
HOUSE BILL 2825

State of Washington

64th Legislature

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By Representatives Frame, Zeiger, Walkinshaw, Stambaugh, Fitzgibbon, Haler, Tarleton, Pollet, Reykdal, McBride, Kagi, Kilduff, Morris, Ryu, and Stanford

Read first time 01/21/16. Referred to Committee on Higher Education.

1 AN ACT Relating to student services for students with
2 disabilities; amending RCW 28B.10.912 and 28B.10.914; and adding new
3 sections to chapter 28B.10 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 28B.10
6 RCW to read as follows:

7 (1) The institutions of higher education shall each adopt the
8 uniform disabilities application created by section 4 of this act.

9 (2) The institutions of higher education shall each use the
10 uniform disabilities application, adopted pursuant to subsection (1)
11 of this section, for determining a student, transfer student, or
12 prospective student's eligibility for core services or other
13 disability-related accommodations at the institution of higher
14 education attended by the student or for which the student is
15 applying to attend. The uniform disabilities application used by the
16 institutions of higher education shall each contain the same
17 questions and require the same supporting documentation so as to
18 ensure systemwide uniformity.

19 (3) The institutions of higher education shall each post the
20 uniform disabilities application on the institution's admissions web
21 page, in conjunction with the institution's application documents.

1 The institutions of higher education shall also post the uniform
2 disabilities application on any web page containing resources for
3 students with disabilities.

4 **Sec. 2.** RCW 28B.10.912 and 1994 c 105 s 3 are each amended to
5 read as follows:

6 (1) Each institution of higher education shall ensure that
7 students with disabilities are reasonably accommodated within that
8 institution. The institution of higher education shall provide
9 students with disabilities with the appropriate core service or
10 services necessary to ensure equal access. Each institution shall
11 notify transfer students of their eligibility for receiving the same
12 core services that were provided while previously attending another
13 in-state institution.

14 (2) Core services shall include, but not be limited to:

15 ~~((1))~~ (a) Flexible procedures in the admissions process that
16 use a holistic review of the student's potential, including
17 appropriate consideration in statewide and institutional alternative
18 admissions programs;

19 ~~((2))~~ (b) Early registration or priority registration;

20 ~~((3))~~ (c) Sign language, oral and tactile interpreter services,
21 or other technological alternatives;

22 ~~((4))~~ (d) Textbooks and other educational materials in
23 alternative media, including, but not limited to, large print,
24 braille, electronic format, and audiotape;

25 ~~((5))~~ (e) Provision of readers, notetakers, scribes, and
26 proofreaders including recruitment, training, and coordination;

27 ~~((6))~~ (f) Ongoing review and coordination of efforts to improve
28 campus accessibility, including but not limited to, all aspects of
29 barrier-free design, signage, high-contrast identification of hazards
30 of mobility barriers, maintenance of access during construction, snow
31 and ice clearance, and adequate disability parking for all
32 facilities;

33 ~~((7))~~ (g) Facilitation of physical access including, but not
34 limited to, relocating of classes, activities, and services to
35 accessible facilities and orientation if route of travel needs
36 change, such as at the beginning of a quarter or semester;

37 ~~((8))~~ (h) Access to adaptive equipment including, but not
38 limited to, TDDs, FM communicators, closed caption devices, amplified
39 telephone receivers, closed circuit televisions, low-vision reading

1 aids, player/recorders for 15/16 4-track tapes, photocopy machines
2 able to use eleven-by-seventeen inch paper, braille devices, and
3 computer enhancements;

4 ~~((9))~~ (i) Referral to appropriate on-campus and off-campus
5 resources, services, and agencies;

6 ~~((10))~~ (j) Release of syllabi, study guides, and other
7 appropriate instructor-produced materials in advance of general
8 distribution, and access beyond the regular classroom session to
9 slides, films, overheads and other media and taping of lectures;

10 ~~((11))~~ (k) Accessibility for students with disabilities to
11 tutoring, mentoring, peer counseling, and academic advising that are
12 available on campus;

13 ~~((12))~~ (l) Flexibility in test taking arrangements;

14 ~~((13))~~ (m) Referral to the appropriate entity for diagnostic
15 assessment and documentation of the disability;

16 ~~((14))~~ (n) Flexibility in timelines for completion of courses,
17 certification, and degree requirements;

18 ~~((15))~~ (o) Flexibility in credits required to be taken to
19 satisfy institutional eligibility for financial aid; and

20 ~~((16))~~ (p) Notification of the institution of higher
21 education's policy of nondiscrimination on the basis of disability
22 and of steps the student may take if he or she believes
23 discrimination has taken place. This notice shall be included in all
24 formal correspondence that communicates decisions or policies
25 adversely affecting the student's status or rights with the
26 institution of higher education. This notice shall include the phone
27 numbers of the United States department of education, the United
28 States office of civil rights, and the Washington state human rights
29 commission.

30 (3) The institutions of higher education shall provide all
31 students who transfer from another institution of higher education
32 and who had received a core service at their prior institution, with
33 at least the same core services upon the student's acceptance at the
34 institution, without the student having to reapply for the services
35 at that institution.

36 **Sec. 3.** RCW 28B.10.914 and 1994 c 105 s 4 are each amended to
37 read as follows:

38 (1) Reasonable accommodation for students with disabilities shall
39 be provided as appropriate for all aspects of college and university

1 life, including but not limited to: Recruitment, the application
2 process, enrollment, registration, financial aid, coursework,
3 research, academic counseling, housing programs owned or operated by
4 the institution of higher education, and nonacademic programs and
5 services. Each institution shall notify transfer students of their
6 eligibility for receiving the same accommodations that were provided
7 while previously attending another in-state institution.

8 (2) The institutions of higher education shall provide all
9 students who transfer from a different in-state institution of higher
10 education and who had received a reasonable accommodation at their
11 prior institution, with at least the same reasonable accommodations
12 upon the student's acceptance at the institution, without the student
13 having to reapply for the accommodations at that institution.

14 NEW SECTION. Sec. 4. A new section is added to chapter 28B.10
15 RCW to read as follows:

16 (1) By December 31, 2016, the student achievement council and
17 state board for community and technical colleges shall draft and
18 adopt a uniform disabilities application for determining a student's
19 or prospective student's eligibility for disability services at any
20 of the institutions of higher education. The disabilities application
21 must include:

22 (a) Questions used to identify the applicant, including name,
23 birthdate, address, social security number, and any other relevant
24 identifying information;

25 (b) Questions necessary to determine if the applicant has a
26 physical or mental impairment as defined by the Americans with
27 disabilities act, or any applicable state laws;

28 (c) Questions necessary to determine if the applicant is eligible
29 for core services or any other accommodations from any of the
30 institutions of higher education; and

31 (d) Information regarding any supporting documentation that an
32 applicant must submit as part of the application.

33 (2) The student achievement council and state board for community
34 and technical colleges shall jointly submit the uniform disabilities
35 application to the higher education committees of the legislature and
36 the student achievement council disability task force by January 1,
37 2017.

38 (3) The institutions of higher education shall each adopt the
39 uniform disabilities application created in subsection (1) of this

1 section before the start of the 2017-18 academic year, for use as the
2 sole application for determining a student's eligibility for
3 disability services at that institution.

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