
SUBSTITUTE HOUSE BILL 1528

State of Washington

56th Legislature

1999 Regular Session

By House Committee on Higher Education (originally sponsored by Representatives Kenney, Carlson and Lantz; by request of Governor Locke)

Read first time 03/02/1999.

1 AN ACT Relating to tuition setting authority and the use of tuition
2 in higher education; amending RCW 28B.15.031, 28B.15.067, 28B.15.070,
3 and 28B.15.100; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
6 establish a permanent tuition policy for the state's public higher
7 education system. This policy should maintain affordable tuition
8 levels and predictable tuition rates so students and their families can
9 plan and pay for access to public higher education. To accomplish
10 predictability and affordability in tuition rates, the legislature
11 intends that changes in tuition rates be based on changes in
12 Washington's per capita income. The legislature further intends to
13 extend limited tuition setting authority to institutions of higher
14 education and the state board for community and technical colleges so
15 they can price their services to increase productivity and market
16 responsiveness.

17 **Sec. 2.** RCW 28B.15.031 and 1996 c 142 s 2 are each amended to read
18 as follows:

1 The term "operating fees" as used in this chapter shall include the
2 fees, other than building fees, charged all students registering at the
3 state's colleges and universities but shall not include fees for short
4 courses, self-supporting degree credit programs and courses, marine
5 station work, experimental station work, correspondence or extension
6 courses, and individual instruction and student deposits or rentals,
7 disciplinary and library fines, which colleges and universities shall
8 have the right to impose, laboratory, gymnasium, health, technology and
9 student activity fees, or fees, charges, rentals, and other income
10 derived from any or all revenue producing lands, buildings and
11 facilities of the colleges or universities heretofore or hereafter
12 acquired, constructed or installed, including but not limited to income
13 from rooms, dormitories, dining rooms, hospitals, infirmaries, housing
14 or student activity buildings, vehicular parking facilities, land, or
15 the appurtenances thereon, or such other special fees as may be
16 established by any college or university board of trustees or regents
17 from time to time. All moneys received as operating fees at any
18 institution of higher education shall be deposited in a local account
19 containing only operating fees revenue and related interest: PROVIDED,
20 That a minimum of three and one-half percent of operating fees shall be
21 retained by the institutions(~~(, except the technical colleges,)~~) for
22 the purposes of RCW 28B.15.820. Local operating fee accounts shall not
23 be subject to appropriation by the legislature or allotment procedures
24 under chapter 43.88 RCW.

25 **Sec. 3.** RCW 28B.15.067 and 1997 c 403 s 1 are each amended to read
26 as follows:

27 (1) Tuition fees shall be established under the provisions of this
28 chapter.

29 (2) (~~Academic year tuition for full-time students at the state's~~
30 ~~institutions of higher education for the 1997-98 academic year, other~~
31 ~~than the summer term, shall be as provided in this subsection.~~

32 ~~(a) At the University of Washington and Washington State~~
33 ~~University:~~

34 ~~(i) For resident undergraduate students and other resident students~~
35 ~~not in graduate, law, or first professional programs, two thousand nine~~
36 ~~hundred eighty-eight dollars;~~

37 ~~(ii)(A) For nonresident undergraduate students and other~~
38 ~~nonresident students at the University of Washington not in graduate,~~

1 law, or first professional programs, ten thousand two hundred seventy-
2 eight dollars;

3 (B) For nonresident undergraduate students and other nonresident
4 students at Washington State University not in graduate or first
5 professional programs, nine thousand eight hundred seventy dollars;

6 (iii) For resident graduate students, four thousand eight hundred
7 fifty-four dollars;

8 (iv) For nonresident graduate students, twelve thousand five
9 hundred eighty-eight dollars;

10 (v) For resident law students, five thousand ten dollars;

11 (vi) For nonresident law students, twelve thousand nine hundred
12 fifteen dollars;

13 (vii) For resident first professional students, eight thousand one
14 hundred twelve dollars; and

15 (viii) For nonresident first professional students, twenty-one
16 thousand twenty-four dollars.

17 (b) At the regional universities and The Evergreen State College:

18 (i) For resident undergraduate and all other resident students not
19 in graduate programs, two thousand two hundred eleven dollars;

20 (ii) For nonresident undergraduate and all other nonresident
21 students not in graduate programs, eight thousand six hundred forty-six
22 dollars;

23 (iii) For resident graduate students, three thousand seven hundred
24 twenty-six dollars; and

25 (iv) For nonresident graduate students, eleven thousand nine
26 hundred seventy-six dollars.

27 (c) At the community colleges:

28 (i) For resident students, one thousand three hundred eleven
29 dollars; and

30 (ii) For nonresident students, five thousand five hundred eighty-
31 six dollars.

32 (3)) Academic year tuition for full-time students at the state's
33 institutions of higher education beginning with the 1998-99 academic
34 year, other than the summer term, shall be as provided in this
35 subsection unless different rates are adopted in the omnibus
36 appropriations act.

37 (a) At the University of Washington and Washington State
38 University:

1 (i) For resident undergraduate students and other resident students
2 not in graduate, law, or first professional programs, three thousand
3 one hundred eight dollars;

4 (ii)(A) For nonresident undergraduate students and other
5 nonresident students at the University of Washington not in graduate,
6 law, or first professional programs, eleven thousand one hundred thirty
7 dollars;

8 (B) For nonresident undergraduate students and other nonresident
9 students at Washington State University not in graduate or first
10 professional programs, ten thousand two hundred sixty-six dollars;

11 (iii) For resident graduate students, five thousand forty-six
12 dollars;

13 (iv) For nonresident graduate students, thirteen thousand ninety-
14 two dollars;

15 (v) For resident law students, five thousand three hundred seventy-
16 six dollars;

17 (vi) For nonresident law students, thirteen thousand seven hundred
18 eighty-two dollars;

19 (vii) For resident first professional students, eight thousand four
20 hundred thirty-six dollars; and

21 (viii) For nonresident first professional students, twenty-one
22 thousand eight hundred sixty-four dollars.

23 (b) At the regional universities and The Evergreen State College:

24 (i) For resident undergraduate and all other resident students not
25 in graduate programs, two thousand two hundred ninety-eight dollars;

26 (ii) For nonresident undergraduate and all other nonresident
27 students not in graduate programs, eight thousand nine hundred ninety-
28 one dollars;

29 (iii) For resident graduate students, three thousand eight hundred
30 seventy-six dollars; and

31 (iv) For nonresident graduate students, twelve thousand four
32 hundred fifty-six dollars.

33 (c) At the community colleges:

34 (i) For resident students, one thousand three hundred sixty-two
35 dollars; and

36 (ii) For nonresident students, five thousand eight hundred eight
37 dollars.

38 ((+4)) (3) For the ((1997-98 and)) 1998-99 academic year((s)), the
39 University of Washington shall use at least ten percent of the revenue

1 received from the difference between a four percent increase in tuition
2 fees and the actual increase charged to law students to assist needy
3 low and middle-income resident law students. For the (~~(1997-98 and)~~)
4 1998-99 academic year(~~(s)~~), the University of Washington shall use at
5 least ten percent of the revenue received from the difference between
6 a four percent increase in tuition fees and the actual increase charged
7 to nonresident undergraduate students and all other nonresident
8 students not in graduate, law, or first professional programs to assist
9 needy low and middle-income resident undergraduate students and all
10 other resident students not enrolled in graduate, law, or first
11 professional programs. This requirement is in addition to the deposit
12 requirements of the institutional aid fund under RCW 28B.15.820.

13 ~~((5))~~ (4) Academic year tuition for full-time students at the
14 state's institutions of higher education for the 1999-2000 academic
15 year, other than the summer term, shall be as provided in this
16 subsection unless different rates are adopted in the omnibus
17 appropriations act.

18 (a) At the University of Washington and Washington State
19 University:

20 (i) For resident undergraduate students and other resident students
21 not in graduate, law, or first professional programs, three thousand
22 two hundred thirty-four dollars;

23 (ii)(A) For nonresident undergraduate students and other
24 nonresident students at the University of Washington not in graduate,
25 law, or first professional programs, eleven thousand five hundred
26 seventy-four dollars;

27 (B) For nonresident undergraduate students and other nonresident
28 students at Washington State University not in graduate or first
29 professional programs, ten thousand six hundred seventy-four dollars;

30 (iii) For resident graduate students, five thousand two hundred
31 fifty dollars;

32 (iv) For nonresident graduate students, thirteen thousand six
33 hundred fourteen dollars;

34 (v) For resident law students, five thousand five hundred ninety-
35 two dollars;

36 (vi) For nonresident law students, fourteen thousand three hundred
37 thirty-four dollars;

38 (vii) For resident first professional students, eight thousand
39 seven hundred seventy-two dollars; and

1 (viii) For nonresident first professional students, twenty-two
2 thousand seven hundred forty dollars.

3 (b) At the regional universities and The Evergreen State College:

4 (i) For resident undergraduate and all other resident students not
5 in graduate programs, two thousand three hundred ninety-one dollars;

6 (ii) For nonresident undergraduate and all other nonresident
7 students not in graduate programs, nine thousand three hundred fifty-
8 one dollars;

9 (iii) For resident graduate students, four thousand thirty-two
10 dollars; and

11 (iv) For nonresident graduate students, twelve thousand nine
12 hundred fifty-four dollars.

13 (c) At the community colleges:

14 (i) For resident students, one thousand four hundred sixteen
15 dollars; and

16 (ii) For nonresident students, six thousand thirty-nine dollars.

17 (5) Academic year tuition for full-time students at the state's
18 institutions of higher education for the 2000-01 academic year, other
19 than the summer term, shall be as provided in this subsection unless
20 different rates are adopted in the omnibus appropriations act.

21 (a) At the University of Washington and Washington State
22 University:

23 (i) For resident undergraduate students and other resident students
24 not in graduate, law, or first professional programs, three thousand
25 three hundred thirty-six dollars;

26 (ii)(A) For nonresident undergraduate students and other
27 nonresident students at the University of Washington not in graduate,
28 law, or first professional programs, eleven thousand nine hundred
29 forty-six dollars;

30 (B) For nonresident undergraduate students and other nonresident
31 students at Washington State University not in graduate or first
32 professional programs, eleven thousand sixteen dollars;

33 (iii) For resident graduate students, five thousand four hundred
34 eighteen dollars;

35 (iv) For nonresident graduate students, fourteen thousand fifty-two
36 dollars;

37 (v) For resident law students, five thousand seven hundred seventy-
38 two dollars;

1 (vi) For nonresident law students, fourteen thousand seven hundred
2 ninety dollars;

3 (vii) For resident first professional students, nine thousand
4 fifty-four dollars; and

5 (viii) For nonresident first professional students, twenty-three
6 thousand four hundred sixty-six dollars.

7 (b) At the regional universities and The Evergreen State College:

8 (i) For resident undergraduate and all other resident students not
9 in graduate programs, two thousand four hundred sixty-nine dollars;

10 (ii) For nonresident undergraduate and all other nonresident
11 students not in graduate programs, nine thousand six hundred fifty-one
12 dollars;

13 (iii) For resident graduate students, four thousand one hundred
14 sixty-one dollars; and

15 (iv) For nonresident graduate students, thirteen thousand three
16 hundred sixty-eight dollars.

17 (c) At the community colleges:

18 (i) For resident students, one thousand four hundred sixty-four
19 dollars; and

20 (ii) For nonresident students, six thousand two hundred thirty-four
21 dollars.

22 (6) For the 2001-02 academic year and each academic year
23 thereafter, unless different rates are adopted in the omnibus
24 appropriations act, the tuition fees rates specified in subsection (5)
25 of this section shall be adjusted to reflect the three-year average
26 change in Washington state per capita personal income. By December
27 15th of each even-numbered year, the higher education coordinating
28 board shall calculate tuition fees rates for each of the two years of
29 the succeeding biennium based on the respective three-year averages.
30 The three-year average shall include the two previous years and the
31 subject year, as estimated by the economic and revenue forecast council
32 under chapter 82.33 RCW.

33 (7)(a) For the 1999-2000 academic year and each academic year
34 thereafter, the governing boards of the state universities, regional
35 universities, and The Evergreen State College, and the state board for
36 community and technical colleges may increase the full-time tuition
37 fees rates established under this section by an amount not to exceed a
38 total percentage increase of six and three quarters percent per year.

1 (b) For the 1999-2000 academic year and each academic year
2 thereafter, the governing boards of the state universities, regional
3 universities, and The Evergreen State College, and the state board for
4 community and technical colleges may decrease the full-time tuition
5 fees rates established under this section by up to two percent per
6 year.

7 (c) In making the tuition rate adjustments allowed under this
8 subsection (7), the governing boards of the state universities,
9 regional universities, and The Evergreen State College, and the state
10 board for community and technical colleges may vary tuition fees rates
11 by student category, program, time, or location.

12 (d) The higher education coordinating board, with the assistance of
13 the institutions of higher education, shall evaluate the impact and the
14 effectiveness of the new tuition policies implemented in the 1999-01
15 academic year. The evaluation shall include, but not be limited to:
16 (i) Information on how the institutions used their authority to adjust
17 the tuition rates established in this section, including what rates
18 were put into effect, the amount of revenue generated by increased
19 rates, and how the revenue was used; (ii) an analysis of the impact of
20 tuition adjustments on student enrollment patterns including changes in
21 the proportion of resident students, changes in the proportion of
22 undergraduate students, and changes in the proportion of day-on-campus
23 students; and (iii) an analysis of the impact of tuition increases on
24 student debt burden. By November 1, 2000, the board shall report its
25 findings to the governor and the legislature.

26 (8) The tuition fees established under this chapter shall not apply
27 to high school students enrolling in participating institutions of
28 higher education under RCW 28A.600.300 through 28A.600.395.

29 **Sec. 4.** RCW 28B.15.070 and 1995 1st sp.s. c 9 s 7 are each amended
30 to read as follows:

31 (1) The higher education coordinating board, in consultation with
32 the house of representatives and senate committees responsible for
33 higher education, the respective fiscal committees of the house of
34 representatives and senate, the office of financial management, and the
35 state institutions of higher education, shall develop by December of
36 every fourth year beginning in 1989, definitions, criteria, and
37 procedures for determining the undergraduate and graduate educational

1 costs for the state universities, regional universities, and community
2 colleges.

3 (2) Every four years, the state institutions of higher education in
4 cooperation with the higher education coordinating board shall perform
5 an educational cost study pursuant to subsection (1) of this section.
6 The study shall be conducted based on every fourth academic year
7 beginning with 1989-90. Institutions shall complete the studies within
8 one year of the end of the study year and report the results to the
9 higher education coordinating board for consolidation, review, and
10 distribution.

11 (3) In order to conduct the study required by subsection (2) of
12 this section, the higher education coordinating board, in cooperation
13 with the institutions of higher education, shall develop a methodology
14 that requires the collection of comparable educational cost data, which
15 utilizes a faculty activity analysis or similar instrument and which
16 includes methods to estimate the cost of instruction for students
17 receiving instruction supported in part or in full by technology,
18 provided at a distance, or both supported in part or full by technology
19 and provided at a distance.

20 **Sec. 5.** RCW 28B.15.100 and 1998 c 75 s 1 are each amended to read
21 as follows:

22 (1) The governing boards of the state universities, the regional
23 universities, The Evergreen State College, and the community colleges
24 shall charge to and collect from each of the students registering at
25 the particular institution for any quarter or semester such tuition
26 fees and services and activities fees, and other fees as such board
27 shall in its discretion determine. The total of all fees shall be
28 rounded to the nearest whole dollar amount(~~(:— PROVIDED, That such~~
29 ~~tuition fees for other than the summer term shall be in the amounts for~~
30 ~~the respective institutions as otherwise set forth in RCW 28B.15.067)).~~

31 (2) Part-time students shall be charged tuition and services and
32 activities fees proportionate to full-time student rates established
33 for residents and nonresidents: PROVIDED, That students registered at
34 baccalaureate institutions for fewer than two credit hours shall be
35 charged tuition and services and activities fees at the rate
36 established for two credit hours: PROVIDED FURTHER, That, subject to
37 the limitations of RCW 28B.15.910, residents of Idaho or Oregon who are
38 enrolled in community college district number twenty for six or fewer

1 credits during any quarter or semester may be exempted from payment of
2 all or a portion of the nonresident tuition fees differential upon a
3 declaration by the higher education coordinating board that it finds
4 Washington residents from the community college district are afforded
5 substantially equivalent treatment by such other states.

6 (3) Full-time students registered for more than eighteen credit
7 hours shall be charged an additional operating fee for each credit hour
8 in excess of eighteen hours at the applicable established per credit
9 hour tuition fee rate for part-time students: PROVIDED, That, subject
10 to the limitations of RCW 28B.15.910, the governing boards of the state
11 universities and the community colleges may exempt all or a portion of
12 the additional charge, for students who are registered exclusively in
13 first professional programs in medicine, dental medicine, veterinary
14 medicine, doctor of pharmacy, or law, or who are registered exclusively
15 in required courses in vocational preparatory programs.

--- END ---