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ENGROSSED SUBSTITUTE SENATE BILL 5924

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State of Washington                      62nd Legislature                      2011 1st Special Session

By Senate Ways & Means (originally sponsored by Senator Zarelli)

READ FIRST TIME 04/28/11.

1            AN ACT Relating to the running start program; amending RCW  
2 28A.600.310, 28A.600.370, and 28B.15.910; and adding a new section to  
3 chapter 28B.10 RCW.

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

5            **Sec. 1.** RCW 28A.600.310 and 2009 c 450 s 8 are each amended to  
6 read as follows:

7            (1)(a) Eleventh and twelfth grade students or students who have not  
8 yet received the credits required for the award of a high school  
9 diploma and are eligible to be in the eleventh or twelfth grades may  
10 apply to a participating institution of higher education to enroll in  
11 courses or programs offered by the institution of higher education. A  
12 student receiving home-based instruction enrolling in a public high  
13 school for the sole purpose of participating in courses or programs  
14 offered by institutions of higher education shall not be counted by the  
15 school district in any required state or federal accountability  
16 reporting if the student's parents or guardians filed a declaration of  
17 intent to provide home-based instruction and the student received home-  
18 based instruction during the school year before the school year in  
19 which the student intends to participate in courses or programs offered

1 by the institution of higher education. Students receiving home-based  
2 instruction under chapter 28A.200 RCW and students attending private  
3 schools approved under chapter 28A.195 RCW shall not be required to  
4 meet the student learning goals, obtain a certificate of academic  
5 achievement or a certificate of individual achievement to graduate from  
6 high school, or to master the essential academic learning requirements.  
7 However, students are eligible to enroll in courses or programs in  
8 participating universities only if the board of directors of the  
9 student's school district has decided to participate in the program.  
10 Participating institutions of higher education, in consultation with  
11 school districts, may establish admission standards for these students.  
12 If the institution of higher education accepts a secondary school pupil  
13 for enrollment under this section, the institution of higher education  
14 shall send written notice to the pupil and the pupil's school district  
15 within ten days of acceptance. The notice shall indicate the course  
16 and hours of enrollment for that pupil.

17 (b) Running start students shall pay to the institution of higher  
18 education a maximum of ten percent of tuition and fees, as defined in  
19 RCW 28B.15.020. The state board for community and technical colleges  
20 shall determine the annual rate for tuition and fees charged to and  
21 collected from students participating in the running start program.  
22 The governing boards of the state universities, the regional  
23 universities, and The Evergreen State College shall determine the  
24 annual rate for tuition and fees charged to and collected from students  
25 participating in the running start program. The institution of higher  
26 education shall prorate the mandatory fees based on credit load.

27 ~~(2) In ((lieu of tuition and fees, as defined in RCW 28B.15.020 and~~  
28 ~~28B.15.041))~~ addition to tuition and fees authorized in subsection  
29 (1)(b) of this section, running start students shall pay to the  
30 community or technical college all other mandatory fees as established  
31 by each community or technical college; and all other institutions of  
32 higher education operating a running start program may charge  
33 technology fees. The fees charged shall be prorated based on credit  
34 load.

35 (3) The institutions of higher education must make available  
36 tuition and fee waivers for low-income running start students. Each  
37 institution must establish a written policy for the determination of  
38 low-income students before offering the fee waiver. A student shall be

1 considered low income and eligible for a fee waiver upon proof that the  
2 student is currently qualified to receive free or reduced-price lunch.  
3 Acceptable documentation of low-income status may also include, but is  
4 not limited to, documentation that a student has been deemed eligible  
5 for free or reduced-price lunches in the last five years, or other  
6 criteria established in the institution's policy. Use of tuition and  
7 fee waivers for qualified low-income running start students shall not  
8 be included in determining total state tuition waiver authority at each  
9 participating institution of higher education as defined in RCW  
10 28B.15.910.

11 (4) The pupil's school district shall transmit to the institution  
12 of higher education an amount per each full-time equivalent college  
13 student at statewide uniform rates for vocational and nonvocational  
14 students. The superintendent of public instruction shall separately  
15 calculate and allocate moneys appropriated for basic education under  
16 RCW 28A.150.260 to school districts for purposes of making such  
17 payments and for granting school districts seven percent thereof to  
18 offset program related costs. The calculations and allocations shall  
19 be based upon the estimated statewide annual average per full-time  
20 equivalent high school student allocations under RCW 28A.150.260,  
21 excluding small high school enhancements, and applicable rules adopted  
22 under chapter 34.05 RCW. The superintendent of public instruction, the  
23 higher education coordinating board, and the state board for community  
24 and technical colleges shall consult on the calculation and  
25 distribution of the funds. The funds received by the institution of  
26 higher education from the school district shall not be deemed tuition  
27 or operating fees and may be retained by the institution of higher  
28 education. A student enrolled under this subsection shall be counted  
29 for the purpose of meeting enrollment targets in accordance with terms  
30 and conditions specified in the omnibus appropriations act.

31 ~~(5) ((The state board for community and technical colleges, in~~  
32 ~~collaboration with the other institutions of higher education that~~  
33 ~~participate in the running start program and the office of the~~  
34 ~~superintendent of public instruction, shall identify, assess, and~~  
35 ~~report on alternatives for providing ongoing and adequate financial~~  
36 ~~support for the program. Such alternatives shall include but are not~~  
37 ~~limited to student tuition, increased support from local school~~  
38 ~~districts, and reallocation of existing state financial support among~~

1 ~~the community and technical college system to account for differential~~  
2 ~~running start enrollment levels and impacts. The state board for~~  
3 ~~community and technical colleges shall report the assessment of~~  
4 ~~alternatives to the governor and to the appropriate fiscal and policy~~  
5 ~~committees of the legislature by September 1, 2010.)~~ The office of the  
6 superintendent of public instruction, in collaboration with the state  
7 board for community and technical colleges and the other institutions  
8 of higher education that participate in the running start program,  
9 shall monitor enrollment in the running start program and shall report  
10 any enrollment declines in the running start program as a result of  
11 charging a maximum of ten percent of tuition and fees, in particular  
12 any declines in enrollment of running start students with family  
13 incomes at or below one hundred twenty-five percent of the median  
14 family income, annually to the governor and to the appropriate fiscal  
15 and policy committees of the legislature. The first report shall be  
16 submitted no later than September 1, 2012.

17 **Sec. 2.** RCW 28A.600.370 and 1994 c 205 s 8 are each amended to  
18 read as follows:

19 Any state institution of higher education may award postsecondary  
20 credit for college level academic and vocational courses successfully  
21 completed by a student while in high school and taken at an institution  
22 of higher education. ~~((The state institution of higher education shall~~  
23 ~~not charge a fee for the award of the credits.))~~

24 **Sec. 3.** RCW 28B.15.910 and 2008 c 188 s 3 are each amended to read  
25 as follows:

26 (1) For the purpose of providing state general fund support to  
27 public institutions of higher education, except for revenue waived  
28 under programs listed in subsections (3) and (4) of this section, and  
29 unless otherwise expressly provided in the omnibus state appropriations  
30 act, the total amount of operating fees revenue waived, exempted, or  
31 reduced by a state university, a regional university, The Evergreen  
32 State College, or the community colleges as a whole, shall not exceed  
33 the percentage of total gross authorized operating fees revenue in this  
34 subsection. As used in this section, "gross authorized operating fees  
35 revenue" means the estimated gross operating fees revenue as estimated

1 under RCW 82.33.020 or as revised by the office of financial  
2 management, before granting any waivers. This limitation applies to  
3 all tuition waiver programs established before or after July 1, 1992.

- 4 (a) University of Washington 21 percent
- 5 (b) Washington State University 20 percent
- 6 (c) Eastern Washington University 11 percent
- 7 (d) Central Washington University 10 percent
- 8 (e) Western Washington University 10 percent
- 9 (f) The Evergreen State College 10 percent
- 10 (g) Community colleges as a whole 35 percent

11 (2) The limitations in subsection (1) of this section apply to  
12 waivers, exemptions, or reductions in operating fees contained in the  
13 following:

- 14 (a) RCW 28B.15.014;
- 15 (b) RCW 28B.15.100;
- 16 (c) RCW 28B.15.225;
- 17 (d) RCW 28B.15.380;
- 18 (e) RCW 28B.15.520;
- 19 (f) RCW 28B.15.526;
- 20 (g) RCW 28B.15.527;
- 21 (h) RCW 28B.15.543;
- 22 (i) RCW 28B.15.545;
- 23 (j) RCW 28B.15.555;
- 24 (k) RCW 28B.15.556;
- 25 (l) RCW 28B.15.615;
- 26 (m) RCW 28B.15.621 (2) and (4);
- 27 (n) RCW 28B.15.730;
- 28 (o) RCW 28B.15.740;
- 29 (p) RCW 28B.15.750;
- 30 (q) RCW 28B.15.756;
- 31 (r) RCW 28B.50.259; and
- 32 (s) RCW 28B.70.050.

33 (3) The limitations in subsection (1) of this section do not apply  
34 to waivers, exemptions, or reductions in services and activities fees  
35 contained in the following:

- 36 (a) RCW 28A.600.310;
- 37 (b) RCW 28B.15.522;
- 38 (~~(b)~~) (c) RCW 28B.15.540;

