

WSR 21-12-022  
EXPEDITED RULES  
STATE BOARD FOR COMMUNITY  
AND TECHNICAL COLLEGES  
[Filed May 24, 2021, 11:30 a.m.]

Title of Rule and Other Identifying Information: WAC 131-28-030  
Waiver of tuition and fees for students who demonstration financial  
need.

Purpose of the Proposal and Its Anticipated Effects, Including  
Any Changes in Existing Rules: Amends chapter 131-28 WAC to meet fi-  
nancial aid terminology changes as a result of ESSHB [E2SHB] 2158  
(2019 session). No anticipated effects to rules, other than terminolo-  
gy changes.

Reasons Supporting Proposal: Aligns rules with amended statutory  
terminology changes.

Statutory Authority for Adoption: Chapter 28.50 [28B.50] RCW.

Statute Being Implemented: RCW 28B.92.030(2).

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

Name of Proponent: Washington state board for community and tech-  
nical colleges, public.

Name of Agency Personnel Responsible for Drafting, Implementa-  
tion, and Enforcement: Scott Copeland, 1300 Quince Street S.E., Olym-  
pia, WA 98504, 360-704-4397.

Agency Comments or Recommendations, if any, as to Statutory Lan-  
guage, Implementation, Enforcement, and Fiscal Matters: Changes to  
match statute language.

This notice meets the following criteria to use the expedited  
adoption process for these rules:

Adopts or incorporates by reference without material change fed-  
eral statutes or regulations, Washington state statutes,  
rules of other Washington state agencies, shoreline master  
programs other than those programs governing shorelines of  
statewide significance, or, as referenced by Washington  
state law, national consensus codes that generally establish  
industry standards, if the material adopted or incorporated  
regulates the same subject matter and conduct as the adopt-  
ing or incorporating rule.

Content is explicitly and specifically dictated by statute.

Explanation of the Reason the Agency Believes the Expedited Rule-  
Making Process is Appropriate: Rules terminology changes to match  
statutory terminology changes as a result of ESSHB [E2SHB] 2158.

#### NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROC-  
ESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEAR-  
INGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE  
RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU  
OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EX-  
PRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Beth Gordon,  
Washington State Board for Community and Technical Colleges, P.O. Box  
42495, Olympia, WA 98504-2495, phone 360-704-4400, fax 360-704-4415,  
email bgordon@sbctc.edu, AND RECEIVED BY August 2, 2021.

May 19, 2021  
Beth Gordon  
Executive Assistant

OTS-3083.1

AMENDATORY SECTION (Amending WSR 16-02-087, filed 1/5/16, effective 2/5/16)

**WAC 131-28-030 Waiver of tuition and fees for (~~needy or disadvantaged~~) students who demonstrate financial need.** Pursuant to authority granted by RCW 28B.15.740, the boards of trustees of community and technical college districts are authorized to waive all or part of tuition and services and activities fees for (~~needy~~) students who demonstrate financial need: Provided, That the students shall qualify for such waiver under criteria set forth in WAC 131-28-040 through 131-28-045.

[Statutory Authority: Chapter 28B.15 RCW. WSR 16-02-087, § 131-28-030, filed 1/5/16, effective 2/5/16. Statutory Authority: Chapters 28B.15 and 28B.50 RCW. WSR 95-13-070, § 131-28-030, filed 6/20/95, effective 7/21/95. Statutory Authority: RCW 28B.15.502. WSR 89-14-037 (Order 116, Resolution No. 89-16), § 131-28-030, filed 6/29/89. Statutory Authority: RCW 28B.15.502 and 28B.15.740. WSR 82-22-023 (Order 94, Resolution No. 82-37), § 131-28-030, filed 10/26/82. Statutory Authority: RCW 28B.15.530. WSR 80-08-045 (Order 83, Resolution No. 80-29), § 131-28-030, filed 6/30/80; Order 47, § 131-28-030, filed 9/12/75; Order 38, § 131-28-030, filed 4/22/75; Order 11, § 131-28-030, filed 7/22/71; Order 7, § 131-28-030, filed 6/12/70.]

AMENDATORY SECTION (Amending WSR 95-13-070, filed 6/20/95, effective 7/21/95)

**WAC 131-28-040 Criteria for determining eligibility for waiver of tuition and fees under RCW 28B.15.740.** Waiver of tuition and services and activities fees under RCW 28B.15.740(1) shall be based upon the determination that the student (~~is a "needy student"~~) demonstrates financial need under a method of need analysis approved by the United States Department of Education for determining awards for federal student financial aid programs or a method adopted by the state board specifically for the purposes of this section, except as provided in WAC 131-28-045.

[Statutory Authority: Chapters 28B.15 and 28B.50 RCW. WSR 95-13-070, § 131-28-040, filed 6/20/95, effective 7/21/95. Statutory Authority: RCW 28B.15.502. WSR 89-14-037 (Order 116, Resolution No. 89-16), § 131-28-040, filed 6/29/89. Statutory Authority: RCW 28B.15.740. WSR 86-22-026 (Order 110, Resolution No. 86-42), § 131-28-040, filed 10/30/86. Statutory Authority: RCW 28B.15.502 and 28B.15.740. WSR 82-22-023 (Order 94, Resolution No. 82-37), § 131-28-040, filed 10/26/82. Statutory Authority: Chapter 34.04 RCW and WAC 1-12-065. WSR 79-07-070 (Order 74, Resolution No. 79-20), § 131-28-040, filed 6/28/79; Order 47, § 131-28-040, filed 9/12/75; Order 11, § 131-28-040, filed 7/22/71; Order 7, § 131-28-040, filed 6/12/70.]

AMENDATORY SECTION (Amending WSR 16-02-087, filed 1/5/16, effective 2/5/16)

**WAC 131-28-045 Procedure for implementing tuition and fee waivers authorized pursuant to RCW 28B.15.740.** (1) Community and technical colleges may waive the tuition and service and activities fees for ((needy)) resident students who demonstrate financial need under the provisions of RCW 28B.15.740. The amount that can be waived under this provision is limited by the waiver limits set forth in RCW 28B.15.910.

(2) In addition, colleges may waive up to three-quarters of one percent of the estimated gross collection of tuition and service and activities fees for other students. These waivers are not to be awarded based on participation in intercollegiate athletics. The estimated gross collection of tuition and service and activities fees shall be based on budgeted, state supported, annual average enrollment, after deducting the portion of the gross amount which is attributed to the difference between resident and nonresident tuition and fees.

[Statutory Authority: Chapter 28B.15 RCW. WSR 16-02-087, § 131-28-045, filed 1/5/16, effective 2/5/16. Statutory Authority: Chapter 28.50 [28B.50] RCW. WSR 98-22-062, § 131-28-045, filed 11/2/98, effective 12/3/98. Statutory Authority: Chapters 28B.15 and 28B.50 RCW. WSR 95-13-070, § 131-28-045, filed 6/20/95, effective 7/21/95. Statutory Authority: RCW 28B.15.502. WSR 89-14-037 (Order 116, Resolution No. 89-16), § 131-28-045, filed 6/29/89. Statutory Authority: RCW 28B.15.740. WSR 86-22-026 (Order 110, Resolution No. 86-42), § 131-28-045, filed 10/30/86. Statutory Authority: RCW 28B.15.502 and 28B.15.740. WSR 82-22-023 (Order 94, Resolution No. 82-37), § 131-28-045, filed 10/26/82. Statutory Authority: RCW 28B.15.530. WSR 80-08-045 (Order 83, Resolution No. 80-29), § 131-28-045, filed 6/30/80. Statutory Authority: RCW 28B.15.520, 28B.15.525, and 28B.15.530. WSR 78-06-058 (Order 70, Resolution No. 78-24), § 131-28-045, filed 5/24/78; Order 47, § 131-28-045, filed 9/12/75.]