- (6) College Community: Any student, faculty member, administrator or support personnel of any of the colleges administered by the board of trustees, shall be considered members of the college community.
- (7) College Facilities: Any real property owned or operated by the board of trustees, including all buildings affixed thereon and attached thereto.
- (8) Faculty: Persons employed by the Community College District VI, state of Washington, for the purpose of teaching a class of instruction, or as counselors and/or librarians.
- (9) Students: Persons currently officially enrolled in a class of instruction at any college administered by the board of trustees of Community College District VI, state of Washington.
- (10) Designated Administrative Officer. Those employees holding the rank of administrative officer designated by the appropriate campus or district president with the authority and responsibility to implement a policy or procedure established by the board of trustees of Community College District VI, state of Washington. [Statutory Authority: RCW 28B.50.140(13). 78–10–109 (Order 37), § 132F–120–510, filed 10/4/78; Order 2, § 132F–120–510, filed 9/20/72.]

Title 132G WAC COMMUNITY COLLEGES--SHORELINE COMMUNITY COLLEGE

Chapters 132G-104 Meetings of the board of trustees--Delegation of board responsibility. 132G-120 Student conduct code. 132G-126 Reduction in force and tenure code. 132G-136 Use of college facilities. 132G-140 College records. 132G-160 Admission and registration procedures. 132G-168 Use of library.

Chapter 132G-104 WAC MEETINGS OF THE BOARD OF TRUSTEES-DELEGATION OF BOARD RESPONSIBILITY

WAC

132G-104-010 Time and place of Board meetings.

WAC 132G-104-010 Time and place of board meetings. The Board of Trustees shall hold one regular meeting on the third Friday of each month at 8:00 a.m. and such special meetings as may be requested by the Chairman of the Board or by a majority of the members of the Board and announced in accordance with law.

All regular and special meetings of the Board of Trustees shall be held at 16101 Greenwood Avenue North, Seattle, unless scheduled elsewhere, and shall be open to the general public, except for lawful executive sessions.

No official business shall be conducted by the Board of Trustees except during a regular or special meeting. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–104–010, filed 6/6/79; Order 2–10:74, § 132G–104–010, filed 4/26/74; Order 1–35:72, § 132G–104–010, filed 11/29/72, effective 1/1/73.]

Chapter 132G-120 WAC STUDENT CONDUCT CODE

WAC

132G-120-110 Disciplinary terms.

WAC 132G-120-110 Disciplinary terms. The following definitions of disciplinary terms have been established to provide consistency in the application of penalties.

- (1) Disciplinary Warning: Formal action censuring a student for violation of college rules or regulations or for failure to satisfy the college's expectations regarding conduct. Disciplinary warnings are always made in writing to the student by the officer or agency taking the action, with copies to the Dean of Student Services' office. A disciplinary warning indicates to the student that continuation of the specific conduct involved or other misconduct will result in one of the more serious disciplinary actions (see WAC 132G-120-110(2) through (6)).
- (2) Hold: Attachment of a student's academic record to encourage the fulfillment of the student's obligations to the college, particularly financial. Holds are always made in writing, including a detailed list of the obligations to be met, and are sent to the student. Requests for transcripts of the student's academic record will not be honored until the initiating authority is satisfied that the obligations have been met and provides the registrar with written notification of the release of the hold.
- (3) Registration Denied: Formal action refusing to allow a student to register for subsequent quarters, for violation of college rules or regulations, or failure to satisfy the college's expectations regarding conduct. Students may be denied registration only on the approval of the President and on the recommendation of the college discipline committee. The initiating authority, in his written notification to the student, will detail the reasons for the denial of registration and the conditions to be met before registration will be allowed. Registration may be denied for a fixed or indefinite period. Future registration will not be allowed until the initiating authority is satisfied that the conditions have been met.
- (4) **Disciplinary Probation:** Formal action placing conditions upon the student's continued attendance for violation of college rules or regulations or failure to satisfy the college's expectations regarding conduct. The office placing the student on disciplinary probation will specify, in writing, the period of probation and the conditions. Disciplinary probation warns the student that

any further misconduct will make him liable to suspension or expulsion from the college. Disciplinary probation may be for a specific term or for an indefinite period which may extend to graduation or other termination of the student's enrollment in the college.

- (5) Suspension: Formal action by an authorized disciplinary agency dismissing a student temporarily from the college for unacceptable conduct or violation of college rules or regulations. Suspension may be for a stated or for an indefinite period, but the implication of the action is that the student may eventually return if evidence or other assurance is presented that the unacceptable conduct will not be repeated.
- (6) Expulsion: Students may be expelled only on the approval of the President of the college and on the recommendation of the Dean of Student Services and the college discipline committee. The notification expelling a student will indicate, in writing, the term of the expulsion and any special conditions which must be met before readmission. There is no refund of fees for the quarter in which the action is taken, but fees paid in advance for a subsequent quarter are to be refunded. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–120–110, filed 6/6/79; Order 1–35:72, § 132G–120–110, filed 11/29/72, effective 1/1/73.]

Chapter 132G-126 WAC REDUCTION IN FORCE AND TENURE CODE

132G-126-010 Rules and regulations governing reduction in force-

Objective and definition.

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trustees.

WAC 132G-126-010 Rules and regulations governing reduction in force—Objective and definition. The objective of this policy is to provide a means whereby the reduction of the academic employee work force may be accomplished in an orderly manner in the event that emergency circumstances arise. Such circumstances are defined as follows:

- (1) Inadequate funding to the college or to a specific program or individual discipline within the college;
 - (2) Program termination or reduction;
- (3) Significant decreases in enrollment in the college or in some program or individual discipline;
- (4) Changes in educational policy. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–010, filed 6/6/79.]

WAC 132G-126-020 RIF--Procedures for determining the necessity. (1) In the event that the president determines that a reduction in force may be necessary, he/she shall give notice of the potential reduction in force and extent thereof to the recognized academic employee organization. This notice shall be in writing and shall include the reasons upon which the president's conclusion shall have been based.

- (2) Within five days from the date this notice is received, a three member committee of the recognized academic employee organization shall be provided with an opportunity to meet with the president regarding the problems arising out of the emergency situation facing the college. Such meeting shall include exchanges of information concerning the potential need to implement a reduction in force, and any alternatives or options which either party feels are reasonably available. Such options may include:
- (a) Examination of the college budget by the administration and academic employee organization for the purpose of identifying potential budget savings;
- (b) The transfer of academic employees from one area or division to another in instances wherein an individual has adequate qualifications;
- (c) Providing the means by which an academic employee threatened by a potential reduction in force can gain additional competencies in those areas considered necessary to the maintenance of quality education at Shoreline Community College. This means would include: Sabbatical leave priority, transfer to an administrative or nonteaching position, use of activity supervision as part of the academic load, arrangement of employment schedules, etc.;

- (d) Use of summer quarter and/or night classes as a regular part of the college year, in an emergency situation, to give an employee a full academic load;
- (e) Encouragement of nonmandatory early retirements in those instances wherein such retirements would work little or no hardship upon the retiree and would provide a means whereby the college might continue to offer employment to a less senior academic employee threatened by reduction in force.

During these discussions the college president will document his findings by supplying data that may be reasonably produced. Such meetings shall conclude within ten working days from the date of the first meeting between the president and the recognized academic employee organization. In the event that the academic employee organization fails to respond to the notice issued by the college president, or upon the conclusion of ten days, the president shall submit his recommendations to the board of trustees.

- (3) In the event the president determines a reduction in force to be necessary, he shall develop and submit to the board of trustees recommendations regarding the extent of such reduction. Such recommendations shall protect the instructional capacity and flexibility required to maintain the highest quality education possible for students. The academic employee organization may simultaneously present any alternates to reduction at its discretion.
- (4) The board of trustees in its role of appointing authority shall make the final determination regarding the necessity of a reduction in force and extent thereof. Any court review of such decisions shall not act as a stay to any further actions taken by the employer in accordance with this chapter. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-020, filed 6/6/79.]

WAC 132G-126-030 RIF-Lay-off units. (1) The following lay-off units are hereby created:

- (a) Business Administration;
- (b) Humanities;
- (c) Ethnic Studies;
- (d) Health Occupations;
- (e) Science;
- (f) Social Science;
- (g) Physical Education and Athletics;
- (h) Library/Media Center;
- (i) Student Personnel Services.
- (2) A committee consisting of the executive vice president, dean of student services, and faculty president shall assign each academic employee to one of the above lay-off units and shall maintain an updated list reflecting new hires and changes in work assignments of any individual academic employee. Such list shall rank each employee in the appropriate unit in accordance with the seniority procedures defined herein and shall designate whether the individual is an associate, probationary, or tenured academic employee.
- (3) Disputes regarding lay-off unit assignments shall be appealed to the committee and if not resolved shall be

submitted directly to the American Arbitration Association under its voluntary rules. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–030, filed 6/6/79.]

WAC 132G-126-040 RIF--Seniority. Seniority shall be based on the number of years of employment beginning with the date of the signing of the first full-time faculty contract for the most recent period of continuous full-time service for Shoreline Community College (commencing in the year 1964). Such time shall include all authorized leaves of absence consistent with terms set forth in the current agreement between the board of trustees and the exclusive bargaining agent for the faculty. The person with the highest number of qualifying years shall be the most senior; in the case of ties, seniority shall be determined in the following order:

- (1) First date of the signature of a letter of intent to accept employment or first date of signature of an employment contract;
 - (2) First date of application for employment.

Seniority for a faculty member who has assumed an administrative role shall be determined by the procedure set forth above as long as the individual, as part of his/her regular contract, continues to function as a faculty member at no less than one-third regular faculty load for his/her division. In the case of a faculty member who moves to an administrative position without continuing a one-third faculty assignment as part of his/her regular contract, seniority shall remain at the same level as when the faculty member ceased faculty function and moved to an administrative post. If the same member returns from administration to full-time faculty assignment or assumes a one-third faculty load as part of his/her regular contract, seniority shall continue from the seniority level the member had reached when he/she moved to an administrative post. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12–10:79), § 132G–126–040, filed 6/6/79.]

WAC 132G-126-050 RIF--Implementation of reduction in force. (1) If the number of academic employees is to be reduced, the president shall decide which course offerings and/or support services are most necessary to maintain quality education in the district. The president shall declare the duties associated with such course offerings or support services to be needed duties of an academic employee and thus subject to protected status in reduction in force decisions.

The president shall consider, but not be limited to, the following factors:

- (a) The enrollment and the trends in enrollment for six consecutive quarters (excluding summer quarters) if applicable, and their affect upon each lay-off unit;
- (b) The goals and objectives of Shoreline Community College and the State Board for Community College Education;
- (c) Information concerning vacancies occurring through retirement, resignation, sabbaticals or other leaves of absence.

- (2) The college president shall then decide the number of academic employees to be laid off in each lay-off unit. Such decision shall observe the protected status of certain courses and support services.
- (3) Within each affected lay-off unit, the president shall observe the following order of lay-off:
 - (a) First Associate academic employees;
- (b) Second Full-time probationary employees in order of least seniority;
- (c) Third Full-time tenured employees in order of least seniority.
- (4) The above order and/or application of seniority may be interrupted in the event that:
- (a) Strict adherence to it would result in no qualified individual being available to fully perform all duties of a protected course or support service; or
- (b) Strict adherence to it would cause a regression in the progress of the college toward its affirmative action goals. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-050, filed 6/6/79.]
- WAC 132G-126-060 RIF--Notification, hearing and appeal. Such matters shall be held in accordance with WAC 132G-126-270 through 132G-126-400, subject to the following conditions:
- (1) Preliminary proceedings concerning the fitness of a faculty member regarding suspension, and regarding peremptory challenge, shall be limited to the removal of one peer member.
- (2) No academic employee who has received a lay-off notice shall participate as a member of the dismissal review committee. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–060, filed 6/6/79.]

WAC 132G-126-070 RIF--Rights of laid-off academic employees. Recall lists shall be created and maintained for each affected lay-off unit at Shoreline Community College. The names of those academic employees laid off shall be placed on the appropriate recall lists according to seniority. Recall shall be in order of reverse seniority; those qualified academic employees at the highest levels of seniority will be the first ones considered for recall. The right of recall shall extend three calendar years from the date of actual lay-off. No new hires shall be permitted to fill academic employee vacancies at the college unless there are no qualified academic employees on the recall lists to fill the vacancies. The name of any academic employee refusing a recall offer shall be removed from the recall list, and said academic employee will no longer be considered eligible for recall. It is the responsibility of those academic employees desiring recall to furnish the college with the appropriate addresses to which notices and other pertinent recall information can be sent. Upon recall, academic employees shall retain all benefits such as sick leave, tenure, and seniority which had accrued to the date of lay-off. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126– 070, filed 6/6/79.]

- WAC 132G-126-080 RIF--Special provisions. (1) Upon the request of an academic employee laid off for reasons of this chapter, the college president shall write a letter to other institutions of the Northwest stating:
 - (a) The reasons for said lay-off;
- (b) The qualifications of the affected academic employee; and
- (c) Any other pertinent information which may be of assistance in securing another employment position.
- (2) No application of the terms or procedures of this chapter shall be subject to grievance procedures.
- (3) Upon written mutual consent between the academic employee and the board of trustees, appeal rights may be waived in favor of final and binding arbitration. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–080, filed 6/6/79.]
- WAC 132G-126-200 Tenure--Purpose. The Board of Trustees of Community College District Number Seven hereby establishes (in accordance with RCW 28B.50.850 through 28B.50.869), the following rules on faculty tenure the purpose of which are twofold:
- (1) To protect faculty employment rights and faculty involvement in the establishment and protection of these rights at Shoreline Community College and any other community college hereafter established within Community College District Number Seven; and
- (2) To define a reasonable and orderly process for the appointment of faculty members to tenure status, or for the nonrenewal of probationary faculty members. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–200, filed 6/6/79.]
- WAC 132G-126-210 Tenure—Definitions. Except as specifically provided elsewhere in this chapter, the definitions in this section apply throughout this chapter.
- (1) "Appointing authority" shall mean the Board of Trustees of Community College District Number Seven.
- (2) "Tenure" shall mean a faculty appointment for an indefinite period of time which may be revoked only for adequate cause and due process. RCW 28B.50.851(1).
- (3) "Faculty appointment" shall mean full-time employment as a teacher, counselor, librarian or other position for which the training, experience, and responsibilities are comparable as determined by the appointing authority, except administrative appointments. Faculty appointment shall also mean department heads, division heads and administrators to the extent that such department heads, division heads or administrators have had or do have status as a teacher, counselor, or librarian. RCW 28B.50.851(2).
- (4) "Probationary faculty appointment" shall mean a faculty appointment for a designated period of time which may be terminated without cause upon expiration of the probationer's term of employment. RCW 28B.50.851(3).
- (5) "Probationer" shall mean any individual holding a probationary faculty appointment. RCW 28B.50.851(4).

- (6) "Administrative appointment" shall mean employment in a specific administrative position as determined by the appointing authority. RCW 28B.50.851(5).
- (7) "Regular college year" shall mean that period of time extending from the beginning of the fall quarter through the end of the following spring quarter.
- (8) "President" shall mean the President of Community College District Number Seven, or in the president's absence, the acting president.
- (9) "College" shall mean Shoreline Community College and any other community college hereafter established in Community College District Number Seven.
- (10) "Appointment review committee" shall mean a committee composed of the probationer's tenured faculty peers, a student representative and a member of the administrative staff of the college, provided that a majority of the committee shall consist of the probationer's faculty peers. RCW 28B.50.850(7).
- (11) "Nonrenewal" shall mean the decision of the board of trustees not to renew the appointment of a probationary faculty member for the succeeding academic year.
- (12) "Department head" as used in RCW 28B.50.869 shall mean division chairman or chairwoman, the director of the learning resources center, the director of physical education and athletics, and the director of counseling for the purposes of this policy.
- (13) "Full-time" shall mean an individual assigned a full load for the entire regular college year.
- (14) "A faculty peer" shall mean an individual holding a faculty appointment. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-210, filed 6/6/79.]
- WAC 132G-126-220 Tenure—Appointment review committees—Purpose of the committees and selection of membership. Each probationer shall have a five—member appointment review committee assigned to him or her by October 15 of the first year of his/her appointment, or in the case of probationers appointed at some time other than the beginning of fall quarter, within six weeks of the date of the appointment. Appointment review committees shall serve as standing committees until such time as the probationer is either granted tenure or his/her employment in a probationary faculty appointment is terminated.
- (1) The divisional or administrative unit tenured faculty shall submit a list of three or more nominees who will be tenured faculty to serve on the appointment review committee. The teaching faculty and faculty department heads acting in a body shall then vote to select two such nominees as members of the appointment review committee.
- (2) The probationer may submit to the divisional or administrative unit faculty a list of two or more nominees who will be tenured faculty to serve on the appointment review committee. The teaching faculty and faculty department heads acting in a body shall then vote to select one such nominee as a member of the appointment review committee: *Provided*, That in the event

- the probationer does not submit nominations, the teaching faculty and faculty department heads acting in a body shall then vote to select a third appointment review committee member.
- (3) The administrative representative on the committee shall be appointed by the president.
- (4) The full-time student member on each appointment review committee shall be appointed by the student body president with ratification by the student legislature.
- (5) If a vacancy occurs upon any appointment review committee, a replacement shall be appointed: By the faculty president from among the faculty members in the probationer's discipline or related disciplines in the case of a vacancy in a faculty position on the committee; by the student body president in the case of a vacancy in the student position on the committee; or by the college president in the case of a vacancy in the administrative position on the committee.
- (6) Insofar as possible, at least one member of the committee should be in the probationer's academic discipline or field of specialization. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–220, filed 6/6/79.]
- WAC 132G-126-230 Tenure--Appointment review committees--Duties and responsibilities. The general duty and responsibility of the appointment review committee shall be to:
 - (1) Evaluate the probationer;
- (2) Advise him/her of his/her strengths and weaknesses;
- (3) Develop with him/her programs to overcome his/her deficiencies.

The evaluation process shall place primary importance upon the probationer's effectiveness in his/her appointment. The appointment review committee shall be responsible for making a recommendation, in accordance with the procedures in WAC 132G-126-240, as to whether the probationer shall be granted nonrenewal of his/her probationary status. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-230, filed 6/6/79.]

- WAC 132G-126-240 Tenure--Appointment review committees--Operating procedures. (1) The first meeting of an appointment review committee shall be upon the call of the executive vice president of the college. A chairperson shall be elected by the committee at its first meeting.
- (2) All meetings of an appointment review committee after the first shall take place upon the call of the chairperson. Appointment review committees may meet with or without the probationer. The committee shall determine whether the probationer's presence is necessary or advisable; in any event, the committee shall meet with the probationer at least once a month.
- (3) The evaluative process employed by each appointment review committee shall include the stipulations outlined below:

- (a) The first order of business for each appointment review committee shall be to establish, in consultation with the probationer, the procedures it will follow in evaluating the performance and professional competence of the probationer assigned thereto.
- (b) Criteria to be used in the evaluation shall be limited to faculty-staff relationships, instructional and/or guidance skills, general college service and knowledge of subject matter.
- (c) Evaluation shall be based partly on first-hand observations of the probationer's performance in his/her position. The evaluation process shall also include a self-evaluation by the probationer, an evaluation by his/her discipline peer group, an evaluation by the probationer's students, and an evaluation by the probationer's immediate administrator.
- (d) In those areas such as the library and the counseling center wherein classroom visits and/or student evaluation might be unreasonable, irrelevant or unproductive, the appointment review committee shall be free to devise and employ evaluative techniques and procedures which they deem more appropriate.
- (e) All evaluative judgments shall be written in narrative report form.
- (4) When deficiencies in the performance of a probationer have been noted by an appointment review committee the following steps should be taken by the committee:
- (a) Areas of deficiency should be put in writing and discussed at a conference with the probationer as soon as these deficiencies are recognized.
- (b) The appointment review committee should develop with the probationer a written program to improve these deficient areas.
- (c) Frequent conferences (at least once a month) should follow step (b) above to help the probationer improve.
- (5) Each appointment review committee, as a result of its ongoing evaluation of the probationer, shall periodically advise the probationer, in writing, of his/her progress during the probationary period and receive the probationer's written acknowledgement thereof. The following written reports, at the minimum will be rendered to the probationer, the president, and the appointing authority on or before the times specified herein during each regular college year that such appointee is on probationary status; or, as is also required, within fifteen days of the president's written request therefor; except that the recommendation for tenure or continued probationary status shall not be required when the committee in an earlier report has recommended nonrenewal:
- (a) A written progress report by the end of fall quarter outlining the probationer's strengths and weaknesses. This report shall also include a list of steps that can be taken by the probationer to improve any such deficiencies.
- (b) A written evaluation of the probationer's performance and progress, including the degree to which the probationer has overcome stated deficiencies, on or before February 1.

- (c) A written recommendation regarding the renewal or nonrenewal of the probationer's contract for the ensuing regular college year, on or before February 1.
- (d) A written recommendation for tenure or continued probationary status by May 1. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–240, filed 6/6/79.]
- WAC 132G-126-250 Tenure—Authority of the board of trustees. The appointing authority shall provide for the award of faculty tenure following a probationary period not to exceed three consecutive regular college years, excluding summer quarters: *Provided*, That tenure may be awarded at any time as may be determined by the appointing authority after it has given reasonable consideration to the recommendations of the review committee. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-250, filed 6/6/79.]
- WAC 132G-126-260 Tenure—Rights and reasonable expectations of the probationer. (1) Sufficient rapport should be established between the probationer and his/her appointment review committee so that the purposes of the classroom visits and evaluation sessions are clear.
- (2) The classroom visits should be arranged with the probationer so that he/she will be prepared for the visit.
- (3) The probationer should have been acquainted with the evaluative instrument prior to its use.
- (4) Conferences with the probationer should be scheduled and should cover each category on the evaluation instruments used in the preparation for the conference(s).
- (5) When a disagreement occurs between the probationer and his/her appointment review committee over any area of evaluation, the probationer may submit a written statement of these disagreements, and shall be entitled to a written response from the committee.
- (6) If the probationer disagrees with the recommendation of his/her appointment review committee to the board of trustees, he/she may request a meeting of the teaching faculty and department heads, in a body, to review and approve or disapprove the committee's recommendation. This request shall be made in writing to the faculty president within five days after the probationer's receipt of the committee's recommendation. The faculty president shall call the meeting within ten days of receipt of such request. Within one week of the meeting, the decision of the teaching faculty and department heads, acting in a body, shall be sent, in writing, to the board of trustees for the board's consideration. This report shall be advisory and shall not be construed to be contrary to or supersede any provision of RCW 28B.50-.850 through 28B.50.869. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G–126–260, filed 6/6/79.]

WAC 132G-126-270 Tenure-Dismissal of faculty members-Preamble. In the effective college, a dismissal proceeding involving a faculty member on tenure, or one

occurring during the term of an appointment, will be a rare exception, caused by individual human weakness and not by an unhealthful setting. When it does come, however, the college should be prepared for it, so that both institutional integrity and individual human rights may be preserved during the process of resolving the trouble. The faculty must be willing to recommend the dismissal of a colleague when necessary. By the same token, presidents and governing boards must be willing to give full weight to a faculty judgment favorable to a colleague. (AAUP Statement on Procedural Standards in Faculty Dismissal Procedures) [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–270, filed 6/6/79.]

WAC 132G-126-280 Tenure—Dismissal of faculty members—Faculty categories covered. (1) Dismissal of tenured faculty and the dismissal of probationary and temporary faculty during the term of their appointment shall be governed by chapter 132G-126 WAC and are not subject to grievance procedures.

(2) Dismissals of other faculty members during the terms of their appointments are exempt from chapter 132G-126 WAC but subject to grievance procedures. Decisions relating to granting of subsequent employment are vested exclusively with the employer. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-280, filed 6/6/79.]

WAC 132G-126-290 Tenure--Dismissal of faculty members--Reasons for dismissal of a faculty member. A full-time faculty member shall not be dismissed from his/her appointment except for sufficient cause, nor shall a faculty member who holds a probationary appointment be dismissed prior to the written terms of the appointment except for sufficient cause. Sufficient cause shall mean any of the following:

- (1) Incompetence in the performance of professional duties.
 - (2) Serious neglect of duty.
 - (3) Malfeasance.
- (4) Physical or mental incapacity to perform duties as a professional employee.
 - (5) Gross misconduct.
- (6) Willfull, frequent and intransigent violation of college rules and regulations.
 - (7) Aiding and abetting or participating in:
 - (a) Any unlawful act of violence;
- (b) Any unlawful act resulting in destruction of community college property;
- (c) Any unlawful interference with the orderly conduct of the educational process (RCW 28B.50.862). [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–290, filed 6/6/79.]

WAC 132G-126-300 Tenure-Dismissal of faculty members-Composition of the dismissal review committee. A six member dismissal review committee created for the express purpose of hearing dismissal cases shall be established no later than October 15 of any academic

year (except if this provision is passed after October 15 of any academic year, the dismissal review committee will be chosen no later than thirty days after passage).*

*The parenthetical reference is to the passage of the provision for purposes of inclusion in the negotiated agreement, Agreement By and Between the Board of Trustees of Community College District Number VII and the Shoreline Community College Federation of Teachers, Local Number 1950, AFT/AFL-CIO. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–300, filed 6/6/79.]

WAC 132G-126-310 Tenure-Dismissal of faculty members-Selection of the dismissal review committee. The following procedures will be employed in the selection of the members and alternate members:

- (1) The six seats on the committee shall be designated Position 1, Position 2, Position 3, Position 4, Position 5, and Position 6.
- (2) The administrative appointment shall hold Position 6 and shall be appointed by the college president.
- (3) The student appointment shall hold Position 5 and shall be appointed by the student body president and ratified by the student legislature.
- (4) The four members representing the faculty peers on the dismissal review committee shall be selected by a majority of the teaching faculty and the faculty division heads acting in a body in the following manner:
- (a) Two nominees shall be nominated from the tenured faculty for each of Positions 1 through 4 by a random selection process, developed and administered by the president of the faculty bargaining unit.
- (b) These nominees shall be voted upon by all those who hold a tenured or probationary faculty appointment.
- (c) Those nominees who receive a majority of the vote cast shall be considered elected. The four nominees not selected shall be the alternates and shall be identified as Alternate 1, Alternate 2, Alternate 3, and Alternate 4.
- (d) In the case of a vacancy in any of the positions numbered 1 through 4 at any time after the election, the vacancy shall be filled by Alternate 1. Further vacancies shall be filled by Alternate 2, 3, and 4 in that order.
- (5) The dismissal review committee shall select one of its members to serve as chairperson.
- (6) The dismissal review committee shall also include an impartial and neutral hearing officer who shall be appointed by the board of trustees after consultation with the faculty president. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–310, filed 6/6/79.]

WAC 132G-126-320 Tenure—Dismissal of faculty members—Preliminary procedures relating to the dismissal of a faculty member. Preliminary Proceedings Concerning the Fitness of a Faculty Member: When reason rises to question the fitness of a college faculty member whose appointment has not expired, the appropriate division chairperson or unit administrator should discuss the matter with him/her in personal conference. The matter may be terminated by mutual consent at this

point; but if an adjustment does not result, the division chairperson or other unit administrator shall refer the matter to the college president. At this juncture the executive committee of the faculty bargaining agent shall be charged with the functions of inquiring into the situation, rendering confidential advice to the parties, and effecting an adjustment, if possible. If the college president, even after considering a recommendation of the committee favorable to the faculty member, expresses his conviction that a proceeding should be undertaken, action should be commenced within a reasonable time following the procedures for formal proceedings set forth in WAC 132G-126-330. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-320, filed 6/6/79.]

WAC 132G-126-330 Tenure-Dismissal of faculty members-Initiation of formal proceedings. (1) If the president determines that the faculty member is to be dismissed the president shall deliver a short and plain written notice of dismissal to the faculty member which shall contain:

- (a) The grounds for dismissal in reasonable particularity;
- (b) A statement of the legal authority and jurisdiction under which a hearing requested by the faculty member would be held;
- (c) Reference to any particular statutes or rules involved.
- (2) After receiving the president's notice of dismissal, the affected faculty member may request a hearing within the following ten days. Such request should be in written form and delivered to the president's office.
- (3) The president shall call into action the dismissal review committee and deliver the statement in WAC 132G-126-330(1) to the members of the dismissal review committee, if the faculty member requests a hearing in accordance with WAC 132G-126-330(2).
- (4) If the president receives a request for a hearing, the dismissal review committee shall, after receiving the written notice of dismissal from the college president, establish a date for a committee hearing giving the faculty member not less than ten days notice of such hearing, and shall inform the faculty member in writing of the time, date and place of such a hearing.
- (5) Suspension of the faculty member during the proceedings involving him/her is justified only if immediate physical or emotional harm to himself/herself or others is threatened by his/her continuance. Any such suspension shall be with pay. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-330, filed 6/6/79.]

WAC 132G-126-340 Tenure-Dismissal of faculty members-Procedural rights accorded the faculty member concerned. The faculty member concerned shall be accorded the following procedural rights:

(1) The right to remove up to three peer members of the dismissal review committee by peremptory challenge prior to the commencement of the hearing proceedings.

- (2) The right to confront and cross-examine adverse witnesses, provided that, when a witness cannot appear and compelling reasons therefore exist, the identity of the witness and a copy of the statement of the witness reduced to writing shall be disclosed to the faculty member at least ten days prior to the hearing on the matter towards which the testimony of the witness is considered material.
- (3) The right to be free from compulsion to divulge information which he could not be compelled to divulge in a court of law.
- (4) The right to be heard in his own defense and to present witnesses, testimony, and evidence on all issues involved.
- (5) The right to the assistance of the dismissal review committee in securing the witnesses and evidence pursuant to chapter 28B.19 RCW.
- (6) The right to counsel of his choosing who may appear and act on his behalf at the hearings.
- (7) The right to determine whether the hearing before the dismissal review committee shall be open or closed. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–126–340, filed 6/6/79.]

WAC 132G-126-350 Tenure--Dismissal of faculty members--Responsibilities of dismissal review committee. The responsibilities of the dismissal review committee are:

- (1) To hear testimony from all interested parties, including but not limited to other faculty members and students and receive any evidence offered by same;
- (2) To allow the college administration to be represented by the attorney general;
- (3) To arrive at its recommendations in conference on the basis of the hearing. Before doing so, it should give the faculty member or his/her counsel and the representative designated by the president of the college the opportunity to argue orally before it. If written briefs would be helpful, the dismissal review committee may proceed to a recommendation promptly or await the availability of a transcript if making a fair recommendation would be aided thereby. As soon as reasonably practicable, the written recommendation of the committee will be presented to the president, the affected faculty member, and the board of trustees. A copy of the record of the hearing will be provided upon the request of any one of the above three parties. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12–10:79), § 132G–126–350, filed 6/6/79.]

WAC 132G-126-360 Tenure--Dismissal of faculty members--Duties of the hearing officer of the dismissal review committee. The duties of the hearing officer of the dismissal review committee are:

- (1) To make all rulings regarding the evidentiary and procedural issues presented during the course of the dismissal review committee hearings;
- (2) To meet and confer with the members of the dismissal review committee and advise them in regard to

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procedural and evidentiary issues considered during the course of the committee's deliberations;

- (3) To appoint a court reporter, who shall operate at the direction of the hearing officer and shall record all testimony, receive all documents and other evidence introduced during the course of the hearing, and record any other matters related to the hearing as directed by the hearing officer;
- (4) To prepare, in accordance with the determination of the majority of the dismissal review committee, proposed findings and recommendations to the appointing authority. The hearing officer shall also be responsible for preparing and assembling a record for review by the appointing authority which shall include:
 - (a) All pleadings, motions and rulings;
 - (b) All evidence received or considered;
 - (c) A statement of any matters officially noticed;
- (d) All questions and offers of proof, objections and rulings thereon;
 - (e) Proposed findings and exceptions;
- (f) A copy of the recommendations of the dismissal review committee.
- (5) To furnish upon written request a transcribed copy of the record to the faculty member whose case has been heard.
- (6) To comply with the rules of evidence specified in RCW 28B.19.120 in conducting dismissal hearings. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-360, filed 6/6/79.]

WAC 132G-126-370 Tenure--Dismissal of faculty members--Consideration by the board of trustees. Within twenty days of the completion of the hearing, the dismissal review committee shall transmit to the board of trustees a full report including findings of fact, stating its recommendation. Review by the board of trustees should be based on the record of the hearing previously established, accompanied by opportunity for argument, oral or written or both, by the principals at the hearing or their representatives. The recommendation of the dismissal review committee shall either be sustained or the proceedings shall be returned to the committee with objections specified within fifteen days of receipt of the dismissal review committee report. In such a case the committee should reconsider, taking account of the stated objections and receiving new evidence if necessary. It should frame its decision and communicate it within five days in the same manner as above. Only after study of the committee's reconsideration should the board of trustees make a final decision overruling the committee. The board of trustees shall, within ten days, following the conclusion of such review notify the accused faculty member in writing of its final decision. Any decision to dismiss shall be based solely upon the original charges as brought to the board and established by a preponderance of evidence at the hearing to be sufficient cause or causes for dismissal. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12–10:79), § 132G–126–370, filed 6/6/79.]

WAC 132G-126-380 Tenure—Dismissal of faculty members—Time limits. In computing any time prescribed or allowed by these rules the day of the act, or event from which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included, unless it is a Saturday, a Sunday, or a legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, a Sunday, nor a legal holiday. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-380, filed 6/6/79.]

WAC 132G-126-390 Tenure--Dismissal of faculty members--Publicity. Except for such simple announcements as may be required, covering the time of the hearing and similar matters, no public statements about the case by either the faculty member, dismissal review committee or administrative officers shall be made until all proceedings and appeals have been completed. Announcement of the final decision shall include a statement of the dismissal review committee's original recommendation, if this has not previously been made known. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-390, filed 6/6/79.]

WAC 132G-126-400 Tenure--Dismissal of faculty members--Right of the faculty member to appeal the decision of the dismissal review committee and/or the board of trustees. Any faculty member dismissed shall have the right to appeal the board of trustees' and the dismissal review committee's decision within ten days of receipt of the notice in accordance with RCW 28B.19.150 (Higher Education Administrative Procedure Act); as now or thereafter amended. For purposes of chapter 28B.19 RCW, any appeal pursuant to the above stated provision shall be considered a contested case as defined in RCW 28B.19.020. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-126-400, filed 6/6/79.]

Chapter 132G-136 WAC USE OF COLLEGE FACILITIES

WAC

132G-136-120 Off-campus student-invited speakers—Preamble. 132G-136-130 Off-campus student-invited speakers—Rules for scheduling.

WAC 132G-136-120 Off-campus student-invited speakers—Preamble. The board of trustees, administration and faculty of Shoreline Community College subscribe to the proposition that an important aspect of the education of college students is the opportunity to listen to speakers representing a wide variety of opinions and beliefs, therefore, in conformity with the American traditions of free speech and free inquiry, it is hereby provided that any recognized student organization, with the knowledge and approval of its advisor, may invite to the

campus any speaker the group would like to hear. Although it is the advisor's responsibility through the inviting group to insure the educational relevance of such programs, all such speakers have complete discretion in the content and manner of their presentation, subject to restraints imposed by federal and/or state Constitutions and statutes. Moreover, the appearance of an invited speaker on the campus does not involve any endorsement, either implicit or explicit, of his views by Shoreline Community College, its faculty, its students, its administration, or its board of trustees.

It is understood that no person who is not a member of the student body, faculty or staff of Shoreline Community College has an inherent right to speak on the campus unless he has been invited by a member of the faculty or by a recognized student organization; and further, that no person not a member of the Shoreline Community College student body, faculty or staff has a right to demand that he be allowed to listen to an address of an invited speaker. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–136–120, filed 6/6/79.]

WAC 132G-136-130 Off-campus student-invited speakers—Rules for scheduling. (1) The scheduling of facilities for hearing speakers must be through the office of the Director of Student Activities and will always be subject to the availability of the appropriate space.

(2) Registration forms are available in the office of the Director of Student Activities during regular office hours

(3) Registration forms must be completed at least forty-eight hours prior to the appearance of the invited speaker. (Any exception to this rule is subject to the approval of the president or his appointed representative.)

(4) The sponsoring organization shall assign an individual to preside over any program where a speaker has been invited. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–136–130, filed 6/6/79.]

Chapter 132G-140 WAC COLLEGE RECORDS

WAC

132G-140-062 Withholding services for outstanding debts.

132G-140-064 Notification.

132G-140-066 Informal hearing notification.

132G-140-068 Procedure for informal hearing.

132G-140-070 Withholding of transcripts and registration privileges.

WAC 132G-140-062 Withholding services for outstanding debts. If any person, including faculty, staff, student or former student, be indebted to the institution for the outstanding overdue debt, the institution shall not provide any further services of any kind to such individual, including but not limited to transmitting files, records, transcripts or other services which have been requested by any such person. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-140-062, filed 6/6/79.]

WAC 132G-140-064 Notification. Upon receipt of such a request for services where there is an outstanding debt due the institution from that person, the institution shall notify the person by first-class mail that the services will not be provided since there is an outstanding debt due the institution, and further that until that debt is paid in full or arrangements are made to pay debt over time, no such services as are requested will be provided the individual. [Statutory Authority: RCW 28B-.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-140-064, filed 6/6/79.]

WAC 132G-140-066 Informal hearing notification. The letter of notification contained in WAC 132G-140-064 shall also notify the individual that he has a right to a hearing before a person designated by the president of the institution to the extent that he believes the records of the institution are incorrect concerning his indebtedness. The letter shall also indicate that the request for the hearing must be made within twenty days from the date of mailing said letter. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-140-066, filed 6/6/79.]

WAC 132G-140-068 Procedure for informal hearing. Upon receipt of a timely request for a hearing, the person designated by the president shall have the records and files of the institution available for review and, at that time, shall hold an informal hearing concerning whether the individual in fact owes any outstanding debts to the institution. After the informal hearing, a decision shall be rendered by the president's designee indicating whether in fact the institution is correct in withholding services for the outstanding debt, and if the outstanding debt is in fact owed by the individual involved, no services shall be provided and notification of this shall be sent to the individual within five days after the hearing. Said decision shall constitute an informal proceeding established by the institution pursuant to the Higher Education Administrative Procedures Act as defined in RCW 28B.19.110. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G–140–068, filed 6/6/79.]

WAC 132G-140-070 Withholding of transcripts and registration privileges. The college may withhold transcripts and deny registration privileges to any student who has failed to fulfill a financial obligation to the college. Such obligations include, but are not limited to, the payment of the following fees and fines:

- (1) Application fees;
- (2) General tuition and fees;
- (3) Charges for credit hour changes;
- (4) Transcript fees;
- (5) Laboratory fees;
- (6) Parking fines;
- (7) Library fines;
- (8) Short-term loans;
- (9) Nursing loans;
- (10) National Direct Student Loans.

In addition, transcripts may be withheld and/or registration privileges denied based upon failure to complete required exit interviews with the office of financial aid and failure to return borrowed college property, including college library books. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79–06–106 (Order 12–10:79), § 132G–140–070, filed 6/6/79; Order 1–35:72, § 132G–140–070, filed 11/29/72, effective 1/1/73.]

Chapter 132G-160 WAC ADMISSION AND REGISTRATION PROCEDURES

WAC

132G-160-500 Graduation requirements.

WAC 132G-160-500 Graduation requirements. A student seeking to graduate from Shoreline Community College may elect to meet the requirements in the current catalog or one for any prior year of his/her attendance. The student must secure an application for a degree from the graduation window in the registration office during normal business hours and fill it out as instructed.

Any deviation from graduation requirements must be requested by petition to the registrar, who has final decision-making authority in these matters. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-160-500, filed 6/6/79.]

Chapter 132G-168 WAC USE OF LIBRARY

WAC

132G-168-012 Library hours.

132G-168-014 Inspection.

132G-168-016 Prohibited entry.

132G-168-018 Gifts.

WAC 132G-168-012 Library hours. The library is generally open from 7:30 a.m. to 9:00 p.m. Monday through Thursday, and 7:30 a.m. to 5:00 p.m. on Friday. The library will be closed on holidays. These hours are subject to change with advance notice. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-168-012, filed 6/6/79.]

WAC 132G-168-014 Inspection. The library shall have the right to inspect packages, brief cases, containers, articles, materials, etc., leaving the building to prevent unauthorized removal of library resources. The inspection may be done by persons or devices designed to detect unauthorized removals. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-168-014, filed 6/6/79.]

WAC 132G-168-016 Prohibited entry. The library shall have the right to prevent entry of foods and beverages, animals or other things detrimental to the library purpose. [Statutory Authority: RCW 28B.50.130 and

28B.50.140. 79-06-106 (Order 12-10:79), § 132G-168-016, filed 6/6/79.]

WAC 132G-168-018 Gifts. The library welcomes the donations of books and other library materials as well as money to be used for the library. Gifts become library property when accepted and received, and their disposition is a library matter. The college, through the Board of Trustees or their designee, reserves the right to reject, refuse to accept, or return to the donor any gift made available to the Shoreline Community College library. [Statutory Authority: RCW 28B.50.130 and 28B.50.140. 79-06-106 (Order 12-10:79), § 132G-168-018, filed 6/6/79.]

Title 132H WAC COMMUNITY COLLEGES—BELLEVUE COMMUNITY COLLEGE

Chapters

132H-104 Bylaws and standing orders of governing boards.

132H-105 Bylaws and standing orders of Community College District VIII.

132H-116 Parking and traffic rules.

132H-120 The Student Code of Community College District VIII.

132H-140 Fees--Facility rental--Additional services for Community College District VIII.

132H-160 Admissions, residency classification and registration regulations—Schedule of fees and financial aid for Community College District VIII.

Chapter 132H-104 WAC BYLAWS AND STANDING ORDERS OF GOVERNING BOARDS

WAC

132H-104-010 through 132H-104-150 Repealed.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

132H-104-010 Regular meeting of Community College District VIII Board of Trustees. [Order 26, § 132H-104-010, filed 3/7/75; Order 5, § 132H-104-010, filed 10/5/72.] Repealed by 78-10-017 (Order 61, Resolution 116), filed 9/13/78. Statutory Authority: RCW 28B.50.140.

132H-104-020 Procedure—Audience participation. [Order 8, § 132H-104-020, filed 3/9/73.] Repealed by 78-10-017 (Order 61, Resolution 116), filed 9/13/78. Statutory Authority: RCW 28B.50.140.

132H-104-030 Procedure—Order of the agenda. [Order 8, § 132H-104-030, filed 3/9/73.] Repealed by 78-10-017 (Order 61, Resolution 116), filed 9/13/78. Statutory Authority: RCW 28B.50.140.