

TRANSMITTAL OF RULES ADOPTED BY INSTRUCTION OF HIGHER EDUCATION
(Instruction for Completion of Back of Page)

FROM: Central Washington State College
(Name of Institution)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98504

The enclosed Permanent rules
Emergency rules , being order Nos. 71-10 and 71-11

relating to (Name of rules or description of subject matter)

71-10 -- Emergency Rules and Delegation of Power
Regarding Formal Hearings

71-11 -- Emergency Rules Regarding Use of College
Recreational Facilities and Admission Fees
at College Events

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. _____ ① filed with the code reviser
on _____ ② were regularly adopted as permanent rules of this
(date)
institution at _____ on _____ and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter
28B.19 RCW (1971 1st ex.s. c 57). The effective date of such rules
shall be _____. ③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules is necessary for the preservation of the public
health, safety, or general welfare and that observance of the
requirements of notice and opportunity to present views on the
proposed action would be contrary to the public interest, were
regularly adopted as emergency rules of this institution at
Hertz Music Hall-Rm. 123
C.W.S.C. Campus on 10/8/71 and are herewith filed in the office
(place) (date)
of the code reviser pursuant to chapter 28B.19 RCW (1971 1st ex.s.
c 57).

The undersigned hereby certifies that the requirements of chapter
28B.19 RCW (1971 1st ex.s. ch 57) and of the Open Public Meetings
Act of 1971, chapter 42.30 RCW (1971 1st ex.s. ch 250) have been
fulfilled.

Dated this 14th day of October 1971.

STATE OF WASHINGTON
FILED
OCT 15 1971
CODE REVISER'S OFFICE
D KET # 373 FILE # 1

Central Washington State College
(AGENCY)


BY Steve Milam

Assistant Attorney General

Title

Effective 9/7/71

[Form CR-5]

CENTRAL WASHINGTON STATE COLLEGE

STATE OF WASHINGTON

BOARD OF TRUSTEES

RESOLUTION NO. 71-10

EMERGENCY RULES AND DELEGATION OF POWER
REGARDING FORMAL HEARINGS

WHEREAS the Members of the Board of Trustees of Central Washington State College live at places remote to and distant from the Central Washington State College campus and have diverse employment and occupational obligations and responsibilities and therefore would not in the future be able to conduct a formal hearing in an expeditious manner; and

WHEREAS it is necessary for the preservation of the general welfare of the public and Central Washington State College to have formal hearings conducted expeditiously to assure all possible fairness; and

WHEREAS the Board of Trustees, pursuant to Chapter 57, Laws of 1971, First Extraordinary Session, has the authority to adopt rules and regulations for formal hearings; and

WHEREAS the need for a formal hearing may arise at any time and the Board of Trustees, pursuant to Section 4 of Chapter 57, Laws of 1971, First Extraordinary Session, has the authority to adopt emergency rules;

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of Central Washington State College that the Board of Trustees of Central Washington State College finds that the immediate adoption of rules and regulations for formal hearings as emergency rules is necessary for the preservation of the general welfare of the public and Central Washington State College and the observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest;

BE IT FURTHER RESOLVED that the rules and regulations for formal proceedings before the Board of Trustees of Central Washington State College, divisions, departments, offices, or designated officials or representatives thereof in which an opportunity for hearing is required by law, constitutional

rights or Central Washington State College policy previously adopted shall be as follows:

In each instance that a formal hearing is required by institutional policy or Chapter 57, Laws of 1971, First Extraordinary Session, and upon receipt of a request for a formal hearing filed in accordance with Chapter 57, Laws of 1971, First Extraordinary Session, the President or, in his absence, the Chairman, Vice Chairman, or another member of the Board of Trustees, on the basis of longevity and in the preceding order, shall appoint one or more hearing officers to preside over, conduct and make proposals for decisions, including findings of fact and conclusions of law, in all cases and shall afford an opportunity for a formal hearing after not less than ten days notice and provide such individual requesting formal hearing with notice of the hearing in accordance with the provisions of Chapter 57, Laws of 1971, First Extraordinary Session.

- a) The one or more hearing officers selected shall conduct each hearing in the manner provided for in Chapter 57, Laws of 1971, First Extraordinary Session. The proposals for decisions and findings of fact and conclusions of law shall be forthwith served upon the parties and transmitted to the Board of Trustees, together with a record of the proceeding. Within thirty days of service of such proposal for decisions, any party adversely affected may file exceptions, and thereafter all parties may present written argument to the Board of Trustees, which shall consider the whole record or such portions as may be cited by the parties, and after such review the Board shall announce its decision and final action to be taken.

AND BE IT FURTHER RESOLVED by the Board of Trustees of Central Washington State College that the Board of Trustees of Central Washington State College, pursuant to Section 21 of Chapter 57, Laws of 1971, First Extraordinary Session, hereby delegates to the President or all his future designated hearing officers authority as follows:

1. To conduct all formal hearings in the manner set forth in Chapter 57, Laws of 1971, First Extraordinary Session and consistent with the guidelines set forth in the preceding portion of this resolution.

IT IS ADDITIONALLY FURTHER RESOLVED by the Board of Trustees of Central Washington State College that pursuant to Section 21 of Chapter 57, Laws of 1971, First Extraordinary Session, the Board of Trustees of Central Washington State College hereby delegates to the President or his designee from the chain of command, authority as follows:

1. To, as soon as possible, give such notice of a hearing as may be required by Chapter 57, Laws of 1971, First Extraordinary Session, to consider the promulgation of rules and regulations regarding the hearing of contested cases or formal proceedings required as a matter of institutional policy, and

2. To conduct such hearing in accordance with the provisions of Chapter 57, Laws of 1971, First Extraordinary Session, and
3. After hearing all interested parties, to make a recommendation to the Board of Trustees of Central Washington State College for the adoption of rules and regulations regarding the hearing of contested cases or formal proceedings required as a matter of institutional policy consistent with the spirit and intent of the applicable rules and regulations set forth in the preceding provisions of this resolution.


IT IS FINALLY RESOLVED by the Board of Trustees of Central Washington State College that the emergency rules set forth in this resolution shall not be in effect for longer than ninety days after the date of their adoption.

BOARD OF TRUSTEES
CENTRAL WASHINGTON STATE COLLEGE



Chairman

Attest:



Dr. James E. Brooks, Secretary
Board of Trustees

DATED THIS 8th DAY OF OCTOBER, 1971.

CENTRAL WASHINGTON STATE COLLEGE

STATE OF WASHINGTON

BOARD OF TRUSTEES

RESOLUTION NO. 71-11

WHEREAS the Washington State Legislature by the adoption of Chapter 279 of the Laws of 1971, First Extraordinary Session changed the fee structure of Central Washington State College establishing operating fees and services and activities fees which must be charged to and collected from each student registering at Central Washington State College, the uses of which are mutually exclusive as interpreted in an Attorney General's Opinion to the Board of Trustees of Seattle Community College, dated July 26, 1971; and

WHEREAS it is necessary for the preservation of the general financial welfare of the Associated Students of Central Washington State College, the public, and Central Washington State College; and

WHEREAS each student by the payment of his student services and activities fees has paid for the activities events and programs funded by the allocation of these student services and activities fees monies; and

WHEREAS the employees of Central Washington State College and the members of the general public not enrolled as students have not in the past paid any fees for participation in or attendance at activities, events, and programs funded by the allocation of student services and activities fees monies; and

WHEREAS it is the recommendation and opinion of the President of the Associated Students of Central, Joint Student Fees Committee, President's Council, and the President of Central Washington State College that the employees not enrolled as students should pay a reasonable amount for participation in and attendance at activities events and programs funded by the allocation of student services

and activities fees monies; and

WHEREAS the Board of Trustees, pursuant to Section 4 of Chapter 57, Laws of 1971, First Extraordinary Session, has the authority to adopt emergency rules;

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of Central Washington State College that the Board of Trustees finds that the immediate adoption of the rules and regulations regarding fees to be charged to and collected from the employees of Central Washington State College not enrolled as students participating in or attending activities, events, and programs funded by the allocation of student services and activities fees monies as emergency rules is necessary for the preservation of the general financial welfare of the Associated Students of Central Washington State College, the public and Central Washington State College and the observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest.

BE IT FURTHER RESOLVED that the following rules and regulations are hereby adopted. The Board of Trustees of Central Washington State College hereby adopts rules and regulations pursuant to the preceding provisions of this resolution which shall not remain in effect for longer than ninety days after the date of their adoption as follows:

The Dean of Students may establish reasonable admission charges, schedules, rules and regulations regarding uses, attendance and crowd control during periods of the A.S.C. funded Co-Recreation Program at Nicholson Pavilion and Pool. Admission charges will be assessed for college employees and their immediate families. Advance notice of such charges, schedules, rules and regulations shall be provided to interested parties as soon as possible after their adoption, by the Dean of Students.

Academic departments may establish reasonable admission fees, rules and regulations regarding attendance and crowd control for public events which they sponsor, provided that the accrued revenue from such charges is used to support either the departments' academic program or a departmental student scholarship fund. Such admission charges will be assessed for college staff, faculty, student body, and the general public--except in the case when student fees are allocated for the direct support of the specific events, in which case the student body will not be charged. Advance notice of such admission fees, rules and regulations shall be provided to interested parties as soon as possible after their adoption, by the respective academic departments.

BOARD OF TRUSTEES
CENTRAL WASHINGTON STATE COLLEGE

 Mrs. Hugh Minow
Chairman

Attest:

 James E. Brooks
Dr. James E. Brooks, Secretary
Board of Trustees

DATED THIS 8th DAY OF October, 1971.