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ENGROSSED SECOND SUBSTITUTE SENATE BILL 5781

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State of Washington

53rd Legislature

1993 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Jesernig, Bauer, Moyer, Pelz, Bluechel, Spanel, Hargrove, Drew, von Reichbauer, Snyder, Sheldon, Loveland, McDonald, Erwin, M. Rasmussen, Barr, Prentice, Sutherland, McAuliffe, West, Oke, Amondson, Haugen, Franklin, Sellar, Hochstatter, Fraser, Deccio, A. Smith and Winsley)

Read first time 03/08/93.

1 AN ACT Relating to higher education; amending RCW 28B.15.515;  
2 adding new sections to chapter 28B.10 RCW; creating a new section;  
3 providing an effective date; and declaring an emergency.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that the proportion of  
6 the state budget dedicated to postsecondary educational programs has  
7 decreased for two decades. At the same time, major technological,  
8 economic, and demographic changes have exacerbated the need for  
9 improved training and education to maintain a high-quality, competitive  
10 work force, and a well-educated populace to meet the challenges of the  
11 twenty-first century. Therefore, the legislature finds that there is  
12 increasing need for postsecondary educational opportunities for  
13 citizens of the state of Washington.

14 The legislature declares that the policy of the state of Washington  
15 shall be to improve the access to, and the quality of, this state's  
16 postsecondary educational system. The budgetary policy of the state of  
17 Washington shall be to provide a level of protection and commitment to  
18 the state's postsecondary educational system commensurate with the

1 responsibility of this state to the educational and professional  
2 improvement of its citizens and work force.

3 NEW SECTION. **Sec. 2.** It is the policy of the state of Washington  
4 that the essential requirements level budget calculation for  
5 institutions of higher education include enrollment levels necessary to  
6 maintain, by educational sector, the participation rate funded in the  
7 1993 fiscal year. The participation rate shall be based on the state's  
8 estimated population ages seventeen and above by appropriate age  
9 groups.

10 NEW SECTION. **Sec. 3.** It is the policy of the state of Washington  
11 that, for new enrollments provided under section 2 of this act, the  
12 essential requirements level budget calculation for those enrollments  
13 shall, each biennium, at a minimum, include a funding level per full-  
14 time equivalent student that is equal to the rate assumed in the  
15 omnibus appropriations act for the last fiscal year of the previous  
16 biennium for the instructional, primary support, and library programs,  
17 plus an inflation factor. The inflation factor should be equivalent to  
18 the inflation factor used to calculate basic education in the common  
19 school system budget request submitted by the governor.

20 NEW SECTION. **Sec. 4.** It is the policy of the state of Washington  
21 that the essential requirements level budget calculation for state  
22 institutions of higher education include a funding level per full-time  
23 equivalent student that is, each biennium, at a minimum, equal to the  
24 general fund--state and tuition fund rate per student assumed in the  
25 omnibus appropriations act for the last fiscal year of the previous  
26 biennium for the state-funded programs, minus one-time expenditures and  
27 plus an inflation factor. The inflation factor should be equivalent to  
28 the inflation factor used to calculate basic education in the common  
29 school system budget request submitted by the governor.

30 NEW SECTION. **Sec. 5.** It is the policy of the state of Washington  
31 that higher education enrollments be increased in increments each  
32 biennium in order to achieve, by the year 2010, the goals, by  
33 educational sector, adopted by the higher education coordinating board  
34 in its enrollment plan entitled "Design for the 21st Century:

1 Expanding Higher Education Opportunities in Washington," or subsequent  
2 revisions adopted by the board.

3 Per student costs for additional students to achieve this policy  
4 shall be at the same rate per student as enrollments mandated in  
5 section 2 of this act.

6 For each public college and university, and for the community and  
7 technical college system, budget documents generated by the governor  
8 and the legislature in the development and consideration of the  
9 biennial omnibus appropriations act shall display an enrollment target  
10 level. The enrollment target level is the biennial state-funded  
11 enrollment increase necessary to fulfill the state policy set forth in  
12 this section. The budget documents shall compare the enrollment target  
13 level with the state-funded enrollment increases contained in the  
14 biennial budget proposals of the governor and each house of the  
15 legislature. The information required by this section shall be set  
16 forth in the budget documents so that enrollment and cost information  
17 concerning the number of students and additional funds needed to reach  
18 the enrollment goals are prominently displayed and easily understood.

19 For the governor's budget request, the information required by this  
20 section shall be made available in the document entitled "Operating  
21 Budget Supporting Data" or its successor document.

22 NEW SECTION. **Sec. 6.** The participation rate used to calculate  
23 enrollment levels under sections 2 and 5 of this act shall be based on  
24 fall enrollment reported in the higher education enrollment report as  
25 maintained by the office of financial management, fall enrollment as  
26 reported in the management information system of the state board for  
27 community and technical colleges, and the corresponding fall population  
28 forecast by the office of financial management. Formal estimates of  
29 the state participation rates and enrollment levels necessary to  
30 fulfill the requirements of sections 2 and 5 of this act shall be  
31 determined by the office of financial management as part of its  
32 responsibility to develop and maintain student enrollment forecasts for  
33 colleges and universities under RCW 43.62.050. Formal estimates of the  
34 state participation rates and enrollment levels required by this  
35 section shall be based on procedures and standards established by a  
36 technical work group consisting of staff from the higher education  
37 coordinating board, the public four-year institutions of higher  
38 education, the state board for community and technical colleges, the

1 fiscal and higher education committees of the house of representatives  
2 and the senate, and the office of financial management. Formal  
3 estimates of the state participation rates and enrollment levels  
4 required by this section shall be submitted to the fiscal committees of  
5 the house of representatives and senate on or before November 15th of  
6 each even-numbered year. The higher education coordinating board shall  
7 periodically review the enrollment goals set forth in sections 2 and 5  
8 of this act and submit recommendations concerning modification of these  
9 goals to the governor and to the higher education committees of the  
10 house of representatives and the senate.

11 NEW SECTION. **Sec. 7.** It is the policy of the state of Washington  
12 that financial need not be a barrier to participation in higher  
13 education. It is also the policy of the state of Washington that the  
14 essential requirements level budget calculation include funding for  
15 state student financial aid programs. The calculation should, at a  
16 minimum, include a funding level equal to the amount provided in the  
17 second year of the previous biennium in the omnibus appropriations act,  
18 adjusted for the percentage of needy resident students, by educational  
19 sector, likely to be included in any enrollment increases necessary to  
20 maintain, by educational sector, the participation rate funded in the  
21 1993 fiscal year. The calculation should also be adjusted to reflect,  
22 by educational sector, any increases in cost of attendance. The cost  
23 of attendance figures should be calculated by the higher education  
24 coordinating board and provided to the office of financial management  
25 and appropriate legislative committees by June 30th of each even-  
26 numbered year.

27 **Sec. 8.** RCW 28B.15.515 and 1991 c 353 s 1 are each amended to read  
28 as follows:

29 (1) The boards of trustees of the community college districts may  
30 operate summer schools on either a self-supporting or a state-funded  
31 basis.

32 If summer school is operated on a self-supporting basis, the fees  
33 charged shall be retained by the colleges, and shall be sufficient to  
34 cover the direct costs, which are instructional salaries and related  
35 benefits, supplies, publications, and records.

36 Community colleges that have self-supporting summer schools shall  
37 continue to receive general fund state support for vocational programs

1 that require that students enroll in a four quarter sequence of courses  
2 that includes summer quarter due to clinical or laboratory requirements  
3 and for ungraded courses limited to adult basic education, vocational  
4 apprenticeship, aging and retirement, small business management,  
5 industrial first aid, and parent education.

6 (2)((~~a~~)) The board of trustees of a community college district  
7 may permit the district's state-funded, full-time equivalent enrollment  
8 level, as provided in the operating budget appropriations act, to vary  
9 (~~by plus or minus two percent each fiscal year unless otherwise~~  
10 ~~authorized in the operating budget appropriations act~~). If the  
11 variance is above the state-funded level, the district may charge those  
12 students above the state-funded level a fee equivalent to the amount of  
13 tuition and fees that are charged students enrolled in state-funded  
14 courses. These fees shall be retained by the colleges.

15 (~~b~~) Any community college that in 1990-91 has an enrollment above  
16 the state-funded level but below the authorized variance may increase  
17 its excess enrollments to within the variance.

18 (c) Community colleges that currently have excess enrollments more  
19 than the authorized variance, by means of enrollments that would have  
20 otherwise been eligible for state funding, shall reduce those excess  
21 enrollments to within the authorized variance by September 1, 1995, in  
22 at least equal annual reductions, commencing with the 1991-92 fiscal  
23 year.

24 (d) Except as permitted by (c) of this subsection, should the  
25 number of student supported, full-time equivalent enrollments in any  
26 fiscal year fall outside the authorized variance, the college shall  
27 return by September 1st to the state general fund, an amount equal to  
28 the college's full average state appropriations per full-time  
29 equivalent student for such student-funded full-time equivalent outside  
30 the variance, unless otherwise provided in the operating budget  
31 appropriations act.)

32 (3) The state board for community and technical colleges  
33 (~~education~~) shall ensure compliance with this section.

34 NEW SECTION. Sec. 9. Sections 2 through 7 of this act are each  
35 added to chapter 28B.10 RCW.

36 NEW SECTION. Sec. 10. This act is necessary for the immediate  
37 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and shall take  
2 effect July 1, 1993.

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