
SUBSTITUTE HOUSE BILL 1726

State of Washington

52nd Legislature

1991 Regular Session

By House Committee on Higher Education (originally sponsored by Representatives Spanel, Jacobsen, Kremen, Ogden, Prince, R. Johnson, Braddock and Wineberry).

Read first time February 27, 1991.

1 AN ACT Relating to tribally controlled colleges; amending RCW
2 28B.10.802, 28B.12.030, 28B.102.020, and 28B.108.010; and reenacting
3 and amending RCW 28B.104.020.

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

5 **Sec. 1.** RCW 28B.10.802 and 1989 c 254 s 2 are each amended to read
6 as follows:

7 As used in RCW 28B.10.800 through 28B.10.824:

8 (1) "Institutions of higher education" shall mean (1) any public
9 university, college, community college, or vocational-technical
10 institute operated by the state of Washington or any political
11 subdivision thereof or any tribally controlled college under P.L. 95-
12 471 established by a Washington state Indian tribe and approved to
13 administer federal title IV financial aid or (2) any other university,
14 college, school, or institute in the state of Washington offering

1 instruction beyond the high school level which is a member institution
2 of an accrediting association recognized by rule of the board for the
3 purposes of this section: PROVIDED, That any institution, branch,
4 extension or facility operating within the state of Washington which is
5 affiliated with an institution operating in another state must be a
6 separately accredited member institution of any such accrediting
7 association: PROVIDED FURTHER, That no institution of higher education
8 shall be eligible to participate in a student financial aid program
9 unless it agrees to and complies with program rules and regulations
10 adopted pursuant to RCW 28B.10.822.

11 (2) The term "financial aid" shall mean loans and/or grants to
12 needy students enrolled or accepted for enrollment as a student at
13 institutions of higher education.

14 (3) The term "needy student" shall mean a post high school student
15 of an institution of higher learning as defined in subsection (1) of
16 this section who demonstrates to the board the financial inability,
17 either through the student's parents, family and/or personally, to meet
18 the total cost of board, room, books, and tuition and incidental fees
19 for any semester or quarter.

20 (4) The term "disadvantaged student" shall mean a post high school
21 student who by reason of adverse cultural, educational, environmental,
22 experiential, familial or other circumstances is unable to qualify for
23 enrollment as a full time student in an institution of higher learning,
24 who would otherwise qualify as a needy student, and who is attending an
25 institution of higher learning under an established program designed to
26 qualify the student for enrollment as a full time student.

27 (5) "Commission" or "board" shall mean the higher education
28 coordinating board.

1 **Sec. 2.** RCW 28B.12.030 and 1974 ex.s. c 177 s 3 are each amended
2 to read as follows:

3 As used in this chapter, the following words and terms shall have
4 the following meanings, unless the context shall clearly indicate
5 another or different meaning or intent:

6 (1) The term "needy student" shall mean a student enrolled or
7 accepted for enrollment at a post-secondary institution who, according
8 to a system of need analysis approved by the commission on higher
9 education, demonstrates a financial inability, either parental,
10 familial, or personal, to bear the total cost of education for any
11 semester or quarter.

12 (2) The term "eligible institution" shall mean any post-secondary
13 institution in this state accredited by the Northwest Association of
14 Secondary and Higher Schools or any public vocational-technical school
15 in the state or any tribally controlled college under P.L. 95-471
16 established by a Washington state Indian tribe and approved to
17 administer federal title IV financial aid.

18 **Sec. 3.** RCW 28B.102.020 and 1987 c 437 s 2 are each amended to
19 read as follows:

20 Unless the context clearly requires otherwise, the definitions in
21 this section apply throughout this chapter.

22 (1) "Conditional scholarship" means a loan that is forgiven in
23 whole or in part if the recipient renders service as a teacher in the
24 public schools of this state.

25 (2) "Institution of higher education" or "institution" means a
26 college or university in the state of Washington which is accredited by
27 an accrediting association recognized as such by rule of the higher
28 education coordinating board or any tribally controlled college under

1 P.L. 95-471 established by a Washington state Indian tribe and approved
2 to administer federal title IV financial aid.

3 (3) "Board" means the higher education coordinating board.

4 (4) "Eligible student" means a student who is registered for at
5 least ten credit hours or the equivalent, demonstrates achievement of
6 at least a 3.30 grade point average for students entering an
7 institution of higher education directly from high school or maintains
8 at least a 3.00 grade point average or the equivalent for each academic
9 year in an institution of higher education, is a resident student as
10 defined by RCW 28B.15.012 through 28B.15.015, and has a declared
11 intention to complete an approved preparation program leading to
12 initial teacher certification or required for earning an additional
13 endorsement, or a college or university graduate who meets the same
14 credit hour requirements and is seeking an additional teaching
15 endorsement or initial teacher certification.

16 (5) "Public school" means an elementary school, a middle school,
17 junior high school, or high school within the public school system
18 referred to in Article IX of the state Constitution.

19 (6) "Forgiven" or "to forgive" or "forgiveness" means to render
20 service as a teacher at a public school in the state of Washington in
21 lieu of monetary repayment.

22 (7) "Satisfied" means paid-in-full.

23 (8) "Participant" means an eligible student who has received a
24 conditional scholarship under this chapter.

25 (9) "Targeted ethnic minority" means a group of Americans with a
26 common ethnic or racial heritage selected by the board for program
27 consideration due to societal concerns such as high dropout rates or
28 low rates of college participation by members of the group.

1 **Sec. 4.** RCW 28B.104.020 and 1989 1st ex.s. c 9 s 206 and 1989 c
2 115 s 1 are each reenacted and amended to read as follows:

3 Unless the context clearly requires otherwise, the definitions in
4 this section apply throughout this chapter.

5 (1) "Conditional scholarship" means a loan that is forgiven in
6 whole or in part if the recipient renders nursing service as a nurse
7 serving in a nurse shortage area, as defined by the state department of
8 health.

9 (2) "Institution of higher education" or "institution" means a
10 community college, vocational-technical school, college, or university
11 in the state of Washington which is accredited by an accrediting
12 association recognized as such by rule of the higher education
13 coordinating board or any tribally controlled college under P.L. 95-471
14 established by a Washington state Indian tribe and approved to
15 administer federal title IV financial aid.

16 (3) "Board" means the higher education coordinating board.

17 (4) "Eligible student" means a student who has been accepted into
18 a program leading to eligibility for licensure as a licensed practical
19 nurse, or to a program leading to an associate, baccalaureate, or
20 higher degree in nursing or continues satisfactory progress within the
21 program; and has a declared intention to serve in a nurse shortage area
22 upon completion of the educational program.

23 (5) "Nurse shortage area" means those areas where nurses are in
24 short supply as a result of geographic maldistribution; or specialty
25 areas of nursing, such as geriatrics or critical care, where vacancies
26 exist in serious numbers that jeopardize patient care and pose a threat
27 to the public health and safety. The state department of health shall
28 determine nurse shortage areas in the state guided by federal standards
29 of "health manpower shortage areas."

1 (6) "Forgiven" or "to forgive" or "forgiveness" means to render
2 nursing service in a nurse shortage area in the state of Washington in
3 lieu of monetary repayment.

4 (7) "Satisfied" means paid-in-full.

5 (8) "Participant" means an eligible student who has received a
6 conditional scholarship under this chapter.

7 **Sec. 5.** RCW 28B.108.010 and 1990 c 287 s 2 are each amended to
8 read as follows:

9 Unless the context clearly requires otherwise, the definitions in
10 this section apply throughout this chapter.

11 (1) "Institution of higher education" or "institution" means a
12 college or university in the state of Washington which is accredited by
13 an accrediting association recognized as such by rule of the higher
14 education coordinating board or any tribally controlled college under
15 P.L. 95-471 established by a Washington state Indian tribe and approved
16 to administer federal title IV financial aid.

17 (2) "Board" means the higher education coordinating board.

18 (3) "Eligible student" or "student" means an American Indian
19 student as defined by the board in consultation with the advisory
20 committee described in RCW 28B.108.030, who is a financially needy
21 student, as defined in RCW 28B.10.802, who is a resident student, as
22 defined by RCW 28B.15.012(2), who is a full-time student at an
23 institution of higher education, and who promises to use his or her
24 education to benefit other American Indians.