



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: **Administrative Order 128 Resolution 91-15**
State Board for Community College Education

Permanent Rule
 Emergency Rule

(1) Date of adoption: **May 30, 1991**

(2) Purpose:
To amend rules concerning permis-ible compensation elements for community college presidents

(3) Citation of existing rules affected by this order:

Repealed:
Amended: **WAC 131-16-800**
Suspended:

(4) Authority for adoption:

Statute: **RCW 28B.50.140**
Other Authority: **as amended by chapter 135, Laws of 1990**

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR _____ on _____ (date).
Describe any changes other than editing from proposed to adopted version:

(5.2) EMERGENCY RULE ONLY

Pursuant to RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: **The amendment is necessary to bring the existing rule in line with a legal opinion that limited the range of compensation elements and to extend the coverage of the rule to new institutions becoming members of the community and technical college system in a timely manner prior to salary setting determinations by college boards of trustees**

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

Yes No If yes, explain:

(6) Effective date of rule:

Permanent Rules

- 31 days after filing
- Other (specify) _____ *

Emergency Rules

- Immediately
- Later (specify) _____

* (If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

NAME (TYPE OR PRINT)

Gilbert J. Carbone

SIGNATURE

Assistant Director

DATE **3/5/91**

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED

JUN 06 1991

TIME: **1:46** AM PM
WSR: **91-13-001**

WAC 131-16-500 PERMISSIBLE COMPENSATION ELEMENTS FOR COMMUNITY COLLEGE

PRESIDENTS (1) RCW 28B.50.140 (3) requires the state board for community college education to adopt rules defining the permissible elements of compensation which college boards may approve for community college presidents.

(2) Compensation (including salary) increases granted in accordance with this section shall not exceed the amount or percentage established for that purpose in the state Omnibus Appropriations Act as allocated to the college boards by the state board for community college education.

(3) For purposes of implementation of RCW 28B.50.140 (3), the permissible elements of compensation for community college presidents are defined as: (a) salary, (b) ~~((a) stipend to compensate the president for providing and maintaining a private automobile for the president's use on college business, (e))~~ medical, life, accidental death and dismemberment, long-term disability and liability insurance, ~~((d))~~ (c) deferred compensation, ~~((e))~~ (d) tax-deferred annuities, ~~((f))~~ (e) relocation assistance, and ~~((g))~~ (f) deferred payment for accrued annual leave upon termination of employment in accordance with RCW 43.01.041, and ~~((h))~~ (g) deferred payment for accrued sick leave upon retirement in accordance with RCW 41.04.340; provided that benefits listed in (b) through ~~((h))~~ (g) of this subsection shall not affect but may supplement such benefits otherwise applicable to presidents as state employees.