Chapter 172-144 WAC
OUTSTANDING FINANCIAL OBLIGATIONS TO THE UNIVERSITY

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

172-144-010 Purpose. [Statutory Authority: RCW 28B.35.120(12). WSR 92-09-102, § 172-144-010, filed 4/20/92, effective 5/21/92. Statutory Authority: RCW 28B.35.120 and 43.21C.120. WSR 86-01-042 (Order 85-01), § 172-144-010, filed 12/13/85; Order 73-12, § 172-144-010, filed 5/22/73.] Repealed by WSR 15-24-047, filed 11/23/15, effective 12/24/15. Statutory Authority: RCW 28B.35.120(12).

172-144-020 Authority of the university to make deductions. [Statutory Authority: RCW 28B.35.120(12). WSR 92-09-102, § 172-144-020, filed 4/20/92, effective 5/21/92. Statutory Authority: RCW 28B.35.120 and 43.21C.120. WSR 86-01-042 (Order 85-01), § 172-144-020, filed 12/13/85; Order 73-12, § 172-144-020, filed 5/22/73.] Repealed by WSR 15-24-047, filed 11/23/15, effective 12/24/15. Statutory Authority: RCW 28B.35.120(12).

172-144-030 Deductions with ten day notice. [Order 73-12, § 172-144-030, filed 5/22/73.] Repealed by WSR 92-09-102, filed 4/20/92, effective 5/21/92. Statutory Authority: RCW 28B.35.120(12).

172-144-040 Periodic deductions. [Statutory Authority: RCW 28B.35.120(12). WSR 92-09-102, § 172-144-040, filed 4/20/92, effective 5/21/92. Statutory Authority: RCW 28B.35.120 and 43.21C.120. WSR 86-01-042 (Order 85-01), § 172-144-040, filed 12/13/85; Order 73-12, § 172-144-040, filed 5/22/73.] Repealed by WSR 15-24-047, filed 11/23/15, effective 12/24/15. Statutory Authority: RCW 28B.35.120(12).

172-144-045 Financial obligations relating to travel. [Statutory Authority: RCW 28B.35.120(12). WSR 92-09-102, § 172-144-045, filed 4/20/92, effective 5/21/92.] Repealed by WSR 15-24-047, filed 11/23/15, effective 12/24/15. Statutory Authority: RCW 28B.35.120(12).

172-144-050 Right to appeal assessed financial obligations. [Statutory Authority: RCW 28B.35.120 and 43.21C.120. WSR 86-01-042 (Order 85-01), § 172-144-050, filed 12/13/85; Order 73-12, § 172-144-050, filed 5/22/73.] Repealed by WSR 92-09-102, filed 4/20/92, effective 5/21/92. Statutory Authority: RCW 28B.35.120(12).

WAC 172-144-100 Applicability. The provisions of this chapter shall be used to pursue recovery of outstanding financial obligations owed to the university. This chapter does not apply to wage overpayments to persons who are current university employees. Wage overpayments for current university employees are handled consistent with RCW 49.48.200-49.48.210.

[Statutory Authority: RCW 28B.35.120(12). WSR 15-24-047, § 172-144-100, filed 11/23/15, effective 12/24/15.]

WAC 172-144-110 Notice of outstanding financial obligation. (1) Whenever the university determines that a debt owed to the university is outstanding, the university shall provide written notice to the debtor. The notice shall include:

(a) The amount of the debt owed to the university,

(b) The basis for the claim,

(c) A demand for payment within a certain period of time, and

(d) Notification of the right of the debtor to challenge the debt by requesting a brief adjudicative proceeding by submitting a request within twenty-one calendar days of the notice.

(2) The notice must be served on the debtor. Service may be accomplished by:

(a) Posting the notice in the United States mail, properly addressed to the last known address on file for the debtor with postage prepaid;

(b) Personally serving the debtor; or,

(c) By e-mailing the debtor if the debtor has previously agreed to receive notice via e-mail.

[Statutory Authority: RCW 28B.35.120(12). WSR 15-24-047, § 172-144-110, filed 11/23/15, effective 12/24/15.]

WAC 172-144-120 Debtor requests for brief adjudicative proceedings. If a debtor disagrees with the notice of outstanding financial obligation issued by the university, the debtor can challenge the debt by filing a request for a brief adjudicative proceeding. The university must receive the request within twenty-one days after service of the notice of outstanding financial obligation. If a request is not received within twenty-one days, the university's determination of the amount of debt owed is a final order.

The request must be submitted to the university's Chief Financial Officer, 307 Showalter Hall, Cheney, WA 99004. The request must set forth which debt is being contested and the reasons the debtor believes the notice was incorrect.

Upon receiving the request for a brief adjudicative proceeding, the Chief Financial Officer will appoint a presiding officer to conduct a brief adjudicative proceeding. The brief adjudicative proceeding will be conducted in accordance with the university's rules for adjudicative proceedings, chapter 172-108 WAC.

[Statutory Authority: RCW 28B.35.120(12). WSR 15-24-047, § 172-144-120, filed 11/23/15, effective 12/24/15.]

WAC 172-144-130 Final order. If a debtor fails to timely request a brief adjudicative proceeding, the university's notice of the debt owed becomes a final order. If the debtor timely requests a brief adjudicative proceeding, at the conclusion of the proceedings identified in WAC 172-108-070, the university will issue a final order specifying what, if any, debt is owed to the university and a time period during which the debtor must pay the debt.

[Statutory Authority: RCW 28B.35.120(12). WSR 15-24-047, § 172-144-130, filed 11/23/15, effective 12/24/15.]

WAC 172-144-140 Collection of outstanding financial obligations. After making a final determination regarding a person/entity's outstanding financial obligation, if the debtor fails to pay the debt within the time specified by the university, the university may pursue any lawful means to collect the debt. This includes, but is not limited to:

(1) Registration/Transcripts: The university may withhold admission or registration privileges, conferring of degrees, and the issuance of academic transcripts for a person who has an outstanding financial obligation to the university, even if the debt has been assigned to another agency, entity, or department.

(2) Collections: If the debt remains unpaid for more than 30 days after notice of the university's final determination, the university may assign the debt to a collection agency in accordance with RCW 19.16.050. If the debt is assigned to a collection agency, the debtor is responsible for all collection fees, which may be based on a percentage up to fifty percent of the unpaid charges, and all costs and expenses, including attorneys' fees related to collection of the unpaid debt.

(3) Civil Action: The university may initiate a civil action against the debtor to recover the debt.

(4) Travel Costs: Financial obligations which result from travel advances or travel-related expenditures will be addressed and collected consistent with the office of financial management's policies.

(5) Other: The university may pursue any other lawful means of recovering the outstanding financial obligation.

[Statutory Authority: RCW 28B.35.120(12). WSR 15-24-047, § 172-144-140, filed 11/23/15, effective 12/24/15.]