

- effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-095 Identification. [Order 71-11, § 132T-20-095, filed 4/7/71.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-100 Initiation of disciplinary action. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-087 (Resolution No. 83-5), § 132T-20-100, filed 12/20/82; Order 70-6, § 132T-20-100, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-105 Hearing procedure. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-087 (Resolution No. 83-5), § 132T-20-105, filed 12/20/82.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-115 Appeals. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-087 (Resolution No. 83-5), § 132T-20-115, filed 12/20/82.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-140 Civilian prosecution. [Order 70-6, § 132T-20-140, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-150 Readmission after dismissal. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-087 (Resolution No. 83-5), § 132T-20-150, filed 12/20/82; Order 70-6, § 132T-20-150, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-155 Records of disciplinary action. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-087 (Resolution No. 83-5), § 132T-20-155, filed 12/20/82.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-190 Severability. [Order 70-6, § 132T-20-190, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-20-200 Effective date. [Order 70-6, § 132T-20-200, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.

WAC 132T-20-010 through 132T-20-200 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 132T-24 WAC

SUMMARY SUSPENSION PROCEDURES

WAC

132T-24-010 through 132T-24-080 Repealed.

**DISPOSITION OF SECTIONS FORMERLY
CODIFIED IN THIS CHAPTER**

- 132T-24-010 Definitions. [Order 70-7, § 132T-24-010, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-020 Initiation of summary suspension proceedings. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-020, filed 12/20/82; Order 70-7, § 132T-24-020, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-030 Notice of summary proceedings. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-030, filed 12/20/82; Order 70-7, § 132T-24-030, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-040 Procedures of summary suspension hearing. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-040, filed 12/20/82; Order 70-7, § 132T-24-040, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-050 Decision. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-050, filed 12/20/82; Order 70-7, § 132T-24-050, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-060 Notice of suspension. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-060, filed 12/20/82; Order 70-7, § 132T-24-060, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-070 Appeal. [Statutory Authority: RCW 28B.50.140 and chapter 28B.19 RCW. 83-01-088 (Resolution No. 83-6), § 132T-24-070, filed 12/20/82; Order 70-7, § 132T-24-070, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.
- 132T-24-080 Nature of the proceedings. [Order 70-7, § 132T-24-080, filed 3/2/70.] Repealed by 93-19-046, filed 9/9/93, effective 10/10/93. Statutory Authority: Chapter 1-21 WAC, RCW 288.50.140 [28B.50.140] and chapters 34.05 and 34.08 RCW.

WAC 132T-24-010 through 132T-24-080 Repealed.
See Disposition Table at beginning of this chapter.

Title 132V WAC

**COMMUNITY COLLEGES—TACOMA
COMMUNITY COLLEGE**

Chapters

- 132V-120 Code of student rights and responsibilities.
- 132V-300 Grievance procedure—Sexual harassment, sex discrimination, and disability discrimination.

Chapter 132V-120 WAC

CODE OF STUDENT RIGHTS AND RESPONSIBILITIES

WAC

- 132V-120-270 Student grievances.
- 132V-120-280 Grievances excluded from this section.
- 132V-120-290 Grievance procedures.
- 132V-120-300 Final decision regarding student grievances.
- 132V-120-310 Nature of grievance proceedings.
- 132V-120-320 Withdrawal of grievance.

WAC 132V-120-270 Student grievances. The purpose of this section is to protect each student's freedom of expression in the classroom; to protect each student against improper disclosure of the student's views, beliefs and political associations; to protect each student from improper, arbitrary or capricious academic evaluation as evidenced by the student's final course grade, and to afford each student reasonable protection against arbitrary or capricious actions taken by employees of the college community.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-270, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-270, filed 12/21/84.]

WAC 132V-120-280 Grievances excluded from this section. (1) A student may not use the provisions of this section as the basis for filing a grievance based on the outcome of summary or other disciplinary proceedings described in earlier sections of this student rights and responsibilities code.

(2) Federal and state laws, rules and regulations, in addition to policies, regulations and procedures adopted by the state board for community and technical colleges or the board of trustees of Community College District 22, shall not be grievable matters.

(3) Academic evaluations, other than final course grades, shall not be grievable matters.

(4) For the purpose of filing a grievance due to sexual harassment, sex discrimination, or handicapped discrimination, a student shall use the provisions of the established college grievance procedures on sexual harassment, sex discrimination, and handicapped discrimination, WAC 132V-300-010 to 132V-300-030, not the provisions of this section.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-280, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-280, filed 12/21/84.]

WAC 132V-120-290 Grievance procedures. Internal review and consultative processes have proven to be a desirable means of resolving problems. If a student believes he or she has been unfairly treated by a faculty member, member of the college staff, or administrator, the student is

encouraged to resolve the complaint with the individual toward whom the grievance is directed. The student shall take this action within five instructional days. If the complaint is not resolved, the student may lodge a formal grievance according to the following procedures:

Step 1: The student may, within ten instructional days following the incident, present his/her complaint in writing to the appropriate division manager. The student shall present a written, signed statement of the nature of the grievance, a summary of actions taken by the student to resolve the grievance up to that point, and any proposed solution to the problem the grievant may wish to offer.

Step 2: Within ten instructional days of receiving the grievance, the appropriate division manager shall hold a meeting to hear the complaint. It shall be at the discretion of the division manager to determine whether he/she will meet with the grievant and the person to whom the complaint has been directed separately or in a joint meeting.

At this step and all subsequent steps in the grievance procedure, the grievant may elect to be represented by an attorney in preparing and presenting the grievance. The grievant shall notify the appropriate division manager at least five instructional days in advance of such action. In such cases, the college may choose to be assisted by an assistant attorney general.

Following the meeting or meetings, and within ten instructional days, the division manager will report his/her findings and the actions, where appropriate, to be implemented to resolve the grievance in writing to the grievant and the person to whom the complaint is directed.

Step 3: If the grievance is not satisfactorily resolved in Step 2, either the grievant or the person to whom the complaint is directed has the right to request a hearing conducted by the appropriate vice-president/dean.

The vice-president/dean will convene a hearing committee no later than ten instructional days from the time of the request. The committee will be chosen and appointed no later than October 15 of each year. The committee shall consist of the following membership: Three student representatives, chosen by the senate of the associated students; two faculty or staff representatives (dependent upon the nature of the grievance), appointed by the vice-president/dean; two administrators, appointed by the president.

A quorum shall consist of no less than three members, provided that such quorum include at least one student, one faculty or staff member, and one administrator.

The committee shall elect its own chairperson for each case brought before it. The committee shall hear testimony regarding the grievance, deliberate, and decide the issue by majority vote. The hearing may be recessed and reconvened at a time convenient to all parties for the purpose of presenting witnesses, depositions, affidavits or other materials which the division manager/vice-president/dean deems vital to a fair resolution of the grievance.

Step 4: Within three instructional days after concluding the hearing process, the committee will render a decision by majority vote and so inform all parties to the grievance of that decision. Findings of fact will be included when informing all parties.

Step 5: Should any of the parties to the grievance find the hearing committee's solution to the grievance to be unsatisfactory, the decision may be appealed to the president

of the college, provided that any such appeal be presented in writing within five instructional days following notification of the committee's decision. Such an appeal shall clearly and specifically set forth the reasons upon which the appeal is based.

Within five instructional days of receiving the appeal request, the college president will review the record of the hearing and the appeal and will provide his/her final decision in writing to both the grievant and the person to whom the complaint is directed. Evidence not in the record will not be considered by the president.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-290, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-290, filed 12/21/84.]

WAC 132V-120-300 Final decision regarding student grievances. The written findings of the presidential appeal will be considered final. No further intra-institutional appeal exists.

If the findings indicate that the person against whom the complaint is lodged engaged in sexual harassment or other discriminatory acts, disciplinary proceedings may be commenced against the person pursuant to appropriate procedures, depending on whether the person is a member of the classified staff, administrative exempt, or faculty.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-300, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-300, filed 12/21/84.]

WAC 132V-120-310 Nature of grievance proceedings. All hearings growing out of a student-initiated grievance, including appeals to the office of the president, may be open with the approval of both parties. All written records growing out of a student-initiated grievance, including appeals to the office of the president, are discloseable only in accordance with applicable law.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-310, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-310, filed 12/21/84.]

WAC 132V-120-320 Withdrawal of grievance. (1) At any time during the grievance procedure, the grievant may officially withdraw the grievance in writing.

(2) In the event the grievant fails to appear for any scheduled hearing without prior notification or evidence of extenuating circumstances, this shall be considered to constitute withdrawal of the grievance.

[Statutory Authority: RCW 28B.50.140(13). 93-20-029, § 132V-120-320, filed 9/27/93, effective 10/28/93; 85-02-004 (Order 84-1), § 132V-120-320, filed 12/21/84.]

Chapter 132V-300 WAC

GRIEVANCE PROCEDURE—SEXUAL HARASSMENT, SEX DISCRIMINATION, AND DISABILITY DISCRIMINATION

WAC

- 132V-300-010 Statement of policy.
- 132V-300-020 Jurisdiction.
- 132V-300-030 Grievance procedure.

WAC 132V-300-010 Statement of policy. Tacoma Community College is covered by Title IX of the Education Amendments of 1972 prohibiting sex discrimination in education and Section 504 of the Rehabilitation Act of 1973 prohibiting discrimination on the basis of disability. The college is committed to protecting the rights and dignity of each individual in the campus community and so will not tolerate discrimination of any kind, at any level.

Further, it is the policy of Tacoma Community College to provide an environment in which employees can work free from sexual harassment or sexual intimidation. Sexual harassment is a form of sex discrimination. As such it is a violation of Title VII of the 1964 Civil Rights Act and Title IX of the 1972 Education Amendments.

Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

- (1) Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment or academic standing; or
- (2) Submission to or rejection of such conduct by an individual is used as the basis for employment or academic decision affecting such individual; or
- (3) Such conduct has the purpose or effect of unreasonably interfering with an individual's work or academic performance or creating an intimidating, hostile, or offensive working or educational environment.

[Statutory Authority: RCW 28B.50.140(13). 93-20-028, § 132V-300-010, filed 9/27/93, effective 10/28/93; 93-03-078, § 132V-300-010, filed 1/19/93, effective 2/19/93.]

WAC 132V-300-020 Jurisdiction. This chapter shall serve as a Title IX/Section 504 grievance for all employees of Tacoma Community College including classified staff, faculty, and administrators, applicants for employment; and enrolled students and applicants for admission.

[Statutory Authority: RCW 28B.50.140(13). 93-03-078, § 132V-300-020, filed 1/19/93, effective 2/19/93.]

WAC 132V-300-030 Grievance procedure. Internal review and consultative processes have proven to be a desirable means of resolving problems. Any employee, applicant for employment, enrolled student, or applicant for admission to Tacoma Community College who believes he/she has been discriminated against on the basis of sex or on the basis of a disability is encouraged to resolve the complaint with the individual believed to have committed the discriminatory act. If the complaint is not resolved, the individual may lodge a formal institutional grievance according to the following procedures:

- (a) Step 1: Official hearing.
 - (i) Sexual discrimination/harassment complaints shall be lodged with the Title IX officer or the affirmative action officer. Disability discrimination complaints shall be lodged with the 504 officer or the affirmative action officer. The complainant shall request a meeting with the designated college officer as the first step in the grievance process.
 - (ii) To request an official hearing, the complainant shall file a written complaint with the designated college officer describing the specific grievance(s), including dates, times, places, circumstances, and any witnesses. A copy of the

written complaint will be provided to the person to whom the grievance is directed.

(iii) Within ten instructional days of receiving the written request, the designated college officer shall arrange a meeting to hear the complaint. It shall be at the discretion of the complainant to determine whether the officer will meet with the complainant and the person to whom the complaint has been directed separately or in a single meeting. If the complainant requests a single meeting, unless otherwise mutually agreed by the parties, attendance shall be limited to the complainant, the person to whom the complaint is directed, and the college officer, who shall chair the meeting. Either the complainant or the person to whom the complaint is directed may call witnesses at the discretion of the person presiding.

At this step and all subsequent steps in the grievance procedure, the complainant may elect to be represented by an attorney in preparing and presenting the grievance. The complainant shall notify the appropriate college officer at least five instructional days in advance of such action. In such cases, the college may choose to be assisted by an assistant attorney general.

(iv) Following the hearing and within thirty calendar days of receiving the written request, the college officer will report his/her findings in writing to both the complainant and the person to whom the complaint has been directed. This decision is final absent appeal to the college president.

(v) The affirmative action officer and Title IX office are to be informed of any sex discrimination/harassment complaint or 504 complaint lodged, as well as the resolutions of such complaints.

(b) Step 2: Presidential appeal.

(i) Either the complainant or the person to whom the complaint is directed has a right to present a statement to the college president appealing the findings of the designated college officer.

(ii) The request must be made in writing within ten days of written notification of the results of the official hearing.

(iii) Within ten instructional days of receiving the appeal request, the college president or the president's designee will review the record of the hearing and the appeal and report the findings in writing to both the complainant and the person to whom the complaint is directed.

(iv) The written findings of the presidential appeal will be considered final. No further intra-institutional appeal exists.

(v) If the findings indicate that the person against whom the complaint is lodged engaged in sexual harassment or other discriminatory acts, disciplinary proceedings may be commenced against the person pursuant to appropriate procedures, depending on whether the person is a student, a member of classified staff, administrative exempt, or faculty.

If desired, inquiries or appeals beyond the institutional level may be directed to:

(a) United States Department of Education, Office of Civil Rights, 1915 2nd Avenue, Room 3310, Seattle, Washington 98174-1099.

(b) United States Equal Opportunity Commission, 2815 2nd Avenue, Suite 500, Seattle, Washington 98121.

(c) The Washington State Human Rights Commission, 711 South Capitol Way, Suite 402, PO Box 42490, FJ-41, Olympia, Washington 98504-2490.

(d) City of Tacoma, Human Rights Department, 747 Market Street, Room 808, Tacoma, Washington 98402.

[Statutory Authority: RCW 28B.50.140(13), 93-20-028, § 132V-300-030, filed 9/27/93, effective 10/28/93; 93-03-078, § 132V-300-030, filed 1/19/93, effective 2/19/93.]

Title 136 WAC

COUNTY ROAD ADMINISTRATION BOARD

Chapters

- 136-110** Apportionment of rural arterial trust account funds to regions.
- 136-310** Distribution of county arterial preservation account funds.
- 136-320** Pavement management systems.

Chapter 136-110 WAC

APPORTIONMENT OF RURAL ARTERIAL TRUST ACCOUNT FUNDS TO REGIONS

WAC

136-110-020 Computation of land area ratio.

WAC 136-110-020 Computation of land area ratio.

The ratio which the total county rural land area of each region bears to the total rural land area of all counties of the state shall be computed from information provided by the office of financial management as of July 1, 1993, and each two years thereafter.

[Statutory Authority: RCW 36.79.060, 94-01-115, § 136-110-020, filed 12/17/93, effective 1/17/94. Statutory Authority: Chapter 36.78 RCW, 84-16-065 (Order 56), § 136-110-020, filed 7/30/84.]

Chapter 136-310 WAC

DISTRIBUTION OF COUNTY ARTERIAL PRESERVATION ACCOUNT FUNDS

WAC

136-310-010 Certification of county arterial mileage.

WAC 136-310-010 Certification of county arterial mileage.

(1) Classification. The act specifies that expenditure of CAPA funds is restricted to paved arterials in the unincorporated area of each county. Arterials are defined as being those county roads:

(a) In urban areas, classified as arterials (Federal Functional Classes 12, 13, 14, 15, and 16) or classified as collectors (Federal Functional Class 17);

(b) In rural areas, classified as arterials (Federal Functional Classes 02 and 06) or classified as major collectors (Federal Functional Class 07) or minor collectors (Federal Functional Class 08).