

2SHB 1096 - S COMM AMD  
By Committee on Higher Education

OUT OF ORDER 04/09/2007

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

3 "NEW SECTION. **Sec. 1.** The legislature finds that:

4 (1) The economic trends of globalization and technological change  
5 are increasing the demand for higher and differently skilled workers  
6 than in the past;

7 (2) Increasing Washington's economic competitiveness requires  
8 increasing the supply of skilled workers in the state;

9 (3) Improving the labor market competitiveness of all Washington  
10 residents requires that all residents have access to postsecondary  
11 education; and

12 (4) Community and technical college workforce training programs and  
13 Washington state apprenticeship and training council-approved  
14 apprenticeship programs provide effective and efficient pathways for  
15 people to enter high wage, high skill careers while also meeting the  
16 needs of the economy.

17 **PART 1**

18 **OPPORTUNITY GRANT PROGRAM**

19 NEW SECTION. **Sec. 101.** A new section is added to chapter 28B.50  
20 RCW to read as follows:

21 (1) The college board shall develop and implement a workforce  
22 education program known as the opportunity grant program to provide  
23 funding for students enrolled at qualified institutions of higher  
24 education in opportunity grant-eligible programs of study as described  
25 in section 201 of this act. Students enrolled in the opportunity grant  
26 program are eligible for:

27 (a) Funding for tuition and mandatory fees at the public community

1 and technical college rate, prorated if the credit load is less than  
2 full time, paid directly to the educational institution; and

3 (b) An additional one thousand dollars per academic year for books,  
4 tools, and supplies, prorated if the credit load is less than full  
5 time.

6 (2) Funding under subsection (1)(a) and (b) of this section is  
7 limited to a maximum forty-five credits or the equivalent in an  
8 opportunity grant-eligible program of study, including required related  
9 courses. No student may receive opportunity grant funding for more  
10 than forty-five credits or for more than three years from initial  
11 receipt of grant funds in one or a combination of programs.

12 (3) Grants awarded under this section are subject to the  
13 availability of amounts appropriated for this specific purpose.

14 NEW SECTION. **Sec. 102.** A new section is added to chapter 28B.50  
15 RCW to read as follows:

16 (1) To be eligible for participation in the opportunity grant  
17 program established in section 101 of this act, a student must:

18 (a) Be a Washington resident student as defined in RCW 28B.15.012  
19 enrolled in an opportunity grant-eligible program of study; and

20 (b)(i) Be enrolled on or after January 1, 2008, but before January  
21 1, 2010, have a family income that is at or below two hundred percent  
22 of the federal poverty level using the most current guidelines  
23 available from the United States department of health and human  
24 services, and be determined to have financial need based on the free  
25 application for federal student aid;

26 (ii) Be enrolled on or after January 1, 2010, but before January 1,  
27 2012, and have a family income that is at or below the state median  
28 family income using the state need grant schedule for the same academic  
29 year; or

30 (iii) Be enrolled in a qualified institution of higher education on  
31 or after January 1, 2012.

32 (2) Upon enrolling, the student must provide evidence of commitment  
33 to complete the program. The student must make satisfactory progress  
34 and maintain a cumulative 2.0 grade point average for continued  
35 eligibility. If a student's cumulative grade point average falls below  
36 2.0, the student may petition the institution of higher education of

1 attendance. The qualified institution of higher education has the  
2 authority to establish a probationary period until such time as the  
3 student's grade point average reaches required standards.

4 (3) Subject to funds appropriated for this specific purpose, public  
5 qualified institutions of higher education shall receive an enhancement  
6 of one thousand five hundred dollars for each full-time equivalent  
7 student enrolled in the opportunity grant program whose income is below  
8 two hundred percent of the federal poverty level. The funds shall be  
9 used for individualized support services which may include, but are not  
10 limited to, college and career advising, tutoring, emergency child  
11 care, and emergency transportation. The qualified institution of  
12 higher education is expected to help students access all financial  
13 resources and support services available to them through alternative  
14 sources.

15 (4) The college board shall be accountable for student retention  
16 and completion of opportunity grant-eligible programs of study. It  
17 shall set annual performance measures and targets and monitor the  
18 performance at all qualified institutions of higher education. The  
19 college board must reduce funding at institutions of higher education  
20 that do not meet targets for two consecutive years, based on criteria  
21 developed by the college board.

22 (5) The college board and higher education coordinating board shall  
23 work together to ensure that students participating in the opportunity  
24 grant program:

25 (a) Receive all other state and federal financial aid to which they  
26 are entitled while receiving an opportunity grant; and

27 (b) Receive priority for state and federal financial aid when  
28 pursuing a subsequent related credential, certificate, or degree at a  
29 two or four-year institution of higher education, after completing the  
30 opportunity grant program.

31 (6) The college board and higher education coordinating board shall  
32 document the amount of opportunity grant assistance and the types and  
33 amounts of other sources of financial aid received by participating  
34 students. Annually, they shall produce a summary of the data.

35 (7) The college board shall:

36 (a) Begin developing the program no later than August 1, 2007, with  
37 student enrollment to begin no later than January 14, 2008; and

1 (b) Submit a progress report to the legislature by December 1,  
2 2008.

3 (8) The college board may, in implementing the opportunity grant  
4 program, accept, use, and expend or dispose of contributions of money,  
5 services, and property. All such moneys received by the college board  
6 for the program must be deposited in an account at a depository  
7 approved by the state treasurer. Only the college board or a duly  
8 authorized representative thereof may authorize expenditures from this  
9 account. In order to maintain an effective expenditure and revenue  
10 control, the account is subject in all respects to chapter 43.88 RCW,  
11 but no appropriation is required to permit expenditure of moneys in the  
12 account.

13 **PART 2**

14 **OPPORTUNITY PARTNERSHIPS**

15 NEW SECTION. **Sec. 201.** A new section is added to chapter 28B.50  
16 RCW to read as follows:

17 The college board, in partnership with business, labor, and the  
18 workforce training and education coordinating board, shall:

19 (1) Identify job specific training programs offered by qualified  
20 postsecondary institutions that lead to a credential, certificate, or  
21 degree in high demand occupations, which are occupations where data  
22 show that employer demand for workers exceeds the supply of qualified  
23 job applicants throughout the state or in a specific region, and where  
24 training capacity is underutilized;

25 (2) Gain recognition of the credentials, certificates, and degrees  
26 by Washington's employers and labor organizations. The college board  
27 shall designate these recognized credentials, certificates, and degrees  
28 as "opportunity grant-eligible programs of study"; and

29 (3) Market the credentials, certificates, and degrees to potential  
30 students, businesses, and apprenticeship programs as a way for  
31 individuals to advance in their careers and to better meet the needs of  
32 industry.

33 NEW SECTION. **Sec. 202.** A new section is added to chapter 28B.50  
34 RCW to read as follows:

35 (1) Community and technical colleges shall partner with local

1 workforce development councils to develop the opportunity partnership  
2 program. The opportunity partnership program may be newly developed or  
3 part of an existing program, and shall provide mentoring to students  
4 participating in the opportunity grant program. The program must  
5 develop criteria and identify opportunity grant students who would  
6 benefit by having a mentor. Each participating student shall be  
7 matched with a business or labor mentor employed in the field in which  
8 the student is interested. The mentor shall help the student explore  
9 careers and employment options through any combination of tours,  
10 informational interviews, job shadowing, and internships.

11 (2) Subject to funds appropriated for this specific purpose, the  
12 workforce training and education coordinating board shall create the  
13 opportunity partnership program. The board, in partnership with  
14 business, labor, and the college board, shall determine the criteria  
15 for the distribution of funds.

16 (3) The board may, in implementing this section, accept, use, and  
17 dispose of contributions of money, services, and property. All moneys  
18 received by the board for the purposes of this section must be  
19 deposited in a depository approved by the state treasurer. Only the  
20 board or a duly authorized representative thereof may authorize  
21 expenditures from this account. In order to maintain an effective  
22 expenditure and revenue control, the account is subject in all respects  
23 to chapter 43.88 RCW, but no appropriation is required to permit  
24 expenditure of moneys in the account.

25 **PART 3**

26 **MISCELLANEOUS**

27 **Sec. 301.** RCW 28B.50.030 and 2005 c 258 s 8 are each amended to  
28 read as follows:

29 As used in this chapter, unless the context requires otherwise, the  
30 term:

31 (1) "System" shall mean the state system of community and technical  
32 colleges, which shall be a system of higher education.

33 (2) "Board" shall mean the work force training and education  
34 coordinating board.

35 (3) "College board" shall mean the state board for community and  
36 technical colleges created by this chapter.

1 (4) "Director" shall mean the administrative director for the state  
2 system of community and technical colleges.

3 (5) "District" shall mean any one of the community and technical  
4 college districts created by this chapter.

5 (6) "Board of trustees" shall mean the local community and  
6 technical college board of trustees established for each college  
7 district within the state.

8 (7) "Occupational education" shall mean that education or training  
9 that will prepare a student for employment that does not require a  
10 baccalaureate degree, and education and training leading to an applied  
11 baccalaureate degree.

12 (8) "K-12 system" shall mean the public school program including  
13 kindergarten through the twelfth grade.

14 (9) "Common school board" shall mean a public school district board  
15 of directors.

16 (10) "Community college" shall include those higher education  
17 institutions that conduct education programs under RCW 28B.50.020.

18 (11) "Technical college" shall include those higher education  
19 institutions with the sole mission of conducting occupational  
20 education, basic skills, literacy programs, and offering on short  
21 notice, when appropriate, programs that meet specific industry needs.  
22 The programs of technical colleges shall include, but not be limited  
23 to, continuous enrollment, competency-based instruction, industry-  
24 experienced faculty, curriculum integrating vocational and basic skills  
25 education, and curriculum approved by representatives of employers and  
26 labor. For purposes of this chapter, technical colleges shall include  
27 Lake Washington Vocational-Technical Institute, Renton Vocational-  
28 Technical Institute, Bates Vocational-Technical Institute, Clover Park  
29 Vocational Institute, and Bellingham Vocational-Technical Institute.

30 (12) "Adult education" shall mean all education or instruction,  
31 including academic, vocational education or training, basic skills and  
32 literacy training, and "occupational education" provided by public  
33 educational institutions, including common school districts for persons  
34 who are eighteen years of age and over or who hold a high school  
35 diploma or certificate. However, "adult education" shall not include  
36 academic education or instruction for persons under twenty-one years of  
37 age who do not hold a high school degree or diploma and who are  
38 attending a public high school for the sole purpose of obtaining a high

1 school diploma or certificate, nor shall "adult education" include  
2 education or instruction provided by any four year public institution  
3 of higher education.

4 (13) "Dislocated forest product worker" shall mean a forest  
5 products worker who: (a)(i) Has been terminated or received notice of  
6 termination from employment and is unlikely to return to employment in  
7 the individual's principal occupation or previous industry because of  
8 a diminishing demand for his or her skills in that occupation or  
9 industry; or (ii) is self-employed and has been displaced from his or  
10 her business because of the diminishing demand for the business'  
11 services or goods; and (b) at the time of last separation from  
12 employment, resided in or was employed in a rural natural resources  
13 impact area.

14 (14) "Forest products worker" shall mean a worker in the forest  
15 products industries affected by the reduction of forest fiber  
16 enhancement, transportation, or production. The workers included  
17 within this definition shall be determined by the employment security  
18 department, but shall include workers employed in the industries  
19 assigned the major group standard industrial classification codes "24"  
20 and "26" and the industries involved in the harvesting and management  
21 of logs, transportation of logs and wood products, processing of wood  
22 products, and the manufacturing and distribution of wood processing and  
23 logging equipment. The commissioner may adopt rules further  
24 interpreting these definitions. For the purposes of this subsection,  
25 "standard industrial classification code" means the code identified in  
26 RCW 50.29.025(3).

27 (15) "Dislocated salmon fishing worker" means a finfish products  
28 worker who: (a)(i) Has been terminated or received notice of  
29 termination from employment and is unlikely to return to employment in  
30 the individual's principal occupation or previous industry because of  
31 a diminishing demand for his or her skills in that occupation or  
32 industry; or (ii) is self-employed and has been displaced from his or  
33 her business because of the diminishing demand for the business's  
34 services or goods; and (b) at the time of last separation from  
35 employment, resided in or was employed in a rural natural resources  
36 impact area.

37 (16) "Salmon fishing worker" means a worker in the finfish industry  
38 affected by 1994 or future salmon disasters. The workers included

1 within this definition shall be determined by the employment security  
2 department, but shall include workers employed in the industries  
3 involved in the commercial and recreational harvesting of finfish  
4 including buying and processing finfish. The commissioner may adopt  
5 rules further interpreting these definitions.

6 (17) "Rural natural resources impact area" means:

7 (a) A nonmetropolitan county, as defined by the 1990 decennial  
8 census, that meets three of the five criteria set forth in subsection  
9 (18) of this section;

10 (b) A nonmetropolitan county with a population of less than forty  
11 thousand in the 1990 decennial census, that meets two of the five  
12 criteria as set forth in subsection (18) of this section; or

13 (c) A nonurbanized area, as defined by the 1990 decennial census,  
14 that is located in a metropolitan county that meets three of the five  
15 criteria set forth in subsection (18) of this section.

16 (18) For the purposes of designating rural natural resources impact  
17 areas, the following criteria shall be considered:

18 (a) A lumber and wood products employment location quotient at or  
19 above the state average;

20 (b) A commercial salmon fishing employment location quotient at or  
21 above the state average;

22 (c) Projected or actual direct lumber and wood products job losses  
23 of one hundred positions or more;

24 (d) Projected or actual direct commercial salmon fishing job losses  
25 of one hundred positions or more; and

26 (e) An unemployment rate twenty percent or more above the state  
27 average. The counties that meet these criteria shall be determined by  
28 the employment security department for the most recent year for which  
29 data is available. For the purposes of administration of programs  
30 under this chapter, the United States post office five-digit zip code  
31 delivery areas will be used to determine residence status for  
32 eligibility purposes. For the purpose of this definition, a zip code  
33 delivery area of which any part is ten miles or more from an urbanized  
34 area is considered nonurbanized. A zip code totally surrounded by zip  
35 codes qualifying as nonurbanized under this definition is also  
36 considered nonurbanized. The office of financial management shall make  
37 available a zip code listing of the areas to all agencies and  
38 organizations providing services under this chapter.

1 (19) "Applied baccalaureate degree" means a baccalaureate degree  
2 awarded by a college under RCW 28B.50.810 for successful completion of  
3 a program of study that is:

4 (a) Specifically designed for individuals who hold an associate of  
5 applied science degree, or its equivalent, in order to maximize  
6 application of their technical course credits toward the baccalaureate  
7 degree; and

8 (b) Based on a curriculum that incorporates both theoretical and  
9 applied knowledge and skills in a specific technical field.

10 (20) "Qualified institutions of higher education" means:

11 (a) Washington public community and technical colleges;

12 (b) Private career schools that are members of an accrediting  
13 association recognized by rule of the higher education coordinating  
14 board for the purposes of chapter 28B.92 RCW; and

15 (c) Washington state apprenticeship and training council-approved  
16 apprenticeship programs.

17 NEW SECTION. Sec. 302. Part headings used in this act are not any  
18 part of the law."

2SHB 1096 - S COMM AMD  
By Committee on Higher Education

OUT OF ORDER 04/09/2007

19 On page 1, line 1 of the title, after "programs;" strike the  
20 remainder of the title and insert "amending RCW 28B.50.030; adding new  
21 sections to chapter 28B.50 RCW; and creating new sections."

--- END ---