
SUBSTITUTE SENATE BILL 6504

State of Washington 57th Legislature

2002 Regular Session

By Senate Committee on Higher Education (originally sponsored by Senators Kohl-Welles, Horn, Shin, Carlson, B. Sheldon, McAuliffe, Parlette, Jacobsen, Franklin and Sheahan)

READ FIRST TIME 02/08/2002.

1 AN ACT Relating to institutions of higher education; amending RCW
2 28B.10.569, 28B.45.010, 28B.45.020, 28B.45.0201, 28B.45.030,
3 28B.45.040, 28B.45.050, 28B.80.450, 28B.80.510, 28B.101.020, 34.05.514,
4 and 43.105.820; and reenacting and amending RCW 28B.101.040.

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

6 **Sec. 1.** RCW 28B.10.569 and 1990 c 288 s 7 are each amended to read
7 as follows:

8 (1) Each institution of higher education with a commissioned police
9 force shall report to the Washington association of sheriffs and police
10 chiefs or its successor agency, on a monthly basis, crime statistics
11 for the Washington state uniform crime report, in the format required
12 by the Washington association of sheriffs and police chiefs, or its
13 successor agency. Institutions of higher education which do not have
14 commissioned police forces shall report crime statistics through
15 appropriate local law enforcement agencies.

16 (2) Each institution of higher education shall publish and
17 distribute a report which shall be updated annually and which shall
18 include the crime statistics as reported under subsection (1) of this
19 section for the most recent three-year period. Upon request, the

1 institution shall provide the report to every person who submits an
2 application for admission to (~~either a main or branch~~) any campus,
3 and to each new employee at the time of employment. In its
4 acknowledgement of receipt of the formal application for admission, the
5 institution shall notify the applicant of the availability of such
6 information. The information also shall be provided on an annual basis
7 to all students and employees. Institutions with more than one campus
8 shall provide the required information on a campus-by-campus basis.

9 (3) Each institution of higher education shall provide to every new
10 student and new employee, and upon request to other interested persons,
11 information which follows the general categories for safety policies
12 and procedures outlined in this section. Such categories shall, at a
13 minimum, include campus enrollments, campus nonstudent work force
14 profile, the number and duties of campus security personnel,
15 arrangements with state and local police, and policies on controlled
16 substances. Information for the most recent academic year also shall
17 include a description of any programs offered by an institution's
18 student affairs or services department, and by student government
19 organizations regarding crime prevention and counseling, including a
20 directory of available services and appropriate telephone numbers and
21 physical locations of these services. In addition, institutions
22 maintaining student housing facilities shall include information
23 detailing security policies and programs.

24 Institutions with (~~a main campus and one or more branch campuses~~)
25 more than one campus not including off-campus centers of regional
26 universities and The Evergreen State College shall provide the
27 information on a campus-by-campus basis.

28 In the case of community colleges, colleges shall provide such
29 information to the main campuses only and shall provide reasonable
30 alternative information at any off-campus centers and other affiliated
31 college sites enrolling less than one hundred students.

32 (4) Each institution shall establish a task force which shall
33 annually examine campus security and safety issues. The task force
34 shall review the report published and distributed pursuant to this
35 section in order to ensure the accuracy and effectiveness of the
36 report, and make any suggestions for improvement. This task force
37 shall include representation from the institution's administration,
38 faculty, staff, recognized student organization, and police or security
39 organization.

1 **Sec. 2.** RCW 28B.45.010 and 1989 1st ex.s. c 7 s 1 are each amended
2 to read as follows:

3 The legislature finds that the benefits of higher education should
4 be more widely available to the citizens of the state of Washington.
5 The legislature also finds that a citizen's place of residence can
6 restrict that citizen's access to educational opportunity at the upper
7 division and graduate level.

8 Because most of the state-supported baccalaureate universities are
9 located in areas removed from major metropolitan areas, the legislature
10 finds that many of the state's citizens, especially those citizens
11 residing in the central Puget Sound area, the Tri-Cities, Spokane,
12 Vancouver, and Yakima, have insufficient and inequitable access to
13 upper-division baccalaureate and graduate education.

14 This lack of sufficient educational opportunities in urban areas
15 makes it difficult or impossible for place-bound individuals, who are
16 unable to relocate, to complete a baccalaureate or graduate degree. It
17 also exacerbates the difficulty financially needy students have in
18 attending school, since many of those students need to work, and work
19 is not always readily available in some communities where the
20 baccalaureate institutions of higher education are located.

21 The lack of sufficient educational opportunities in metropolitan
22 areas also affects the economy of the underserved communities.
23 Businesses benefit from access to the research and teaching
24 capabilities of institutions of higher education. The absence of these
25 institutions from some of the state's major urban centers prevents
26 beneficial interaction between businesses in these communities and the
27 state's universities.

28 The Washington state master plan for higher education, adopted by
29 the higher education coordinating board, recognizes the need to expand
30 upper-division and graduate educational opportunities in the state's
31 large urban centers. The board has also attempted to provide a means
32 for helping to meet future educational demand through a system of
33 ((branch)) campuses in the state's major urban areas: The University
34 of Washington Tacoma, the University of Washington Bothell, Washington
35 State University Vancouver, Washington State University Tri-Cities, and
36 Washington State University Spokane.

37 The legislature endorses the assignment of responsibility to serve
38 these urban centers that the board has made to various institutions of
39 higher education. The legislature also endorses the creation of

1 (~~branch campuses for the University of Washington and Washington State~~
2 ~~University~~) : The University of Washington Tacoma, the University of
3 Washington Bothell, Washington State University Vancouver, Washington
4 State University Tri-Cities, and Washington State University Spokane.

5 The legislature recognizes that, among their other
6 responsibilities, the state's comprehensive community colleges share
7 with the four-year universities and colleges the responsibility of
8 providing the first two years of a baccalaureate education. It is the
9 intent of the legislature that the four-year institutions and the
10 community colleges work as cooperative partners to ensure the
11 successful and efficient operation of the state's system of higher
12 education. The legislature further intends that the four-year
13 institutions work cooperatively with the community colleges to ensure
14 that (~~branch campuses~~) the University of Washington Tacoma, the
15 University of Washington Bothell, Washington State University
16 Vancouver, Washington State University Tri-Cities, and Washington State
17 University Spokane are operated as models of a two plus two educational
18 system.

19 **Sec. 3.** RCW 28B.45.020 and 1994 c 217 s 3 are each amended to read
20 as follows:

21 The University of Washington is responsible for ensuring the
22 expansion of upper-division and graduate educational programs in the
23 central Puget Sound area under rules or guidelines adopted by the
24 higher education coordinating board. The University of Washington
25 shall meet that responsibility through the operation of (~~at least two~~
26 ~~branch campuses. One branch campus shall be located in the Tacoma~~
27 ~~area. Another branch campus shall be collocated with Cascadia~~
28 ~~Community College in the Bothell-Woodinville area~~) the University of
29 Washington Tacoma and the University of Washington Bothell.

30 **Sec. 4.** RCW 28B.45.0201 and 1994 c 217 s 1 are each amended to
31 read as follows:

32 The legislature finds that population growth in north King and
33 south Snohomish counties has created a need to expand higher education
34 and work force training programs for the people living and working in
35 those areas. In keeping with the recommendations of the higher
36 education coordinating board, the legislature intends to help address
37 those education and training needs through the creation of Cascadia

1 Community College, expansion of educational opportunities at Lake
2 Washington Technical College, and support of the University of
3 Washington(~~'s branch campus at Bothell-Woodinville~~) Bothell. It is
4 further the intention of the legislature, in keeping with the higher
5 education coordinating board recommendations, that the Cascadia
6 Community College and the University of Washington (~~branch campus~~)
7 Bothell be collocated, and that the new community college and the
8 University of Washington(~~'s branch campus~~) Bothell work in
9 partnership to ensure that properly prepared students from community
10 colleges and other institutions are able to transfer smoothly to the
11 (~~branch campus~~) University of Washington Bothell.

12 (~~The legislature further finds that a governing board for Cascadia
13 Community College needs to be appointed and confirmed as expeditiously
14 as possible. The legislature intends to work cooperatively with the
15 governor to facilitate the appointment and confirmation of trustees for
16 the college.~~)

17 **Sec. 5.** RCW 28B.45.030 and 1989 1st ex.s. c 7 s 4 are each amended
18 to read as follows:

19 Washington State University is responsible for providing upper-
20 division and graduate level higher education programs to the citizens
21 of the Tri-Cities area, under rules or guidelines adopted by the higher
22 education coordinating board. Washington State University shall meet
23 that responsibility through the operation of (~~a branch campus in the
24 Tri-Cities area. The branch campus shall replace and supersede the
25 Tri-Cities university center. All land, facilities, equipment, and
26 personnel of the Tri-Cities university center shall be transferred from
27 the University of Washington to~~) Washington State University Tri-
28 Cities.

29 **Sec. 6.** RCW 28B.45.040 and 1989 1st ex.s. c 7 s 5 are each amended
30 to read as follows:

31 Washington State University is responsible for providing upper-
32 division and graduate level higher education programs to the citizens
33 of the southwest Washington area, under rules or guidelines adopted by
34 the higher education coordinating board. Washington State University
35 shall meet that responsibility through the operation of (~~a branch
36 campus in the southwest Washington area~~) Washington State University
37 Vancouver.

1 **Sec. 7.** RCW 28B.45.050 and 1991 c 205 s 11 are each amended to
2 read as follows:

3 Washington State University and Eastern Washington University are
4 responsible for providing upper-division and graduate level programs to
5 the citizens of the Spokane area(~~(, under rules or guidelines adopted~~
6 ~~by the joint center for higher education))~~). However, before any degree
7 is authorized under this section it shall be subject to the review and
8 approval of the higher education coordinating board. Washington State
9 University shall meet its responsibility through the operation of ((a
10 ~~branch campus in the~~)) Washington State University Spokane ((area)).
11 Eastern Washington University shall meet its responsibility through the
12 operation of programs and facilities in Spokane.

13 **Sec. 8.** RCW 28B.80.450 and 1990 c 288 s 1 are each amended to read
14 as follows:

15 The higher education coordinating board shall study upper division
16 baccalaureate educational needs of placebound students, and the
17 graduate educational needs of teachers, living in areas of the state
18 not currently served by either existing four-year institutions or
19 (~~(branch campuses))~~ the University of Washington Tacoma, the University
20 of Washington Bothell, Washington State University Vancouver,
21 Washington State University Tri-Cities, or Washington State University
22 Spokane. The study shall include recommendations on how the needs
23 should be addressed, and which institutions should be responsible for
24 serving specific areas.

25 **Sec. 9.** RCW 28B.80.510 and 1989 1st ex.s. c 7 s 8 are each amended
26 to read as follows:

27 In rules and guidelines adopted for purposes of chapter 7, Laws of
28 1989 1st ex. sess., the higher education coordinating board shall
29 ensure a collaborative partnership between the community colleges and
30 the four-year institutions. The partnership shall be one in which the
31 community colleges prepare students for transfer to the upper-division
32 programs of the (~~(branch campuses))~~ four-year institutions.

33 **Sec. 10.** RCW 28B.101.020 and 1990 c 288 s 4 are each amended to
34 read as follows:

35 (1) For the purposes of this chapter, "placebound" means unable to
36 relocate to complete a college program because of family or employment

1 commitments, health concerns, monetary inability, or other similar
2 factors.

3 (2) To be eligible for an educational opportunity grant, applicants
4 must be placebound residents of the state of Washington who are needy
5 students as defined in RCW 28B.10.802(3) and who have completed the
6 associate of arts degree or its equivalent. A placebound resident is
7 one who may be influenced by the receipt of an enhanced student
8 financial aid award to attend an institution that has existing unused
9 capacity rather than attend (~~(a branch campus established pursuant to~~
10 ~~chapter 28B.45 RCW))~~ the University of Washington Tacoma, the
11 University of Washington Bothell, Washington State University
12 Vancouver, Washington State University Tri-Cities, or Washington State
13 University Spokane. An eligible placebound applicant is further
14 defined as a person whose residence is located in an area served by a
15 (~~(branch campus))~~ one of these institutions of higher education who,
16 because of family or employment commitments, health concerns, monetary
17 need, or other similar factors, would be unable to complete an upper-
18 division course of study but for receipt of an educational opportunity
19 grant.

20 **Sec. 11.** RCW 28B.101.040 and 1993 sp.s. c 18 s 35 and 1993 c 385
21 s 2 are each reenacted and amended to read as follows:

22 Grants may be used by eligible participants to attend any public or
23 private college or university in the state of Washington that is
24 accredited by an accrediting association recognized by rule of the
25 higher education coordinating board and that has an existing unused
26 capacity. Grants shall not be used to attend (~~(any branch campus or~~
27 ~~educational program established under chapter 28B.45 RCW))~~ the
28 University of Washington Tacoma, the University of Washington Bothell,
29 Washington State University Vancouver, Washington State University Tri-
30 Cities, or Washington State University Spokane. The participant shall
31 not be eligible for a grant if it will be used for any programs that
32 include religious worship, exercise, or instruction or to pursue a
33 degree in theology. Each participating student may receive up to two
34 thousand five hundred dollars per academic year, not to exceed the
35 student's demonstrated financial need for the course of study.
36 Resident students as defined in RCW 28B.15.012(2)((~~e~~)) (f) are not
37 eligible for grants under this chapter.

1 **Sec. 12.** RCW 34.05.514 and 2001 c 220 s 3 are each amended to read
2 as follows:

3 (1) Except as provided in subsections (2) and (3) of this section,
4 proceedings for review under this chapter shall be instituted by paying
5 the fee required under RCW 36.18.020 and filing a petition in the
6 superior court, at the petitioner's option, for (a) Thurston county,
7 (b) the county of the petitioner's residence or principal place of
8 business, or (c) in any county where the property owned by the
9 petitioner and affected by the contested decision is located.

10 (2) For proceedings involving institutions of higher education, the
11 petition shall be filed either in the county in which the principal
12 office of the institution involved is located or in the county of ((a
13 ~~branch campus~~)) the University of Washington Tacoma, the University of
14 Washington Bothell, Washington State University Vancouver, Washington
15 State University Tri-Cities, or Washington State University Spokane if
16 the action involves ((such branch)) one of those institutions.

17 (3) For proceedings conducted by the pollution control hearings
18 board pursuant to chapter 43.21B RCW or as otherwise provided in RCW
19 90.03.210(2) involving decisions of the department of ecology on
20 applications for changes or transfers of water rights that are the
21 subject of a general adjudication of water rights that is being
22 litigated actively under chapter 90.03 or 90.44 RCW, the petition must
23 be filed with the superior court conducting the adjudication, to be
24 consolidated by the court with the general adjudication. A party to
25 the adjudication shall be a party to the appeal under this chapter only
26 if the party files or is served with a petition for review to the
27 extent required by this chapter.

28 **Sec. 13.** RCW 43.105.820 and 1999 c 285 s 11 are each amended to
29 read as follows:

30 The information services board shall prepare a technical plan for
31 the design and construction of the K-20 telecommunication system. The
32 board shall ensure that the technical plan adheres to the goals and
33 objectives established under RCW 43.105.041. The board shall provide
34 formal project approval and oversight during the development and
35 implementation of the K-20 telecommunications network. In approving
36 the plan, the board shall conduct a request for proposal process. The
37 technical plan shall be developed in phases as follows:

1 (1) Phase one shall provide a telecommunication backbone connecting
2 educational service districts, the main campuses of public
3 baccalaureate institutions, the (~~branch campuses of public research~~
4 ~~institutions~~) University of Washington Tacoma, the University of
5 Washington Bothell, Washington State University Vancouver, Washington
6 State University Tri-Cities, and Washington State University Spokane,
7 and the main campuses of community colleges and technical colleges.

8 (2) Phase two shall provide for (a) connection to the network by
9 entities that include, but need not be limited to: School districts,
10 public higher education off-campus and extension centers, and
11 (~~branch~~) other campuses of community colleges and technical colleges,
12 as prioritized by the K-20 telecommunications oversight and policy
13 committee, or as modified by the board; (b) distance education
14 facilities and components for entities listed in subsections (1) and
15 (2) of this section; and (c) connection for independent nonprofit
16 institutions of higher education, provided that:

17 (i) The K-20 board and each independent nonprofit institution of
18 higher education to be connected agree in writing to terms and
19 conditions of connectivity. The terms and conditions shall ensure,
20 among other things, that the provision of K-20 services does not
21 violate Article VIII, section 5 of the state Constitution and that the
22 institution shall adhere to network policies; and

23 (ii) The K-20 board determines that inclusion of the independent
24 nonprofit institutions of higher education will not significantly
25 affect the network's eligibility for federal universal service fund
26 discounts or subsidies.

27 (3) Subsequent phases may include, but need not be limited to,
28 connections to public libraries, state and local governments, community
29 resource centers, and the private sector.

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