 28B.116.010 (Definitions) and 2005 c 215 s 2;  
20 (83) RCW 28B.116.020 (Program created--Duties of the higher  
21 education coordinating board) and 2009 c 560 s 20 & 2005 c 215 s 3;  
22 (84) RCW 28B.116.030 (Award of scholarships) and 2005 c 215 s 4;  
23 (85) RCW 28B.116.050 (Foster care endowed scholarship trust fund)  
24 and 2005 c 215 s 6;  
25 (86) RCW 28B.116.060 (Foster care scholarship endowment fund) and  
26 2007 c 73 s 3 & 2005 c 215 s 7;  
27 (87) RCW 28B.116.070 (State matching funds--Transfer of funds from  
28 trust fund to endowment fund) and 2005 c 215 s 8;  
29 (88) RCW 28B.117.005 (Findings--Intent) and 2007 c 314 s 1;  
30 (89) RCW 28B.117.010 (Program created--Purpose) and 2007 c 314 s 3;  
31 (90) RCW 28B.117.020 (Definitions) and 2007 c 314 s 2;  
32 (91) RCW 28B.117.030 (Program design and implementation--Student  
33 eligibility--Scholarships) and 2007 c 314 s 4;  
34 (92) RCW 28B.117.040 (Identification of eligible students and  
35 applicants--Duties of institutions of higher education--Duties of the  
36 department of social and health services) and 2007 c 314 s 5;  
37 (93) RCW 28B.117.050 (Internet web site and outreach program) and  
38 2007 c 314 s 6;

1 (94) RCW 28B.117.060 (Program of supplemental educational  
2 transition planning for youth in foster care--Contract with  
3 nongovernmental entity) and 2007 c 314 s 7;  
4 (95) RCW 28B.117.070 (Reports--Recommendations) and 2007 c 314 s 8;  
5 (96) RCW 28B.117.900 (Construction--2007 c 314) and 2007 c 314 s 9;  
6 (97) RCW 28B.117.901 (Expiration of chapter) and 2007 c 314 s 10;  
7 (98) RCW 28B.118.005 (Intent--Finding) and 2007 c 405 s 1;  
8 (99) RCW 28B.118.010 (Program design) and 2008 c 321 s 9 & 2007 c  
9 405 s 2;  
10 (100) RCW 28B.118.020 (Duties of the office of the superintendent  
11 of public instruction) and 2007 c 405 s 3;  
12 (101) RCW 28B.118.030 (Duty of school districts--Notification) and  
13 2007 c 405 s 4;  
14 (102) RCW 28B.118.040 (Duties of the higher education coordinating  
15 board) and 2007 c 405 s 5;  
16 (103) RCW 28B.118.050 (Grants, gifts, bequests, and devises) and  
17 2007 c 405 s 6;  
18 (104) RCW 28B.118.060 (Rules) and 2007 c 405 s 7;  
19 (105) RCW 28B.119.005 (Intent--Finding) and 2002 c 204 s 1;  
20 (106) RCW 28B.119.010 (Program design--Parameters) and 2004 c 275  
21 s 60, 2003 c 233 s 5, & 2002 c 204 s 2;  
22 (107) RCW 28B.119.020 (Implementation and administration) and 2002  
23 c 204 s 3;  
24 (108) RCW 28B.119.030 (Funding for state need grant program not  
25 impaired) and 2004 c 275 s 71 & 2002 c 204 s 4;  
26 (109) RCW 28B.119.040 (Requirements for students receiving home-  
27 based instruction not affected) and 2002 c 204 s 5;  
28 (110) RCW 28B.119.050 (Washington promise scholarship account) and  
29 2002 c 204 s 6;  
30 (111) RCW 28B.119.900 (Effective date--2002 c 204) and 2002 c 204  
31 s 9;  
32 (112) RCW 28B.121.005 (Findings--Intent) and 2008 c 208 s 1;  
33 (113) RCW 28B.121.010 (Definitions) and 2008 c 208 s 2;  
34 (114) RCW 28B.121.020 (Program established) and 2008 c 208 s 3;  
35 (115) RCW 28B.121.030 (Selection of participants--Selection  
36 committee--Selection criteria) and 2008 c 208 s 4;  
37 (116) RCW 28B.121.040 (Eligibility) and 2008 c 208 s 5;

1 (117) RCW 28B.121.050 (Award of scholarships--Amount--Duration) and  
2 2008 c 208 s 6;  
3 (118) RCW 28B.121.060 (Repayment obligation--Rules) and 2008 c 208  
4 s 7;  
5 (119) RCW 28B.121.070 (Food animal veterinarian conditional  
6 scholarship account) and 2008 c 208 s 8;  
7 (120) RCW 28B.133.005 (Finding--Intent) and 2003 c 19 s 1;  
8 (121) RCW 28B.133.010 (Program created) and 2004 c 275 s 72 & 2003  
9 c 19 s 2;  
10 (122) RCW 28B.133.020 (Eligibility) and 2004 c 275 s 73 & 2003 c 19  
11 s 3;  
12 (123) RCW 28B.133.030 (Students with dependents grant account) and  
13 2003 c 19 s 4;  
14 (124) RCW 28B.133.040 (Program administration) and 2003 c 19 s 5;  
15 (125) RCW 28B.133.050 (Use of grants) and 2004 c 275 s 74 & 2003 c  
16 19 s 6;  
17 (126) RCW 28B.133.900 (Short title) and 2003 c 19 s 7;  
18 (127) RCW 28B.133.901 (Captions not law--2003 c 19) and 2003 c 19  
19 s 9;  
20 (128) RCW 28B.76.500 (Student financial aid programs--  
21 Administration by board--College information web-based portal) and 2009  
22 c 215 s 7, 1985 c 370 s 23, & 1975 1st ex.s. c 132 s 15;  
23 (129) RCW 28B.76.505 (Scholarship endowment programs--  
24 Administration of funds) and 2007 c 73 s 1;  
25 (130) RCW 28B.76.525 (State financial aid account) and 2005 c 139  
26 s 1;  
27 (131) RCW 28B.76.526 (Washington opportunity pathways account) and  
28 2010 1st sp.s. c 27 s 2; and  
29 (132) RCW 28B.76.540 (Administrative responsibilities) and 2004 c  
30 275 s 18, 1998 c 245 s 24, 1995 1st sp.s. c 9 s 12, 1990 c 33 s 561,  
31 1986 c 136 s 20, & 1985 c 370 s 7.

#### 32 PART IV

#### 33 TRANSFER AND ARTICULATION

34 **Sec. 401.** RCW 28B.76.240 and 2004 c 275 s 10 are each amended to  
35 read as follows:

36 The board, in conjunction with the institutions of higher education

1 and the state board for community and technical colleges, shall adopt  
2 and implement a statewide transfer and articulation system and policies  
3 that ensure efficient transfer of credits and courses across public two  
4 and four-year institutions of higher education. ((The intent of the  
5 policies is to create a statewide system of articulation and alignment  
6 between two and four-year institutions. Policies may address but are  
7 not limited to creation of a statewide system of course equivalency,  
8 creation of transfer associate degrees, statewide articulation  
9 agreements, applicability of technical courses toward baccalaureate  
10 degrees, and other issues. The institutions of higher education and  
11 the state board for community and technical colleges shall cooperate  
12 with the board in developing the statewide policies and shall provide  
13 support and staff resources as necessary to assist in maintaining the  
14 policies.)) This system and policies must include common lower division

15 academic transfer course numbering and a common curriculum content  
16 framework. The board shall submit a progress report to the higher  
17 education committees of the senate and house of representatives by  
18 ((December 1, 2006)) September 1, 2012, by which time the legislature  
19 expects ((measurable improvement in alignment and transfer efficiency))  
20 the system to be complete and the policies, including common course  
21 numbering and a common curriculum content framework, implemented for  
22 the 2012-13 academic year. In the event that the implementation date  
23 of September 1, 2012, is not met, for every thirty days beyond this  
24 date the office of financial management shall withhold ten percent of  
25 funding disbursements to the higher education coordinating board, the  
26 institutions of higher education, and the state board for community and  
27 technical colleges.

28 **PART V**  
29 **COST SAVINGS**

30 **Sec. 501.** RCW 28B.10.029 and 2010 c 61 s 1 are each amended to  
31 read as follows:

32 (1)(a) An institution of higher education may exercise  
33 independently those powers otherwise granted to the director of general  
34 administration in chapter 43.19 RCW in connection with the purchase and  
35 disposition of all material, supplies, services, and equipment needed



1 for the support, maintenance, and use of the respective institution of  
2 higher education.

3 (b) Property disposition policies followed by institutions of  
4 higher education shall be consistent with policies followed by the  
5 department of general administration.

6 (c) Purchasing policies and procedures followed by institutions of  
7 higher education shall be in compliance with chapters 39.19, 39.29, and  
8 43.03 RCW, and RCW 43.19.1901, 43.19.1906, 43.19.1911, 43.19.1917,  
9 43.19.1937, 43.19.534, 43.19.685, 43.19.700 through 43.19.704, and  
10 43.19.560 through 43.19.637.

11 (d) Purchases under chapter 39.29, 43.19, or 43.105 RCW by  
12 institutions of higher education may be made by using contracts for  
13 materials, supplies, services, or equipment negotiated or entered into  
14 by, for, or through group purchasing organizations.

15 (e) The community and technical colleges shall comply with RCW  
16 43.19.450.

17 (f) Except for the University of Washington, institutions of higher  
18 education shall comply with RCW 43.41.310, 43.41.290, and 43.41.350.

19 (g) If an institution of higher education can satisfactorily  
20 demonstrate to the director of the office of financial management that  
21 the cost of compliance is greater than the value of benefits from any  
22 of the following statutes, then it shall be exempt from them: RCW  
23 43.19.685, 43.19.534, and 43.19.637.

24 (h) Any institution of higher education that chooses to exercise  
25 independent purchasing authority for a commodity or group of  
26 commodities shall notify the director of general administration.  
27 Thereafter the director of general administration shall not be required  
28 to provide those services for that institution for the duration of the  
29 general administration contract term for that commodity or group of  
30 commodities.

31 (2) The council of presidents and the state board for community and  
32 technical colleges shall convene its correctional industries business  
33 development advisory committee, and work collaboratively with  
34 correctional industries, to:

35 (a) Reaffirm purchasing criteria and ensure that quality, service,  
36 and timely delivery result in the best value for expenditure of state  
37 dollars;

1 (b) Update the approved list of correctional industries products  
2 from which higher education shall purchase; and

3 (c) Develop recommendations on ways to continue to build  
4 correctional industries' business with institutions of higher  
5 education.

6 (3) Higher education and correctional industries shall develop a  
7 plan to build higher education business with correctional industries to  
8 increase higher education purchases of correctional industries  
9 products, based upon the criteria established in subsection (2) of this  
10 section. The plan shall include the correctional industries'  
11 production and sales goals for higher education and an approved list of  
12 products from which higher education institutions shall purchase, based  
13 on the criteria established in subsection (2) of this section. Higher  
14 education and correctional industries shall report to the legislature  
15 regarding the plan and its implementation no later than January 30,  
16 2005.

17 (4) Institutions of higher education shall set as a target to  
18 contract, beginning not later than June 30, 2006, to purchase one  
19 percent of the total goods and services required by the institutions  
20 each year produced or provided in whole or in part from class II inmate  
21 work programs operated by the department of corrections. Institutions  
22 of higher education shall set as a target to contract, beginning not  
23 later than June 30, 2008, to purchase two percent of the total goods  
24 and services required by the institutions each year produced or  
25 provided in whole or in part from class II inmate work programs  
26 operated by the department of corrections.

27 (5) An institution of higher education may exercise independently  
28 those powers otherwise granted to the public printer in chapter 43.78  
29 RCW in connection with the production or purchase of any printing and  
30 binding needed by the respective institution of higher education.  
31 Purchasing policies and procedures followed by institutions of higher  
32 education shall be in compliance with chapter 39.19 RCW. Any  
33 institution of higher education that chooses to exercise independent  
34 printing production or purchasing authority shall notify the public  
35 printer. Thereafter the public printer shall not be required to  
36 provide those services for that institution.

37 (6) Cost savings achieved by joint, binding, shared cost-savings

1 agreements between any four or more combination of two and four-year  
2 institutions of higher education shall be retained by the individual  
3 institutions.

4 **PART VI**

5 **RISING JUNIORS EXAM**

6 NEW SECTION. **Sec. 601.** A new section is added to chapter 28B.10  
7 RCW to read as follows:

8 (1) In consultation with the public institutions of higher  
9 education, the higher education coordinating board shall select a  
10 single rising juniors test to be used by all of the institutions of  
11 higher education. The first rising juniors test shall be administered  
12 in the winter of 2013. Thereafter, the rising juniors test shall be  
13 administered several times each year.

14 (2) All students pursuing a baccalaureate degree at any institution  
15 of higher education must take the rising juniors test. A student must  
16 have at least sixty and should have no more than ninety quarter  
17 credits, or the equivalent semester credits, at the time of testing.

18 (3) Students with ninety or more quarter credits, or the equivalent  
19 semester credits, who have not tested at the time of course  
20 registration, may not enroll in upper division coursework. Rising  
21 juniors test results may not prevent a student from taking upper  
22 division coursework.

23 (4) Students scoring in the top quintile of the rising juniors test  
24 must receive first preference for placement in upper division  
25 coursework and for the advanced higher education loan program.

26 **PART VII**

27 **HIGH SCHOOL DUAL CREDIT PROGRAMS**

28 **Sec. 701.** RCW 28A.600.390 and 1994 c 205 s 10 are each amended to  
29 read as follows:

30 (1) The superintendent of public instruction, the state board for  
31 community and technical colleges, and the higher education coordinating  
32 board shall jointly develop and adopt rules governing RCW 28A.600.300  
33 through 28A.600.380, if rules are necessary. The rules shall be

1 written to encourage the maximum use of the program and shall not  
2 narrow or limit the enrollment options under RCW 28A.600.300 through  
3 28A.600.380.

4 (2) High school dual credit programs, including but not limited to  
5 running start and advanced placement, shall be integrated to the  
6 greatest extent possible and the top quintile of achievers in these  
7 programs shall be given first preference for lower division course  
8 placement and financial aid by institutions of higher education.

9 **PART VIII**

10 **REMEDIAL INSTRUCTION CHARGE BACK**

11 NEW SECTION. **Sec. 801.** The legislature finds that too many  
12 students entering college are unprepared and must take learning  
13 content, such as remedial math, English, and civics that they should  
14 have learned in high school. There are considerable financial and time  
15 costs to the students that are associated with having to take remedial  
16 coursework in college. Students enrolled in remedial courses are more  
17 likely to leave college before earning a degree or certificate.  
18 Furthermore, such students may be deterred from pursuing some programs  
19 of study or careers. There are also considerable financial costs to  
20 the state and the institutions of higher education.

21 **Sec. 802.** RCW 28B.10.685 and 1995 c 310 s 3 are each amended to  
22 read as follows:

23 Beginning in 1997, by September 30th of each year, each state  
24 university, regional university, state college, and, for community  
25 colleges and technical colleges, the state board for community and  
26 technical colleges shall provide a report to the office of the  
27 superintendent of public instruction, the state board of education, and  
28 the commission on student learning under RCW 28A.630.885. The report  
29 shall contain the following information on students who, within three  
30 years of graduating from a Washington high school, enrolled the prior  
31 year in a state-supported precollege level class at the institution:  
32 (1) The number of such students enrolled in a precollege level class in  
33 mathematics, reading, grammar, spelling, writing, or English; (2) the  
34 types of precollege classes in which each student was enrolled; and (3)

1 the name of the Washington high school from which each student  
2 graduated.

3 For students who enrolled in a precollege class within three years  
4 of graduating from a Washington high school, each institution of higher  
5 education shall also report to the Washington high school from which  
6 the student graduated. The annual report shall include information on  
7 the number of students from that high school enrolled in precollege  
8 classes, and the types of classes taken by the students.

9 For each student who enrolled in a precollege class within three  
10 years of graduating from a Washington high school, an institution of  
11 higher education may establish and charge the respective Washington  
12 school district for the cost of instruction of the precollege class.

13 **PART IX**

14 **WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD ABOLISHED**  
15 **TRANSFER OF POWERS, DUTIES, AND FUNCTIONS TO THE STATE BOARD**  
16 **FOR COMMUNITY AND TECHNICAL COLLEGES**

17 **Sec. 901.** RCW 28C.18.010 and 2009 c 151 s 5 are each reenacted and  
18 amended to read as follows:

19 Unless the context clearly requires otherwise, the definitions in  
20 this section apply throughout this title.

21 (1) "Adult basic education" means instruction designed to achieve  
22 mastery of skills in reading, writing, oral communication, and  
23 computation at a level sufficient to allow the individual to function  
24 effectively as a parent, worker, and citizen in the United States,  
25 commensurate with that individual's actual ability level, and includes  
26 English as a second language and preparation and testing service for  
27 the general education development exam.

28 (2) "Board" means the (~~workforce training and education~~  
29 ~~coordinating board~~) state board for community and technical colleges.

30 (3) "Director" means the director of the (~~workforce training and~~  
31 ~~education coordinating~~) board.

32 (4) "Industry skill panel" means a regional partnership of  
33 business, labor, and education leaders that identifies skill gaps in a  
34 key economic cluster and enables the industry and public partners to  
35 respond to and be proactive in addressing workforce skill needs.

1 (5) "Training system" means programs and courses of secondary  
2 vocational education, technical college programs and courses, community  
3 college vocational programs and courses, private career school and  
4 college programs and courses, employer-sponsored training, adult basic  
5 education programs and courses, programs and courses funded by the  
6 federal workforce investment act, programs and courses funded by the  
7 federal vocational act, programs and courses funded under the federal  
8 adult education act, publicly funded programs and courses for adult  
9 literacy education, and apprenticeships, and programs and courses  
10 offered by private and public nonprofit organizations that are  
11 representative of communities or significant segments of communities  
12 and provide job training or adult literacy services.

13 (6) "Vocational education" means organized educational programs  
14 offering a sequence of courses which are directly related to the  
15 preparation or retraining of individuals in paid or unpaid employment  
16 in current or emerging occupations requiring other than a baccalaureate  
17 or advanced degree. Such programs shall include competency-based  
18 applied learning which contributes to an individual's academic  
19 knowledge, higher-order reasoning, and problem-solving skills, work  
20 attitudes, general employability skills, and the occupational-specific  
21 skills necessary for economic independence as a productive and  
22 contributing member of society. Such term also includes applied  
23 technology education.

24 (7) "Workforce development council" means a local workforce  
25 investment board as established in P.L. 105-220 Sec. 117.

26 (8) "Workforce skills" means skills developed through applied  
27 learning that strengthen and reinforce an individual's academic  
28 knowledge, critical thinking, problem solving, and work ethic and,  
29 thereby, develop the employability, occupational skills, and management  
30 of home and work responsibilities necessary for economic independence.

31 **Sec. 902.** RCW 28C.18.070 and 1995 c 130 s 1 are each amended to  
32 read as follows:

33 (1) The legislature continues to recognize the vital role that  
34 workforce development efforts play in equipping the state's workers  
35 with the skills they need to succeed in an economy that requires higher  
36 levels of skill and knowledge. The legislature also recognizes that  
37 businesses are increasingly relying on the state's workforce

1 development programs and expect them to be responsive to their changing  
2 skill requirements. The state benefits from a workforce development  
3 system that allows firms and workers to be highly competitive in global  
4 markets.

5 (2) The establishment of the workforce training and education  
6 coordinating board (~~((was an))~~) and the transfer of its powers, duties,  
7 and functions to the state board for community and technical colleges  
8 are integral steps in developing a strategic approach to workforce  
9 development. For the (~~((coordinating))~~) board to carry out its intended  
10 role, the board must be able to give unambiguous guidance to operating  
11 agencies, the governor, and the legislature. It is the intent of  
12 chapter 130, Laws of 1995, to clarify the preeminent role intended for  
13 the (~~((workforce training and education coordinating))~~) board in  
14 coordination and policy development of the state's workforce  
15 development efforts.

16 (3) In the event that federal workforce development funds are block  
17 granted to the state, it is the intent of the legislature to seek the  
18 broadest possible input, from local and statewide organizations  
19 concerned with workforce development, on the allocation of the federal  
20 funds.

21 (4) For purposes of RCW 28C.18.080 through 28C.18.110, the term  
22 "program" shall not refer to the activities of individual institutions  
23 such as individual community or technical colleges, common schools,  
24 service delivery areas, or job service centers; nor shall it refer to  
25 individual fields of study or courses.

26 **Sec. 903.** RCW 28C.18.130 and 2008 c 103 s 3 are each amended to  
27 read as follows:

28 (1) Subject to funding provided for the purposes of this section,  
29 the board, in consultation with (~~((the state board for community and~~  
30 ~~technical colleges,))~~) the department of (~~((community, trade, and~~  
31 ~~economic development))~~) commerce, and the employment security  
32 department, shall allocate grants on a competitive basis to establish  
33 and support industry skill panels.

34 (2) Eligible applicants for the grants allocated under this section  
35 include, but are not limited to, workforce development councils,  
36 community and technical colleges, economic development councils,

1 private career schools, chambers of commerce, trade associations, and  
2 apprenticeship councils.

3 (3) Entities applying for a grant under this section shall provide  
4 an employer match of at least twenty-five percent to be eligible. The  
5 local match may include in-kind services.

6 (4) It shall be the role of industry skill panels funded under this  
7 chapter to enable businesses in the industry to address workforce skill  
8 needs. Industry skill panels shall identify workforce strategies to  
9 meet the needs in order to benefit employers and workers across the  
10 industry. Examples of strategies include, but are not limited to:  
11 Developing career guidance materials; producing or updating skill  
12 standards and curricula; designing training programs and courses;  
13 developing technical assessments and certifications; arranging employer  
14 mentoring, tutoring, and internships; identifying private sector  
15 assistance in providing faculty or equipment to training providers; and  
16 organizing industry conferences disseminating best practices. The  
17 products and services of particular skill panels shall depend upon the  
18 needs of the industry.

19 **Sec. 904.** RCW 28C.18.132 and 2008 c 258 s 2 are each amended to  
20 read as follows:

21 (1) To the extent funds are appropriated specifically for this  
22 purpose (~~(and in partnership with the state board for community and~~  
23 ~~technical colleges)), the board shall convene a work group that  
24 includes representatives from the prosperity partnership, the  
25 technology alliance, the higher education coordinating board, a private  
26 career or vocational school, a four-year public institution of higher  
27 education, the council of faculty representatives, the united faculty  
28 of Washington state, community and technical college faculty, and a  
29 community and technical college student, to take the following actions  
30 related to electronically distributed learning:~~

31 (a) Identify and evaluate current national private employer  
32 workplace-based educational programs with electronically distributed  
33 learning components provided by public colleges and universities. The  
34 evaluation shall include:

35 (i) A review of the literature and interviews of practitioners  
36 about promising practices and results;



1 (ii) An initial determination of feasibility based on targeted  
2 populations served, subject matter, and level of education;

3 (iii) An overview of technological considerations and adult  
4 learning strategies for distribution of learning to employer sites; and

5 (iv) An overview of cost factors, including shared costs or  
6 coinvestments by public and private partners;

7 (b) Review and, to the extent necessary, establish standards and  
8 best practices regarding electronically distributed learning and  
9 related support services including online help desk support, advising,  
10 mentoring, counseling, and tutoring;

11 (c) Recommend methods to increase student access to electronically  
12 distributed learning programs of study and identify barriers to  
13 programs of study participation and completion;

14 (d) Determine methods to increase the institutional supply and  
15 quality of open course materials, with a focus on the OpenCourseWare  
16 initiative at the Massachusetts Institute of Technology;

17 (e) Recommend methods to increase the availability and use of  
18 digital open textbooks; and

19 (f) Review and report demographic information on electronically  
20 distributed learning programs of study enrollments, retention, and  
21 completions.

22 (2) The board shall work in cooperation with the state board for  
23 community and technical colleges to report the preliminary results of  
24 the studies to the appropriate committees of the legislature by  
25 December 1, 2008, and a final report by December 1, 2009.

26 NEW SECTION. **Sec. 905.** RCW 28C.18.020 (Workforce training and  
27 education coordinating board) and 2010 c 128 s 6 & 1991 c 238 s 3 are  
28 each repealed.

29 NEW SECTION. **Sec. 906.** A new section is added to chapter 28C.18  
30 RCW to read as follows:

31 (1) The workforce training and education coordinating board is  
32 hereby abolished and its powers, duties, and functions are hereby  
33 transferred to the state board for community and technical colleges.  
34 All references to the director or the workforce training and education  
35 coordinating board in the Revised Code of Washington shall be construed

1 to mean the director or the state board for community and technical  
2 colleges.

3 (2)(a) All reports, documents, surveys, books, records, files,  
4 papers, or written material in the possession of the workforce training  
5 and education coordinating board shall be delivered to the custody of  
6 the state board for community and technical colleges. All cabinets,  
7 furniture, office equipment, motor vehicles, and other tangible  
8 property employed by the workforce training and education coordinating  
9 board shall be made available to the state board for community and  
10 technical colleges. All funds, credits, or other assets held by the  
11 workforce training and education coordinating board shall be assigned  
12 to the state board for community and technical colleges.

13 (b) Any appropriations made to the workforce training and education  
14 coordinating board shall, on the effective date of this section, be  
15 transferred and credited to the state board for community and technical  
16 colleges.

17 (c) If any question arises as to the transfer of any personnel,  
18 funds, books, documents, records, papers, files, equipment, or other  
19 tangible property used or held in the exercise of the powers and the  
20 performance of the duties and functions transferred, the director of  
21 financial management shall make a determination as to the proper  
22 allocation and certify the same to the state agencies concerned.

23 (3) All employees of the workforce training and education  
24 coordinating board are transferred to the jurisdiction of the state  
25 board for community and technical colleges. All employees classified  
26 under chapter 41.06 RCW, the state civil service law, are assigned to  
27 the state board for community and technical colleges to perform their  
28 usual duties upon the same terms as formerly, without any loss of  
29 rights, subject to any action that may be appropriate thereafter in  
30 accordance with the laws and rules governing state civil service.

31 (4) All rules and all pending business before the workforce  
32 training and education coordinating board shall be continued and acted  
33 upon by the state board for community and technical colleges. All  
34 existing contracts and obligations shall remain in full force and shall  
35 be performed by the state board for community and technical colleges.

36 (5) The transfer of the powers, duties, functions, and personnel of  
37 the workforce training and education coordinating board shall not

1 affect the validity of any act performed before the effective date of  
2 this section.

3 (6) If apportionments of budgeted funds are required because of the  
4 transfers directed by this section, the director of financial  
5 management shall certify the apportionments to the agencies affected,  
6 the state auditor, and the state treasurer. Each of these shall make  
7 the appropriate transfer and adjustments in funds and appropriation  
8 accounts and equipment records in accordance with the certification.

9 (7) All classified employees of the workforce training and  
10 education coordinating board assigned to the state board for community  
11 and technical colleges under this section whose positions are within an  
12 existing bargaining unit description at the state board for community  
13 and technical colleges shall become a part of the existing bargaining  
14 unit at the state board for community and technical colleges and shall  
15 be considered an appropriate inclusion or modification of the existing  
16 bargaining unit under the provisions of chapter 41.80 RCW.

17 **PART X**

18 **TRANSFER OF HIGHER EDUCATION COORDINATING BOARD DATA**  
19 **COLLECTION FUNCTIONS TO THE LEGISLATIVE EVALUATION AND**  
20 **ACCOUNTABILITY PROGRAM**

21 **Sec. 1001.** RCW 28B.76.280 and 2010 1st sp.s. c 7 s 58 are each  
22 amended to read as follows:

23 (1) In consultation with the institutions of higher education and  
24 state education agencies, the ((board)) committee shall identify the  
25 data needed to carry out its responsibilities for policy analysis,  
26 accountability, program improvements, and public information. The  
27 primary goals of the ((board's)) committee's data collection and  
28 research are to describe how students and other beneficiaries of higher  
29 education are being served; to support higher education accountability;  
30 and to assist state policymakers and institutions in making policy  
31 decisions.

32 (2) The board shall identify the most cost-effective manner for the  
33 ((board)) committee to collect data or access existing data. The  
34 ((board)) committee shall develop research priorities, policies, and  
35 common definitions to maximize the reliability and consistency of data  
36 across institutions.

1 (3) Specific protocols shall be developed by the ((board))  
2 committee to protect the privacy of individual student records while  
3 ensuring the availability of student data for legitimate research  
4 purposes.

5 **PART XI**

6 **HIGHER EDUCATION LOAN PROGRAM (HELP)**

7 NEW SECTION. **Sec. 1101.** A new section is added to chapter 43.33A  
8 RCW to read as follows:

9 (1) The HELP investment fund is created within the state investment  
10 board's portfolio of investment pools.

11 (2) Allocations to the fund shall be made by the state investment  
12 board and shall not exceed three hundred million dollars.

13 (3) The rate charged to four-year institutions of higher education  
14 for their proportional share of the HELP fund shall be a competitive  
15 market rate determined by the state investment board.

16 (4) The state treasurer shall by rule oversee the uniformity and  
17 fiscal integrity and transparency of the HELP fund.

18 (5) Proceeds of the HELP fund are to be exclusively for upper  
19 division undergraduate and graduate students at institutions of higher  
20 education as defined in RCW 28B.10.016.

21 **PART XII**

22 **MISCELLANEOUS PROVISIONS**

23 NEW SECTION. **Sec. 1201.** Sections 201 and 202 of this act  
24 constitute a new chapter in Title 28B RCW.

25 NEW SECTION. **Sec. 1202.** RCW 28B.76.280 is recodified as a section  
26 in chapter 44.48 RCW.

27 NEW SECTION. **Sec. 1203.** Section 904 of this act expires December  
28 31, 2012.

29 NEW SECTION. **Sec. 1204.** Sections 101 through 104, 201 through

1 203, 301 through 304, 501, 601, 701, 801, 802, 901 through 906, 1001,  
2 and 1101 of this act take effect July 1, 2012.

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