

SSB 5195 - S AMD 189  
By Senator Murray

RULED BEYOND SCOPE 03/13/2013

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that Western  
4 Governors University-Washington, recognized by the state of Washington  
5 under RCW 28B.77.240, serves a student population that is  
6 nontraditional and geographically diverse. Enrollment in Western  
7 Governors University-Washington has grown steadily since 2011 reaching  
8 over four thousand three hundred students. These students represent an  
9 average age of thirty-seven, sixty-nine percent of whom are classified  
10 as underserved, including low-income, ethnic minority, rural, and  
11 first-generation students.

12 The legislature also finds that tuition at Western Governors  
13 University-Washington has remained static since 2008 at five thousand  
14 seven hundred eighty dollars per year.

15 Further, the legislature finds that the population served by  
16 Western Governors University-Washington deserves to have access to  
17 affordable postsecondary education, including baccalaureate degree-  
18 granting institutions. Therefore, the legislature intends to provide  
19 access to the state need grant program for eligible students attending  
20 Western Governors University-Washington.

21 The legislature also intends that Western Governors University-  
22 Washington comply with all reporting requirements established by the  
23 student achievement council for state need grant participation,  
24 including financial information about students, enrollment, graduation  
25 and placement rates, and the institution's standing with its  
26 accrediting agency, the Northwest Commission on Colleges and  
27 Universities, and the United States department of education.

28 **Sec. 2.** RCW 28B.92.030 and 2012 c 229 s 557 are each amended to  
29 read as follows:

1 As used in this chapter:

2 (1) "Council" means the student achievement council.

3 (2) "Disadvantaged student" means a posthigh school student who by  
4 reason of adverse cultural, educational, environmental, experiential,  
5 familial or other circumstances is unable to qualify for enrollment as  
6 a full-time student in an institution of higher education, who would  
7 otherwise qualify as a needy student, and who is attending an  
8 institution of higher education under an established program designed  
9 to qualify the student for enrollment as a full-time student.

10 (3) "Financial aid" means loans and/or grants to needy students  
11 enrolled or accepted for enrollment as a student at institutions of  
12 higher education.

13 (4) "Institution" or "institutions of higher education" means:

14 (a) Any public university, college, community college, or technical  
15 college operated by the state of Washington or any political  
16 subdivision thereof; or

17 (b) Any other university, college, school, or institute in the  
18 state of Washington offering instruction beyond the high school level  
19 (~~which~~) that is a member institution of an accrediting association  
20 recognized by rule of the council for the purposes of this section(~~(+~~  
21 ~~PROVIDED, That~~)) and that agrees to and complies with program rules  
22 adopted pursuant to RCW 28B.92.150. However, any institution, branch,  
23 extension or facility operating within the state of Washington  
24 (~~which~~) that is affiliated with an institution operating in another  
25 state must be:

26 (i) A separately accredited member institution of any such  
27 accrediting association(~~(, or)~~);

28 (ii) A branch of a member institution of an accrediting association  
29 recognized by rule of the council for purposes of this section, that is  
30 eligible for federal student financial aid assistance and has operated  
31 as a nonprofit college or university delivering on-site classroom  
32 instruction for a minimum of twenty consecutive years within the state  
33 of Washington, and has an annual enrollment of at least seven hundred  
34 full-time equivalent students(~~(+ PROVIDED FURTHER, That no institution~~  
35 of higher education shall be eligible to participate in a student  
36 financial aid program unless it agrees to and complies with program  
37 rules and regulations adopted pursuant to RCW 28B.92.150)); or

1        (iii) A nonprofit institution recognized by the state of Washington  
2 as provided in RCW 28B.77.240.

3        (5) "Needy student" means a posthigh school student of an  
4 institution of higher education who demonstrates to the office the  
5 financial inability, either through the student's parents, family  
6 and/or personally, to meet the total cost of board, room, books, and  
7 tuition and incidental fees for any semester or quarter. "Needy  
8 student" also means an opportunity internship graduate as defined by  
9 RCW 28C.18.162 who enrolls in a postsecondary program of study as  
10 defined in RCW 28C.18.162 within one year of high school graduation.

11        (6) "Office" means the office of student financial assistance.

12        (7) "Placebound student" means a student who (a) is unable to  
13 complete a college program because of family or employment commitments,  
14 health concerns, monetary inability, or other similar factors; and (b)  
15 may be influenced by the receipt of an enhanced student financial aid  
16 award to complete a baccalaureate degree at an eligible institution.

17        **Sec. 3.** RCW 28B.105.020 and 2011 1st sp.s. c 11 s 183 are each  
18 amended to read as follows:

19        The definitions in this section apply throughout this chapter  
20 unless the context clearly requires otherwise.

21        (1) "GET units" means tuition units under the advanced college  
22 tuition payment program in chapter 28B.95 RCW.

23        (2) "Institution of higher education" has the same meaning as in  
24 RCW 28B.92.030(4) (a) and (b) (i) and (ii).

25        (3) "Office" means the office of student financial assistance.

26        (4) "Program administrator" means the private nonprofit corporation  
27 that is registered under Title 24 RCW and qualified as a tax-exempt  
28 entity under section 501(c)(3) of the federal internal revenue code,  
29 that will serve as the private partner in the public-private  
30 partnership under this chapter.

31        (5) "Qualified program" or "qualified major" means a mathematics,  
32 science, or related degree program or major line of study offered by an  
33 institution of higher education that is included on the list of  
34 programs or majors selected by the (~~board~~) office and the program  
35 administrator under RCW 28B.105.100.

1       **Sec. 4.** RCW 28B.133.010 and 2004 c 275 s 72 are each amended to  
2 read as follows:

3       The educational assistance grant program for students with  
4 dependents is hereby created, subject to the availability of receipts  
5 of gifts, grants, or endowments from private sources. The program is  
6 created to serve financially needy students with dependents eighteen  
7 years of age or younger, by assisting them directly through a grant  
8 program to pursue a degree or certificate at public or private  
9 institutions of higher education, as defined in RCW 28B.92.030(4) (a)  
10 and (b) (i) and (ii), that participate in the state need grant program.

11       **Sec. 5.** RCW 28B.133.050 and 2011 1st sp.s. c 11 s 238 are each  
12 amended to read as follows:

13       The educational assistance grant program for students with  
14 dependents grants may be used by eligible participants to attend any  
15 public or private college or university in the state of Washington as  
16 defined in RCW 28B.92.030(4) (a) and (b) (i) and (ii). Each  
17 participating student may receive an amount to be determined by the  
18 office of student financial assistance, with a minimum amount of one  
19 thousand dollars per academic year, not to exceed the student's  
20 documented financial need for the course of study as determined by the  
21 institution.

22       Educational assistance grants for students with dependents are not  
23 intended to supplant any grant scholarship or tax program related to  
24 postsecondary education. If the office of student financial assistance  
25 finds that the educational assistance grants for students with  
26 dependents supplant or reduce any grant, scholarship, or tax program  
27 for categories of students, then the office shall adjust the financial  
28 eligibility criteria or the amount of the grant to the level necessary  
29 to avoid supplanting.

30       NEW SECTION. **Sec. 6.** The legislature finds that many American  
31 youth arrive in this country and this state through the decision of  
32 their parents to relocate in search of opportunities to improve their  
33 lives and futures.

34       On June 15, 2012, President Obama introduced the deferred action  
35 for childhood arrivals process. Building on this directive, this  
36 section and section 7 of this act are intended to provide a more

1 affordable and attainable route to college for children granted  
2 deferred action for childhood arrival status who reside in Washington  
3 state. While extending in-state tuition to these youth has helped them  
4 better afford higher education in this state, financial aid is  
5 necessary to extend to them the full American dream. The extension of  
6 financial aid to these aspiring young Americans is also necessary to  
7 position everyone for economic success and strengthen Washington  
8 state's competitive edge in the world economy.

9 **Sec. 7.** RCW 28B.92.010 and 2004 c 275 s 34 are each amended to  
10 read as follows:

11 The purposes of this chapter are to establish the principles upon  
12 which the state financial aid programs will be based and to establish  
13 the state of Washington state need grant program, thus assisting  
14 financially needy or disadvantaged students domiciled in Washington to  
15 obtain the opportunity of attending an accredited institution of higher  
16 education. State need grants under this chapter are available only to  
17 students who are resident students as defined in RCW 28B.15.012(2) (a)  
18 through (d) or any person who has completed the full senior year of  
19 high school and obtained a high school diploma, either at a Washington  
20 public high school or private high school approved under chapter  
21 28A.195 RCW, or a person who has received the equivalent of a diploma;  
22 who has lived in Washington state for at least three years immediately  
23 before receiving the diploma or its equivalent; who has continuously  
24 lived in the state of Washington after receiving the diploma or its  
25 equivalent and until such time as the individual is admitted to an  
26 eligible institution of higher education and has been granted deferred  
27 action for childhood arrival status pursuant to the rules and  
28 regulations adopted by the United States citizenship and immigration  
29 services.

30 NEW SECTION. **Sec. 8.** Sections 1 through 5 of this act take effect  
31 August 1, 2013."

**RULED BEYOND SCOPE 03/13/2013**

1        On page 1, line 1 of the title, after "to" strike the remainder of  
2 the title and insert "expanding access to the state need grant;  
3 amending RCW 28B.92.030, 28B.105.020, 28B.133.010, 28B.133.050, and  
4 28B.92.010; creating new sections; and providing an effective date."

**--- END ---**