

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5195**

Chapter 248, Laws of 2013

63rd Legislature  
2013 Regular Session

HIGHER EDUCATION--STATE NEED GRANT PROGRAM

EFFECTIVE DATE: 08/01/13

Passed by the Senate March 13, 2013  
YEAS 47 NAYS 2

BRAD OWEN

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**President of the Senate**

Passed by the House April 16, 2013  
YEAS 75 NAYS 21

FRANK CHOPP

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**Speaker of the House of Representatives**

Approved May 15, 2013, 1:44 p.m.

JAY INSLEE

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**Governor of the State of Washington**

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5195** as passed by the Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

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**Secretary**

FILED

May 16, 2013

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5195**

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Passed Legislature - 2013 Regular Session

**State of Washington**

**63rd Legislature**

**2013 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Rolfes, Hill, Tom, Bailey, and Fain)

READ FIRST TIME 03/01/13.

1           AN ACT Relating to allowing nonprofit institutions recognized by  
2 the state of Washington to be eligible to participate in the state need  
3 grant program; amending RCW 28B.92.030, 28B.105.020, 28B.133.010, and  
4 28B.133.050; creating a new section; and providing an effective date.

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

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

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

18           Further, the legislature finds that the population served by  
19 Western Governors University-Washington deserves to have access to

1 affordable postsecondary education, including baccalaureate degree-  
2 granting institutions. Therefore, the legislature intends to provide  
3 access to the state need grant program for eligible students attending  
4 Western Governors University-Washington.

5 The legislature also intends that Western Governors University-  
6 Washington comply with all reporting requirements established by the  
7 student achievement council for state need grant participation,  
8 including financial information about students, enrollment, graduation  
9 and placement rates, and the institution's standing with its  
10 accrediting agency, the Northwest Commission on Colleges and  
11 Universities, and the United States department of education.

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

14 As used in this chapter:

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

16 (2) "Disadvantaged student" means a posthigh school student who by  
17 reason of adverse cultural, educational, environmental, experiential,  
18 familial or other circumstances is unable to qualify for enrollment as  
19 a full-time student in an institution of higher education, who would  
20 otherwise qualify as a needy student, and who is attending an  
21 institution of higher education under an established program designed  
22 to qualify the student for enrollment as a full-time student.

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

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

27 (a) Any public university, college, community college, or technical  
28 college operated by the state of Washington or any political  
29 subdivision thereof; or

30 (b) Any other university, college, school, or institute in the  
31 state of Washington offering instruction beyond the high school level  
32 (~~which~~) that is a member institution of an accrediting association  
33 recognized by rule of the council for the purposes of this section(~~(+~~  
34 ~~PROVIDED, That~~) and that agrees to and complies with program rules  
35 adopted pursuant to RCW 28B.92.150. However, any institution, branch,  
36 extension or facility operating within the state of Washington

1 ((which)) that is affiliated with an institution operating in another  
2 state must be:

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

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

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

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

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

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

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

33 The definitions in this section apply throughout this chapter  
34 unless the context clearly requires otherwise.

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

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

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

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

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

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

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

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

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

35 Educational assistance grants for students with dependents are not  
36 intended to supplant any grant scholarship or tax program related to

1 postsecondary education. If the office of student financial assistance  
2 finds that the educational assistance grants for students with  
3 dependents supplant or reduce any grant, scholarship, or tax program  
4 for categories of students, then the office shall adjust the financial  
5 eligibility criteria or the amount of the grant to the level necessary  
6 to avoid supplanting.

7 NEW SECTION. **Sec. 6.** This act takes effect August 1, 2013.

Passed by the Senate March 13, 2013.

Passed by the House April 16, 2013.

Approved by the Governor May 15, 2013.

Filed in Office of Secretary of State May 16, 2013.