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SENATE BILL 6315

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State of Washington                      58th Legislature                      2004 Regular Session

By Senators Kohl-Welles, Carlson, Shin, Schmidt and Pflug

Read first time 01/16/2004. Referred to Committee on Higher Education.

1            AN ACT Relating to institutions of higher education; and amending  
2 RCW 28B.10.569, 28B.45.010, 28B.45.020, 28B.45.0201, 28B.45.030,  
3 28B.45.040, 28B.45.050, 28B.80.450, 28B.80.510, 34.05.514, and  
4 43.105.820.

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

6            **Sec. 1.** RCW 28B.10.569 and 1990 c 288 s 7 are each amended to read  
7 as follows:

8            (1) Each institution of higher education with a commissioned police  
9 force shall report to the Washington association of sheriffs and police  
10 chiefs or its successor agency, on a monthly basis, crime statistics  
11 for the Washington state uniform crime report, in the format required  
12 by the Washington association of sheriffs and police chiefs, or its  
13 successor agency. Institutions of higher education which do not have  
14 commissioned police forces shall report crime statistics through  
15 appropriate local law enforcement agencies.

16            (2) Each institution of higher education shall publish and  
17 distribute a report which shall be updated annually and which shall  
18 include the crime statistics as reported under subsection (1) of this  
19 section for the most recent three-year period. Upon request, the

1 institution shall provide the report to every person who submits an  
2 application for admission to (~~either a main or branch~~) any campus,  
3 and to each new employee at the time of employment. In its  
4 acknowledgement of receipt of the formal application for admission, the  
5 institution shall notify the applicant of the availability of such  
6 information. The information also shall be provided on an annual basis  
7 to all students and employees. Institutions with more than one campus  
8 shall provide the required information on a campus-by-campus basis.

9 (3) Each institution of higher education shall provide to every new  
10 student and new employee, and upon request to other interested persons,  
11 information which follows the general categories for safety policies  
12 and procedures outlined in this section. Such categories shall, at a  
13 minimum, include campus enrollments, campus nonstudent work force  
14 profile, the number and duties of campus security personnel,  
15 arrangements with state and local police, and policies on controlled  
16 substances. Information for the most recent academic year also shall  
17 include a description of any programs offered by an institution's  
18 student affairs or services department, and by student government  
19 organizations regarding crime prevention and counseling, including a  
20 directory of available services and appropriate telephone numbers and  
21 physical locations of these services. In addition, institutions  
22 maintaining student housing facilities shall include information  
23 detailing security policies and programs.

24 Institutions with (~~a main campus and one or more branch campuses~~)  
25 more than one campus not including off-campus centers of regional  
26 universities and The Evergreen State College shall provide the  
27 information on a campus-by-campus basis.

28 In the case of community colleges, colleges shall provide such  
29 information to the main campuses only and shall provide reasonable  
30 alternative information at any off-campus centers and other affiliated  
31 college sites enrolling less than one hundred students.

32 (4) Each institution shall establish a task force which shall  
33 annually examine campus security and safety issues. The task force  
34 shall review the report published and distributed pursuant to this  
35 section in order to ensure the accuracy and effectiveness of the  
36 report, and make any suggestions for improvement. This task force  
37 shall include representation from the institution's administration,

1 faculty, staff, recognized student organization, and police or security  
2 organization.

3 **Sec. 2.** RCW 28B.45.010 and 1989 1st ex.s. c 7 s 1 are each amended  
4 to read as follows:

5 The legislature finds that the benefits of higher education should  
6 be more widely available to the citizens of the state of Washington.  
7 The legislature also finds that a citizen's place of residence can  
8 restrict that citizen's access to educational opportunity at the upper  
9 division and graduate level.

10 Because most of the state-supported baccalaureate universities are  
11 located in areas removed from major metropolitan areas, the legislature  
12 finds that many of the state's citizens, especially those citizens  
13 residing in the central Puget Sound area, the Tri-Cities, Spokane,  
14 Vancouver, and Yakima, have insufficient and inequitable access to  
15 upper-division baccalaureate and graduate education.

16 This lack of sufficient educational opportunities in urban areas  
17 makes it difficult or impossible for place-bound individuals, who are  
18 unable to relocate, to complete a baccalaureate or graduate degree. It  
19 also exacerbates the difficulty financially needy students have in  
20 attending school, since many of those students need to work, and work  
21 is not always readily available in some communities where the  
22 baccalaureate institutions of higher education are located.

23 The lack of sufficient educational opportunities in metropolitan  
24 areas also affects the economy of the underserved communities.  
25 Businesses benefit from access to the research and teaching  
26 capabilities of institutions of higher education. The absence of these  
27 institutions from some of the state's major urban centers prevents  
28 beneficial interaction between businesses in these communities and the  
29 state's universities.

30 The Washington state master plan for higher education, adopted by  
31 the higher education coordinating board, recognizes the need to expand  
32 upper-division and graduate educational opportunities in the state's  
33 large urban centers. The board has also attempted to provide a means  
34 for helping to meet future educational demand through a system of  
35 (~~branch~~) campuses in the state's major urban areas: The University  
36 of Washington Tacoma, the University of Washington Bothell, Washington

1 State University Vancouver, Washington State University Tri-Cities, and  
2 Washington State University Spokane.

3 The legislature endorses the assignment of responsibility to serve  
4 these urban centers that the board has made to various institutions of  
5 higher education. The legislature also endorses the creation of  
6 (~~branch campuses for the University of Washington and Washington State~~  
7 ~~University~~) : The University of Washington Tacoma, the University of  
8 Washington Bothell, Washington State University Vancouver, Washington  
9 State University Tri-Cities, and Washington State University Spokane.

10 The legislature recognizes that, among their other  
11 responsibilities, the state's comprehensive community colleges share  
12 with the four-year universities and colleges the responsibility of  
13 providing the first two years of a baccalaureate education. It is the  
14 intent of the legislature that the four-year institutions and the  
15 community colleges work as cooperative partners to ensure the  
16 successful and efficient operation of the state's system of higher  
17 education. The legislature further intends that the four-year  
18 institutions work cooperatively with the community colleges to ensure  
19 that (~~branch campuses~~) the University of Washington Tacoma, the  
20 University of Washington Bothell, Washington State University  
21 Vancouver, Washington State University Tri-Cities, and Washington State  
22 University Spokane are operated as models of a two plus two educational  
23 system.

24 **Sec. 3.** RCW 28B.45.020 and 1994 c 217 s 3 are each amended to read  
25 as follows:

26 The University of Washington is responsible for ensuring the  
27 expansion of upper-division and graduate educational programs in the  
28 central Puget Sound area under rules or guidelines adopted by the  
29 higher education coordinating board. The University of Washington  
30 shall meet that responsibility through the operation of (~~at least two~~  
31 ~~branch campuses. One branch campus shall be located in the Tacoma~~  
32 ~~area. Another branch campus shall be collocated with Cascadia~~  
33 ~~Community College in the Bothell Woodinville area~~) the University of  
34 Washington Tacoma and the University of Washington Bothell.

35 **Sec. 4.** RCW 28B.45.0201 and 1994 c 217 s 1 are each amended to  
36 read as follows:

1 The legislature finds that population growth in north King and  
2 south Snohomish counties has created a need to expand higher education  
3 and work force training programs for the people living and working in  
4 those areas. In keeping with the recommendations of the higher  
5 education coordinating board, the legislature intends to help address  
6 those education and training needs through the creation of Cascadia  
7 Community College, expansion of educational opportunities at Lake  
8 Washington Technical College, and support of the University of  
9 Washington(~~'s branch campus at Bothell Woodinville~~) Bothell. It is  
10 further the intention of the legislature, in keeping with the higher  
11 education coordinating board recommendations, that the Cascadia  
12 Community College and the University of Washington (~~(branch campus)~~)  
13 Bothell be collocated, and that the new community college and the  
14 University of Washington(~~'s branch campus~~) Bothell work in  
15 partnership to ensure that properly prepared students from community  
16 colleges and other institutions are able to transfer smoothly to the  
17 (~~(branch campus)~~) University of Washington Bothell.

18 (~~The legislature further finds that a governing board for Cascadia  
19 Community College needs to be appointed and confirmed as expeditiously  
20 as possible. The legislature intends to work cooperatively with the  
21 governor to facilitate the appointment and confirmation of trustees for  
22 the college.~~)

23 **Sec. 5.** RCW 28B.45.030 and 1989 1st ex.s. c 7 s 4 are each amended  
24 to read as follows:

25 Washington State University is responsible for providing upper-  
26 division and graduate level higher education programs to the citizens  
27 of the Tri-Cities area, under rules or guidelines adopted by the higher  
28 education coordinating board. Washington State University shall meet  
29 that responsibility through the operation of (~~(a branch campus in the  
30 Tri-Cities area. The branch campus shall replace and supersede the  
31 Tri-Cities university center. All land, facilities, equipment, and  
32 personnel of the Tri-Cities university center shall be transferred from  
33 the University of Washington to~~) Washington State University Tri-  
34 Cities.

35 **Sec. 6.** RCW 28B.45.040 and 1989 1st ex.s. c 7 s 5 are each amended  
36 to read as follows:

1 Washington State University is responsible for providing upper-  
2 division and graduate level higher education programs to the citizens  
3 of the southwest Washington area, under rules or guidelines adopted by  
4 the higher education coordinating board. Washington State University  
5 shall meet that responsibility through the operation of ((~~a branch~~  
6 ~~campus in the southwest Washington area~~)) Washington State University  
7 Vancouver.

8 **Sec. 7.** RCW 28B.45.050 and 1991 c 205 s 11 are each amended to  
9 read as follows:

10 Washington State University and Eastern Washington University are  
11 responsible for providing upper-division and graduate level programs to  
12 the citizens of the Spokane area(~~, under rules or guidelines adopted~~  
13 ~~by the joint center for higher education~~)). However, before any degree  
14 is authorized under this section it shall be subject to the review and  
15 approval of the higher education coordinating board. Washington State  
16 University shall meet its responsibility through the operation of ((~~a~~  
17 ~~branch campus in the~~)) Washington State University Spokane ((~~area~~)).  
18 Eastern Washington University shall meet its responsibility through the  
19 operation of programs and facilities in Spokane.

20 **Sec. 8.** RCW 28B.80.450 and 1990 c 288 s 1 are each amended to read  
21 as follows:

22 The higher education coordinating board shall study upper division  
23 baccalaureate educational needs of placebound students, and the  
24 graduate educational needs of teachers, living in areas of the state  
25 not currently served by either existing four-year institutions or  
26 ((~~branch campuses~~)) the University of Washington Tacoma, the University  
27 of Washington Bothell, Washington State University Vancouver,  
28 Washington State University Tri-Cities, or Washington State University  
29 Spokane. The study shall include recommendations on how the needs  
30 should be addressed, and which institutions should be responsible for  
31 serving specific areas.

32 **Sec. 9.** RCW 28B.80.510 and 1989 1st ex.s. c 7 s 8 are each amended  
33 to read as follows:

34 In rules and guidelines adopted for purposes of chapter 7, Laws of  
35 1989 1st ex. sess., the higher education coordinating board shall

1 ensure a collaborative partnership between the community colleges and  
2 the four-year institutions. The partnership shall be one in which the  
3 community colleges prepare students for transfer to the upper-division  
4 programs of the (~~branch campuses~~) four-year institutions.

5 **Sec. 10.** RCW 34.05.514 and 2001 c 220 s 3 are each amended to read  
6 as follows:

7 (1) Except as provided in subsections (2) and (3) of this section,  
8 proceedings for review under this chapter shall be instituted by paying  
9 the fee required under RCW 36.18.020 and filing a petition in the  
10 superior court, at the petitioner's option, for (a) Thurston county,  
11 (b) the county of the petitioner's residence or principal place of  
12 business, or (c) in any county where the property owned by the  
13 petitioner and affected by the contested decision is located.

14 (2) For proceedings involving institutions of higher education, the  
15 petition shall be filed either in the county in which the principal  
16 office of the institution involved is located or in the county of (~~a~~  
17 ~~branch campus~~) the University of Washington Tacoma, the University of  
18 Washington Bothell, Washington State University Vancouver, Washington  
19 State University Tri-Cities, or Washington State University Spokane if  
20 the action involves (~~such branch~~) one of those institutions.

21 (3) For proceedings conducted by the pollution control hearings  
22 board pursuant to chapter 43.21B RCW or as otherwise provided in RCW  
23 90.03.210(2) involving decisions of the department of ecology on  
24 applications for changes or transfers of water rights that are the  
25 subject of a general adjudication of water rights that is being  
26 litigated actively under chapter 90.03 or 90.44 RCW, the petition must  
27 be filed with the superior court conducting the adjudication, to be  
28 consolidated by the court with the general adjudication. A party to  
29 the adjudication shall be a party to the appeal under this chapter only  
30 if the party files or is served with a petition for review to the  
31 extent required by this chapter.

32 **Sec. 11.** RCW 43.105.820 and 1999 c 285 s 11 are each amended to  
33 read as follows:

34 The information services board shall prepare a technical plan for  
35 the design and construction of the K-20 telecommunication system. The  
36 board shall ensure that the technical plan adheres to the goals and

1 objectives established under RCW 43.105.041. The board shall provide  
2 formal project approval and oversight during the development and  
3 implementation of the K-20 telecommunications network. In approving  
4 the plan, the board shall conduct a request for proposal process. The  
5 technical plan shall be developed in phases as follows:

6 (1) Phase one shall provide a telecommunication backbone connecting  
7 educational service districts, the main campuses of public  
8 baccalaureate institutions, the (~~branch campuses of public research~~  
9 ~~institutions~~) University of Washington Tacoma, the University of  
10 Washington Bothell, Washington State University Vancouver, Washington  
11 State University Tri-Cities, and Washington State University Spokane,  
12 and the main campuses of community colleges and technical colleges.

13 (2) Phase two shall provide for (a) connection to the network by  
14 entities that include, but need not be limited to: School districts,  
15 public higher education off-campus and extension centers, and  
16 (~~branch~~) other campuses of community colleges and technical colleges,  
17 as prioritized by the K-20 telecommunications oversight and policy  
18 committee, or as modified by the board; (b) distance education  
19 facilities and components for entities listed in subsections (1) and  
20 (2) of this section; and (c) connection for independent nonprofit  
21 institutions of higher education, provided that:

22 (i) The K-20 board and each independent nonprofit institution of  
23 higher education to be connected agree in writing to terms and  
24 conditions of connectivity. The terms and conditions shall ensure,  
25 among other things, that the provision of K-20 services does not  
26 violate Article VIII, section 5 of the state Constitution and that the  
27 institution shall adhere to network policies; and

28 (ii) The K-20 board determines that inclusion of the independent  
29 nonprofit institutions of higher education will not significantly  
30 affect the network's eligibility for federal universal service fund  
31 discounts or subsidies.

32 (3) Subsequent phases may include, but need not be limited to,  
33 connections to public libraries, state and local governments, community  
34 resource centers, and the private sector.

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