

CERTIFICATION OF ENROLLMENT
SUBSTITUTE SENATE BILL 6481

53rd Legislature
1994 Regular Session

Passed by the Senate February 11, 1994
YEAS 47 NAYS 0

President of the Senate

Passed by the House March 2, 1994
YEAS 95 NAYS 1

**Speaker of the
House of Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6481** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6481

Passed Legislature - 1994 Regular Session

State of Washington 53rd Legislature 1994 Regular Session

By Senate Committee on Higher Education (originally sponsored by Senators Bauer, Prince, West, Sellar, Morton, Drew, Rinehart, A. Smith and Sheldon)

Read first time 02/04/94.

1 AN ACT Relating to services and activities fees; and amending RCW
2 28B.15.045.

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

4 **Sec. 1.** RCW 28B.15.045 and 1990 c 7 s 1 are each amended to read
5 as follows:

6 The legislature recognizes that institutional governing boards have
7 a responsibility to manage and protect institutions of higher
8 education. This responsibility includes ensuring certain lawful
9 agreements for which revenues from services and activities fees have
10 been pledged. Such lawful agreements include, but are not limited to,
11 bond covenant agreements and other contractual obligations.
12 Institutional governing boards are also expected to protect the
13 stability of programs that benefit students.

14 The legislature also recognizes that services and activities fees
15 are paid by students for the express purpose of funding student
16 services and programs. It is the intent of the legislature that
17 governing boards ensure that students have a strong voice in
18 recommending budgets for services and activities fees. The boards of
19 trustees and the boards of regents of the respective institutions of

1 higher education shall adopt guidelines governing the establishment and
2 funding of programs supported by services and activities fees. Such
3 guidelines shall stipulate procedures for budgeting and expending
4 services and activities fee revenue. Any such guidelines shall be
5 consistent with the following provisions:

6 (1) Student representatives from the services and activities fee
7 committee and representatives of the college or university
8 administration shall have an opportunity to address the board before
9 board decisions on services and activities fee budgets and dispute
10 resolution actions are made;

11 (2) Members of the governing boards shall adhere to the principle
12 that services and activities fee committee desires be given priority
13 consideration on funding items that do not fall into the categories of
14 preexisting contractual obligations, bond covenant agreements, or
15 stability for programs affecting students;

16 (3) Responsibility for proposing to the administration and the
17 governing board program priorities and budget levels for that portion
18 of program budgets that derive from services and activities fees shall
19 reside with a services and activities fee committee, on which students
20 shall hold at least a majority of the voting memberships, such student
21 members shall represent diverse student interests, and shall be
22 recommended by the student government association or its equivalent.
23 The chairperson of the services and activities fee committee shall be
24 selected by the members of that committee. The governing board shall
25 insure that the services and activities fee committee provides an
26 opportunity for all viewpoints to be heard at a public meeting during
27 its consideration of the funding of student programs and activities.

28 (4) The services and activities fee committee shall evaluate
29 existing and proposed programs and submit budget recommendations for
30 the expenditure of those services and activities fees with supporting
31 documents simultaneously to the college or university governing board
32 and administration.

33 (5) The college or university administration shall review the
34 services and activities fee committee budget recommendations and
35 publish a written response to the services and activities fee
36 committee. This response shall outline potential areas of difference
37 between the committee recommendations and the administration's proposed
38 budget recommendations. This response, with supporting documentation,

1 shall be submitted to the services and activities fee committee in a
2 timely manner to allow adequate consideration.

3 (6)(a) In the event of a dispute or disputes involving the services
4 and activities fee committee recommendations, the college or university
5 administration shall meet with the services and activities fee
6 committee in a good faith effort to resolve such dispute or disputes
7 prior to submittal of final recommendations to the governing board.

8 (b) If said dispute is not resolved within fourteen days, a dispute
9 resolution committee shall be convened by the chair of the services and
10 activities fee committee within fourteen days.

11 (7) The dispute resolution committee shall be selected as follows:
12 The college or university administration shall appoint two nonvoting
13 advisory members; the governing board shall appoint three voting
14 members; and the services and activities fee committee chair shall
15 appoint three student members of the services and activities fee
16 committee who will have a vote, and one student representing the
17 services and activities fee committee who will chair the dispute
18 resolution committee and be nonvoting. The committee shall meet in
19 good faith, and settle by vote any and all disputes. In the event of
20 a tie vote, the chair of the dispute resolution committee shall vote to
21 settle the dispute.

22 (8) The governing board may take action on those portions of the
23 services and activities fee budget not in dispute in accordance with
24 the customary budget approval timeline established by the board. The
25 governing board shall consider the results, if any, of the dispute
26 resolution committee and shall take action.

27 (9) Services and activities fees and revenues generated by programs
28 and activities funded by such fees shall be deposited and expended
29 through the office of the chief fiscal officer of the institution.

30 (10) Services and activities fees and revenues generated by
31 programs and activities funded by such fees shall be subject to the
32 applicable policies, regulations, and procedures of the institution and
33 the budget and accounting act, chapter 43.88 RCW.

34 (11) All information pertaining to services and activities fees
35 budgets shall be made available to interested parties.

36 (12) With the exception of any funds needed for bond covenant
37 obligations, once the budget for expending service and activities fees
38 is approved by the governing board, funds shall not be shifted from
39 funds budgeted for associated students or departmentally related

1 categories or the reserve fund until the administration provides
2 written justification to the services and activities fee committee and
3 the governing board, (~~or~~) and the governing board and the services
4 and activities fee committee give(~~s its~~) their express approval. In
5 the event of a fund transfer dispute among the services and activities
6 fee committee, the administration, or the governing board, said dispute
7 shall be resolved pursuant to subsections (6)(b), (7), and (8) of this
8 section.

9 (13) Any service and activities fees collected which exceed
10 initially budgeted amounts are subject to subsections (1) through (10)
11 and (12) of this section.

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