
SENATE BILL 6481

State of Washington

53rd Legislature

1994 Regular Session

By Senators Bauer, Prince, West, Sellar, Morton, Drew, Rinehart, A. Smith and Sheldon

Read first time 01/24/94. Referred to Committee on Higher Education.

1 AN ACT Relating to services and activities fees; amending RCW
2 28B.15.041 and 28B.15.045; and reenacting and amending RCW 28B.15.202,
3 28B.15.402, and 28B.15.502.

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

5 **Sec. 1.** RCW 28B.15.041 and 1985 c 390 s 14 are each amended to
6 read as follows:

7 The term "services and activities fees" as used in this chapter is
8 defined to mean fees, other than tuition fees, charged to all students
9 registering at the state's community colleges, regional universities,
10 The Evergreen State College, and state universities. Services and
11 activities fees shall be used as (~~otherwise provided by law or by rule~~
12 ~~or regulation of the board of trustees or regents~~) determined by the
13 services and activities fee committee of each of the state's community
14 colleges, The Evergreen State College, the regional universities, or
15 the state universities for the express purpose of funding student
16 activities and programs of their particular institution. Student
17 activity fees, student use fees, student building use fees, special
18 student fees, or other similar fees charged to all full time students,
19 or to all students, as the case may be, registering at the state's

1 colleges or universities and pledged for the payment of bonds
2 heretofore or hereafter issued for, or other indebtedness incurred to
3 pay, all or part of the cost of acquiring, constructing or installing
4 any lands, buildings, or facilities of the nature described in RCW
5 28B.10.300 as now or hereafter amended, shall be included within and
6 deemed to be services and activities fees.

7 **Sec. 2.** RCW 28B.15.045 and 1990 c 7 s 1 are each amended to read
8 as follows:

9 The legislature recognizes that institutional governing boards have
10 a responsibility to manage and protect institutions of higher
11 education. (~~This responsibility includes ensuring~~) Governing boards,
12 in collaboration with the services and activities fee committee, shall
13 ensure certain lawful agreements for which revenues from services and
14 activities fees have been pledged. Such lawful agreements include, but
15 are not limited to, bond covenant agreements and other contractual
16 obligations. Institutional governing boards are also expected to
17 protect the stability of programs that benefit students.

18 The legislature also recognizes that services and activities fees
19 are paid by students for the express purpose of funding student
20 services and programs. It is the intent of the legislature that
21 governing boards ensure that students have a strong voice in
22 recommending budgets for services and activities fees. The (~~boards of~~
23 ~~trustees and the boards of regents~~) services and activities fee
24 committee of the respective institutions of higher education shall
25 adopt guidelines governing the establishment and funding of programs
26 supported by services and activities fees. Such guidelines shall
27 stipulate procedures for budgeting and expending services and
28 activities fee revenue. Any such guidelines shall be consistent with
29 the following provisions:

30 (1) Student representatives (~~from the services and activities fee~~
31 ~~committee~~) and representatives of the college or university
32 administration shall have an opportunity to address the board before
33 board decisions on services and activities fee budgets and dispute
34 resolution actions are made;

35 (2) (~~Members of the governing boards shall adhere to the principle~~
36 ~~that~~) The services and activities fee committee (~~desires be given~~
37 ~~priority consideration on~~) shall determine funding items that do not

1 fall into the categories of preexisting contractual obligations, bond
2 covenant agreements, or stability for programs affecting students;

3 (3) ~~((Responsibility for proposing to the administration and the~~
4 ~~governing board program priorities and budget levels for that portion~~
5 ~~of program budgets that derive from services and activities fees shall~~
6 ~~reside with a))~~ The services and activities fee committee, on which
7 students shall hold at least a majority of the voting memberships, such
8 student members ~~((shall represent))~~ representing diverse student
9 interests~~((7))~~ and ~~((shall be))~~ being recommended by the student
10 government association or its equivalent, shall determine priorities
11 and budget levels for that portion of program budgets derived from
12 service and activities fees. The chairperson of the services and
13 activities fee committee shall be selected by the members of that
14 committee. The ~~((governing board shall insure that the))~~ services and
15 activities fee committee shall provide~~((s))~~ an opportunity for all
16 viewpoints to be heard at a public meeting during its consideration of
17 the funding of student programs and activities.

18 (4) The services and activities fee committee shall evaluate
19 existing and proposed programs and submit budget recommendations for
20 the expenditure of those services and activities fees with supporting
21 documents simultaneously to the college or university governing board
22 and administration for review and comment.

23 (5) The college or university administration shall review the
24 services and activities fee committee budget recommendations and
25 publish a written response to the services and activities fee
26 committee. This response shall outline potential areas of difference
27 between the committee recommendations and the administration's proposed
28 budget recommendations. This response, with supporting documentation,
29 shall be submitted to the services and activities fee committee in a
30 timely manner to allow adequate consideration.

31 (6)(a) In the event of a dispute or disputes involving the services
32 and activities fee committee recommendations, the college or university
33 administration shall meet with the services and activities fee
34 committee in a good faith effort to resolve such dispute or disputes
35 ~~((prior to submittal of final recommendations to the governing board))~~
36 before approval of recommendations by the services and activities fee
37 committee.

1 (b) If said dispute is not resolved within fourteen days, a dispute
2 resolution committee shall be convened by the chair of the services and
3 activities fee committee within fourteen days.

4 (7) The dispute resolution committee shall be selected as follows:
5 The college or university administration shall appoint two nonvoting
6 advisory members; the governing board shall appoint three voting
7 members; and the services and activities fee committee chair shall
8 appoint three student members of the services and activities fee
9 committee who will have a vote, and one student representing the
10 services and activities fee committee who will chair the dispute
11 resolution committee and be nonvoting. The committee shall meet in
12 good faith, and settle by vote any and all disputes. In the event of
13 a tie vote, the chair of the dispute resolution committee shall vote to
14 settle the dispute.

15 (8) The (~~governing board~~) services and activities fee committee
16 may take action on those portions of the services and activities fee
17 budget not in dispute in accordance with the customary budget approval
18 timeline established by the (~~board~~) committee. The (~~governing~~
19 ~~board~~) committee shall consider the results, if any, of the dispute
20 resolution committee and shall take action.

21 (9) Services and activities fees and revenues generated by programs
22 and activities funded by such fees shall be deposited and expended
23 through (~~the office of the chief fiscal officer of the institution~~)
24 a process and procedure established by the services and activities fee
25 committee.

26 (10) Services and activities fees and revenues generated by
27 programs and activities funded by such fees shall be subject to the
28 applicable policies, (~~regulations~~) rules, and procedures of the
29 institution (~~and the budget and accounting act, chapter 43.88 RCW~~).
30 However, service and activities fees, because they are student imposed
31 institutionally collected fees, shall not be subject to the budget and
32 accounting act, chapter 43.88 RCW.

33 (11) All information pertaining to services and activities fees
34 budgets shall be made available to interested parties.

35 (12) With the exception of any funds needed for bond covenant
36 obligations, once the budget for expending service and activities fees
37 is approved by the (~~governing board~~) services and activities fee
38 committee, funds shall not be shifted from funds budgeted for
39 associated students or departmentally related categories or the reserve

1 fund until (~~the administration provides written justification to~~) the
2 services and activities fee committee (~~and the governing board, or the~~
3 ~~governing board~~) gives its express approval. In the event of a fund
4 transfer dispute among the services and activities fee committee, the
5 administration, or the governing board, said dispute shall be resolved
6 pursuant to subsections (6)(b), (7), and (8) of this section.

7 (~~(13) Any service and activities fees collected which exceed~~
8 ~~initially budgeted amounts are subject to subsections (1) through (10)~~
9 ~~and (12) of this section.~~)

10 **Sec. 3.** RCW 28B.15.202 and 1993 sp.s. c 18 s 8 and 1993 c 379 s
11 202 are each reenacted and amended to read as follows:

12 Tuition fees and maximum services and activities fees at the
13 University of Washington and at Washington State University for other
14 than the summer term shall be as follows:

15 (1) For full time resident undergraduate students and all other
16 full time resident students not in graduate study programs or enrolled
17 in programs leading to the degrees of doctor of medicine, doctor of
18 dental surgery, and doctor of veterinary medicine, the total tuition
19 fees for the 1993-94 academic year shall be thirty-six and three-tenths
20 percent and thereafter total tuition fees shall be forty-one and one-
21 tenth percent of the per student undergraduate educational costs at the
22 state universities computed as provided in RCW 28B.15.067 and
23 28B.15.070: PROVIDED, That the building fees for each academic year
24 shall be one hundred and twenty dollars. Beginning with the 1995-96
25 academic year the building fee for each academic year shall be a
26 percentage of total tuition fees. This percentage shall be calculated
27 by the higher education coordinating board and be based on the actual
28 percentage the building fee is of total tuition in the 1994-95 academic
29 year, rounded up to the nearest half percent.

30 (2) For full time resident graduate and law students not enrolled
31 in programs leading to the degrees of doctor of medicine, doctor of
32 dental surgery, and doctor of veterinary medicine, the total tuition
33 fees for the 1993-94 academic year shall be twenty-five and two-tenths
34 percent and thereafter total tuition fees shall be twenty-eight and
35 four-tenths percent of the per student graduate educational costs at
36 the state universities computed as provided in RCW 28B.15.067 and
37 28B.15.070: PROVIDED, That the building fees for each academic year
38 shall be one hundred and twenty dollars. Beginning with the 1995-96

1 academic year the building fee for each academic year shall be a
2 percentage of total tuition fees. This percentage shall be calculated
3 by the higher education coordinating board and be based on the actual
4 percentage the building fee is of total tuition in the 1994-95 academic
5 year, rounded up to the nearest half percent.

6 (3) For full time resident students enrolled in programs leading to
7 the degrees of doctor of medicine, doctor of dental surgery, and doctor
8 of veterinary medicine, the total tuition fees shall be one hundred
9 sixty-seven percent of such fees charged in subsection (2) of this
10 section: PROVIDED, That the building fees for each academic year shall
11 be three hundred and forty-two dollars. Beginning with the 1995-96
12 academic year the building fee for each academic year shall be a
13 percentage of total tuition fees. This percentage shall be calculated
14 by the higher education coordinating board and be based on the actual
15 percentage the building fee is of total tuition in the 1994-95 academic
16 year, rounded up to the nearest half percent.

17 (4) For full time nonresident undergraduate students and such other
18 full time nonresident students not in graduate study programs or
19 enrolled in programs leading to the degrees of doctor of medicine,
20 doctor of dental surgery, or doctor of veterinary medicine, the total
21 tuition fees for the 1993-94 academic year shall be one hundred nine
22 and three-tenths percent and thereafter total tuition fees shall be one
23 hundred twenty-two and nine-tenths percent of the per student
24 undergraduate educational costs at the state universities computed as
25 provided in RCW 28B.15.067 and 28B.15.070: PROVIDED, That the building
26 fees for each academic year shall be three hundred and fifty-four
27 dollars. Beginning with the 1995-96 academic year the building fee for
28 each academic year shall be a percentage of total tuition fees. This
29 percentage shall be calculated by the higher education coordinating
30 board and be based on the actual percentage the building fee is of
31 total tuition in the 1994-95 academic year, rounded up to the nearest
32 half percent.

33 (5) For full time nonresident graduate and law students not
34 enrolled in programs leading to the degrees of doctor of medicine,
35 doctor of dental surgery, and doctor of veterinary medicine, the total
36 tuition fees for the 1993-94 academic year shall be sixty-five and six-
37 tenths percent and thereafter total tuition fees shall be seventy-three
38 and six-tenths percent of the per student graduate educational costs at
39 the state universities computed as provided in RCW 28B.15.067 and

1 28B.15.070: PROVIDED, That the building fees for each academic year
2 shall be three hundred and fifty-four dollars. Beginning with the
3 1995-96 academic year the building fee for each academic year shall be
4 a percentage of total tuition fees. This percentage shall be
5 calculated by the higher education coordinating board and be based on
6 the actual percentage the building fee is of total tuition in the 1994-
7 95 academic year, rounded up to the nearest half percent.

8 (6) For full time nonresident students enrolled in programs leading
9 to the degrees of doctor of medicine, doctor of dental surgery, and
10 doctor of veterinary medicine, the total tuition fees shall be one
11 hundred sixty-seven percent of such fees charged in subsection (5) of
12 this section: PROVIDED, That the building fees for each academic year
13 shall be five hundred and fifty-five dollars. Beginning with the 1995-
14 96 academic year the building fee for each academic year shall be a
15 percentage of total tuition fees. This percentage shall be calculated
16 by the higher education coordinating board and be based on the actual
17 percentage the building fee is of total tuition in the 1994-95 academic
18 year, rounded up to the nearest half percent.

19 (7) The (~~governing boards of the state universities~~) services and
20 activities fee committee shall charge to and collect from each student,
21 a services and activities fee. The (~~governing board~~) committee may
22 increase the existing fee annually(~~(, consistent with budgeting~~
23 ~~procedures set forth in RCW 28B.15.045, by a percentage not to exceed~~
24 ~~the annual percentage increase in resident undergraduate tuition~~
25 ~~fees))): PROVIDED, That such percentage increase shall not apply to
26 that portion of the services and activities fee previously committed to
27 the repayment of bonded debt. For the 1993-94 academic year, services
28 and activities fees shall not exceed two hundred forty-three dollars
29 per student. For the 1994-95 academic year, services and activities
30 fees shall not exceed two hundred forty-nine dollars per student. The
31 services and activities fee committee provided for in RCW 28B.15.045
32 may (~~initiate a request to the governing board for~~) mandate a fee
33 increase.~~

34 **Sec. 4.** RCW 28B.15.402 and 1993 sp.s. c 18 s 11 and 1993 c 379 s
35 203 are each reenacted and amended to read as follows:

36 Tuition fees and maximum services and activities fees at the
37 regional universities and The Evergreen State College for other than
38 the summer term shall be as follows:

1 (1) For full time resident undergraduate students and all other
2 full time resident students not in graduate study programs, the total
3 tuition fees for the 1993-94 academic year shall be twenty-seven and
4 seven-tenths percent and thereafter total tuition fees shall be thirty-
5 one and five-tenths percent of the per student undergraduate
6 educational costs at the regional universities computed as provided in
7 RCW 28B.15.067 and 28B.15.070: PROVIDED, That the building fees for
8 each academic year shall be seventy-six dollars and fifty cents.
9 Beginning with the 1995-96 academic year the building fee for each
10 academic year shall be a percentage of total tuition fees. This
11 percentage shall be calculated by the higher education coordinating
12 board and be based on the actual percentage the building fee is of
13 total tuition in the 1994-95 academic year, rounded up to the nearest
14 half percent.

15 (2) For full time resident graduate students, the total tuition
16 fees for the 1993-94 academic year shall be twenty-five and three-
17 tenths percent and thereafter total tuition fees shall be twenty-eight
18 and six-tenths percent of the per student graduate educational costs at
19 the regional universities computed as provided in RCW 28B.15.067 and
20 28B.15.070: PROVIDED, That the building fees for each academic year
21 shall be seventy-six dollars and fifty cents. Beginning with the 1995-
22 96 academic year the building fee for each academic year shall be a
23 percentage of total tuition fees. This percentage shall be calculated
24 by the higher education coordinating board and be based on the actual
25 percentage the building fee is of total tuition in the 1994-95 academic
26 year, rounded up to the nearest half percent.

27 (3) For full time nonresident undergraduate students and all other
28 full time nonresident students not in graduate study programs, the
29 total tuition fees for the 1993-94 academic year shall be one hundred
30 nine and four-tenths percent and thereafter total tuition fees shall be
31 one hundred twenty-three percent of the per student undergraduate
32 educational costs at the regional universities computed as provided in
33 RCW 28B.15.067 and 28B.15.070: PROVIDED, That the building fees for
34 each academic year shall be two hundred and ninety-five dollars and
35 fifty cents. Beginning with the 1995-96 academic year the building fee
36 for each academic year shall be a percentage of total tuition fees.
37 This percentage shall be calculated by the higher education
38 coordinating board and be based on the actual percentage the building

1 fee is of total tuition in the 1994-95 academic year, rounded up to the
2 nearest half percent.

3 (4) For full time nonresident graduate students, the total tuition
4 fees for the 1993-94 academic year shall be eighty-two percent and
5 thereafter total tuition fees shall be ninety-two percent of the per
6 student graduate educational costs at the regional universities
7 computed as provided in RCW 28B.15.067 and 28B.15.070: PROVIDED, That
8 the building fees for each academic year shall be two hundred and
9 ninety-five dollars and fifty cents. Beginning with the 1995-96
10 academic year the building fee for each academic year shall be a
11 percentage of total tuition fees. This percentage shall be calculated
12 by the higher education coordinating board and be based on the actual
13 percentage the building fee is of total tuition in the 1994-95 academic
14 year, rounded up to the nearest half percent.

15 (5) The (~~governing boards~~) services and activities fee committee
16 of each of the regional universities and The Evergreen State College
17 shall charge to and collect from each student, a services and
18 activities fee. The (~~governing board~~) committee may increase the
19 existing fee annually(~~(, consistent with budgeting procedures set forth~~
20 ~~in RCW 28B.15.045, by a percentage not to exceed the annual percentage~~
21 ~~increase in resident undergraduate tuition fees))): PROVIDED, That such
22 percentage increase shall not apply to that portion of the services and
23 activities fee previously committed to the repayment of bonded debt.
24 For the 1993-94 academic year, services and activities fees shall not
25 exceed two hundred (~~eight-four [eighty-four]~~) eighty-four dollars per
26 student. For the 1994-95 academic year, services and activities fees
27 shall not exceed two hundred ninety dollars per student. The services
28 and activities fee committee provided for in RCW 28B.15.045 may
29 (~~initiate a request to the governing board for~~) mandate a fee
30 increase.~~

31 **Sec. 5.** RCW 28B.15.502 and 1993 sp.s. c 18 s 12 and 1993 c 379 s
32 204 are each reenacted and amended to read as follows:

33 Tuition fees and maximum services and activities fees at each
34 community college for other than the summer term shall be set by the
35 state board for community and technical colleges as follows:

36 (1) For full time resident students, the total tuition fees for the
37 1993-94 academic year shall be twenty-five and four-tenths percent and
38 thereafter total tuition fees shall be twenty-eight and eight-tenths

1 percent of the per student educational costs at the community colleges
2 computed as provided in RCW 28B.15.067 and 28B.15.070: PROVIDED, That
3 the building fees for each academic year shall be one hundred and
4 twenty-seven dollars and fifty cents. Beginning with the 1995-96
5 academic year the building fee for each academic year shall be a
6 percentage of total tuition fees. This percentage shall be calculated
7 by the higher education coordinating board and be based on the actual
8 percentage the building fee is of total tuition in the 1994-95 academic
9 year, rounded up to the nearest half percent.

10 (2) For full time nonresident students, the total tuition fees for
11 the 1993-94 academic year shall be one hundred nine and three-tenths
12 percent and thereafter total tuition fees shall be one hundred twenty-
13 two and seven-tenths percent of the per student educational costs at
14 the community colleges computed as provided in RCW 28B.15.067 and
15 28B.15.070: PROVIDED, That the building fees for each academic year
16 shall be four hundred and three dollars and fifty cents. Beginning
17 with the 1995-96 academic year the building fee for each academic year
18 shall be a percentage of total tuition fees. This percentage shall be
19 calculated by the higher education coordinating board and be based on
20 the actual percentage the building fee is of total tuition in the 1994-
21 95 academic year, rounded up to the nearest half percent.

22 (3) The ~~((governing boards))~~ services and activities fee committee
23 of each of the state community colleges shall charge to and collect
24 from each student a services and activities fee. Each ~~((governing~~
25 ~~board))~~ committee may increase the existing fee annually~~((, consistent~~
26 ~~with budgeting procedures set forth in RCW 28B.15.045, by a percentage~~
27 ~~not to exceed the annual percentage increase in resident student~~
28 ~~tuition fees))~~: PROVIDED, That such percentage increase shall not
29 apply to that portion of the services and activities fee previously
30 committed to the repayment of bonded debt. For the 1993-94 academic
31 year, services and activities fees shall not exceed one hundred twenty-
32 eight dollars per student. For the 1994-95 academic year, services and
33 activities fees shall not exceed one hundred thirty-one dollars per
34 student. The services and activities fee committee provided for in RCW
35 28B.15.045 may ~~((initiate a request to the governing board for))~~
36 mandate a fee increase.

37 (4) Tuition and services and activities fees consistent with
38 subsection (3) of this section shall be set by the ~~((state board for~~
39 ~~community and technical colleges))~~ services and activities fee

1 committee for summer school students unless the community college
2 charges fees in accordance with RCW 28B.15.515.

3 Subject to the limitations of RCW 28B.15.910, each governing board
4 may charge such fees for ungraded courses, noncredit courses, community
5 services courses, and self-supporting courses as it, in its discretion,
6 may determine, consistent with the rules and regulations of the state
7 board for community and technical colleges.

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