
SECOND SUBSTITUTE SENATE BILL 6562

State of Washington

61st Legislature

2010 Regular Session

By Senate Ways & Means (originally sponsored by Senators Kilmer, Tom, Delvin, Regala, Murray, Hargrove, and King)

READ FIRST TIME 02/09/10.

1 AN ACT Relating to higher education accountability and access;
2 amending RCW 28B.15.067, 28B.15.068, 28B.15.031, 28B.15.820, and
3 28B.15.910; adding new sections to chapter 28B.15 RCW; adding a new
4 section to chapter 28B.92 RCW; repealing RCW 28B.10.920, 28B.10.921,
5 and 28B.10.922; and providing an expiration date.

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

7 **Sec. 1.** RCW 28B.15.067 and 2009 c 574 s 1 are each amended to read
8 as follows:

9 (1) Tuition fees shall be established under the provisions of this
10 chapter.

11 (2)(a) Beginning with the 2003-04 academic year and ending with the
12 2012-13 academic year, reductions or increases in full-time tuition
13 fees for resident undergraduates shall be as provided in the omnibus
14 appropriations act except as provided in (b) of this subsection.

15 (b) Subject to the provisions of section 10 of this act, for
16 academic years 2011-12 through 2017-18, reductions or increases in
17 full-time tuition fees, as defined in RCW 28B.15.020, for resident
18 undergraduate and graduate students shall be determined annually by the

1 governing boards of the University of Washington, Washington State
2 University, and Western Washington University.

3 (3)(a) Beginning with the 2003-04 academic year and ending with the
4 2012-13 academic year, the governing boards of the state universities,
5 the regional universities, The Evergreen State College, and the state
6 board for community and technical colleges may reduce or increase full-
7 time tuition fees for all students other than resident undergraduates,
8 including summer school students and students in other self-supporting
9 degree programs. Percentage increases in full-time tuition fees may
10 exceed the fiscal growth factor. Reductions or increases may be made
11 for all or portions of an institution's programs, campuses, courses, or
12 students.

13 (b) Prior to reducing or increasing tuition for each academic year,
14 the governing boards of the state universities, the regional
15 universities, and The Evergreen State College shall consult with
16 existing student associations or organizations with student
17 undergraduate and graduate representatives regarding the impacts of
18 potential tuition increases. Governing boards shall be required to
19 provide data regarding the percentage of students receiving financial
20 aid, the sources of aid, and the percentage of total costs of
21 attendance paid for by aid.

22 (c) Prior to reducing or increasing tuition for each academic year,
23 each college in the state board for community and technical college
24 system shall consult with existing student associations or
25 organizations with undergraduate student representation regarding the
26 impacts of potential tuition increases. Colleges shall provide data
27 regarding the percentage of students receiving financial aid, the
28 sources of aid, and the percentage of total costs of attendance paid
29 for by aid.

30 (4) Except as provided in subsection (2)(b) of this section,
31 academic year tuition for full-time students at the state's
32 institutions of higher education beginning with ((2015-16)) 2014-15,
33 other than summer term, shall be as charged during the ((2014-15))
34 2012-13 academic year unless different rates are adopted by the
35 legislature.

36 (5) The tuition fees established under this chapter shall not apply
37 to high school students enrolling in participating institutions of
38 higher education under RCW 28A.600.300 through 28A.600.400.

1 (6) The tuition fees established under this chapter shall not apply
2 to eligible students enrolling in a community or technical college
3 under RCW 28C.04.610.

4 (7) The tuition fees established under this chapter shall not apply
5 to eligible students enrolling in a community or technical college
6 participating in the pilot program under RCW 28B.50.534 for the purpose
7 of obtaining a high school diploma.

8 (8) For the academic years 2003-04 through 2008-09, the University
9 of Washington shall use an amount equivalent to ten percent of all
10 revenues received as a result of law school tuition increases beginning
11 in academic year 2000-01 through academic year 2008-09 to assist needy
12 low and middle-income resident law students.

13 (9) For the academic years 2003-04 through 2008-09, institutions of
14 higher education shall use an amount equivalent to ten percent of all
15 revenues received as a result of graduate academic school tuition
16 increases beginning in academic year 2003-04 through academic year
17 2008-09 to assist needy low and middle-income resident graduate
18 academic students.

19 (10) Any tuition increases above seven percent shall fund costs of
20 instruction, library and student services, utilities and maintenance,
21 other costs related to instruction as well as institutional financial
22 aid. Through 2010-11, any funding reductions to instruction, library
23 and student services, utilities and maintenance and other costs related
24 to instruction shall be proportionally less than other program areas
25 including administration.

26 **Sec. 2.** RCW 28B.15.068 and 2009 c 540 s 1 are each amended to read
27 as follows:

28 (1) Except as provided in subsection (2) of this section, beginning
29 with the 2007-08 academic year and ending with the 2016-17 academic
30 year, tuition fees charged to full-time resident undergraduate
31 students, except in academic years 2009-10 and 2010-11, may increase no
32 greater than seven percent over the previous academic year in any
33 institution of higher education. Annual reductions or increases in
34 full-time tuition fees for resident undergraduate students shall be as
35 provided in the omnibus appropriations act, within the seven percent
36 increase limit established in this section. For academic years 2009-10
37 and 2010-11 the omnibus appropriations act may provide tuition

1 increases greater than seven percent. To the extent that state
2 appropriations combined with tuition and fee revenues are insufficient
3 to achieve the total per-student funding goals established in
4 subsection ((+2+)) (3) of this section, the legislature may revisit
5 state appropriations, authorized enrollment levels, and changes in
6 tuition fees for any given fiscal year.

7 (2) Subject to the provisions of section 10 of this act, for the
8 University of Washington, Washington State University, and Western
9 Washington University, beginning with the 2011-12 academic year through
10 the 2017-18 academic year, any reductions or increases in tuition fees
11 charged to full-time resident undergraduate and graduate students are
12 subject to the following conditions:

13 (a) The average annual compounded rate of change of undergraduate
14 full-time tuition fees may not exceed nine percent based on the
15 preceding fifteen years, or fourteen percent in any year;

16 (b) The average resident undergraduate full-time tuition fees may
17 not in any academic year exceed the seventy-fifth percentile of
18 resident undergraduate tuition and fees at similar public institutions
19 of higher education in the global challenge states as defined in
20 subsection (5) of this section; and

21 (c) Annual approval of an institutional performance agreement by
22 the committee on higher education performance as required by section 3
23 of this act.

24 (3) The state shall adopt as its goal total per-student funding
25 levels, from state appropriations plus tuition and fees, of at least
26 the sixtieth percentile of total per-student funding at similar public
27 institutions of higher education in the global challenge states. In
28 defining comparable per-student funding levels, the office of financial
29 management shall adjust for regional cost-of-living differences; for
30 differences in program offerings and in the relative mix of lower
31 division, upper division, and graduate students; and for accounting and
32 reporting differences among the comparison institutions. The office of
33 financial management shall develop a funding trajectory for each four-
34 year institution of higher education and for the community and
35 technical college system as a whole that when combined with tuition and
36 fees revenue allows the state to achieve its funding goal for each
37 four-year institution and the community and technical college system as
38 a whole no later than fiscal year 2017. The state shall not reduce

1 enrollment levels below fiscal year 2007 budgeted levels in order to
2 improve or alter the per-student funding amount at any four-year
3 institution of higher education or the community and technical college
4 system as a whole. The state recognizes that each four-year
5 institution of higher education and the community and technical college
6 system as a whole have different funding requirements to achieve
7 desired performance levels, and that increases to the total per-student
8 funding amount may need to exceed the minimum funding goal.

9 ~~((+3))~~ (4) By September 1st of each year beginning in 2008, the
10 office of financial management shall report to the governor, the higher
11 education coordinating board, and appropriate committees of the
12 legislature with updated estimates of the total per-student funding
13 level that represents the sixtieth percentile of funding for comparable
14 institutions of higher education in the global challenge states, and
15 the progress toward that goal that was made for each of the public
16 institutions of higher education.

17 ~~((+4))~~ (5) As used in this section, "global challenge states" are
18 the top performing states on the new economy index published by the
19 progressive policy institute as of July 22, 2007. The new economy
20 index ranks states on indicators of their potential to compete in the
21 new economy. At least once every five years, the office of financial
22 management shall determine if changes to the list of global challenge
23 states are appropriate. The office of financial management shall
24 report its findings to the governor and the legislature.

25 ~~((+5))~~ (6) During the 2009-10 and the 2010-11 academic years,
26 institutions of higher education shall include information on their
27 billing statements notifying students of tax credits available through
28 the American opportunity tax credit provided in the American recovery
29 and reinvestment act of 2009.

30 NEW SECTION. **Sec. 3.** A new section is added to chapter 28B.15 RCW
31 to read as follows:

32 (1) To ensure institutional quality, promote access, and advance
33 the public mission of public four-year institutions of higher
34 education, the authority to increase or decrease tuition rates shall be
35 considered within the context of institutional performance agreements
36 by the committee on higher education performance. By September 1,
37 2011, the University of Washington, Washington State University, and

1 Western Washington University shall each negotiate an institutional
2 performance agreement with the committee on higher education
3 performance. The agreement shall include student data on financial aid
4 from institutional, tuition, and state sources, as well as student
5 demographics.

6 (2) For the 2012-13 academic year through the 2017-18 academic
7 year, each institution of higher education shall submit an annual
8 report on the negotiated performance agreement to the committee on
9 higher education performance. Demonstration of satisfactory progress
10 towards reaching performance outcomes, benchmarks, and goals is
11 required for approval by the committee on higher education performance.
12 Individual institutional performance contracts shall be six years in
13 duration and shall be developed by individual institutions in
14 cooperation with students, represented and nonrepresented faculty,
15 staff, and institutional governing boards.

16 (3) The committee on higher education performance shall be composed
17 of:

18 (a) The director of the office of financial management or the
19 director's designee;

20 (b) The executive director of the higher education coordinating
21 board or the executive director's designee;

22 (c) The chair of the senate ways and means committee or the chair's
23 designee;

24 (d) The chair of the senate higher education and workforce
25 development committee or the chair's designee;

26 (e) The chair of the house of representatives education
27 appropriations committee or the chair's designee;

28 (f) The chair of the house of representatives higher education
29 committee or the chair's designee;

30 (g) The ranking member of the senate ways and means committee or
31 the ranking member's designee;

32 (h) The ranking member of the senate higher education and workforce
33 development committee or the ranking member's designee;

34 (i) The ranking member of the house higher education committee or
35 the ranking member's designee; and

36 (j) The ranking member of the house education appropriations
37 committee or the ranking member's designee.

1 (4) At a minimum, an individual institutional performance agreement
2 shall include:

3 (a) Indicators that measure outcomes concerning cost, quality,
4 timeliness of student progress toward degrees and certifications, and
5 articulation between and within the K-12 and higher education systems;

6 (b) Indicators that measure outcomes concerning recruitment,
7 retention, and success of students, faculty, and staff, from low-
8 income, diverse, or underrepresented communities;

9 (c) Benchmarks and goals for long-term degree production, including
10 discrete benchmarks and goals in areas of high demand and critical
11 state need; and

12 (d) The level of state and tuition resources necessary to meet the
13 performance outcomes, benchmarks, and goals, including per-student
14 funding goals established in this subsection (4).

15 (5) This section is subject to the provisions of section 10 of this
16 act.

17 **Sec. 4.** RCW 28B.15.031 and 2003 c 232 s 2 are each amended to read
18 as follows:

19 The term "operating fees" as used in this chapter shall include the
20 fees, other than building fees, charged all students registering at the
21 state's colleges and universities but shall not include fees for short
22 courses, self-supporting degree credit programs and courses, marine
23 station work, experimental station work, correspondence or extension
24 courses, and individual instruction and student deposits or rentals,
25 disciplinary and library fines, which colleges and universities shall
26 have the right to impose, laboratory, gymnasium, health, technology and
27 student activity fees, or fees, charges, rentals, and other income
28 derived from any or all revenue producing lands, buildings and
29 facilities of the colleges or universities heretofore or hereafter
30 acquired, constructed or installed, including but not limited to income
31 from rooms, dormitories, dining rooms, hospitals, infirmaries, housing
32 or student activity buildings, vehicular parking facilities, land, or
33 the appurtenances thereon, or such other special fees as may be
34 established by any college or university board of trustees or regents
35 from time to time. All moneys received as operating fees at any
36 institution of higher education shall be deposited in a local account
37 containing only operating fees revenue and related interest: PROVIDED,

1 That a minimum of three and one-half percent of operating fees shall be
2 retained by the institutions for the purposes of RCW 28B.15.820. The
3 amount of operating fees retained for the purposes of RCW 28B.15.820
4 shall be reduced by the amounts allocated under section 6 of this act.
5 Local operating fee accounts shall not be subject to appropriation by
6 the legislature or allotment procedures under chapter 43.88 RCW.

7 **Sec. 5.** RCW 28B.15.820 and 2009 c 215 s 9 are each amended to read
8 as follows:

9 (1) Each institution of higher education, including technical
10 colleges, shall deposit a minimum of three and one-half percent of
11 revenues collected from tuition and services and activities fees in an
12 institutional financial aid fund that is hereby created and which shall
13 be held locally. The amount of operating fees retained for the
14 purposes of this section shall be reduced by the amounts allocated
15 under section 6 of this act. Moneys in the fund shall be used only for
16 the following purposes: (a) To make guaranteed long-term loans to
17 eligible students as provided in subsections (3) through (8) of this
18 section; (b) to make short-term loans as provided in subsection (9) of
19 this section; (c) to provide financial aid to needy students as
20 provided in subsection (10) of this section; or (d) to provide
21 financial aid to students as provided in subsection (11) of this
22 section.

23 (2) An "eligible student" for the purposes of subsections (3)
24 through (8) and (10) of this section is a student registered for at
25 least three credit hours or the equivalent, who is eligible for
26 resident tuition and fee rates as defined in RCW 28B.15.012 and
27 28B.15.013, and who is a "needy student" as defined in RCW 28B.92.030.

28 (3) The amount of the guaranteed long-term loans made under this
29 section shall not exceed the demonstrated financial need of the
30 student. Each institution shall establish loan terms and conditions
31 which shall be consistent with the terms of the guaranteed loan program
32 established by 20 U.S. Code Section 1071 et seq., as now or hereafter
33 amended. All loans made shall be guaranteed by the Washington student
34 loan guaranty association or its successor agency. Institutions are
35 hereby granted full authority to operate as an eligible lender under
36 the guaranteed loan program.

1 (4) Before approving a guaranteed long-term loan, each institution
2 shall analyze the ability of the student to repay the loan based on
3 factors which include, but are not limited to, the student's
4 accumulated total education loan burdens and the employment
5 opportunities and average starting salary characteristics of the
6 student's chosen fields of study. The institution shall counsel the
7 student on the advisability of acquiring additional debt, and on the
8 availability of other forms of financial aid.

9 (5) Each institution is responsible for collection of guaranteed
10 long-term loans made under this section and shall exercise due
11 diligence in such collection, maintaining all necessary records to
12 insure that maximum repayments are made. Institutions shall cooperate
13 with other lenders and the Washington student loan guaranty
14 association, or its successor agency, in the coordinated collection of
15 guaranteed loans, and shall assure that the guarantability of the loans
16 is not violated. Collection and servicing of guaranteed long-term
17 loans under this section shall be performed by entities approved for
18 such servicing by the Washington student loan guaranty association or
19 its successor agency: PROVIDED, That institutions be permitted to
20 perform such servicing if specifically recognized to do so by the
21 Washington student loan guaranty association or its successor agency.
22 Collection and servicing of guaranteed long-term loans made by
23 community colleges under subsection (1) of this section shall be
24 coordinated by the state board for community and technical colleges and
25 shall be conducted under procedures adopted by the state board.

26 (6) Receipts from payment of interest or principal or any other
27 subsidies to which institutions as lenders are entitled, that are paid
28 by or on behalf of borrowers of funds under subsections (3) through (8)
29 of this section, shall be deposited in each institution's financial aid
30 fund and shall be used to cover the costs of making the guaranteed
31 long-term loans under this section and maintaining necessary records
32 and making collections under subsection (5) of this section: PROVIDED,
33 That such costs shall not exceed five percent of aggregate outstanding
34 loan principal. Institutions shall maintain accurate records of such
35 costs, and all receipts beyond those necessary to pay such costs, shall
36 be deposited in the institution's financial aid fund.

37 (7) The governing boards of the state universities, the regional
38 universities, and The Evergreen State College, and the state board for

1 community and technical colleges, on behalf of the community colleges
2 and technical colleges, shall each adopt necessary rules and
3 regulations to implement this section.

4 (8) First priority for any guaranteed long-term loans made under
5 this section shall be directed toward students who would not normally
6 have access to educational loans from private financial institutions in
7 Washington state, and maximum use shall be made of secondary markets in
8 the support of loan consolidation.

9 (9) Short-term loans, not to exceed one year, may be made from the
10 institutional financial aid fund to students enrolled in the
11 institution. No such loan shall be made to any student who is known by
12 the institution to be in default or delinquent in the payment of any
13 outstanding student loan. A short-term loan may be made only if the
14 institution has ample evidence that the student has the capability of
15 repaying the loan within the time frame specified by the institution
16 for repayment.

17 (10) Any moneys deposited in the institutional financial aid fund
18 that are not used in making long-term or short-term loans may be used
19 by the institution for locally administered financial aid programs for
20 needy students, such as need-based institutional employment programs or
21 need-based tuition and fee scholarship or grant programs. These funds
22 shall be used in addition to and not to replace institutional funds
23 that would otherwise support these locally administered financial aid
24 programs. First priority in the use of these funds shall be given to
25 needy students who have accumulated excessive educational loan burdens.
26 An excessive educational loan burden is a burden that will be difficult
27 to repay given employment opportunities and average starting salaries
28 in the student's chosen fields of study. Second priority in the use of
29 these funds shall be given to needy single parents, to assist these
30 students with their educational expenses, including expenses associated
31 with child care and transportation.

32 (11) Any moneys deposited in the institutional financial aid fund
33 may be used by the institution for a locally administered financial aid
34 program for high school students enrolled in dual credit programs. If
35 institutions use funds in this manner, the governing boards of the
36 state universities, the regional universities, The Evergreen State
37 College, and the state board for community and technical colleges shall
38 each adopt necessary rules to implement this subsection. Moneys from

1 this fund may be used for all educational expenses related to a
2 student's participation in a dual credit program including but not
3 limited to tuition, fees, course materials, and transportation.

4 NEW SECTION. **Sec. 6.** A new section is added to chapter 28B.92 RCW
5 to read as follows:

6 (1) Pursuant to subsection (2) of this section, the University of
7 Washington, Washington State University, and Western Washington
8 University shall waive full-time tuition fees for resident
9 undergraduate students as follows:

10 (a) Students whose family incomes are at or below fifty percent of
11 the state's median family income shall receive a waiver equal to one
12 hundred percent of full-time tuition fees;

13 (b) Students whose family incomes are greater than fifty percent
14 and less than seventy-five percent of the state's median family income
15 shall receive a waiver equal to seventy-five percent of full-time
16 tuition fees;

17 (c) Students whose family incomes are at or exceed seventy-five
18 percent and are less than one hundred percent of the state's median
19 family income shall receive a waiver equal to fifty percent of full-
20 time tuition fees; and

21 (d) Students whose family incomes are at or exceed one hundred one
22 percent and are less than one hundred twenty-five percent of the
23 state's median family income shall receive a waiver equal to twenty-
24 five percent of full-time tuition fees.

25 (2)(a) If an institution's full-time tuition fees for resident
26 undergraduate students exceed four and one-half percent of the state's
27 median family income for a family of four, then subsection (1)(a) of
28 this section applies.

29 (b) If an institution's full-time tuition fees for resident
30 undergraduate students exceed nine percent of the state's median family
31 income for a family of four, then subsection (1)(b) of this section
32 also applies.

33 (c) If an institution's full-time tuition fees for resident
34 undergraduate students exceed thirteen and one-half percent of the
35 state's median family income for a family of four, then subsection
36 (1)(c) of this section also applies.

1 (d) If an institution's full-time tuition fees for resident
2 undergraduate students exceed eighteen percent of the state's median
3 family income for a family of four, then subsection (1)(d) of this
4 section also applies.

5 (3) The waivers required in subsection (1) of this section shall be
6 reduced by the amount of any state need grant and federal, state, and
7 institutional scholarships, grants, and waivers.

8 (4) A student's eligibility for waivers under this section shall be
9 contingent upon their filing of a free application for federal student
10 aid (FAFSA).

11 (5) This section applies beginning with the 2011-12 academic year.

12 (6) This section is subject to the provisions of section 10 of this
13 act.

14 **Sec. 7.** RCW 28B.15.910 and 2008 c 188 s 3 are each amended to read
15 as follows:

16 (1) For the purpose of providing state general fund support to
17 public institutions of higher education, except for revenue waived
18 under programs listed in subsections (3) and (4) of this section, and
19 unless otherwise expressly provided in the omnibus state appropriations
20 act, the total amount of operating fees revenue waived, exempted, or
21 reduced by a state university, a regional university, The Evergreen
22 State College, or the community colleges as a whole, shall not exceed
23 the percentage of total gross authorized operating fees revenue in this
24 subsection. As used in this section, "gross authorized operating fees
25 revenue" means the estimated gross operating fees revenue as estimated
26 under RCW 82.33.020 or as revised by the office of financial
27 management, before granting any waivers. This limitation applies to
28 all tuition waiver programs established before or after July 1, 1992.

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|--------------------------------------|------------|
| 29 (a) University of Washington | 21 percent |
| 30 (b) Washington State University | 20 percent |
| 31 (c) Eastern Washington University | 11 percent |
| 32 (d) Central Washington University | 10 percent |
| 33 (e) Western Washington University | 10 percent |
| 34 (f) The Evergreen State College | 10 percent |
| 35 (g) Community colleges as a whole | 35 percent |

36 (2) The limitations in subsection (1) of this section apply to

1 waivers, exemptions, or reductions in operating fees contained in the
2 following:

- 3 (a) RCW 28B.15.014;
- 4 (b) RCW 28B.15.100;
- 5 (c) RCW 28B.15.225;
- 6 (d) RCW 28B.15.380;
- 7 (e) RCW 28B.15.520;
- 8 (f) RCW 28B.15.526;
- 9 (g) RCW 28B.15.527;
- 10 (h) RCW 28B.15.543;
- 11 (i) RCW 28B.15.545;
- 12 (j) RCW 28B.15.555;
- 13 (k) RCW 28B.15.556;
- 14 (l) RCW 28B.15.615;
- 15 (m) RCW 28B.15.621 (2) and (4);
- 16 (n) RCW 28B.15.730;
- 17 (o) RCW 28B.15.740;
- 18 (p) RCW 28B.15.750;
- 19 (q) RCW 28B.15.756;
- 20 (r) RCW 28B.50.259; and
- 21 (s) RCW 28B.70.050.

22 (3) The limitations in subsection (1) of this section do not apply
23 to waivers, exemptions, or reductions in services and activities fees
24 contained in the following:

- 25 (a) RCW 28B.15.522;
- 26 (b) RCW 28B.15.540;
- 27 (c) RCW 28B.15.558; (~~and~~)
- 28 (d) RCW 28B.15.621(3); and
- 29 (e) Section 6 of this act.

30 (4) The total amount of operating fees revenue waived, exempted, or
31 reduced by institutions of higher education participating in the
32 western interstate commission for higher education western
33 undergraduate exchange program under RCW 28B.15.544 shall not exceed
34 the percentage of total gross authorized operating fees revenue in this
35 subsection.

- | | | |
|----|-----------------------------------|-----------|
| 36 | (a) Washington State University | 1 percent |
| 37 | (b) Eastern Washington University | 3 percent |
| 38 | (c) Central Washington University | 3 percent |

1 (5) The institutions of higher education will participate in
2 outreach activities to increase the number of veterans who receive
3 tuition waivers. Colleges and universities shall revise the
4 application for admissions so that all applicants shall have the
5 opportunity to advise the institution that they are veterans who need
6 assistance. If a person indicates on the application for admissions
7 that the person is a veteran who is in need of assistance, then the
8 institution of higher education shall ask the person whether they have
9 any funds disbursed in accordance with the Montgomery GI Bill available
10 to them. Each institution shall encourage veterans to utilize funds
11 available to them in accordance with the Montgomery GI Bill prior to
12 providing the veteran a tuition waiver.

13 NEW SECTION. **Sec. 8.** The following acts or parts of acts are each
14 repealed:

15 (1) RCW 28B.10.920 (Performance agreements--Generally) and 2008 c
16 160 s 2;

17 (2) RCW 28B.10.921 (Performance agreements--Contents) and 2008 c
18 160 s 3; and

19 (3) RCW 28B.10.922 (Performance agreements--State committee--
20 Development of final proposals--Implementation--Updates) and 2008 c 160
21 s 4.

22 NEW SECTION. **Sec. 9.** Sections 3 and 6 of this act expire August
23 1, 2018.

24 NEW SECTION. **Sec. 10.** A new section is added to chapter 28B.15
25 RCW to read as follows:

26 Any provision of state law that refers to this section shall apply
27 only in academic years during which the state student financial program
28 in chapter 28B.92 RCW funds at least the same percentage of tuition
29 fees for students with incomes less than seventy percent of the state's
30 median family income as was actually covered by the program in academic
31 year 2009-10.

--- END ---