

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 2637

Chapter 110, Laws of 1996

54th Legislature
1996 Regular Session

JOINT CENTER FOR HIGHER EDUCATION

EFFECTIVE DATE: 6/6/96

Passed by the House February 7, 1996
Yeas 98 Nays 0

CLYDE BALLARD
**Speaker of the
House of Representatives**

Passed by the Senate February 28, 1996
Yeas 39 Nays 0

JOEL PRITCHARD
President of the Senate

Approved March 19, 1996

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2637** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 19, 1996 - 2:40 p.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2637

Passed Legislature - 1996 Regular Session

State of Washington 54th Legislature 1996 Regular Session

By House Committee on Higher Education (originally sponsored by Representatives D. Sommers, Sheahan, Jacobsen, Dellwo, Schoesler, Carlson and Grant; by request of Joint Center for Higher Education)

Read first time 01/30/96.

1 AN ACT Relating to the joint center for higher education; amending
2 RCW 28B.25.020, 28B.25.030, 28B.10.029, and 28B.25.033; adding new
3 sections to chapter 28B.25 RCW; and repealing RCW 28B.25.080.

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

5 **Sec. 1.** RCW 28B.25.020 and 1991 c 205 s 3 are each amended to read
6 as follows:

7 (1) The joint center shall have authority over all fiscal
8 activities related to the land and facilities known as the ((Spokane))
9 Riverpoint higher education park subject to the approval of the higher
10 education coordinating board pursuant to RCW 28B.80.330 through
11 28B.80.350.

12 (2) The joint center for higher education shall coordinate all
13 baccalaureate and graduate degree programs, and all other courses and
14 programs offered in the Spokane area by Washington State University and
15 by Eastern Washington University outside of its Cheney campus. The
16 joint center for higher education shall not coordinate the
17 intercollegiate center for nursing. The joint center for higher
18 education may mediate disagreements among institutions about degree
19 programs or courses.

1 (3) The joint center for higher education shall coordinate the
2 following higher education activities in the Spokane area outside of
3 the Eastern Washington University Cheney campus:

4 (a) Articulation between lower division and upper division
5 programs;

6 (b) The participation of Washington State University and Eastern
7 Washington University in joint academic degree programs with Gonzaga
8 University and Whitworth College and in joint academic degree programs
9 with each other;

10 (c) All contractual negotiations between public and independent
11 colleges and universities; and

12 (d) Programs offered through the intercollegiate research and
13 technology institute created by RCW 28B.10.060.

14 (4) The participating institutions in the joint center for higher
15 education shall maintain jurisdiction over the content of the course
16 offerings and the entitlement to degrees. However, before any degree
17 program is authorized under this section, it shall be subject to review
18 and approval of the higher education coordinating board.

19 (5) The joint center shall develop a master plan for the
20 ((Spokane)) Riverpoint higher education park. The plan shall be
21 developed in cooperation with the participating institutions and
22 submitted to the higher education coordinating board, legislature, and
23 office of financial management.

24 (6) The joint center shall adopt rules as necessary to implement
25 this chapter.

26 (7) Title to or all interest in real estate and other assets,
27 including but not limited to assignable contracts, cash, equipment,
28 buildings, facilities, and appurtenances thereto held as of July 1,
29 1991, shall vest in the joint center for higher education.

30 **Sec. 2.** RCW 28B.25.030 and 1991 c 205 s 4 are each amended to read
31 as follows:

32 (1) The joint center for higher education shall be governed by a
33 board consisting of the following ((~~twelve~~)) fourteen voting members:

34 (a) One member of the Eastern Washington University board of
35 trustees;

36 (b) One member of the Washington State University board of regents;

37 (c) One member of the board of trustees of the Spokane community
38 college district;

1 (d) Six citizens residing in Spokane county. Of the six citizen
2 members, no more than two may be regents or trustees of Eastern
3 Washington University, Washington State University, or the Spokane
4 community college district; ~~((and))~~

5 (e) One member from an independent nonprofit university located in
6 the Spokane area and one member from a separate independent, nonprofit,
7 baccalaureate degree-granting institution of higher education located
8 in the Spokane area; and

9 (f) The presidents of Washington State University and Eastern
10 Washington University, and the chief executive officer of the Spokane
11 community college district shall serve as ex officio members of the
12 board. Either the provost or the vice-president for research and dean
13 of the graduate school may act as designee for the president of
14 Washington State University.

15 (2) The executive director of the higher education coordinating
16 board(~~(, the president of Gonzaga University, and the president of~~
17 ~~Whitworth College)) shall serve as a nonvoting ex officio member(~~((s))~~)
18 of the board. Pending appointment of the two members under subsection
19 (1)(e) of this section, the president or chancellor of Gonzaga
20 University and the president of Whitworth College shall continue to
21 serve as nonvoting ex officio members of the board.~~

22 (3) Each of the (~~((twelve))~~) fourteen voting members shall have one
23 vote. The voting members shall select a chairperson from among the
24 (~~((nine))~~) eleven appointed members. A majority of the (~~((twelve))~~)
25 fourteen voting members shall constitute a quorum for conducting
26 business.

27 NEW SECTION. Sec. 3. The board of the joint center for higher
28 education may hire a director of the institute who may hire other staff
29 under chapter 41.06 RCW as necessary to carry out the institute's
30 duties. The director shall exercise such additional powers, other than
31 rule making, as may be delegated by the board by resolution.

32 NEW SECTION. Sec. 4. The joint center for higher education
33 established under this chapter shall provide central administration
34 services for the institute, including, but not limited to, accounting,
35 budgeting, financial reporting, facilities management, personnel, and
36 purchasing services.

1 **Sec. 5.** RCW 28B.10.029 and 1993 c 379 s 101 are each amended to
2 read as follows:

3 (1) An institution of higher education may exercise independently
4 those powers otherwise granted to the director of general
5 administration in chapter 43.19 RCW in connection with the purchase and
6 disposition of all material, supplies, services, and equipment needed
7 for the support, maintenance, and use of the respective institution of
8 higher education. Property disposition policies followed by
9 institutions of higher education shall be consistent with policies
10 followed by the department of general administration. Purchasing
11 policies and procedures followed by institutions of higher education
12 shall be in compliance with chapters 39.19, 39.29, and 43.03 RCW, and
13 RCW 43.19.1901, 43.19.1906, 43.19.1911, 43.19.1917, 43.19.1937,
14 43.19.534, 43.19.685, 43.19.700 through 43.19.704, and 43.19.550
15 through 43.19.637. The community and technical colleges shall comply
16 with RCW 43.19.450. Except for the University of Washington,
17 institutions of higher education shall comply with RCW 43.19.1935,
18 43.19.19363, and 43.19.19368. If an institution of higher education
19 can satisfactorily demonstrate to the director of the office of
20 financial management that the cost of compliance is greater than the
21 value of benefits from any of the following statutes, then it shall be
22 exempt from them: RCW 43.19.685; 43.19.534; and 43.19.637. Any
23 institution of higher education that chooses to exercise independent
24 purchasing authority for a commodity or group of commodities shall
25 notify the director of general administration. Thereafter the director
26 of general administration shall not be required to provide those
27 services for that institution for the duration of the general
28 administration contract term for that commodity or group of
29 commodities.

30 (2) An institution of higher education may exercise independently
31 those powers otherwise granted to the public printer in chapter 43.78
32 RCW in connection with the production or purchase of any printing and
33 binding needed by the respective institution of higher education.
34 Purchasing policies and procedures followed by institutions of higher
35 education shall be in compliance with chapter 39.19 RCW. Any
36 institution of higher education that chooses to exercise independent
37 printing production or purchasing authority shall notify the public
38 printer. Thereafter the public printer shall not be required to
39 provide those services for that institution.

1 (3) For the purposes of this section, an "institution of higher
2 education" shall include the joint center for higher education created
3 in chapter 28B.25 RCW when the joint center for higher education is
4 contracting with another institution of higher education that is acting
5 as the sole agent for purchasing and disposing of material, supplies,
6 services, and equipment, and for procuring printing or binding
7 services.

8 **Sec. 6.** RCW 28B.25.033 and 1991 c 205 s 5 are each amended to read
9 as follows:

10 (~~Nine~~) Eleven members of the board shall be appointed by the
11 governor and approved by the senate. The appointed members of the
12 board shall serve for terms of four years, the terms expiring on
13 September 30th of the fourth year except that, in the case of initial
14 members, three shall be appointed to two-year terms, three shall be
15 appointed to three-year terms, and three shall be appointed to four-
16 year terms. The term of any board member who is a trustee or regent
17 shall automatically expire when the member's term as trustee or regent
18 expires.

19 NEW SECTION. **Sec. 7.** RCW 28B.25.080 and 1991 c 205 s 10 are each
20 repealed.

21 NEW SECTION. **Sec. 8.** Sections 3 and 4 of this act are each added
22 to chapter 28B.25 RCW.

Passed the House February 7, 1996.

Passed the Senate February 28, 1996.

Approved by the Governor March 19, 1996.

Filed in Office of Secretary of State March 19, 1996.