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SENATE BILL 5195

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State of Washington                      63rd Legislature                      2013 Regular Session

By Senators Rolfes, Hill, Tom, Bailey, and Fain

Read first time 01/23/13. Referred to Committee on Higher Education.

1            AN ACT Relating to allowing nonprofit institutions recognized by  
2 the state of Washington to be eligible to participate in the state need  
3 grant program; amending RCW 28B.92.030, 28B.105.020, 28B.133.010,  
4 28B.133.050, and 43.88C.010; and providing an effective date.

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

6            **Sec. 1.** RCW 28B.92.030 and 2012 c 229 s 557 are each amended to  
7 read as follows:

8            As used in this chapter:

9            (1) "Council" means the student achievement council.

10           (2) "Disadvantaged student" means a posthigh school student who by  
11 reason of adverse cultural, educational, environmental, experiential,  
12 familial or other circumstances is unable to qualify for enrollment as  
13 a full-time student in an institution of higher education, who would  
14 otherwise qualify as a needy student, and who is attending an  
15 institution of higher education under an established program designed  
16 to qualify the student for enrollment as a full-time student.

17           (3) "Financial aid" means loans and/or grants to needy students  
18 enrolled or accepted for enrollment as a student at institutions of  
19 higher education.

1 (4) "Institution" or "institutions of higher education" means:

2 (a) Any public university, college, community college, or technical  
3 college operated by the state of Washington or any political  
4 subdivision thereof; or

5 (b) Any other university, college, school, or institute in the  
6 state of Washington offering instruction beyond the high school level  
7 (~~which~~) that is a member institution of an accrediting association  
8 recognized by rule of the council for the purposes of this section(~~(+~~  
9 ~~PROVIDED, That~~)) and that agrees to and complies with program rules  
10 adopted pursuant to RCW 28B.92.150. However, any institution, branch,  
11 extension or facility operating within the state of Washington  
12 (~~which~~) that is affiliated with an institution operating in another  
13 state must be:

14 (i) A separately accredited member institution of any such  
15 accrediting association(~~(, or)~~);

16 (ii) A branch of a member institution of an accrediting association  
17 recognized by rule of the council for purposes of this section, that is  
18 eligible for federal student financial aid assistance and has operated  
19 as a nonprofit college or university delivering on-site classroom  
20 instruction for a minimum of twenty consecutive years within the state  
21 of Washington, and has an annual enrollment of at least seven hundred  
22 full-time equivalent students(~~(+ PROVIDED FURTHER, That no institution~~  
23 of higher education shall be eligible to participate in a student  
24 financial aid program unless it agrees to and complies with program  
25 rules and regulations adopted pursuant to RCW 28B.92.150)); or

26 (iii) A nonprofit institution recognized by the state of Washington  
27 as provided in RCW 28B.77.240.

28 (5) "Needy student" means a posthigh school student of an  
29 institution of higher education who demonstrates to the office the  
30 financial inability, either through the student's parents, family  
31 and/or personally, to meet the total cost of board, room, books, and  
32 tuition and incidental fees for any semester or quarter. "Needy  
33 student" also means an opportunity internship graduate as defined by  
34 RCW 28C.18.162 who enrolls in a postsecondary program of study as  
35 defined in RCW 28C.18.162 within one year of high school graduation.

36 (6) "Office" means the office of student financial assistance.

37 (7) "Placebound student" means a student who (a) is unable to  
38 complete a college program because of family or employment commitments,

1 health concerns, monetary inability, or other similar factors; and (b)  
2 may be influenced by the receipt of an enhanced student financial aid  
3 award to complete a baccalaureate degree at an eligible institution.

4 **Sec. 2.** RCW 28B.105.020 and 2011 1st sp.s. c 11 s 183 are each  
5 amended to read as follows:

6 The definitions in this section apply throughout this chapter  
7 unless the context clearly requires otherwise.

8 (1) "GET units" means tuition units under the advanced college  
9 tuition payment program in chapter 28B.95 RCW.

10 (2) "Institution of higher education" has the same meaning as in  
11 RCW 28B.92.030(4) (a) and (b) (i) and (ii).

12 (3) "Office" means the office of student financial assistance.

13 (4) "Program administrator" means the private nonprofit corporation  
14 that is registered under Title 24 RCW and qualified as a tax-exempt  
15 entity under section 501(c)(3) of the federal internal revenue code,  
16 that will serve as the private partner in the public-private  
17 partnership under this chapter.

18 (5) "Qualified program" or "qualified major" means a mathematics,  
19 science, or related degree program or major line of study offered by an  
20 institution of higher education that is included on the list of  
21 programs or majors selected by the (~~board~~) office and the program  
22 administrator under RCW 28B.105.100.

23 **Sec. 3.** RCW 28B.133.010 and 2004 c 275 s 72 are each amended to  
24 read as follows:

25 The educational assistance grant program for students with  
26 dependents is hereby created, subject to the availability of receipts  
27 of gifts, grants, or endowments from private sources. The program is  
28 created to serve financially needy students with dependents eighteen  
29 years of age or younger, by assisting them directly through a grant  
30 program to pursue a degree or certificate at public or private  
31 institutions of higher education, as defined in RCW 28B.92.030(4) (a)  
32 and (b) (i) and (ii), that participate in the state need grant program.

33 **Sec. 4.** RCW 28B.133.050 and 2011 1st sp.s. c 11 s 238 are each  
34 amended to read as follows:

35 The educational assistance grant program for students with

1 dependents grants may be used by eligible participants to attend any  
2 public or private college or university in the state of Washington as  
3 defined in RCW 28B.92.030(4) (a) and (b) (i) and (ii). Each  
4 participating student may receive an amount to be determined by the  
5 office of student financial assistance, with a minimum amount of one  
6 thousand dollars per academic year, not to exceed the student's  
7 documented financial need for the course of study as determined by the  
8 institution.

9 Educational assistance grants for students with dependents are not  
10 intended to supplant any grant scholarship or tax program related to  
11 postsecondary education. If the office of student financial assistance  
12 finds that the educational assistance grants for students with  
13 dependents supplant or reduce any grant, scholarship, or tax program  
14 for categories of students, then the office shall adjust the financial  
15 eligibility criteria or the amount of the grant to the level necessary  
16 to avoid supplanting.

17 **Sec. 5.** RCW 43.88C.010 and 2012 c 217 s 3 are each amended to read  
18 as follows:

19 (1) The caseload forecast council is hereby created. The council  
20 shall consist of two individuals appointed by the governor and four  
21 individuals, one of whom is appointed by the chairperson of each of the  
22 two largest political caucuses in the senate and house of  
23 representatives. The chair of the council shall be selected from among  
24 the four caucus appointees. The council may select such other officers  
25 as the members deem necessary.

26 (2) The council shall employ a caseload forecast supervisor to  
27 supervise the preparation of all caseload forecasts. As used in this  
28 chapter, "supervisor" means the caseload forecast supervisor.

29 (3) Approval by an affirmative vote of at least five members of the  
30 council is required for any decisions regarding employment of the  
31 supervisor. Employment of the supervisor shall terminate after each  
32 term of three years. At the end of the first year of each three-year  
33 term the council shall consider extension of the supervisor's term by  
34 one year. The council may fix the compensation of the supervisor. The  
35 supervisor shall employ staff sufficient to accomplish the purposes of  
36 this section.

1 (4) The caseload forecast council shall oversee the preparation of  
2 and approve, by an affirmative vote of at least four members, the  
3 official state caseload forecasts prepared under RCW 43.88C.020. If  
4 the council is unable to approve a forecast before a date required in  
5 RCW 43.88C.020, the supervisor shall submit the forecast without  
6 approval and the forecast shall have the same effect as if approved by  
7 the council.

8 (5) A councilmember who does not cast an affirmative vote for  
9 approval of the official caseload forecast may request, and the  
10 supervisor shall provide, an alternative forecast based on assumptions  
11 specified by the member.

12 (6) Members of the caseload forecast council shall serve without  
13 additional compensation but shall be reimbursed for travel expenses in  
14 accordance with RCW 44.04.120 while attending sessions of the council  
15 or on official business authorized by the council. Nonlegislative  
16 members of the council shall be reimbursed for travel expenses in  
17 accordance with RCW 43.03.050 and 43.03.060.

18 (7) "Caseload," as used in this chapter, means:

19 (a) The number of persons expected to meet entitlement requirements  
20 and require the services of public assistance programs, state  
21 correctional institutions, state correctional noninstitutional  
22 supervision, state institutions for juvenile offenders, the common  
23 school system, long-term care, medical assistance, foster care, and  
24 adoption support;

25 (b) The number of students who are eligible for the Washington  
26 college bound scholarship program and are expected to attend an  
27 institution of higher education as defined in RCW 28B.92.030(4) (a) and  
28 (b) (i) and (ii).

29 (8) The caseload forecast council shall forecast the temporary  
30 assistance for needy families and the working connections child care  
31 programs as a courtesy.

32 (9) Unless the context clearly requires otherwise, the definitions  
33 provided in RCW 43.88.020 apply to this chapter.

34 NEW SECTION. **Sec. 6.** This act takes effect August 1, 2013.

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