

SSB 6355 - H AMD 1589

By Representative Wallace

ADOPTED 03/10/2010

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that the state
4 institutions of higher education are providing a high quality education
5 to the citizens of the state. The legislature further finds that to
6 meet goals of the strategic master plan for higher education the state
7 needs a higher education system that is capable of delivering many more
8 degrees. The legislature also finds that expansion of the system
9 should be based on the proven demands of the citizens and the
10 marketplace, a concept called "expand on demand." The legislature
11 further finds that the higher education coordinating board, in
12 collaboration with the state board for community and technical
13 colleges, the two-year and four-year institutions of higher education,
14 and other stakeholders developed a system design plan that contains
15 seven guiding principles for system expansion, focuses near-term
16 enrollment growth at university branch campuses, comprehensive
17 universities, and university centers where existing capacity is
18 available without new state capital investment, establishes a process
19 for evaluating major new capital expansion, and creates a fund for
20 innovation to foster change and innovation in higher education
21 delivery. The legislature finds that the strategies in the plan
22 support the concept of expand on demand and would increase degree
23 production by first reinvesting in higher education to use existing
24 capacity while also providing long-term strategies to guide decisions
25 on when and where to build new campuses, significantly expand existing
26 sites, and change missions of existing institutions.

27 The legislature endorses the system design plan, approved by the
28 higher education coordinating board in November 2009, and adopts the
29 recommendations and strategies in the plan.

1 **Sec. 2.** RCW 28B.50.020 and 2009 c 64 s 2 are each amended to read
2 as follows:

3 The purpose of this chapter is to provide for the dramatically
4 increasing number of students requiring high standards of education
5 either as a part of the continuing higher education program or for
6 occupational education and training, or for adult basic skills and
7 literacy education, by creating a new, independent system of community
8 and technical colleges which will:

9 (1) Offer an open door to every citizen, regardless of his or her
10 academic background or experience, at a cost normally within his or her
11 economic means;

12 (2) Ensure that each college district shall offer thoroughly
13 comprehensive educational, training, and service programs to meet the
14 needs of both the communities and students served by combining high
15 standards of excellence in academic transfer courses; realistic and
16 practical courses in occupational education, both graded and ungraded;
17 community services of an educational, cultural, and recreational
18 nature; and adult education, including basic skills and general,
19 family, and workforce literacy programs and services;

20 (3) Provide for basic skills and literacy education, and
21 occupational education and technical training at technical colleges in
22 order to prepare students for careers in a competitive workforce;

23 (4) Provide or coordinate related and supplemental instruction for
24 apprentices at community and technical colleges;

25 (5) Provide administration by state and local boards which will
26 avoid unnecessary duplication of facilities or programs; and which will
27 encourage efficiency in operation and creativity and imagination in
28 education, training, and service to meet the needs of the community and
29 students;

30 (6) Allow for the growth, improvement, flexibility and modification
31 of the community colleges and their education, training, and service
32 programs as future needs occur; and

33 (7) Establish firmly that(~~(, except on a pilot basis)~~) as provided
34 under RCW 28B.50.810, community colleges are, for purposes of academic
35 training, two year institutions, and are an independent, unique, and
36 vital section of our state's higher education system, separate from
37 both the common school system and other institutions of higher

1 learning(~~(, and never to be considered for conversion into four-year~~
2 ~~liberal arts colleges)~~).

3 **Sec. 3.** RCW 28B.50.810 and 2008 c 166 s 2 are each amended to read
4 as follows:

5 (1) (~~By April 2006,~~) The college board (~~(shall)~~) may select
6 (~~(four)~~) community or technical colleges to develop and offer programs
7 of study leading to (~~(an)~~) applied baccalaureate degrees. (~~(At least~~
8 ~~one of the four pilot programs chosen must lead to a baccalaureate of~~
9 ~~applied science degree which builds on an associate of applied science~~
10 ~~degree. The college board shall convene a task force that includes~~
11 ~~representatives of both the community and technical colleges to develop~~
12 ~~objective selection criteria.~~

13 (~~2~~) ~~By February 2008, the college board shall select up to three~~
14 ~~colleges to develop and offer programs of study leading to an applied~~
15 ~~baccalaureate degree. At least one of the colleges selected must be a~~
16 ~~technical college. The college board shall use the objective selection~~
17 ~~criteria developed under subsections (1) and (3) of this section to~~
18 ~~make the selection.~~

19 (~~3~~) ~~)~~ Colleges may submit (~~(an)~~) applications to (~~(become a pilot~~
20 ~~college under this section)~~) the college board. The college board and
21 the higher education coordinating board shall review the applications
22 and select the (~~(pilot)~~) colleges using objective criteria, including,
23 but not limited to:

24 (a) The college demonstrates the capacity to make a long-term
25 commitment of resources to build and sustain a high quality program;

26 (b) The college has or can readily engage faculty appropriately
27 qualified to develop and deliver a high quality curriculum at the
28 baccalaureate level;

29 (c) The college can demonstrate demand for the proposed program
30 from a sufficient number of students within its service area to make
31 the program cost-effective and feasible to operate;

32 (d) The college can demonstrate that employers demand the level of
33 technical training proposed within the program, making it cost-
34 effective for students to seek the degree; and

35 (e) The proposed program fills a gap in options available for
36 students because it is not offered by a public four-year institution of
37 higher education in the college's geographic area.

1 ~~((4))~~ (2) A college selected ~~((as a pilot college))~~ under this
2 section may develop the curriculum for and design and deliver courses
3 leading to an applied baccalaureate degree. However, degree programs
4 developed under this section are subject to approval by the college
5 board under RCW 28B.50.090 and by the higher education coordinating
6 board under RCW 28B.76.230 before a ~~((pilot))~~ college may enroll
7 students in upper division courses. ~~((A pilot college approved under
8 subsection (1) of this section may not enroll students in upper
9 division courses before the fall academic quarter of 2006. A pilot
10 college approved under subsection (2) of this section may not enroll
11 students in upper division courses before the fall academic quarter of
12 2009.))~~

13 **Sec. 4.** RCW 28B.76.020 and 1985 c 370 s 2 are each amended to read
14 as follows:

15 ~~((For the purposes of this chapter:))~~ The definitions in this
16 section apply throughout this chapter unless the context clearly
17 requires otherwise.

18 (1) "Board" means the higher education coordinating board~~((+and))~~.

19 (2) "Four-year institutions" means the University of Washington,
20 Washington State University, Central Washington University, Eastern
21 Washington University, Western Washington University, and The Evergreen
22 State College.

23 (3) "Major expansion" means expansion of the higher education
24 system that requires significant new capital investment, including
25 building new institutions, campuses, branches, or centers or conversion
26 of existing campuses, branches, or centers that would result in a
27 mission change.

28 (4) "Mission change" means a change in the level of degree awarded
29 or institutional type not currently authorized in statute.

30 **Sec. 5.** RCW 28B.76.230 and 2005 c 258 s 11 are each amended to
31 read as follows:

32 (1) The board shall develop a comprehensive and ongoing assessment
33 process to analyze the need for additional degrees and programs,
34 additional off-campus centers and locations for degree programs, and
35 consolidation or elimination of programs by the four-year institutions.
36 Board recommendations regarding proposed major expansion shall be

1 limited to determinations of whether the major expansion is within the
2 scope indicated in the most recent strategic master plan for higher
3 education or most recent system design plan. Recommendations regarding
4 existing capital prioritization processes are not within the scope of
5 the evaluation of major expansion. Major expansion and proposed
6 mission changes may be proposed by the board, any public institution of
7 higher education, or by a state or local government.

8 (2) As part of the needs assessment process, the board shall
9 examine:

10 (a) Projections of student, employer, and community demand for
11 education and degrees, including liberal arts degrees, on a regional
12 and statewide basis;

13 (b) Current and projected degree programs and enrollment at public
14 and private institutions of higher education, by location and mode of
15 service delivery; (~~and~~)

16 (c) Data from the workforce training and education coordinating
17 board and the state board for community and technical colleges on the
18 supply and demand for workforce education and certificates and
19 associate degrees ; and

20 (d) Recommendations from the technology transformation task force
21 created in chapter 407, Laws of 2009, and institutions of higher
22 education relative to the strategic and operational use of technology
23 in higher education. These and other reports, reviews, and audits
24 shall allow for: The development of enterprise-wide digital
25 information technology across educational sectors, systems, and
26 delivery methods; the integration and streamlining of administrative
27 tools including but not limited to student information management,
28 financial management, payroll, human resources, data collection,
29 reporting, and analysis; and a determination of the costs of multiple
30 technology platforms, systems, and models.

31 (3) Every two years the board shall produce, jointly with the state
32 board for community and technical colleges and the workforce training
33 and education coordinating board, an assessment of the number and type
34 of higher education and training credentials required to match employer
35 demand for a skilled and educated workforce. The assessment shall
36 include the number of forecasted net job openings at each level of
37 higher education and training and the number of credentials needed to
38 match the forecast of net job openings.

1 (4) The board shall determine whether certain major lines of study
2 or types of degrees, including applied degrees or research-oriented
3 degrees, shall be assigned uniquely to some institutions or
4 institutional sectors in order to create centers of excellence that
5 focus resources and expertise.

6 (5) The following activities are subject to approval by the board:

7 (a) New degree programs by a four-year institution;

8 (b) Creation of any off-campus program by a four-year institution;

9 (c) Purchase or lease of major off-campus facilities by a four-year
10 institution or a community or technical college;

11 (d) Creation of higher education centers and consortia;

12 (e) New degree programs and creation of off-campus programs by an
13 independent college or university in collaboration with a community or
14 technical college; and

15 (f) Applied baccalaureate degree programs developed by colleges
16 under RCW 28B.50.810.

17 (6) Institutions seeking board approval under this section must
18 demonstrate that the proposal is justified by the needs assessment
19 developed under this section. Institutions must also demonstrate how
20 the proposals align with or implement the statewide strategic master
21 plan for higher education under RCW 28B.76.200.

22 (7) The board shall develop clear guidelines and objective
23 decision-making criteria regarding approval of proposals under this
24 section, which must include review and consultation with the
25 institution and other interested agencies and individuals.

26 (8) The board shall periodically recommend consolidation or
27 elimination of programs at the four-year institutions, based on the
28 needs assessment analysis.

29 (9) In the case of a proposed major expansion or mission change,
30 the needs assessment process under subsection (2) of this section
31 constitutes a threshold inquiry. If the board determines that the need
32 for the proposed major expansion or mission change has not been
33 justified, the inquiry is concluded. If the board determines that the
34 need for the proposed major expansion or mission change has been
35 sufficiently established, the board, in consultation with any directly
36 involved institutions and other interested agencies and individuals,
37 shall proceed to examine the viability of the proposal using criteria
38 including, but not limited to:

1 (a) The specific scope of the project including the capital
2 investment requirements, the number of full-time equivalent students
3 anticipated, and the number of academic programs planned;

4 (b) The existence of an efficient and sustainable financial plan;

5 (c) The extent to which existing resources can be leveraged;

6 (d) The current and five-year projected student population,
7 faculty, and staff to support the proposed programs, institution, or
8 innovation;

9 (e) The plans to accommodate expected growth over a twenty-year
10 time frame;

11 (f) The extent to which new or existing partnerships and
12 collaborations are a part of the proposal; and

13 (g) The feasibility of any proposed innovations to accelerate
14 degree production.

15 (10) After the board completes its evaluation of the proposed major
16 expansion or mission change using the needs assessment under subsection
17 (2) of this section and viability determination under subsection (9) of
18 this section, the board shall make a recommendation to either proceed,
19 modify, or not proceed with the proposed major expansion or mission
20 change. The board's recommendation shall be presented to the governor
21 and the legislature.

22 **Sec. 6.** RCW 28B.120.005 and 1999 c 169 s 2 are each amended to
23 read as follows:

24 The legislature finds that encouraging collaboration among the
25 various educational sectors to meet statewide productivity and
26 educational attainment needs as described in the system design plan
27 developed by the higher education coordinating board will strengthen
28 the entire educational system, kindergarten through twelfth grade and
29 higher education. The legislature also recognizes that the most
30 effective way to develop innovative and collaborative programs is to
31 encourage institutions to develop them voluntarily, in line with
32 established state goals. Through a system of competitive grants, the
33 legislature shall encourage the development of innovative and
34 collaborative and cost-effective solutions to issues of critical
35 statewide need, including:

36 (1) Raising educational attainment and planning and piloting
37 innovative initiatives to reach new locations and populations;

1 (2) Recognizing needs of special populations of students, including
2 access and completion efforts targeting underrepresented populations;

3 ~~((+2))~~ (3) Furthering the development of learner-centered,
4 technology-assisted course delivery, including expansion of online and
5 hybrid coursework, open courseware, and other uses of technology in
6 order to effectively and efficiently share costs, improve the quality
7 of instruction and student, faculty, and administrative services,
8 increase undergraduate and graduate student access, retention, and
9 graduation, and to enhance transfer capability;

10 ~~((+3))~~ (4) Furthering the development of competency-based
11 measurements of student achievement to be used as the basis for
12 awarding degrees and certificates; ~~(and~~

13 +4)) (5) Increasing the collaboration among both public and
14 private sector institutions of higher education; and

15 (6) Improving productivity through innovations such as accelerated
16 programs and alternative scheduling.

17 **Sec. 7.** RCW 28B.120.010 and 1999 c 169 s 5 are each amended to
18 read as follows:

19 The Washington fund for innovation and quality in higher education
20 program is established. The higher education coordinating board shall
21 administer the program ~~((for the purpose of awarding grants in which a~~
22 ~~four-year institution of higher education is named as the lead~~
23 ~~institution. The state board for community and technical colleges~~
24 ~~shall administer the program for the purpose of awarding grants in~~
25 ~~which a community or technical college is named as the lead~~
26 ~~institution))~~ and shall work in close collaboration with the state
27 board for community and technical colleges and other local and regional
28 entities. Through this program the higher education coordinating
29 board~~((s))~~ may award on a competitive basis incentive grants to state
30 public or private nonprofit institutions of higher education or
31 consortia of institutions to encourage ~~((cooperative))~~ programs
32 designed to address specific system problems. ~~((Grants shall not~~
33 ~~exceed a two-year period.))~~ Each institution or consortia of
34 institutions receiving the award shall contribute some financial
35 support, either by covering part of the costs for the program during
36 its implementation, or by assuming continuing support at the end of the
37 grant period. Strong priority will be given to proposals that involve

1 more than one sector of education(~~(, and to proposals that show~~
2 ~~substantive institutional commitment)~~). Institutions are encouraged to
3 solicit nonstate funds to support these cooperative programs.

4 **Sec. 8.** RCW 28B.120.020 and 1999 c 169 s 3 are each amended to
5 read as follows:

6 The higher education coordinating board shall have the following
7 powers and duties in administering the program for those proposals in
8 which a four-year institution of higher education is named as the lead
9 institution and fiscal agent:

10 (1) To adopt rules necessary to carry out the program;

11 ~~((To establish one or more review committees to assist in the~~
12 ~~evaluation of proposals for funding. The review committee shall~~
13 ~~include individuals with significant experience in higher education in~~
14 ~~areas relevant to one or more of the funding period priorities and~~
15 ~~shall include representatives from both the four-year and two-year~~
16 ~~sectors of higher education;~~

17 ~~(3))~~ To award grants no later than September 1st in those years
18 when funding is available by June 30th;

19 ~~((4))~~ (3) To establish each biennium specific guidelines for
20 submitting grant proposals consistent with RCW 28B.120.005 and
21 consistent with the strategic master plan for higher education, the
22 system design plan, the overall goals of the program and ~~((consistent~~
23 ~~with))~~ the guidelines established by the state board for community and
24 technical colleges under RCW 28B.120.025. ~~((During the 1999-01~~
25 ~~biennium the guidelines shall be consistent with the following desired~~
26 ~~outcomes of:~~

27 ~~(a) Minority and diversity initiatives that encourage the~~
28 ~~participation of minorities in higher education, including students~~
29 ~~with disabilities;~~

30 ~~(b) K-12 teacher preparation models that encourage collaboration~~
31 ~~between higher education and K-12 to improve the preparedness of~~
32 ~~teachers, including provisions for higher education faculty involved~~
33 ~~with teacher preparation to spend time teaching in K-12 schools;~~

34 ~~(c) Collaborative instructional programs involving K-12, community~~
35 ~~and technical colleges, and four-year institutions of higher education~~
36 ~~to develop a three-year degree program, or reduce the time to degree;~~

1 ~~(d) Contracts with public or private institutions or businesses to~~
2 ~~provide services or the development of collaborative programs;~~

3 ~~(e) Articulation and transfer activities to smooth the transfer of~~
4 ~~students from K-12 to higher education, or from the community colleges~~
5 ~~and technical colleges to four-year institutions;~~

6 ~~(f) Projects that further the development of learner-centered,~~
7 ~~technology-assisted course delivery; and~~

8 ~~(g) Projects that further the development of competency-based~~
9 ~~measurements of student achievement to be used as the basis for~~
10 ~~awarding degrees and certificates.)~~

11 After June 30, 2001, and each biennium thereafter, the board shall
12 determine funding priorities for ~~((collaborative))~~ proposals for the
13 biennium in consultation with the governor, the legislature, the office
14 of the superintendent of public instruction, the state board for
15 community and technical colleges, the workforce training and education
16 coordinating board, higher education institutions, educational
17 associations, and business and community groups consistent with
18 statewide needs;

19 ~~((+5))~~ (4) To solicit grant proposals and provide information to
20 the institutions of higher education about the program; and

21 ~~((+6))~~ (5) To establish reporting, evaluation, accountability,
22 monitoring, and dissemination requirements for the recipients of the
23 grants awarded by the higher education coordinating board.

24 **Sec. 9.** RCW 43.88D.010 and 2008 c 205 s 2 are each amended to read
25 as follows:

26 (1) By October ~~((15th))~~ 1st of each even-numbered year, the office
27 of financial management shall complete an objective analysis and
28 scoring of all capital budget projects proposed by the public four-year
29 institutions of higher education and submit the results of the scoring
30 process to the legislative fiscal committees, the higher education
31 coordinating board, and the four-year institutions ~~((, except that, for~~
32 ~~2008, the office of financial management shall complete the objective~~
33 ~~analysis and scoring by November 1st))~~. Each project must be reviewed
34 and scored within one of the following categories, according to the
35 project's principal purpose. Each project may be scored in only one
36 category. The categories are:

1 (a) Access-related projects to accommodate enrollment growth at
2 main and branch campuses, at existing or new university centers, or
3 through distance learning. Growth projects should provide significant
4 additional student capacity. Proposed projects must demonstrate that
5 they are based on solid enrollment demand projections, more
6 cost-effectively provide enrollment access than alternatives such as
7 university centers and distance learning, and make cost-effective use
8 of existing and proposed new space;

9 (b) Projects that replace failing permanent buildings (~~or renovate~~
10 ~~facilities to restore building life and upgrade space to meet current~~
11 ~~program requirements~~). Facilities that cannot be economically
12 renovated are considered replacement projects. (~~Renovation projects~~
13 ~~should represent a complete renovation of a total facility or an~~
14 ~~isolated wing of a facility. A reasonable renovation project should~~
15 ~~cost between sixty to eighty percent of current replacement value and~~
16 ~~restore the renovated area to at least twenty-five years of useful~~
17 ~~life.~~) New space may be programmed for the same or a different use
18 than the space being replaced (~~or renovated~~) and may include
19 additions to improve access and enhance the relationship of program or
20 support space;

21 (c) Projects that renovate facilities to restore building life and
22 upgrade space to meet current program requirements. Renovation
23 projects should represent a complete renovation of a total facility or
24 an isolated wing of a facility. A reasonable renovation project should
25 cost between sixty to eighty percent of current replacement value and
26 restore the renovated area to at least twenty-five years of useful
27 life. New space may be programmed for the same or a different use than
28 the space being renovated and may include additions to improve access
29 and enhance the relationship of program or support space;

30 (d) Major stand-alone campus infrastructure projects;

31 ~~((d))~~ (e) Projects that promote economic growth and innovation
32 through expanded research activity. The acquisition and installation
33 of specialized equipment is authorized under this category; and

34 ~~((e))~~ (f) Other project categories as determined by the office of
35 financial management in consultation with the legislative fiscal
36 committees.

37 (2) The office of financial management, in consultation with the
38 legislative fiscal committees (~~and the joint legislative audit and~~

1 ~~review committee~~)), shall establish a scoring system and process for
2 each four-year project category that is based on the framework used in
3 the community and technical college system of prioritization. Staff
4 from the state board for community and technical colleges, the higher
5 education coordinating board, and the four-year institutions shall
6 provide technical assistance on the development of a scoring system and
7 process.

8 (3) The office of financial management shall consult with the
9 legislative fiscal committees in the scoring of four-year institution
10 project proposals, and may also solicit participation by (~~the joint
11 legislative audit and review committee and~~) independent experts.

12 (a) For each four-year project category, the scoring system must,
13 at a minimum, include an evaluation of enrollment trends,
14 reasonableness of cost, the ability of the project to enhance specific
15 strategic master plan goals, age and condition of the facility if
16 applicable, and impact on space utilization.

17 (b) Each four-year project category may include projects at the
18 predesign, design, or construction funding phase.

19 (c) To the extent possible, the objective analysis and scoring
20 system of all capital budget projects shall occur within the context of
21 any and all performance agreements between the office of financial
22 management and the governing board of a public, four-year institution
23 of higher education that aligns goals, priorities, desired outcomes,
24 flexibility, institutional mission, accountability, and levels of
25 resources.

26 (4) In evaluating and scoring four-year institution projects, the
27 office of financial management shall take into consideration project
28 schedules that result in realistic, balanced, and predictable
29 expenditure patterns over the ensuing three biennia.

30 (5) The office of financial management shall distribute common
31 definitions, the scoring system, and other information required for the
32 project proposal and scoring process as part of its biennial budget
33 instructions(~~, except that, for the 2009-2011 budget development
34 cycle, this information must be distributed by July 1, 2008~~). The
35 office of financial management, in consultation with the legislative
36 fiscal committees (~~and the joint legislative audit and review
37 committee~~)), shall develop common definitions that four-year

1 institutions must use in developing their project proposals and lists
2 under this section.

3 (6) In developing any scoring system for capital projects proposed
4 by the four-year institutions, the office of financial management:

5 (a) Shall be provided with all required information by the four-
6 year institutions as deemed necessary by the office of financial
7 management;

8 (b) May utilize independent services to verify, sample, or evaluate
9 information provided to the office of financial management by the four-
10 year institutions; and

11 (c) Shall have full access to all data maintained by the higher
12 education coordinating board and the joint legislative audit and review
13 committee concerning the condition of higher education facilities.

14 (7) By August (~~15th~~) 1st of each even-numbered year(~~(, beginning~~
15 ~~in 2008,~~) each public four-year higher education institution shall
16 prepare and submit prioritized lists of the individual projects
17 proposed by the institution for the ensuing six-year period in each
18 category. (~~(On a pilot basis, the office of financial management shall~~
19 ~~require one research university to prepare two separate prioritized~~
20 ~~lists for each category, one for the main campus, and one covering all~~
21 ~~of the institution's branch campuses. The office of financial~~
22 ~~management shall report to the legislative fiscal committees by~~
23 ~~December 1, 2009, on the effect of this pilot project on capital~~
24 ~~project financing for all branch campuses.)) The lists must be~~
25 submitted to the office of financial management and the legislative
26 fiscal committees. The four-year institutions may aggregate minor
27 works project proposals by primary purpose for ranking purposes.
28 Proposed minor works projects must be prioritized within the aggregated
29 proposal, and supporting documentation, including project descriptions
30 and cost estimates, must be provided to the office of financial
31 management and the legislative fiscal committees.

32 **Sec. 10.** RCW 28B.76.210 and 2008 c 205 s 4 are each amended to
33 read as follows:

34 (1) The board shall collaborate with the four-year institutions
35 including the council of presidents, the community and technical
36 college system, and when appropriate the workforce training and
37 education coordinating board, the superintendent of public instruction,

1 and the independent higher educational institutions to identify budget
2 priorities and levels of funding for higher education, including the
3 two and four-year institutions of higher education and state financial
4 aid programs. It is the intent of the legislature that recommendations
5 from the board reflect not merely the sum of budget requests from
6 multiple institutions, but prioritized funding needs for the overall
7 system of higher education.

8 (2) By December of each odd-numbered year, the board shall
9 distribute guidelines which outline the board's fiscal priorities to
10 the institutions and the state board for community and technical
11 colleges.

12 (a) The institutions and the state board for community and
13 technical colleges shall submit an outline of their proposed operating
14 budgets to the board no later than July 1st of each even-numbered year.
15 Pursuant to guidelines developed by the board, operating budget
16 outlines submitted by the institutions and the state board for
17 community and technical colleges after January 1, 2007, shall include
18 all policy changes and enhancements that will be requested by the
19 institutions and the state board for community and technical colleges
20 in their respective biennial budget requests. Operating budget
21 outlines shall include a description of each policy enhancement, the
22 dollar amount requested, and the fund source being requested.

23 (b) Capital budget outlines for the two-year institutions shall be
24 submitted by August 15th of each even-numbered year, and shall include
25 the prioritized ranking of the capital projects being requested, a
26 description of each capital project, and the amount and fund source
27 being requested.

28 (c) Capital budget outlines for the four-year institutions must be
29 submitted by August 15th of each even-numbered year, and must include:
30 The institutions' priority ranking of the project; the capital budget
31 category within which the project will be submitted to the office of
32 financial management in accordance with RCW 43.88D.010; a description
33 of each capital project; and the amount and fund source being
34 requested.

35 (d) The office of financial management shall reference these
36 reporting requirements in its budget instructions.

37 (3) The board shall review and evaluate the operating and capital
38 budget requests from four-year institutions and the community and

1 technical college system based on how the requests align with the
2 board's budget priorities, the missions of the institutions, and the
3 statewide strategic master plan for higher education under RCW
4 28B.76.200.

5 (4) The board shall submit recommendations on the proposed
6 operating budget and priorities to the office of financial management
7 by October 1st of each even-numbered year, and to the legislature by
8 January 1st of each odd-numbered year.

9 (5) The board's capital budget recommendations for the community
10 and technical college system and the four-year institutions must be
11 submitted to the office of financial management (~~((by November 15th of~~
12 ~~each even-numbered year))~~) and to the legislature by (~~((January 1st of~~
13 ~~each odd-numbered))~~) November 15th of each even-numbered year. The
14 board's recommendations for the four-year institutions must include
15 (~~((the relative share of the higher education capital budget that the~~
16 ~~board recommends be assigned to each project category, as defined in~~
17 ~~RCW 43.88D.010, and to minor works program and preservation))~~) a single,
18 prioritized list of the major projects that the board recommends be
19 funded with state bond and building account appropriations during the
20 forthcoming fiscal biennium. In developing this single prioritized
21 list, the board shall:

22 (a) Seek to identify the combination of projects that will most
23 cost-effectively achieve the state's goals. These goals include
24 increasing baccalaureate and graduate degree production, particularly
25 in high-demand fields; promoting economic development through research
26 and innovation; providing quality, affordable educational environments;
27 preserving existing assets; and maximizing the efficient utilization of
28 instructional space;

29 (b) Be guided by the objective analysis and scoring of capital
30 budget projects completed by the office of financial management
31 pursuant to chapter 43.88D RCW;

32 (c) Anticipate (i) that state bond and building account
33 appropriations continue at the same level during each of the two
34 subsequent fiscal biennia as has actually been appropriated for the
35 baccalaureate institutions during the current one; (ii) that major
36 projects funded for design during a biennium are funded for
37 construction during the subsequent one before state appropriations are
38 provided for new major projects; and (iii) that minor health, safety,

1 code, and preservation projects are funded at the same average level as
2 in recent biennia before state appropriations are provided for new
3 major projects.

4 ((+5)) (6) Institutions and the state board for community and
5 technical colleges shall submit any supplemental budget requests and
6 revisions to the board at the same time they are submitted to the
7 office of financial management. The board shall submit recommendations
8 on the proposed supplemental budget requests to the office of financial
9 management by November 1st and to the legislature by January 1st.

10 NEW SECTION. **Sec. 11.** A new section is added to chapter 28B.20
11 RCW to read as follows:

12 (1) This section provides an alternative process for awarding
13 contracts for construction, building, renovation, remodeling,
14 alteration, repair, or improvement of university buildings and
15 facilities in which critical patient care or highly specialized medical
16 research is located. These provisions may be used, in lieu of other
17 procedures to award contracts for such work, when the estimated cost of
18 the work is equal to or less than five million dollars and the project
19 involves construction, renovation, remodeling, or alteration of
20 improvements within a building that is used directly for critical
21 patient care or highly specialized medical research.

22 (2) The university may create a single critical patient care or
23 specialized medical research facilities roster or may create multiple
24 critical patient care or specialized medical research facilities
25 rosters for different trade specialties or categories of anticipated
26 work. At least once a year, the university shall publish in a
27 newspaper of general circulation a notice of the existence of the
28 roster or rosters and solicit a statement of qualifications from
29 contractors who wish to be on the roster or rosters of prime
30 contractors. In addition, qualified contractors shall be added to the
31 roster or rosters at any time they submit a written request, necessary
32 records, and meet the qualifications established by the university.
33 The university may require eligible contractors desiring to be placed
34 on a roster to keep current records of any applicable licenses,
35 certifications, registrations, bonding, insurance, or other appropriate
36 matters on file with the university as a condition of being placed on

1 a roster or rosters. Placement on a roster shall be on the basis of
2 qualifications.

3 (3) The public solicitation of qualifications shall include but not
4 be limited to:

5 (a) A description of the types of projects to be completed and
6 where possible may include programmatic, performance, and technical
7 requirements and specifications;

8 (b) The reasons for using the critical patient care and specialized
9 medical research roster process;

10 (c) A description of the qualifications to be required of a
11 contractor, including submission of an accident prevention program;

12 (d) A description of the process the university will use to
13 evaluate qualifications, including evaluation factors and the relative
14 weight of factors;

15 (e) The form of the contract to be awarded;

16 (f) A description of the administrative process by which the
17 required qualifications, evaluation process, and project types may be
18 appealed; and

19 (g) A description of the administrative process by which decisions
20 of the university may be appealed.

21 (4) The university shall establish a committee to evaluate the
22 contractors submitting qualifications. Evaluation criteria for
23 selection of the contractor or contractors to be included on a roster
24 shall include, but not be limited to:

25 (a) Ability of a contractor's professional personnel;

26 (b) A contractor's past performance on similar projects, including
27 but not limited to medical facilities, and involving either negotiated
28 work or other public works contracts;

29 (c) The contractor's ability to meet time and budget requirements;

30 (d) The contractor's ability to provide preconstruction services,
31 as appropriate;

32 (e) The contractor's capacity to successfully complete the project;

33 (f) The contractor's approach to executing projects;

34 (g) The contractor's approach to safety and the contractor's safety
35 history; and

36 (h) The contractor's record of performance, integrity, judgment,
37 and skills.

1 (5) Contractors meeting the evaluation committee's criteria for
2 selection must be placed on the applicable roster or rosters.

3 (6) When a project is selected for delivery through this roster
4 process, the university must establish a procedure for securing written
5 quotations from all contractors on a roster to assure that a
6 competitive price is established. Invitations for quotations shall
7 include an estimate of the scope and nature of the work to be performed
8 as well as materials and equipment to be furnished. Plans and
9 specifications must be included in the invitation but may not be
10 detailed. Award of a project must be made to the responsible bidder
11 submitting the lowest responsive bid.

12 (7) The university shall make an effort to solicit proposals from
13 certified minority or certified woman-owned contractors to the extent
14 permitted by the Washington state civil rights act, RCW 49.60.400.

15 (8) Beginning in September 2010 and every other year thereafter,
16 the university shall provide a report to the capital projects advisory
17 review board which must, at a minimum, include a list of rosters used,
18 contracts awarded, and a description of outreach to and participation
19 by women and minority-owned businesses.

20 NEW SECTION. **Sec. 12.** A new section is added to chapter 43.131
21 RCW to read as follows:

22 The alternative process for awarding contracts established in
23 section 11 of this act terminates June 30, 2015, as provided in section
24 13 of this act.

25 NEW SECTION. **Sec. 13.** A new section is added to chapter 43.131
26 RCW to read as follows:

27 Section 11 of this act, as now existing or hereafter amended, is
28 repealed, effective June 30, 2016."

29 Correct the title.

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