

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5928

64th Legislature
2016 1st Special Session

Passed by the Senate March 29, 2016
Yeas 42 Nays 3

President of the Senate

Passed by the House March 29, 2016
Yeas 57 Nays 37

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5928** as passed by Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5928

Passed Legislature - 2016 1st Special Session

State of Washington 64th Legislature 2016 Regular Session

By Senate Ways & Means (originally sponsored by Senator Dammeier)

READ FIRST TIME 03/04/16.

1 AN ACT Relating to education; amending RCW 28B.50.140; reenacting
2 and amending RCW 28B.15.069; and adding a new section to chapter
3 28B.50 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 28B.50
6 RCW to read as follows:

7 (1) Subject to approval by the college board, Bellevue college is
8 authorized to offer bachelor of science degrees in computer science.

9 (2) Bellevue college may develop the curriculum for and design
10 and deliver courses leading to a bachelor of science degree in
11 computer science.

12 (3) Degree programs developed under this section are subject to
13 approval by the college board under RCW 28B.50.090 before a college
14 may enroll students in upper-division courses.

15 **Sec. 2.** RCW 28B.15.069 and 2015 3rd sp.s. c 36 s 5 and 2015 3rd
16 sp.s. c 4 s 945 are each reenacted and amended to read as follows:

17 (1) The building fee for each academic year shall be a percentage
18 of total tuition fees. This percentage shall be calculated by the
19 office of financial management and be based on the actual percentage
20 the building fee is of total tuition for each tuition category in the

1 1994-95 academic year, rounded up to the nearest half percent. After
2 October 9, 2015, the dollar value of the building fee shall not be
3 reduced below the level in the 2014-15 academic year adjusted for
4 inflation. As used in this subsection, "inflation" has the meaning in
5 RCW 28B.15.066(2).

6 (2) The governing boards of each institution of higher education
7 shall charge to and collect from each student a services and
8 activities fee. A governing board may increase the existing fee
9 annually, consistent with budgeting procedures set forth in RCW
10 28B.15.045, by a percentage not to exceed the annual percentage
11 increase in student tuition fees for resident undergraduate students:
12 PROVIDED, That such percentage increase shall not apply to that
13 portion of the services and activities fee previously committed to
14 the repayment of bonded debt. These rate adjustments may exceed the
15 fiscal growth factor. For the 2015-2017 fiscal biennium, each
16 governing board is authorized to increase the services and activities
17 fees by amounts judged reasonable and necessary by the services and
18 activities fee committee and the governing board consistent with the
19 budgeting procedures set forth in RCW 28B.15.045. The services and
20 activities fee committee provided for in RCW 28B.15.045 may initiate
21 a request to the governing board for a fee increase.

22 (3) Tuition and services and activities fees consistent with
23 subsection (2) of this section shall be set by the state board for
24 community and technical colleges for community and technical college
25 summer school students unless the college charges fees in accordance
26 with RCW 28B.15.515.

27 (4) Subject to the limitations of RCW 28B.15.910, each governing
28 board of a community or technical college may charge such fees for
29 ungraded courses, noncredit courses, community services courses, and
30 self-supporting courses as it, in its discretion, may determine,
31 consistent with the rules of the state board for community and
32 technical colleges.

33 (5) The governing board of a college offering an applied
34 baccalaureate degree program under RCW 28B.50.810 or a bachelor of
35 science degree program described in section 1 of this act may charge
36 tuition fees for those courses above the associate degree level at
37 rates consistent with rules adopted by the state board for community
38 and technical colleges, not to exceed tuition fee rates at the
39 regional universities.

1 **Sec. 3.** RCW 28B.50.140 and 2015 3rd sp.s. c 4 s 946 are each
2 amended to read as follows:

3 Each board of trustees:

4 (1) Shall operate all existing community and technical colleges
5 in its district;

6 (2) Shall create comprehensive programs of community and
7 technical college education and training and maintain an open-door
8 policy in accordance with the provisions of RCW 28B.50.090(3);

9 (3) Shall employ for a period to be fixed by the board a college
10 president for each community and technical college and, may appoint a
11 president for the district, and fix their duties and compensation,
12 which may include elements other than salary. Compensation under this
13 subsection shall not affect but may supplement retirement, health
14 care, and other benefits that are otherwise applicable to the
15 presidents as state employees. The board shall also employ for a
16 period to be fixed by the board members of the faculty and such other
17 administrative officers and other employees as may be necessary or
18 appropriate and fix their salaries and duties. Except for increments
19 provided with local resources during the 2015-2017 fiscal biennium,
20 compensation and salary increases under this subsection shall not
21 exceed the amount or percentage established for those purposes in the
22 state appropriations act by the legislature as allocated to the board
23 of trustees by the state board for community and technical colleges.
24 The state board for community and technical colleges shall adopt
25 rules defining the permissible elements of compensation under this
26 subsection;

27 (4) May establish, in accordance with RCW 28B.77.080, new
28 facilities as community needs and interests demand. However, the
29 authority of boards of trustees to purchase or lease major off-campus
30 facilities shall be subject to the approval of the student
31 achievement council pursuant to RCW 28B.77.080;

32 (5) May establish or lease, operate, equip and maintain
33 dormitories, food service facilities, bookstores and other self-
34 supporting facilities connected with the operation of the community
35 and technical college;

36 (6) May, with the approval of the college board, borrow money and
37 issue and sell revenue bonds or other evidences of indebtedness for
38 the construction, reconstruction, erection, equipping with permanent
39 fixtures, demolition and major alteration of buildings or other
40 capital assets, and the acquisition of sites, rights-of-way,

1 easements, improvements or appurtenances, for dormitories, food
2 service facilities, and other self-supporting facilities connected
3 with the operation of the community and technical college in
4 accordance with the provisions of RCW 28B.10.300 through 28B.10.330
5 where applicable;

6 (7) May establish fees and charges for the facilities authorized
7 hereunder, including reasonable rules and regulations for the
8 government thereof, not inconsistent with the rules of the college
9 board; each board of trustees operating a community and technical
10 college may enter into agreements, subject to rules of the college
11 board, with owners of facilities to be used for housing regarding the
12 management, operation, and government of such facilities, and any
13 board entering into such an agreement may:

14 (a) Make rules for the government, management and operation of
15 such housing facilities deemed necessary or advisable; and

16 (b) Employ necessary employees to govern, manage and operate the
17 same;

18 (8) May receive such gifts, grants, conveyances, devises and
19 bequests of real or personal property from private sources, as may be
20 made from time to time, in trust or otherwise, whenever the terms and
21 conditions thereof will aid in carrying out the community and
22 technical college programs as specified by law and the rules of the
23 state college board; sell, lease or exchange, invest or expend the
24 same or the proceeds, rents, profits and income thereof according to
25 the terms and conditions thereof; and adopt rules to govern the
26 receipt and expenditure of the proceeds, rents, profits and income
27 thereof;

28 (9) May establish and maintain night schools whenever in the
29 discretion of the board of trustees it is deemed advisable, and
30 authorize classrooms and other facilities to be used for summer or
31 night schools, or for public meetings and for any other uses
32 consistent with the use of such classrooms or facilities for
33 community and technical college purposes;

34 (10) May make rules for pedestrian and vehicular traffic on
35 property owned, operated, or maintained by the district;

36 (11) Shall prescribe, with the assistance of the faculty, the
37 course of study in the various departments of the community and
38 technical college or colleges under its control, and publish such
39 catalogues and bulletins as may become necessary;

1 (12) May grant to every student, upon graduation or completion of
2 a course of study, a suitable diploma, degree, or certificate under
3 the rules of the state board for community and technical colleges
4 that are appropriate to their mission. The purposes of these
5 diplomas, certificates, and degrees are to lead individuals directly
6 to employment in a specific occupation or prepare individuals for a
7 bachelor's degree or beyond. Technical colleges may only offer
8 transfer degrees that prepare students for bachelor's degrees in
9 professional fields, subject to rules adopted by the college board.
10 In adopting rules, the college board, where possible, shall create
11 consistency between community and technical colleges and may address
12 issues related to tuition and fee rates; tuition waivers; enrollment
13 counting, including the use of credits instead of clock hours; degree
14 granting authority; or any other rules necessary to offer the
15 associate degrees that prepare students for transfer to bachelor's
16 degrees in professional areas. Only colleges under RCW 28B.50.810 or
17 section 1 of this act may award baccalaureate degrees. The board,
18 upon recommendation of the faculty, may also confer honorary
19 associate of arts degrees, or if it is authorized to award
20 baccalaureate degrees may confer honorary bachelor of applied science
21 degrees, upon persons other than graduates of the community college,
22 in recognition of their learning or devotion to education,
23 literature, art, or science. No degree may be conferred in
24 consideration of the payment of money or the donation of any kind of
25 property;

26 (13) Shall enforce the rules prescribed by the state board for
27 community and technical colleges for the government of community and
28 technical colleges, students and teachers, and adopt such rules and
29 perform all other acts not inconsistent with law or rules of the
30 state board for community and technical colleges as the board of
31 trustees may in its discretion deem necessary or appropriate to the
32 administration of college districts: PROVIDED, That such rules shall
33 include, but not be limited to, rules relating to housing,
34 scholarships, conduct at the various community and technical college
35 facilities, and discipline: PROVIDED, FURTHER, That the board of
36 trustees may suspend or expel from community and technical colleges
37 students who refuse to obey any of the duly adopted rules;

38 (14) May, by written order filed in its office, delegate to the
39 president or district president any of the powers and duties vested

1 in or imposed upon it by this chapter. Such delegated powers and
2 duties may be exercised in the name of the district board;

3 (15) May perform such other activities consistent with this
4 chapter and not in conflict with the directives of the college board;

5 (16) Notwithstanding any other provision of law, may offer
6 educational services on a contractual basis other than the tuition
7 and fee basis set forth in chapter 28B.15 RCW for a special fee to
8 private or governmental entities, consistent with rules adopted by
9 the state board for community and technical colleges: PROVIDED, That
10 the whole of such special fee shall go to the college district and be
11 not less than the full instructional costs of such services including
12 any salary increases authorized by the legislature for community and
13 technical college employees during the term of the agreement:
14 PROVIDED FURTHER, That enrollments generated hereunder shall not be
15 counted toward the official enrollment level of the college district
16 for state funding purposes;

17 (17) Notwithstanding any other provision of law, may offer
18 educational services on a contractual basis, charging tuition and
19 fees as set forth in chapter 28B.15 RCW, counting such enrollments
20 for state funding purposes, and may additionally charge a special
21 supplemental fee when necessary to cover the full instructional costs
22 of such services: PROVIDED, That such contracts shall be subject to
23 review by the state board for community and technical colleges and to
24 such rules as the state board may adopt for that purpose in order to
25 assure that the sum of the supplemental fee and the normal state
26 funding shall not exceed the projected total cost of offering the
27 educational service: PROVIDED FURTHER, That enrollments generated by
28 courses offered on the basis of contracts requiring payment of a
29 share of the normal costs of the course will be discounted to the
30 percentage provided by the college;

31 (18) Shall be authorized to pay dues to any association of
32 trustees that may be formed by the various boards of trustees; such
33 association may expend any or all of such funds to submit biennially,
34 or more often if necessary, to the governor and to the legislature,
35 the recommendations of the association regarding changes which would
36 affect the efficiency of such association;

37 (19) May participate in higher education centers and consortia
38 that involve any four-year public or independent college or
39 university in accordance with RCW 28B.77.080;

1 (20) Shall perform any other duties and responsibilities imposed
2 by law or rule of the state board; and
3 (21) May confer honorary associate of arts degrees upon persons
4 who request an honorary degree if they were students at the college
5 in 1942 and did not graduate because they were ordered into an
6 internment camp. The honorary degree may also be requested by a
7 representative of deceased persons who meet these requirements. For
8 the purposes of this subsection, "internment camp" means a relocation
9 center to which persons were ordered evacuated by Presidential
10 Executive Order 9066, signed on February 19, 1942.

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