

Chapter 495D-122 WAC

WITHHOLDING SERVICES FOR OUTSTANDING DEBTS

WAC

495D-122-010 Policy.
495D-122-020 Notification.
495D-122-030 Procedure for brief adjudicative proceeding.

[Statutory Authority: RCW 28B.50.140. 92-15-081, § 495D-122-030, filed 7/16/92, effective 8/16/92.]

WAC 495D-122-010 Policy. If any person, including any faculty, staff, student, or former student, is indebted to the institution for an outstanding overdue debt, the college need not provide any further services of any kind to such individual, including but not limited to transmitting files, records, transcripts, or other services which have been requested by such person.

[Statutory Authority: RCW 28B.50.140. 92-15-081, § 495D-122-010, filed 7/16/92, effective 8/16/92.]

WAC 495D-122-020 Notification. (1) Upon receiving a request for services where there is an outstanding debt due to the college from the requesting person, the college shall notify the person initially in person or by first-class mail that the services will not be provided since there is an outstanding debt due. Any initial in-person notification should be followed by written notification by first class mail, except where the debt is cleared upon in-person notification. The person shall be told that until the debt is satisfied, requested services will not be provided.

(2) A letter of notification shall state that the person has a right to a brief adjudicative proceeding before a person designated by the president of the college. The proceeding must be requested within twenty days of the date of mailing notification of refusal to provide services.

[Statutory Authority: RCW 28B.50.140. 92-15-081, § 495D-122-020, filed 7/16/92, effective 8/16/92.]

WAC 495D-122-030 Procedure for brief adjudicative proceeding. (1) Upon receipt of a timely request for a hearing, the person designated by the president shall have the records and files of the college available for review and shall hold an informal hearing concerning whether the individual in fact owes any outstanding debts to the college. The hearing must be conducted within ten days of the request for a hearing.

(2) After the informal hearing, a decision shall be rendered by the president's designee indicating whether in fact the college is correct in withholding services for the outstanding debt. If the outstanding debt is owed by the individual involved, no further services shall be provided. Notification of this decision shall be sent to the individual within five days after the hearing.

(3) This hearing shall constitute a brief adjudicative proceeding established by the Administrative Procedure Act at RCW 34.05.482 through 34.05.494. The designee's decision shall be final unless the person within twenty-one days requests review by the president.