

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 2383

Chapter 56, Laws of 2004

58th Legislature
2004 Regular Session

HIGHER EDUCATION--PART-TIME FACULTY

EFFECTIVE DATE: 6/10/04

Passed by the House February 14, 2004
Yeas 96 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 4, 2004
Yeas 46 Nays 0

BRAD OWEN

President of the Senate

Approved March 22, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2383** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

March 22, 2004 - 4:42 p.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2383

Passed Legislature - 2004 Regular Session

State of Washington

58th Legislature

2004 Regular Session

By House Committee on Higher Education (originally sponsored by Representatives Kenney, Cox, Fromhold, Chase, Hudgins, Wood, Morrell, Santos and Kagi)

READ FIRST TIME 02/06/04.

1 AN ACT Relating to payment of part-time faculty at institutions of
2 higher education; and amending RCW 42.16.010.

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

4 **Sec. 1.** RCW 42.16.010 and 1993 c 281 s 42 are each amended to read
5 as follows:

6 (1) Except as provided otherwise in subsection (2) of this section,
7 all state officers and employees shall be paid for services rendered
8 from the first day of the month through the fifteenth day of the month
9 and for services rendered from the sixteenth day of the month through
10 the last calendar day of the month. Paydates for these two pay periods
11 shall be established by the director of financial management through
12 the administrative hearing process and the official paydates shall be
13 established six months prior to the beginning of each subsequent
14 calendar year. Under no circumstance shall the paydate be established
15 more than ten days after the pay period in which the wages are earned
16 except when the designated paydate falls on Sunday, in which case the
17 paydate shall not be later than the following Monday. Payment shall be
18 deemed to have been made by the established paydates if: (a) The
19 salary warrant is available at the geographic work location at which

1 the warrant is normally available to the employee; or (b) the salary
2 has been electronically transferred into the employee's account at the
3 employee's designated financial institution; or (c) the salary warrants
4 are mailed at least two days before the established paydate for those
5 employees engaged in work in remote or varying locations from the
6 geographic location at which the payroll is prepared, provided that the
7 employee has requested payment by mail.

8 The office of financial management shall develop the necessary
9 policies and operating procedures to assure that all remuneration for
10 services rendered including basic salary, shift differential, standby
11 pay, overtime, penalty pay, salary due based on contractual agreements,
12 and special pay provisions, as provided for by law, Washington
13 personnel resources board rules, agency policy or rule, or contract,
14 shall be available to the employee on the designated paydate.
15 Overtime, penalty pay, and special pay provisions may be paid by the
16 next following paydate if the postponement of payment is attributable
17 to: The employee's not making a timely or accurate report of the facts
18 which are the basis for the payment, or the employer's lack of
19 reasonable opportunity to verify the claim.

20 Compensable benefits payable because of separation from state
21 service shall be paid with the earnings for the final period worked
22 unless the employee separating has not provided the agency with the
23 proper notification of intent to terminate.

24 One-half of the employee's basic monthly salary shall be paid in
25 each pay period. Employees paid on an hourly basis or employees who
26 work less than a full pay period shall be paid for actual salary
27 earned.

28 (2) Subsection (1) of this section shall not apply in instances
29 where it would conflict with contractual rights or, with the approval
30 of the office of financial management, to short-term, intermittent,
31 noncareer state employees, to student employees of institutions of
32 higher education, and to liquor control agency managers who are paid a
33 percentage of monthly liquor sales.

34 (3) Notwithstanding subsections (1) and (2) of this section, a
35 bargained contract at an institution of higher education may include a
36 provision for paying part-time academic employees on a pay schedule

1 that coincides with all the paydays used for full-time academic
2 employees.

Passed by the House February 14, 2004.

Passed by the Senate March 4, 2004.

Approved by the Governor March 22, 2004.

Filed in Office of Secretary of State March 22, 2004.