

WSR 23-06-005

PROPOSED RULES

CENTRALIA COLLEGE

[Filed February 16, 2023, 9:37 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR [22-24-114B on] December 7, 2022.

Title of Rule and Other Identifying Information: WAC 132L-117-170 Fines and penalties.

Hearing Location(s): On April 4, 2023, at 4:00 - 6:00 p[.m.], at Centralia College Campus, Hanson Building Board Rooms. This public hearing is in-person only.

Date of Intended Adoption: April 5, 2023.

Submit Written Comments to: Janet Reaume, 600 Centralia College Boulevard, Centralia, WA 98531, email janet.reaume@centralia.edu, by April 4, 2023.

Assistance for Persons with Disabilities: Contact Michael Hoel, phone 360-623-8437, email Michael.hoel@centralia.edu, by April 4, 2023.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: HB [2SHB] 2513 prohibits transcript holds for fines and penalties.

Reasons Supporting Proposal: Legally required.

Statutory Authority for Adoption: Chapter 34.05 RCW; and RCW 28B.50.140(13).

Statute Being Implemented: Edited WAC 132L-117-170.

Rule is not necessitated by federal law, federal or state court decision.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: HB [2SHB] 2513 prohibits transcript holds for fines and penalties.

Name of Proponent: Centralia College, governmental.

Name of Agency Personnel Responsible for Drafting: Janet Reaume, Hanson Administration Building, Centralia College, 360-623-8589; and Implementation: Robert Cox, TAC Building, Centralia College, 360-623-8385.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328.

Scope of exemption for rule proposal from Regulatory Fairness Act requirements:

Is fully exempt.

February 3, 2023

Janet Reaume

Executive Assistant to the President

OTS-4247.1

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

**WAC 132L-117-170 Fines and penalties.** The chief administrative officer, or designee, is authorized to impose the following fines and penalties for violation of the regulations contained in this chapter:

(1) The president shall set a schedule of fines. The schedule shall be published by the college in the College Policy Manual, on the parking permit request form, and on the traffic parking citation form. In addition, the schedule is available upon request.

(2) Fines will be assessed in accordance with the fees and fines schedules as established by the president for the following violations:

- (a) No valid permit displayed
- (b) Visitor parking violations
- (c) Occupying more than one parking space
- (d) Occupying space/area not designated for parking
- (e) Handicapped parking violation
- (f) Parking in area not authorized by permit
- (g) Parking in reserved staff space without authorization
- (h) Blocking or obstructing traffic (may be towed at owner's expense)
- (i) Parking adjacent to fire hydrant (may be towed at owner's expense)
- (j) Parking in fire lane (may be towed at owner's expense)
- (k) Parking in zone or area marked no parking
- (l) Other violations of college parking traffic regulations.

(3) At the discretion of the chief administrative officer, or designee, an accumulation of citations by a staff, administrator, or faculty member may be turned over to a private collection agency for the collection of past due fines. Other appropriate collection procedures may be initiated as deemed necessary.

(4) Vehicles parking in a manner so as to obstruct traffic, including access to and from parking spaces and areas, may be subject to a fine and may be impounded and taken to such place for storage as the chief administrative officer, or designee, selects. The expenses of such impounding and storage shall be the responsibility of the registered owner or driver of the vehicle.

(5) Vehicles impounded by means of an immobilizing device shall be charged a service fee according to the current fee schedule.

(6) The college shall not be liable for loss or damage of any kind resulting from impounding and storage of vehicles.

(7) Vehicles involved in violations of these regulations may be impounded as provided for in these regulations.

(8) Persons may appeal the issuance of a citation according to WAC 132L-117-180.

(9) In the event a person fails or refuses to pay an uncontested fine which has been outstanding in excess of five days, the chief administrative officer, or designee, may initiate the following actions:

~~(a) ((Student may not be able to obtain transcript of credits until all fines are paid.~~

~~(b))~~ Students will not be able to register for subsequent quarters until all fines are paid.

~~((e))~~ (b) Students may be turned over to a private collection agency for the collection of past due fines.

[Statutory Authority: RCW 28B.50.140 and chapter 34.05 RCW. WSR 04-19-062, § 132L-117-170, filed 9/15/04, effective 10/16/04. Statutory Authority: RCW 28B.50.140(10). WSR 90-17-060 (Order A-4(90)), § 132L-117-170, filed 8/14/90, effective 9/14/90.]