

CERTIFICATION OF ENROLLMENT  
ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2605

53rd Legislature  
1994 Regular Session

Passed by the House March 9, 1994  
Yeas 95 Nays 1

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Speaker of the  
House of Representatives

Passed by the Senate March 9, 1994  
Yeas 41 Nays 4

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President of the Senate

Approved

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Governor of the State of Washington

CERTIFICATE

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2605** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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Chief Clerk

FILED

Secretary of State  
State of Washington

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**ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2605**

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AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 1994 Regular Session

**State of Washington                      53rd Legislature                      1994 Regular Session**

**By** House Committee on Appropriations (originally sponsored by Representatives Jacobsen, Brumsickle, Dorn, Bray, Ogden, Dunshee, Pruitt and J. Kohl)

Read first time 02/08/94.

1            AN ACT Relating to higher education; amending RCW 28B.15.725,  
2 28B.50.839, and 28A.600.110; amending 1989 c 290 s 1 (uncodified); and  
3 adding a new chapter to Title 28B RCW.

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

5            **Sec. 1.** RCW 28B.15.725 and 1993 sp.s. c 18 s 26 are each amended  
6 to read as follows:

7            Subject to the limitations of RCW 28B.15.910, the governing boards  
8 of the state universities, the regional universities, and The Evergreen  
9 State College may enter into undergraduate (~~upper division~~) student  
10 exchange agreements with (~~comparable public four-year~~) institutions  
11 of higher education of other states and agree to exempt participating  
12 undergraduate (~~upper division~~) students from payment of all or a  
13 portion of the nonresident tuition fees differential subject to the  
14 following restrictions:

15            (1) In any given academic year, the number of students receiving a  
16 waiver at a state institution shall not exceed the number of that  
17 institution's students receiving nonresident tuition waivers at  
18 participating out-of-state institutions. Waiver imbalances that may  
19 occur in one year shall be off-set in the year immediately following.

1 (2) Undergraduate (~~upper division~~) student participation in an  
2 exchange program authorized by this section is limited to one academic  
3 year.

4 **Sec. 2.** 1989 c 290 s 1 (uncodified) is amended to read as follows:

5 The legislature recognizes that a unique educational experience can  
6 result from an undergraduate (~~upper division~~) student attending an  
7 out-of-state institution. It also recognizes that some Washington  
8 residents may be unable to pursue such out-of-state enrollment owing to  
9 their limited financial resources and the higher cost of nonresident  
10 tuition. The legislature intends to facilitate expanded nonresident  
11 undergraduate (~~upper division~~) enrollment opportunities for residents  
12 of the state by authorizing the governing boards of the four-year  
13 institutions of higher education to enter into exchange programs with  
14 other states' (~~comparable public four-year~~) institutions with  
15 comparable programs wherein the participating institutions agree that  
16 visiting undergraduate (~~upper division~~) students will pay resident  
17 tuition rates of the host institutions.

18 **Sec. 3.** RCW 28B.50.839 and 1993 c 87 s 2 are each amended to read  
19 as follows:

20 (1) In consultation with eligible community and technical colleges,  
21 the college board shall set priorities and guidelines for the program.

22 (2) Under this section, a college shall not receive more than four  
23 faculty grants in twenty-five thousand dollar increments, with a  
24 maximum total of one hundred thousand dollars per campus in any  
25 biennium.

26 (3) All community and technical colleges and foundations shall be  
27 eligible for matching trust funds. Institutions and foundations may  
28 apply to the college board for grants from the fund in twenty-five  
29 thousand dollar increments up to a maximum of one hundred thousand  
30 dollars when they can match the state funds with equal cash donations  
31 from private sources, except that in the initial year of the program,  
32 no college or foundation may receive more than one grant until every  
33 college or its foundation has received one grant. These donations  
34 shall be made specifically to the exceptional faculty awards program  
35 and deposited by the institution or foundation in a local endowment  
36 fund or a foundation's fund. Otherwise unrestricted gifts may be  
37 deposited in the endowment fund by the institution or foundation.

1 (4) Once sufficient private donations are received by the  
2 institution or foundation, the institution shall inform the college  
3 board and request state matching funds. The college board shall  
4 evaluate the request for state matching funds based on program  
5 priorities and guidelines. The college board may ask the state  
6 treasurer to release the state matching funds to a local endowment fund  
7 established by the institution or a foundation's fund established by a  
8 foundation for each faculty award created.

9 (5) A college, by action of its board of trustees, may transfer  
10 those exceptional faculty award funds accumulated in its local  
11 endowment fund between July 1, 1991, and July 25, 1993, to its  
12 foundation's local endowment fund established as provided in subsection  
13 (3) of this section.

14 **Sec. 4.** RCW 28A.600.110 and 1988 c 210 s 4 are each amended to  
15 read as follows:

16 There is established by the legislature of the state of Washington  
17 the Washington state scholars program. The purposes of this program  
18 annually are to:

19 (1) Provide for the selection of three seniors residing in each  
20 legislative district in the state graduating from high schools ((~~in~~  
21 ~~each legislative district~~)) who have distinguished themselves  
22 academically among their peers.

23 (2) Maximize public awareness of the academic achievement,  
24 leadership ability, and community contribution of Washington state  
25 public and private high school seniors through appropriate recognition  
26 ceremonies and events at both the local and state level.

27 (3) Provide a listing of the Washington scholars to all Washington  
28 state public and private colleges and universities to facilitate  
29 communication regarding academic programs and scholarship availability.

30 (4) Make available a state level mechanism for utilization of  
31 private funds for scholarship awards to outstanding high school  
32 seniors.

33 (5) Provide, on written request and with student permission, a  
34 listing of the Washington scholars to private scholarship selection  
35 committees for notification of scholarship availability.

36 (6) Permit a waiver of tuition and services and activities fees as  
37 provided for in RCW 28B.15.543 and grants under RCW 28B.80.245.

1        NEW SECTION.        **Sec. 5.**        Unless the context clearly requires  
2 otherwise, the definitions in this section apply throughout this  
3 section and sections 6 and 7 of this act.

4        (1) "Eligible student" means an enlisted member or an officer of  
5 the rank of captain or below in the Washington national guard who is a  
6 resident student as defined in RCW 28B.15.012 and 28B.15.013, who  
7 attends an institution of higher education that is located in this  
8 state and accredited by the Northwest Association of Schools and  
9 Colleges, and who meets any additional selection criteria adopted by  
10 the office.

11        (2) "Conditional scholarship" means a loan that is forgiven in  
12 whole or in part if the recipient renders service as a member of the  
13 Washington national guard under rules adopted by the office.

14        (3) "Forgiven" or "to forgive" or "forgiveness" means either to  
15 render service in the Washington national guard in lieu of monetary  
16 repayment, or to be relieved of the service obligation under rules  
17 adopted by the office.

18        (4) "Office" means the office of the adjutant general of the state  
19 military department.

20        (5) "Participant" means an eligible student who has received a  
21 conditional scholarship under this chapter.

22        (6) "Service obligation" means serving in the Washington national  
23 guard for one additional year for each year of conditional scholarship  
24 received under this program.

25        NEW SECTION.        **Sec. 6.**        The Washington state national guard  
26 conditional scholarship program is established. The program shall be  
27 administered by the office. In administering the program, the powers  
28 and duties of the office shall include, but need not be limited to:

29        (1) The selection of eligible students to receive conditional  
30 scholarships;

31        (2) The award of conditional scholarships funded by federal and  
32 state funds, private donations, or repayments from any participant who  
33 does not complete the participant's service obligation. Use of state  
34 funds is subject to available funds. The annual amount of each  
35 conditional scholarship may vary, but shall not exceed the annual cost  
36 of undergraduate tuition fees and services and activities fees at the  
37 University of Washington, plus an allowance for books and supplies;

38        (3) The adoption of necessary rules and guidelines;

1 (4) The adoption of participant selection criteria. The criteria  
2 may include but need not be limited to requirements for: Satisfactory  
3 progress, minimum grade point averages, enrollment in courses or  
4 programs that lead to a baccalaureate degree or an associate degree or  
5 a certificate, and satisfactory participation as a member of the  
6 Washington national guard;

7 (5) The notification of participants of their additional service  
8 obligation or required repayment of the conditional scholarship; and

9 (6) The collection of repayments from participants who do not meet  
10 the eligibility criteria or service obligations.

11 NEW SECTION. **Sec. 7.** (1) Participants in the conditional  
12 scholarship program incur an obligation to repay the conditional  
13 scholarship, with interest, unless they serve in the Washington  
14 national guard for one additional year for each year of conditional  
15 scholarship received, under rules adopted by the office.

16 (2) The entire principal and interest of each yearly repayment  
17 shall be forgiven for each additional year in which a participant  
18 serves in the Washington national guard, under rules adopted by the  
19 office.

20 (3) If a participant elects to repay the conditional scholarship,  
21 the period of repayment shall be four years, with payments accruing  
22 quarterly commencing nine months from the date that the participant  
23 leaves the Washington national guard or withdraws from the institution  
24 of higher education, whichever comes first. The interest rate on the  
25 repayments shall be eight percent per year. Provisions for deferral  
26 and forgiveness shall be determined by the office.

27 (4) The office is responsible for collection of repayments made  
28 under this section. The office shall exercise due diligence in such  
29 collection, maintaining all necessary records to ensure that maximum  
30 repayments are made. Collection and servicing of repayments under this  
31 section shall be pursued using the full extent of law, including wage  
32 garnishment if necessary. The office is responsible to forgive all or  
33 parts of such repayments under the criteria established in this  
34 section, and shall maintain all necessary records of forgiven payments.  
35 The office may contract with the higher education coordinating board  
36 for collection of repayments under this section.

37 (5) Receipts from the payment of principal or interest paid by or  
38 on behalf of participants shall be deposited with the office and shall

1 be used to cover the costs of granting the conditional scholarships,  
2 maintaining necessary records, and making collections under subsection  
3 (4) of this section. The office shall maintain accurate records of  
4 these costs, and all receipts beyond those necessary to pay such costs  
5 shall be used to grant conditional scholarships to eligible students.

6 NEW SECTION. **Sec. 8.** Sections 5 through 7 of this act shall  
7 constitute a new chapter in Title 28B RCW.

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