
SENATE BILL 5405

State of Washington

58th Legislature

2003 Regular Session

By Senators Jacobsen and Kline

Read first time 01/23/2003. Referred to Committee on Higher Education.

1 AN ACT Relating to financial aid portability; amending RCW
2 28B.10.790 and 28B.10.802; adding new sections to chapter 28B.80 RCW;
3 creating a new section; and providing expiration dates.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that:

6 (a) The racial and ethnic diversity of the population of Washington
7 is increasing;

8 (b) Employers' demand for well-educated and well-trained graduates
9 of all ethnic backgrounds is increasing;

10 (c) Special efforts should be made to increase the participation of
11 people of color in higher education programs;

12 (d) Some of Washington's students of color would benefit from an
13 opportunity to study in specialized programs or institutions of higher
14 education located in other states;

15 (e) The state could benefit by creating pilot projects that study
16 creative, cost-effective ways to meet the postsecondary education needs
17 of Washington's students; and

18 (f) Historically Black colleges enroll and graduate the majority of

1 African-American professionals and Ph.D. candidates in the United
2 States.

3 (2) Therefore, the legislature intends to direct the higher
4 education coordinating board to establish a pilot project that permits
5 a limited number of students to use their state need grant awards to
6 study at Morehouse College, Howard University, Spelman College,
7 Grambling State University, and Tuskegee University.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.80 RCW
9 to read as follows:

10 (1) The historically Black college fund pilot project is created.
11 Through the pilot project, up to one hundred students may use their
12 state-funded need grant awards when they study at Morehouse College,
13 Howard University, Spelman College, Grambling State University, or
14 Tuskegee University.

15 (2) This section expires June 30, 2008.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 28B.80 RCW
17 to read as follows:

18 (1) The higher education coordinating board shall administer the
19 historically Black college fund pilot project.

20 (2) The higher education coordinating board shall permit up to one
21 hundred needy Washington residents domiciled in Washington for at least
22 one year before enrollment to use their state need grant awards if the
23 students are enrolled half-time or more in Morehouse College, Howard
24 University, Spelman College, Grambling State University, or Tuskegee
25 University.

26 (3) The higher education coordinating board may adopt rules to
27 establish eligibility criteria for student and institutional
28 participation in the pilot project.

29 (4) The board shall limit participation in the pilot project to no
30 more than a total of one hundred students during the course of the
31 project.

32 (5) By December 15, 2008, the higher education coordinating board
33 shall report to the governor and appropriate committees of the
34 legislature on the results of the pilot project. The report shall
35 include a recommendation on the extent financial aid portability
36 programs should be revised or expanded for Washington's students.

1 (6) This section expires June 30, 2008.

2 **Sec. 4.** RCW 28B.10.790 and 1985 c 370 s 54 are each amended to
3 read as follows:

4 (1) Washington residents attending any nonprofit college or
5 university in another state which has a reciprocity agreement with the
6 state of Washington shall be eligible for the student financial aid
7 program outlined in RCW 28B.10.800 through 28B.10.824 if ~~((+1))~~ (a)
8 they qualify as a "needy student" under RCW 28B.10.802(3), and ~~((+2))~~
9 (b) the institution attended is a member institution of an accrediting
10 association recognized by rule of the higher education coordinating
11 board for the purposes of this section and is specifically encompassed
12 within or directly affected by such reciprocity agreement and agrees to
13 and complies with program rules and regulations pertaining to such
14 students and institutions adopted pursuant to RCW 28B.10.822.

15 (2) Washington residents participating in the pilot project under
16 section 2 of this act are eligible for the student financial aid
17 program outlined in RCW 28B.10.800 through 28B.10.824 if the residents
18 (a) qualify as needy students under RCW 28B.10.802(3), (b) are enrolled
19 at an eligible institution as defined by the board under section 3 of
20 this act, and (c) meet any additional criteria established by the
21 higher education coordinating board for participation in the pilot
22 project.

23 **Sec. 5.** RCW 28B.10.802 and 2002 c 187 s 1 are each amended to read
24 as follows:

25 As used in RCW 28B.10.800 through 28B.10.824:

26 (1) "Institutions of higher education" shall mean ~~((+1) [(a)])~~ (a)
27 any public university, college, community college, or vocational-
28 technical institute operated by the state of Washington or any
29 political subdivision thereof ~~((or (2) [(b)]))~~; (b) until June 30,
30 2008, any institution of higher education that meets the eligibility
31 requirements established by the higher education coordinating board
32 under section 3 of this act; or (c) any other university, college,
33 school, or institute in the state of Washington offering instruction
34 beyond the high school level which is a member institution of an
35 accrediting association recognized by rule of the board for the
36 purposes of this section: PROVIDED, That any institution, branch,

1 extension or facility operating within the state of Washington which is
2 affiliated with an institution operating in another state must be a
3 separately accredited member institution of any such accrediting
4 association, or a branch of a member institution of an accrediting
5 association recognized by rule of the board for purposes of this
6 section, that is eligible for federal student financial aid assistance
7 and has operated as a nonprofit college or university delivering on-
8 site classroom instruction for a minimum of twenty consecutive years
9 within the state of Washington, and has an annual enrollment of at
10 least seven hundred full-time equivalent students: PROVIDED FURTHER,
11 That no institution of higher education shall be eligible to
12 participate in a student financial aid program unless it agrees to and
13 complies with program rules and regulations adopted pursuant to RCW
14 28B.10.822.

15 (2) The term "financial aid" shall mean loans and/or grants to
16 needy students enrolled or accepted for enrollment as a student at
17 institutions of higher education.

18 (3) The term "needy student" shall mean a post high school student
19 of an institution of higher learning as defined in subsection (1) of
20 this section who demonstrates to the board the financial inability,
21 either through the student's parents, family and/or personally, to meet
22 the total cost of board, room, books, and tuition and incidental fees
23 for any semester or quarter.

24 (4) The term "disadvantaged student" shall mean a post high school
25 student who by reason of adverse cultural, educational, environmental,
26 experiential, familial or other circumstances is unable to qualify for
27 enrollment as a full time student in an institution of higher learning,
28 who would otherwise qualify as a needy student, and who is attending an
29 institution of higher learning under an established program designed to
30 qualify the student for enrollment as a full time student.

31 (5) "Commission" or "board" shall mean the higher education
32 coordinating board.

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