



# EVERGREEN

THE EVERGREEN STATE COLLEGE  
OLYMPIA, WASHINGTON

## 2009 Legislative Report

July 2009





July 2009

During the 2009 Legislative Session, The Evergreen State College tracked over 230 pieces of legislation that could impact the institution's funding, programs, personnel, operations, and governance.

*The Evergreen State College 2009 Legislative Report* provides an overview of the major legislation that emerged this session. The bills are organized into three sections, Funding, Capital Construction, and Higher Education Policy. The bills that failed are included to illustrate an important or continuing trend, which higher education should note.

Additional information is available on Evergreen's legislative website. Evergreen's legislative website provides access to the bills of interest tracked this session, materials, and budget information, as well as, links to the Washington State Legislature and Governor's website. Evergreen's legislative website can be found at: <http://www.evergreen.edu/president/govrelations/home.htm>

If you have any questions or comments regarding the 2009 Legislative Session or this report please feel free to contact Evergreen's Office of Governmental Relations.

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*Director of Government Relations*  
The Evergreen State College



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## Highlights of the 2009 Legislative Session

On April 26, 2009, the Washington Legislature adjourned what many considered to be the most challenging and difficult session in recent history. The Legislature considered over 2,500 bills and adopted three biennial budgets—operating, capital, and transportation—in an effort to balance the state budget over the next two years.

The work of the Legislature included drastically reducing state funds for state agencies, services, and programs; using one-time federal stimulus dollars; and transferring one-time fund sources to the general fund to address the \$9 billion revenue shortfall brought on by weakened national and state economies. In addition, the revenue shortfall for the 2009-11 biennium was mitigated by the state's multi-million dollar reserve.

Throughout the legislative session consideration was given to revenue generating proposals, including an income-tax on individuals who earned in excess of \$500,000 and the removal of exemptions to the state sales tax. Most of the revenue generation proposals were met with little support in the Legislature and by the Governor primarily based on the inability of many Washingtonians to shoulder a tax increase and/or the idea that additional reductions could and should be made before considering increases in taxes.

The challenging fiscal climate dominated policy discussions during session. In the area of higher education policy both chambers increased communication between the higher education policy committees and the appropriations committees. This change was most evident in the House, which established the Education Appropriations Committee as a standing committee and seated members of the House Higher Education Committee on the fiscal committee.

The Senate Higher Education Committee held several work sessions focused on specific policies and structures within higher education, such as financial aid, enrollment, and private foundations, to provide the members of the committee, with a basis by which to consider legislation. The House Higher Education Committee also held several work sessions focused on higher education issues from the perspective of state agencies, such as the Higher Education Coordinating Board (HECB) and the Workforce Board.

Despite the financial challenges facing the state, the Legislature created policy changes that directly impacted the work and funding of public higher education. Equally valuable to The Evergreen State College were the bills that failed this session. These bills provide insight into the issues that are on the minds of legislators and topics that are likely to re-emerge during the 2010 supplemental session.

The 2009 legislative session also provided the opportunity for The Evergreen State College to increase our profile on the hill. The Evergreen State College initiated a work session of the Senate Environment, Water, & Technology Committee on efforts to integrate sustainability into academics, student services, and facilities across the state. The College also initiated a joint work session of the House Human Services and House Higher Education Committees on development efforts for offender education programs. Nalini Nadkarni, Evergreen faculty, and Hisami Yoshida, Superintendent of the Cedar Creek Correctional Center co-presented the Sustainable Prison Project work between The Evergreen State College and the Department of Corrections. The Evergreen State College also joined the other five public, baccalaureate institutions to highlight our mission and programs on Higher Education Lobby Day.

Finally, Evergreen's proactive involvement on a wide range of issues this session, from teacher preparation to financial aid, raised the profile of the College in the Legislature. Through this work Evergreen strengthened our relationships with our partners and friends on the hill and began new relationships with other legislators across Washington.



## **Operating Budget**

In September, The Evergreen State College submitted the College's operating budget request to the Office of Financial Management (OFM). The Evergreen State College requested \$124.5 million for the 2009-11 biennium. The request included \$13.1 million for enhancements in employee and student recruitment and retention, cost of living adjustments, and enrollments.

In November, the Higher Education Coordinating Board submitted recommendations on the 2009-11 budget requests for the four-year, public baccalaureate institutions and community colleges. The Board's recommendations reflected the priorities outlined in the 2008 Strategic Master Plan for Higher Education and took into consideration the Governor's Priorities of Government (POG), higher education enrollments, a declining economic environment, and competition for funds with other programs in the state budget. Within this framework the Board focused on preserving the achievements and maintaining the quality of higher education, funding critical safety-net needs, and targeting high yield strategic master plan investments.

Amid worsening national and state economies, the HECB ultimately submitted recommendations that preserved the achievements of the current biennium while taking some critical steps towards achievement of master plan goals. As a result, the Board supported Evergreen's maintenance level budget and request for funds to enhance student recruitment and retention, recommending \$113.8 million for the biennium, nearly \$10 million less than was requested by the College.

In December, the impact of the deepening national recession hit the Washington state economy. As a result, the state experienced a revenue shortfall of nearly \$6 billion. In the introduction to her proposed operating budget Governor Gregoire stated, "There is no way I can love this budget... There is something for everyone to not like in this budget". The Governor's proposed budget was developed based on five principles: (1) Ensuring a solid foundation for the state's future by investing in and protecting children; (2) Maintaining the safety of communities, (3) Partnering government and communities to support and protect the most vulnerable, (4) Laying the foundation for a strong quality of life and economy for the 21st century, and (5) Working together to get through these tough times.

The Governor's budget reflected the multi-billion dollar shortfall through proposed cuts and reductions to state programs and services. All of state government was reduced under the Governor's budget, however, education and other programs that affect young people were reduced to a lesser extent. Citing education as the foundation for the state's future, K-12 was reduced the least (-5.6%) followed by early learning (-6.4%) and higher education (-7.6%). Public safety was also protected compared to the larger reductions in health care and human services (-12.2%) and natural resources (- 12.2%).

The Governor noted in her budget that, "Washington's public colleges and universities are the economic engines that drive the state's economy and will drive our recovery". The Governor's proposed budget for higher education focused on preserving access by maintaining enrollment levels, maintaining affordability for lower-income students by increasing financial aid grants to reflect higher tuition rates, acknowledging the diverse missions of the two-year and four-year institutions, and maintaining flexibility for state colleges and universities while establishing targets in vital areas such as high demand fields.

The Governor's budget invested in three major higher education areas: (1) Overall funding for two research universities, three comprehensive universities, and The Evergreen State College, (2) Overall funding for the community and technical college system, and (3) Increases in state financial aid to match higher tuition rates. These investments were offset in two ways. First, the public universities and colleges would be authorized to raise tuition for resident undergraduate students consistent with the 7% tuition caps established in state policy. Second, the research and regional institutions were reduced by an across-the-board cut of 13%. Institutions were provided with the flexibility to determine how best to implement this reduction.

The Governor's biennial proposed operating budget sought to provide a foundation for protecting current services and maintaining quality for Washington higher education, as well as, securing flexibility for the institutions to determine how to implement the reductions in the budget. The Governor's proposed budget for Evergreen supported the College's maintenance level request, but did not provide funds for any policy enhancements. In addition, the Governor's budget directed a 1% reduction (\$94,000), a freeze on salary increases, hiring, purchasing, and travel (\$1.5 million), and a general reduction (\$7.8 million) for Evergreen. In the end, the Governor proposed \$107.7 million in funding for the 2009-11 biennium, over \$6 million less than was recommended by the HECB and \$16.8 million below the College's request.

The Washington Legislature convened the 2009 regular session in mid-January. Early on in the session the Legislature made permanent the 2009 supplemental budget reductions proposed by the Governor. House Bill 1694 reduced state general funds by \$636 million for the 2007-2009 biennium. The bill reduced The Evergreen State College operating budget by \$1.328 million. This amount reflected the sum of the reductions Evergreen took in its operating budget as a result of the Governor's actions in prior months with regard to freezes placed on travel, hiring, equipment purchases, and contracts. Senate Bill 5460 extended the freeze placed on out-of-state travel, hiring, equipment purchases, and contracts in late 2008 through the end of the fiscal year. The freeze on salary and wage increases was extended for one year from the enactment of the bill.

In March, the state's economic revenue forecast was released. The forecast confirmed the deficit predicted earlier this year and actually reported an increase in the deficit, pushing the budget deficit to nearly \$9 billion through 2011. This represented approximately a quarter of the state's entire operating budget. The March forecast served as the mark to meet to reach a balance budget and adjourn the session.

In mid-April the Legislature released the conference budget between the Senate and the House (H.B. 1244) after weeks of discussions and work to find common ground. The budget incorporated one-time federal stimulus dollars and the transfer of one-time funding resources to the general fund to meet over half of the state budget shortfall. Substantial reductions in state funding for state services bridged the remaining \$4 billion required to balance the budget.

State funding for the Evergreen State College was reduced by 22% from the 2007-09 biennium, the largest reduction of state funds in the College's history. The final operating budget for Evergreen totaled \$103 million dollars over \$21 million short of the College's request for the biennium, rolling state funding for Evergreen back to 1999 levels. The budget issued specific reduction levels in three areas of the College budget:

1. Academic and Institutional Support (\$3.4 million)
2. Other Non-Instructional Cuts (\$6.7 million)
3. Student Services & Instruction (\$3.8 million)

In addition, Evergreen's operating budget was reduced to reflect changes in central service charges, pension rate changes, and changes in the PERS Actuarial Method. The reduction in state general fund dollars was offset by increased tuition by 14% for undergraduate resident students and \$2.3 million in federal stimulus dollars for Evergreen. For the first time in history, tuition at Evergreen became the primary source of revenue for the College, leading the level of funding provided by the state.

To help offset the tuition increase the operating budget fully fund the State Need Grant and required institutions to use 1/7th of the additional tuition revenue collected in excess of 7% for undergraduate resident students for additional financial aid on top of the current requirement of 3.5% for institutional aid. Finally, the language in the budget encouraged Evergreen to minimize impacts on direct student services and instructional programs and asked to maintain enrollment and degree production levels for high-demand fields.

The final operating budget also included several budget provisos for the higher education sector. The budget

required four-year public institutions with Colleges of Education to develop a plan, by October 30, 2009, to increase the number of math and science teacher endorsements and certificates granted by the institution. In addition, each four-year, public institution was required to develop a performance agreement for the period September 1, 2009-June, 30, 2015 with the state performance agreement committee.

Specific to Evergreen, the budget set a minimum funding level within existing funds for the Labor Center of \$100,000 per year and \$200,000 per year for the Washington Center. The Washington State Institute for Public Policy was also funded to accomplish several significant public policy studies for the Legislature.

In mid-May, the Governor signed the 2009-11 operating budget into law.

### **Capital Budget**

The 2009 legislative session was the first time that the new scoring system for public four-year higher education projects was implemented by the Office of Financial Management as a result of legislation passed during the 2008 supplemental session (H.B. 3329). Unlike prior legislative sessions when the HECB was responsible for submitting a single prioritized list of projects in consultation with the Council of Presidents (COP), the list submitted for the 2009-11 biennium was directed and analyzed within multiple categories by OFM.

The Evergreen State College submitted capital projects for analysis by OFM in only two of the five categories (i.e., growth, research, infrastructure, renovation, and replacement). Evergreen requested \$500,000 for a Clean Energy System Preplan in the infrastructure category and a little over \$18 million for renovation and modernization of the Art Annex, Communications Building, Lecture Hall, and College Recreation Center in the renovation category. In addition, The Evergreen State College submitted requests for minor works preservation and program funding and re-appropriations from the prior biennium. Evergreen's request for funding in infrastructure was scored the lowest in the category, but three of the four requests for renovation funding ranked in the top eleven.

The Office of Financial Management provided the scored list of capital projects to the Governor along with proposed funding caps for each category. With the exception of the College Recreation Center, all of Evergreen's requests for renovation funding were included within the caps provided by OFM.

In December the Governor released her proposed biennial capital budget. The Governor's proposed capital budget proposed \$13.5 million in funding for Evergreen, less than half of the \$31.5 million requested by Evergreen. The proposed budget for Evergreen failed to fully fund the College's request for minor works preservation and program funding and provided no funding for any major project requested by Evergreen.

In January the Washington Legislature convened and it quickly became evident that the session would be dominated by the revenue shortfall in the operating budget. The capital budget took a back seat.

Evergreen focused time and energy on meeting with Senate and House members responsible for the capital budget. The College emphasized the importance of capital funding for Evergreen and championed funds for the renovation of the Communications Building. Throughout the session Evergreen was a resource for legislators regarding the timing and economic impact of various capital projects proposed by the College. At one point Evergreen was considered for funding through the federal economic stimulus package for renovation of 4300 in the library, though in the end Evergreen received no capital dollars from the federal economic stimulus package.

In March, the state's economic revenue forecast was released. The forecast confirmed the deficit predicted earlier this year and actually reported an increase in the deficit, pushing the budget deficit to nearly \$9 billion through 2011. The increase in the deficit directly impacted the capital budget. Legislators in both chambers did a one-time sweep of funding from a variety of accounts in the capital budget to the operating budget, reducing the dollars available for bonding capital projects.

In late-April, days before the end of session, the Legislature released the conference budget between the Senate and the House (H.B. 1216) after weeks of discussions and work to find common ground. The final budget maintained the transfer of one-time funding resources to the operating budget and included federal economic stimulus dollars.

The final capital budget appropriated Evergreen's total request for minor works preservation and re-appropriations. The budget includes funding for the sustainable agriculture lab and greenhouse, small repairs and improvements, the modernization of the art annex, design dollars for the Communications Building, and funds for projects not completed in the prior biennium.

The total appropriation for Evergreen was just over half of the College's request (\$17.9 million), leaving construction dollars for the Communications Building, pre-design dollars for the Lecture Hall and CRC, and funds for the storage building and the clean energy system pre-plan behind.

In mid-May, the Governor signed the 2009-11 capital budget into law.

### **Higher Education Policy**

The Washington State Legislature considered over 2,500 bills during the four-month long 2009 regular legislative session. The dramatic revenue shortfall and state mandated funding for programs in education, public safety, and health and human services minimized the level of funds available to support new legislative initiatives. Though the funding challenges facing the state reduced the dollars available to fund policy efforts, the legislature was able to pass several pieces of legislation ranging from overhauling basic education to reducing regulation on capital projects to establishing a handful of work groups to further explore areas such as tuition policy and technology.

Perhaps the most significant impact the Legislature made was not in what was implemented in the 2009-11 biennium, but the increased level of funding promised beyond 2011 through policy changes, including salary increases for teachers and increased funding for expansion of basic education, without identification of additional revenue to the general fund.

The largest change for higher education came in the form of House Bill 2021 which made big changes to financial aid for Washington higher education students and institutions. The intent of the legislation was threefold: (1) to promote and expand access to state financial aid programs by determining which programs provide the greatest value to the largest number of students and fully supporting those programs; (2) to designate all existing financial aid an opportunity pathway, with the effect of providing students with a clear understanding of available resources to pay for postsecondary education; and (3) to develop outreach tools for institutions of higher education and to incorporate this information in promotional materials to prospective and current students and their families. The greatest changes to financial aid included in the bill were the requirement that institutions and the HECB label all forms of student financial assistance as an Opportunity Pathway and the creation of the Higher Education Loan Program to be administered by the Higher Education Coordinating Board

The Legislature also approved legislation focused on Basic Education (H.B. 2261) which refined the program of basic education that is funded by the state and delivered by school districts and addressed additional issues that were of importance to the legislature but were not part of basic education, including teacher preparation. To meet the intentions of H.B. 2261 regarding additional issues that influence basic education, the bill required two actions that directly impacted teacher preparation: (1) the creation of a technical working group to propose options for an enhanced salary allocation model and (2) and the development of performance-based assessments for professional and residency teacher Certification by the Professional Educator Standards Board. In addition, H.B. 2261 included promises for increased funding for basic education as the state emerges from the economic downturn in future biennia.

In addition to these major pieces of policy, other bills were also passed by the Legislature that will impact the work of Evergreen now and in the future.

Much of the legislation that passed this session focused on the academic and student service areas of higher education. Legislation was passed that ranged from encouraging all institutions of higher education to use common online learning technologies (H.B. 1946) to convening a work group to develop a one-stop, web-based portal for students and families (S.B. 5043). In addition, higher education institutions are now required to disclose information on required course materials at least four weeks prior to the start of class (H.B. 1025) and to consider whether or not to require the purchase of insurance as a condition of participation in study or research abroad programs that are sponsored, arranged, or approved by the college (S.B. 5925).

In addition, the issue of sustainability was a major policy area in the 2009 session. Ranging from the development of a state comprehensive and coordinated climate change adaptation strategy to the establishment of statewide greenhouse gas emission limitations to the initiation of an independent economic analysis of the impact of a regional or federal cap-and-trade program in Washington, the issue of sustainability was clearly present on the minds of legislators this session. The rise of sustainability as an issue among policymakers provided another avenue by which Evergreen can and did engage policymakers.

Of equal importance was the legislation that did not pass this session. Bills introduced in the 2009 session that did not move through the process provide a strong indication of the issues on the minds of Washington's policymakers. This includes legislation to expand the number of institutions that offer baccalaureate degree opportunities, modify the structure and rules of governing boards, and to create additional reporting and accountability requirements.



Over the course of the 2009 session, The Evergreen State College tracked over 230 pieces of legislation that impacted the funding, programs, personnel, operations, access, and governance of the institution. A complete summary of the bills follows.

Higher education continues to raise its profile at the state and national levels. As a result, the coming interim and supplemental session offer both challenges and opportunities for Evergreen to cultivate Washington leaders on the issues and concerns of our institution and build relationships that will allow us to proactively shape the dialogue on higher education.



## Budget Comparison

### Comparison of 2009-11 Operating Budgets

	Evergreen's Request	Governor's Budget	Conference Final	Governor Signed
<b>Current Biennium Totals</b>	<b>108,294,000</b>	<b>108,294,000</b>	<b>108,294,000</b>	<b>108,294,000</b>
<b>Current Authorized Level Budget</b>	<b>111,064,000</b>	<b>111,064,000</b>	<b>111,064,000</b>	<b>111,064,000</b>
<i>Maintenance Level Changes</i>				
- Fire Protection Agreement	162,000	161,000	161,000	161,000
- Operating Costs/New Bldgs.	32,000	32,000	0	0
- Tacoma Lease Increase.	124,000	90,000	124,000	124,000
- Workers Comp Changes	0	4,000	4,000	4,000
- Central Svs. Charges	0	-104,000	-102,000	-102,000
- Pension Rate Changes	0	-72,000	-72,000	-72,000
- Self Insurance Premium	0	0	-30,000	-30,000
- Adjustment to Tuition Base	0	0	-1,140,000	-1,140,000
Sub-Total	318,000	111,000	-1,055,000	-1,055,000
<b>Total Maintenance Level Budget</b>	<b>111,382,000</b>	<b>111,175,000</b>	<b>110,009,000</b>	<b>110,009,000</b>
<i>Policy Requests (enhancements):</i>				
- Employee Recruitment & Retention	6,607,000	0	0	0
- Student Recruitment & Retention	3,029,000	0	0	0
- Basic Infrastructure & Inst. Capacity	3,536,000	0	0	0
- WSIPP Race Disproportionality Study	0	0	77,000	77,000
- WSIPP GAU Assessment and Review	0	0	75,000	75,000
- WSIPP Passport Pipeline Study	0	0	75,000	75,000
- WSIPP Contracted Childhood Welfare	0	0	59,000	59,000
- WSIPP Non-Food Items for the Needy	0	0	15,000	15,000
<b>Enhancements, COLA's &amp; Enrollments</b>	<b>13,172,000</b>	<b>0</b>	<b>301,000</b>	<b>301,000</b>
- Employee Insurance Rate Increase	0	1,128,000	464,000	464,000
- PERS Actuarial Method Change	0	-545,000	-611,000	-611,000
<b>Employee Benefit Changes</b>	<b>0</b>	<b>583,000</b>	<b>-147,000</b>	<b>-147,000</b>
Governor's Directed Freeze	0	-1,552,000		
Governor's Directed 1% Non-Inst. Cut	0	-94,000		
Senate Academic & Inst. Support Cut	0	0	-3,495,000	-3,495,000
Senate Other Non-Instructional Cuts	0	0	-6,773,000	-6,773,000
Senate Student Svs. & Instr. Cuts	0	0	-3,834,000	-3,834,000
General Budget Reductions	0	-7,855,000	0	0
<b>Budget Cuts &amp; Tuition Increases</b>	<b>0</b>	<b>-9,501,000</b>	<b>-14,102,000</b>	<b>-14,102,000</b>
<b>Tuition Increases</b>	<b>0</b>	<b>5,448,000</b>	<b>6,951,000</b>	<b>6,951,000</b>
<b>Grand Total Operating Budget</b>	<b>124,554,000</b>	<b>107,705,000</b>	<b>103,012,000</b>	<b>103,012,000</b>





## FUNDING

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The Governor's proposed budget for Evergreen supported the College's maintenance level request, but did not provide funds for any policy enhancements. In addition, the Governor's budget directed a 1% reduction (\$94,000), a freeze on salary increases, hiring, purchasing, and travel (\$1.5 million), and a general reduction (\$7.8 million) for Evergreen. In the end, the Governor proposed \$107.7 million in funding for the 2009-11 biennium, over \$6 million less than was recommended by the HECB and \$16.8 million below the College's request.

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back to 1999 levels. The budget issued specific reduction levels in three areas of the College budget:

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The final operating budget also included several budget provisos for the higher education sector. The budget required four-year public institutions with Colleges of Education to develop a plan, by October 30, 2009, to increase the number of math and science teacher endorsements and certificates granted by the institution. In addition, each four-year, public institution was required to develop a performance agreement for the period September 1, 2009-June, 30, 2015 with the state performance agreement committee.

Specific to Evergreen, the budget set a minimum funding level within existing funds for the Labor Center of \$100,000 per year and \$200,000 per year for the Washington Center. The Washington State Institute for Public Policy was also funded to accomplish several significant public policy studies for the Legislature.

In mid-May, the Governor signed the 2009-11 operating budget into law.

## ***Funding***

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### **HB 1244 – Adopting a 2009-11 operating budget**

Effective Date: May 19, 2009

Chapter: 564 (2009 Laws PV)

Made operating appropriations for fiscal years 2007-2009 and 2009-2011.

Status: Governor partially vetoed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1244-S.SL.pdf>

### **HB 1694 - Addressing fiscal matters for the 2007-2009 biennium**

Effective Date: February 2, 2009

Chapter: 4 (2009 Laws)

Modified the appropriations for the 2007-09 biennium. Reduced Near General Fund–State appropriations by \$636 million. Total budgeted funds decreased by \$334 million. Reduced the 2009 supplemental operating budget for Evergreen by \$1.328 million.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1694-S.SL.pdf>

### **HB 2328 - Reducing the administrative cost of state government**

Effective Date: July 1, 2009

Chapter: 479 (2009 Laws)

Added exceptions to the restrictions on legislative, executive, and judicial branch state agency activities restricted by ESSB 5460 effective through July 1, 2009.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2328.SL.pdf>

### **SB 5073 - Improving budget transparency by consolidating accounts into the state general fund**

Effective Date: April 30, 2009

Chapter: 294 (2009 Laws)

On July 1, 2009, the following state accounts are abolished and any remaining balances are transferred to the state General Fund: the Health Services Account, the Violence Reduction and Drug Enforcement Account, the Water Quality Account, the Public Safety and Education Account (including the Equal Justice Subaccount), and the Student Achievement Account. (These are the accounts that are currently subject to the state expenditure limit.) Revenues previously deposited to these accounts will be deposited in the state General Fund. The statutory dedications of these revenues are deleted, with the exception of the monies dedicated to student achievement programs. The addition of these revenues to the state General Fund, to the extent that these revenues are no longer statutorily dedicated to a particular purpose, will increase the state debt limit and the amount of annual deposits to the Budget Stabilization Account.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5073-S.SL.pdf>

**SB 5460– Reducing the administrative cost of state government during the 2007-2009 and 2009-2011 fiscal biennia**

Effective Date: February 18, 2009

Chapter: 5 (2009 Laws)

For the 12 months following the enactment of this legislation, state agencies are prohibited from granting salary or wage increases to any employees who are exempt from classification under the State Civil Service Act. Until July 1, 2009, state agencies are prohibited from establishing new employee positions or filling existing vacant employee positions. Exceptions are provided for specified functions directly related to public health and safety, higher education academic programs, law enforcement, revenue collections, the Gambling Commission, and seasonal employment in natural resources agencies and the Department of Transportation maintenance program. Until July 1, 2009, state agencies are prohibited from signing new contracts for personal services not related to an emergency or not funded from private or federal grants. Until July 1, 2009, state agencies are prohibited from acquiring items of equipment exceeding \$5,000 and not relating to an emergency. Until July 1, 2009, state agencies are prohibited from making expenditures for state employee out-of-state travel or training not related to an emergency or direct service delivery. Travel costs paid from private or federal grants are not affected. The hiring, equipment, travel, training, and personal services contract restrictions do not apply to the unemployment insurance program or programs necessary for tax and fee collection or receipt of funds from the federal government. In institutions of higher education, the restrictions on hiring, personal service contracts, equipment, travel, and training do not apply if the costs are not paid from state funds or tuition. Exceptions to the prohibitions relating to hiring, contracts, equipment, travel, and training may be granted for executive branch agencies by the Director of Financial Management after five days' notice to the legislative fiscal committees. For the legislative and judicial branches, exceptions will be granted by the Secretary of the Senate, Chief Clerk of the House, and the Chief Justice, respectively.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5460-S.SL.pdf>

***NOT PASSED***

**HB 1458 - Addressing fiscal notes**

Provides that before either house of the legislature may vote on final passage on a bill that if enacted into law would increase either state government expenditures or local government expenditures or would increase or decrease either state government revenues or local government revenues, a fiscal note prepared pursuant to RCW 43.88A.020 must be available on the most recent version of the bill that applies to the bill as it is to be voted upon. In no case shall the fiscal note be made available more than seventy-two hours after the bill is placed on final passage.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1458.pdf>

**HB 1466 - Regarding student fees, charges, and assessments**

Exempts the creation or increase of services and activities fees from the fee restrictions of Initiative 960 and from the disclosure requirements for use of public funds for lobbying. Allows the use of services and activities fees for lobbying purposes.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1466.pdf>

**HB 1654 - Establishing a period of public and legislative review of appropriations legislation**

Requires an omnibus operating, capital, or transportation appropriations bill, or any other bill that implements an omnibus operating, capital, or transportation appropriations bill and is effective for the same period as such appropriations bill, to be made publicly available to the members of the legislature and the public at least five calendar days before such a bill may be voted on by the senate or the house of representatives.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1654.pdf>

**HB 1655 - Requiring a balanced legislative budget**

Prohibits the legislature from appropriating an amount from any account for any fiscal period that is in excess of the estimated amount of revenues and resources to that account for that fiscal period as of the date the budget is adopted.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1655.pdf>

**HB 1656- Defining the near general fund and requiring revenue forecasts thereof**

Defines the "near general fund" and requires revenue forecasts for the fund.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1656.pdf>

**HB 1657- Prioritizing basic education expenditures within the state appropriations process**

Declares an intent to require that all appropriations for K-12 basic education, together with appropriations for other K-12 education programs, be enacted into law before the legislature takes executive action on other omnibus appropriations legislation.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1657.pdf>

**HB 1902- Improving budget transparency by consolidating accounts into the state general fund**

Abolishes and consolidates into the state General Fund the following accounts: Health Services Account, Violence Reduction and Drug Enforcement Account, Water Quality Account; Public Safety and Education Account (including the Equal Justice Subaccount); Student Achievement Fund, Education Legacy Trust Account, and the Pension Funding Stabilization Account.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1902.pdf>

**HB 1945- Requiring notification to the legislature of significant changes to allotments of appropriations**

Requires the Office of Financial Management to provide 10 days notice to the legislative fiscal committees before significant changes to allotments of appropriations may take effect.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1945.pdf>

**HJR 4203- Amending the Constitution to prioritize basic education expenditures within the state appropriations process**

Proposes an amendment to the state Constitution to prioritize basic education expenditures within the state appropriations process.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Joint%20Resolutions/4203.pdf>

**HJR 4209- Requiring extraordinary revenue growth to be transferred to the budget stabilization account**

Proposes an amendment to the state Constitution to require extraordinary revenue growth to be transferred to the budget stabilization account.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Joint%20Resolutions/4209.pdf>

**SB 5049- Studying Washington's fiscal resources, structure, and needs**

Declares an intent to establish a committee, made up of ordinary citizens, to study the state's fiscal resources, structure, and needs.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5049.pdf>

**SB 5186- Establishing a period of public and legislative review of appropriations legislation**

Requires an omnibus operating, capital, or transportation appropriations bill, or proposed substitute, striking amendment, or conference committee report on the bill, to be made publicly available to the members of the legislature and the public at least three calendar days before the bill may be voted on by the senate or the house of representatives.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5186.pdf>

**SB 5407- Making 2009 supplemental operating appropriations**

The 2005-07 biennial appropriations for various state agencies and programs are modified.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5407-S.pdf>

**SB 5600- Making 2009-2011 operating appropriations**

Biennial appropriations for the 2009-11 fiscal biennium for the various agencies and programs of the state are enacted, including appropriations for general government agencies, human services programs, natural resources agencies, and educational institutions.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5600-S.pdf>

**SB 5741- Concerning dynamic fiscal notes**

Requires the office of financial management to convene a dynamic fiscal impact statement advisory committee to assist the office in establishing the process and methodology for developing dynamic fiscal impact statements and dynamic impact estimates. Defines "dynamic impact estimate" and "dynamic fiscal impact statement" in chapter 43.88A RCW (legislative fiscal notes).

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5741.pdf>

**SB 6148- Reducing the administrative cost of state government**

The restrictions on salary and wage increases of chapter 5, Laws of 2009 do not apply to higher education institutions granting salary and wage increases to retain critical academic personnel, critical personnel not funded from state funds or tuition, or additional academic responsibilities during summer quarter. The hiring restrictions of chapter 5, Laws of 2009 do not apply to student workers, campus police and security, emergency management, and student health care and counseling positions. The personal services contracts restrictions of chapter 5, Laws of 2009 do not apply to hearing officers, real estate appraisals, habitat assessments, information technology projects approved by the Information Services Board, technology projects of the Judicial Information System, or costs related to carrying out a court order. The equipment purchasing restrictions of chapter 5, Laws of 2009 do not apply to the Judicial Information System, costs funded from private or federal grants, maintenance of existing computer software and hardware, the operations of the Department of Information Services, or projects funded in the capital or transportation budgets. The state employee travel and training restrictions of chapter 5, Laws of 2009 do not apply to costs relating to a court order or specified travel to a contiguous state or British Columbia. The five-day legislative notice requirement is eliminated.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6148.pdf>

**SB 6156- Providing economically responsible solutions for higher education funding and access**

Provides economically responsible solutions for higher education funding and access by: (1) Establishing a surcharge that results in students at institutions of higher education paying the equivalent of the full cost of instruction for students not on track to complete their course of study in a timely fashion; (2) Lowering the percent of operating fees that may be waived by each institution of higher education. This revision expires July 1, 2011; (3) Requiring tracking student demand for specified science programs and adding private colleges and universities to the entities to be included in tracking and reporting information; (4) Authorizing contracting with private colleges and universities to meet the demand for courses in the specified science fields; (5) Limiting the percentage of nonresident undergraduate students at institutions of higher education for fiscal years 2010 and 2011; (6) Establishing a minimum tuition amount for adult education at community and technical colleges for fiscal years 2010 and 2011; (7) Requiring institutions of higher education, within available funds, to use common online technologies; and (8) Authorizing the governing boards of state colleges and universities to establish a surcharge for courses determined to be significantly more expensive to offer.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6156.pdf>

**SCR 8402- Limiting the business of the 2009 Legislature to budgets, matters necessary to implement budgets, and matters incident to a natural emergency**

Limits the business of the 2009 legislature to budgets, matters necessary to implement budgets, and matters incident to a natural emergency.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Concurrent%20Resolutions/8402.pdf>

**SJR 8209- Requiring extraordinary revenue growth to be transferred to the budget stabilization account**

Requires that extraordinary growth in general state revenues be transferred to the Budget Stabilization Account.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Joint%20Resolutions/8209.pdf>

**SJR 8210- Prohibiting the adoption of budgets that result in projected deficits**

Proposes an amendment to the state Constitution to prohibit the adoption of budgets that result in projected deficits.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Joint%20Resolutions/8210.pdf>



## Capital Construction

The 2009 legislative session was the first time that the new scoring system for public four-year higher education projects was implemented by the Office of Financial Management.

The Evergreen State College submitted capital projects for analysis by OFM in only two of the five categories (i.e., growth, research, infrastructure, renovation, and replacement). Evergreen requested \$500,000 for a Clean Energy System Preplan in the infrastructure category and a little over \$18 million for renovation and modernization of the Art Annex, Communications Building, Lecture Hall, and College Recreation Center in the renovation category. In addition, The Evergreen State College submitted requests for minor works preservation and program funding and re-appropriations from the prior biennium.

The Office of Financial Management provided the scored list of capital projects to the Governor along with proposed funding caps for each category. With the exception of the College Recreation Center, all of Evergreen's requests for renovation funding were included within the caps provided by OFM.

In December the Governor released her proposed biennial capital budget. The Governor's proposed capital budget proposed \$13.5 million in funding for Evergreen, less than half of the \$31.5 million requested by Evergreen. The proposed budget for Evergreen failed to fully fund the College's request for minor works preservation and program funding and provided no funding for any major project requested by Evergreen.

In March, the state's economic revenue forecast was released. The forecast confirmed the deficit predicted earlier this year and actually reported an increase in the deficit, pushing the budget deficit to nearly \$9 billion through 2011. The increase in the deficit directly impacted the capital budget. Legislators in both chambers did a one-time sweep of funding from a variety of accounts in the capital budget to the operating budget, reducing the dollars available for bonding capital projects.

In late-April, days before the end of session, the Legislature released the conference budget between the Senate and the House (H.B.1216) after weeks of discussions and work to find common ground. The final capital budget appropriated Evergreen's total request for minor works preservation and re-appropriations. The budget includes funding for the sustainable agriculture lab and greenhouse, small repairs and improvements, the modernization of the art annex, design dollars for the Communications Building, and funds for projects not completed in the prior biennium.

The total appropriation for Evergreen was just over half of the College's request (\$17.9 million), leaving construction dollars for the Communications Building, pre-design dollars for the Lecture Hall and CRC, and funds for the storage building and the clean energy system pre-plan behind.

In mid-May, the Governor signed the 2009-11 capital budget into law.

## ***Capital Construction***

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### **HB 1196 - Increasing the dollar limit for small works roster projects**

Effective Date: July 26, 2009

Chapter: 74 (2009 Laws)

The maximum dollar amount allowed for use of a small works roster process is raised from \$200,000 to \$300,000, and the dollar amount requiring notification of all contractors on the roster is changed from between \$100,000 and \$200,000 to between \$150,000 and \$300,000.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1196.SL.pdf>

### **HB 1197 - Regarding alternative public works contracting procedures**

Effective Date: July 26, 2009

Chapter: 75 (2009 Laws)

The CPARB must develop guidelines to be used by the review committee for review and approval of design-build demonstration projects that include procurement of operations and maintenance services. In turn, the review committee may authorize two design-build demonstration projects that include operations and maintenance services for a period of longer than three years. The review committee may approve up to 10 demonstration projects using the design-build process for projects with a total project cost between \$2 and \$10 million. Public bodies certified to use design-build must seek approval from the review committee for these projects. The review committee must report to the CPARB on recommendations for continued use of the design-build procedure for projects estimated under \$10 million. Changes are made to clarify that public bodies seeking certification for the design-build procedure must demonstrate successful management of at least one design-build project within the previous five years, and those seeking certification for the GCCM process must demonstrate successful management of at least one GCCM project within the previous five years. Honorarium payments for design-build projects are made to the finalists submitting responsive proposals rather than those submitting a "best and final" proposal. Sealed bids on final proposals for the GCCM projects must be opened and read in public and all previous scoring must be made available to the public. The GA, the UW, and WSU may issue job order contract work orders for the state regional universities and The Evergreen State College. The statute regarding negotiated adjustments to the lowest bid or proposal for design-build projects is repealed.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1197.SL.pdf>

### **HB 1199 - Regarding retainage of funds on public works projects**

Effective Date: July 26, 2009

Chapter: 219 (2009 Laws)

Obsolete references relating to retainage of funds on public works contracts entered into prior to September 1, 1992, are removed. Statutes related to timely payment of interest on unpaid public contracts; public works retainage; excess over lien claims to contractor; and duties of the disbursing officer upon final acceptance of contract are each repealed.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1199.SL.pdf>

### **HB 1216 - Concerning the capital budget**

Effective Date: May 15, 2009

Chapter: 497 (2009 Laws PV)

Made capital appropriations for fiscal years 2007-2009 and 2009-2011.

Status: Governor partially vetoed.

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1216-S.SL.pdf>

**HB 1272 - Concerning state general obligation bonds and related accounts**

Effective Date: May 15, 2009

Chapter: 498 (2008 Laws)

Authorized the issuance of general obligation bonds to support appropriations in the 2009 Supplemental and the 2009-11 Capital Budgets. Authorized the issuance of general obligation bonds for the State Route number 520 corridor projects.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1272-S.SL.pdf>

**HB 1847 - Regarding bid limits**

Effective Date: July 26, 2009

Chapter: 229 (2009 Laws)

Bid limits for public works and purchases of materials, supplies, or equipment are increased. Public works bid limits for higher education, first class cities, and counties with a population over 400,000 are raised to \$45,000 if only one trade or craft is involved, and \$90,000 if two or more trades are involved.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1847-S.SL.pdf>

**HB 2254 - Concerning construction financing for colleges and universities**

Effective Date: July 26, 2009

Chapter: 499 (2009 Laws)

Higher education building and capital project accounts may be used for COP debt service payments. The University of Washington and Washington State University building accounts may additionally be used for debt service on bonds issued for capital construction or acquisition projects authorized by the Legislature. Expenditures from the University of Washington and the Washington State University Bond Retirement Funds do not require an appropriation in order to pay debt service on such authorized projects. Any revenue available in building accounts, rather than only such revenue as is generated by student building fees, may be used for COP or bond debt service. The nonappropriated status of expenditures from the bond retirement funds is clarified. Authorization for the University of Washington and Washington State University to use building fees to finance bonds issued against accounts other than the bond retirement funds is dropped.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2254-S.SL.pdf>

**HB 2327- Eliminating or reducing the frequency of reports prepared by state agencies**

Effective Date: July 26, 2009

Chapter: 518 (2009 Laws PV)

Twenty-one reports are eliminated and 12 reports are required to be submitted biennially, rather than annually. (See table of eliminated and reduced frequency of reports for detail.) In addition, requirements regarding the production of all legislative reports, as well as annual and biennial reports, in an electronic format-only, are specified. Includes the Office of Financial Management and state agencies Annual maintenance reports including the number, size, and condition of state owned facilities; facility maintenance, repair, and operating expenses; condition of major infrastructure systems.

Status: Governor signed and partially vetoed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2327-S.SL.pdf>

**SB 5537 – Eliminating the statutory debt limit**

Effective Date: July 1, 2009

Chapter: 500 (2009 Laws)

The bill repeals the existing statutory debt limit and strikes references to it throughout the Revised Code of Washington. The bill adds a new section that establishes a new statutory debt limit that is the same as the Constitutional debt limit, thus creating a single debt limit for the state.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5537-S.SL.pdf>

**SB 5873- Regarding apprenticeship utilization**

Effective Date: July 26, 2009

Chapter: 197 (2009 Laws)

Public works contracts awarded by state four-year institutions of higher education must include apprentice utilization provisions. The apprentice utilization requirements are phased in over a three-year period: For contracts advertised for bid on or after January 1, 2010, for public works by four-year institutions of higher education that are estimated to cost \$3 million or more, the specifications must require that no less than 10 percent of the labor hours be performed by apprentices enrolled in state-approved apprenticeship training programs. For contracts advertised for bid on or after January 1, 2011, for public works by four-year institutions of higher education estimated to cost \$2 million or more, the specifications must require that no less than 12 percent of the labor hours be performed by apprentices enrolled in state-approved apprenticeship training programs. For contracts advertised for bid on or after January 1, 2012, for public works by four-year institutions of higher education estimated to cost \$1 million or more, all specifications shall require that no less than 15 percent of the labor hours be performed by apprentices enrolled in state-approved apprenticeship training programs. In order to meet the responsible bidder criteria and qualify to be awarded a public works project, a bidder on a public works subject to the apprenticeship utilization requirements must not have been found out of compliance by the Washington State Apprenticeship and Training Council for working apprentices out of ratio, without appropriate supervision, or outside their approved work processes, for the one-year period immediately preceding the date of the bid solicitation. An additional violation is added to the list of violations for which a contractor can be barred from bidding on a public works contract if the contractor commits any combination of two violations in a five-year period. The additional violation is being found out of compliance for working apprentices out of ratio, without appropriate supervision, or outside their approved work processes.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5873-S.SL.pdf>**SB 5904- Defining independent contractor for purposes of prevailing wage**

Effective Date: July 26, 2009

Chapter: 63 (2009 Laws)

Independent contractor is defined for prevailing wage purposes. An individual employed on a public works project is not considered to be a laborer, worker, or mechanic, and consequently not required to be paid prevailing wages, when: the individual has been and is free from control or direction over the performance of services; the service is outside the usual course of business for the contractor for whom the individual performs services; the individual is customarily engaged in an independently established trade; the individual is responsible for filing paperwork with the Internal Revenue Service; the individual has an active and valid certificate of registration with the Department of Revenue for the business the individual is conducting; the individual maintains separate books and records; and the individual has a valid contractor registration or license if the nature of the work requires registration or licensure.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5904-S.SL.pdf>***NOT PASSED*****HB 1069- Reducing light pollution**

Declares an intent to require the best technology available in all exterior lighting in order to reduce energy consumption and protect the nighttime environment. Requires the State Building Code Council to work with interested parties to develop recommendations to address light pollution and present findings to the Legislature.

Status: House Committee on General Government Appropriations

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1069-S.pdf>

**HB 1190- Concerning state construction projects**

Any state construction project that are considered to be substantial redevelopment must adhere to the 65/10/0 project design standard and not significantly harm aquatic environment and adnadromous fisheries.

Status: House Committee on Agriculture and Natural Resources

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1190.pdf>

**HB 1198- Changing public works bid limits**

Increases public works bid limits.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1198.pdf>

**HB 1376- Removing the requirement to purchase art for public buildings during the 2009-2011 biennium**

Removes the requirement, during the 2009-11 biennium, that .5 percent of the total capital project cost of public buildings be used for artwork.

Status: House Committee on Capital Budget

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1376.pdf>

**HB 1451- Concerning state general obligation bonds and related accounts**

Authorizes issuance of general obligation bonds to support appropriations in the 2007-09 Supplemental Capital Budget.

Status: House Committee on Capital Budget

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1451.pdf>

**HB 1452- Concerning economic stimulus**

Authorizes issuance of general obligation bonds to support appropriations in the 2007-09 Supplemental Capital Budget.

Status: House Committee on Capital Budget

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1452.pdf>

**HB 1454- Eliminating the statutory debt limit**

Repeals the statutory debt limit.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1454-S.pdf>

**HB 1641 - Regarding the University of Washington's public works contracting procedures**

Authorizes the board of regents of the University of Washington to enter into any number of contracts with one or more persons, companies, or entities for the planning, design, renovation, erection, remodeling, demolition, or construction of university buildings and facilities, or improvements thereto, using a small works roster process for projects with an estimated cost of up to one million dollars, and a design-build process, design-bid-build process, or general contractor-construction manager process for projects with an estimated cost in excess of one million dollars.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1641.pdf>

**HB 1690 - Authorizing alternative public works contracting procedures**

Clarifies that, unless otherwise specifically provided for in law, public entities that want to use an alternative public works contracting procedure may use only those procedures specified under the statutes for alternative public works or those approved for use as a demonstration project by CPARB.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1690.pdf>

**HB 1786 - Defining independent contractor for purposes of prevailing wage**

Creates a test for determining when a person is an independent contractor not entitled to the prevailing wage, which is substantially similar to the test used for workers' compensation and unemployment purposes.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1786-S.pdf>

**HB 1836 - Regarding public works involving off-site prefabrication**

On public works projects over \$1,000,000, all contracts for the production of off-site, prefabricated, nonstandard, project specific items entered into by the contractor or any subcontractor with an out-of-state contractor must contain a provision requiring the out-of-state contractor to submit a certified list of any off-site, prefabricated, project-specific items produced under the contract outside the state.

Status: Failed on Senate Floor

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1836.E.pdf>

**HB 1837 - Regarding listing subcontractors on public works projects**

Adds new requirements relating to substitution of subcontractors by a prime contractor for public works bids.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1837.pdf>

**HB 1898- Setting priorities for higher education capital projects**

Prioritizes four-year higher education institutions' capital requests into one list.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1898-S.pdf>

**HB 1916 - Regarding the University of Washington's and Washington State University's public works contracting procedures**

Grants the University of Washington and Washington State University specific statutory authority to enter into public works contracts following procedures as established by their respective boards of regents whenever the revenue source for the projects does not include state-appropriated funds. The authority expires June 30, 2011.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1916-S.pdf>

**HB 2010- Concerning state funding for local projects**

Beginning in 2011, the PWB and LIFT programs must, when reviewing projects for the award of funds, consider whether the applicant has adopted policies to reduce greenhouse gas emissions. The policies must be consistent with the requirements of the state's limits on the emissions of greenhouse gases, the state's goals to reduce annual per capita vehicle miles traveled, and federal emissions reduction requirements.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2010-S.pdf>

**HB 2334 - Concerning construction financing for colleges and universities**

The Washington Works Act is enacted. The stated legislative intent is to create jobs by issuing bonds for safety, health, and energy efficiency improvements to public facilities, including all public school districts, higher education institutions, and other public facilities. The stated intent is to not displace funding in state capital and operating budgets, but to expend funds made available through a referendum to the people as quickly as possible consistent with good management practices. Bond Authorization. The State Finance Committee is authorized to issue general obligation bonds in the amount of \$3 billion to create jobs by constructing capital improvements for the safety, health, and energy efficiency of public facilities. Higher Education Institutions The higher education institutions receive appropriations in the following amounts for improvements related to safety, health, and energy efficiency of public facilities, with energy efficiency projects taking priority: \$286 million for the Community and Technical College System; \$79.1 million for the University of Washington; \$45.7 million for Washington State University; \$25 million for Western Washington University; \$19.1 million for Eastern Washington University; \$18.8 million for Central Washington University; and \$8.6 million for The Evergreen State College.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2334-S.pdf>

**SB 5163- Removing the requirement to purchase art for public buildings during the 2009-2011 biennium**

During the 2009 – 2011 biennium, 100 percent of the monies appropriated for the original construction of a state agency, public school, university, or college building may be used for the original construction.

Status: Senate Committee on Government Operations & Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5163.pdf>

**SB 5222 - Adopting a 2009-2011 capital budget**

The Omnibus 2009-11 Capital Budget authorizes new capital projects for state agencies and institutions of higher education for the 2009-11 fiscal biennium.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5222.pdf>

**SB 5223 - Concerning state bonds and related accounts**

The State Finance Committee is authorized to issue state general obligation bonds to finance \$2.219 billion in projects in the 2009 Supplemental and 2009-11 Capital Budgets.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5223-S.pdf>

**SB 5384 – Regarding high-performance public buildings**

All major facility projects funded in the capital budget, or projects financed through a financing contract as established in law, must be designed, constructed, and certified to at least the LEED silver standard or the Globes standard. All major facility projects funded in the capital budget, or projects financed through a financing contract as established in law, that are four stories or under must use wood and wood products as building materials for construction.

Status: Senate Committee on Environment, Water and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5384.pdf>

**SB 5385 – Requiring a review of the embodied energy costs during the design of a public facility**

When a public agency determines that a major new facility should be built or renovated, a life-cycle cost analysis that includes a calculation of the embodied energy used in all building materials must be completed in the design phase of the project. The agency may accept the facility design if it is satisfied that the life-cycle cost analysis provides an efficient energy system and there was due consideration of the low embodied energy building materials.

Status: Senate Committee on Environment, Water and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5385.pdf>

**SB 5396 - Regarding retainage of funds on public works projects**

References to retainage of funds on public works contracts entered into prior to September 1, 1992, are removed. Four statutes applying to public works contracts entered into prior to 1992 are repealed: timely payment of interest on unpaid public contracts (RCW 39.76.010); retained percentage for public works (60.28.010); excess over lien claims to contractor (RCW 60.28.020); and duties of disbursing officer upon final acceptance of contract (RCW 60.28.050). The statute for contracts affected by an increase in the price of petroleum products (RCW 39.04.140) is repealed.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5396.pdf>

**SB 5397 - Regarding alternative public works contracting procedures**

The CPARB must develop guidelines to be used by the review committee for the review and approval of design-build demonstration projects that procure operation and maintenance services. The review committee may approve up to ten projects using design-build procedures that have total project costs between \$2 million and \$10 million. These projects are subject to the same criteria as those with a project cost over \$10 million. The review committee must report to the CPARB on recommendations for continued use of the design-build procedure for projects estimated under \$10 million. The review committee may approve a maximum of two design-build demonstration projects that include procurement of operations and maintenance costs for more than three years. Where possible, the committee must approve projects among multiple public bodies. Public bodies seeking certification for the design-build procedure must demonstrate successful management of at least one design-build project within the previous five years, and those seeking certification for the GC/CM process must demonstrate successful management of at least one GC/CM project within the previous five years. In awarding GC/CM contracts, public bodies must establish a time and place for the opening of sealed bids. Bids must be publically opened and read, and all previous scoring must be available to the public. Public bodies must provide appropriate honorarium payments to finalists that submit responsive design-build proposals, rather than those submitting "best and final" proposals. GA, UW, and WSU may issue job order contract work orders for the state regional universities and The Evergreen State College.

The statute regarding negotiated adjustments to lowest design-build bids is repealed.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5397.pdf>

**SB 5527 – Requiring a review of the embodied energy costs during the design of a public facility**

Authorizes the board of regents of the University of Washington to enter into any number of contracts with one or more persons, companies, or entities for the planning, design, renovation, erection, remodeling, demolition, or construction of university buildings and facilities, or improvements thereto, using a small works roster process for projects with an estimated cost of up to one million dollars, and a design-build process, design-bid-build process, or general contractor-construction manager process for projects with an estimated cost in excess of one million dollars.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5527.pdf>

**SB 5603- Concerning state general obligation bonds and related accounts**

Declares that, for the purpose of providing funds to finance the projects described and authorized by the legislature in the economic stimulus capital budget, and all costs incidental thereto, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of three hundred ninety-eight million dollars, or as much thereof as may be required, to finance these projects and all costs incidental thereto.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5603.pdf>

**SB 5604- Concerning economic stimulus**

Declares it is the intent of the governor and the legislature to stimulate Washington's lagging economy and to reduce the state's unemployment rate by quickly putting people to work on infrastructure projects. Adopts the economic stimulus capital budget.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5604.pdf>

**SB 5693 – Removing the requirement to purchase art for public buildings during the 2009-2011 biennium**

The Art in Public Places program is suspended during the 2009-11 biennium.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5693.pdf>

**SB 5760 - Regarding the University of Washington's and Washington State University's public works contracting procedures**

The Boards of Regents (Boards) for the UW and WSU are granted specific authority for public works projects whenever the revenue source for the projects does not include state-appropriated funds. The authority granted allows the universities to award public works projects using a small works roster process for projects with an estimated cost of up to \$1 million, and using the DBB, DB, or GCCM construction methods for projects with an estimated cost in excess of \$1 million.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5760-S.pdf>

**SB 5842 - Concerning construction financing for colleges and universities**

Allows building fees deposited in capital projects accounts for certain institutions of higher education and community and technical colleges to be used for certificates of participation.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5842.pdf>

**SB 5844 - Changing public works bid limits**

Bid limits for certain public entities are changed, as follows: Higher Education from \$45,000 to \$90,000.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5844.pdf>

**SB 5969 - Concerning listing subcontractors on public works projects**

The statutory procedures governing substitution of subcontractors in competitive bidding for public works are revised. A prime contractor may substitute a listed subcontractor for the following additional reasons: (1) the subcontractor does not meet the requirements for a responsible bidder; and (2) for good cause as determined by an arbitrator or the courts including, but not limited to, clerical errors or misinterpretation of the scope of the project. Actions brought may be resolved through binding arbitration or in the superior court of the county in which the public work is located.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5969-S.pdf>

**SB 6010- Concerning a state designated green source of wood fiber for state-funded construction**

Requires, to the maximum extent possible, the use of wood products from a Washington state designated green source of wood fiber for state-funded construction to: (1) Reduce the environmental impacts and carbon footprint of those projects; (2) Increase the marketability of locally grown wood products; and (3) Improve the economic well-being of small and large forest landowners, thereby improving the likelihood of forest landowners remaining in forestry and reducing forest land conversion.

Status: Senate Committee on Environment, Water, and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6010.pdf>



## Higher Education Policy

The Washington State Legislature considered over 2,500 bills during the four-month long 2009 regular legislative session. The dramatic revenue shortfall and state mandated funding for programs in education, public safety, and health and human services minimized the level of funds available to support new legislative initiatives. Though the funding challenges facing the state reduced the dollars available to fund policy efforts, the legislature was able to pass several pieces of legislation ranging from overhauling basic education to reducing regulation on capital projects to establishing a handful of work groups to further explore areas such as tuition policy and technology.

Perhaps the most significant impact the Legislature made was not in what was implemented in the 2009-11 biennium, but the increased level of funding promised beyond 2011 through policy changes, including salary increases for teachers and increased funding for expansion of basic education, without identification of additional revenue to the general fund.

The largest change for higher education came in the form of House Bill 2021 which made big changes to financial aid for Washington higher education students and institutions. The intent of the legislation was threefold: (1) to promote and expand access to state financial aid programs by determining which programs provide the greatest value to the largest number of students and fully supporting those programs; (2) to designate all existing financial aid an opportunity pathway, with the effect of providing students with a clear understanding of available resources to pay for postsecondary education; and (3) to develop outreach tools and for institutions of higher education to incorporate this information in promotional materials to prospective and current students and their families.

The Legislature also approved legislation focused on Basic Education (H.B. 2261) which refined the program of basic education that is funded by the state and delivered by school districts and addressed additional issues that are of importance to the legislature but were not part of basic education, including teacher preparation.

In addition to these major pieces of policy, other bills were also passed by the Legislature that will impact the work of Evergreen now and in the future.

Much of the legislation that passed this session focused on the academic and student service areas of higher education. Legislation was passed that ranged from encouraging all institutions of higher education to use common online learning technologies (H.B. 1946) to convening a work group to develop a one-stop, web-based portal for students and families (S.B. 5043). In addition, higher education institutions are now required to disclose information on required course materials at least four weeks prior to the start of class (H.B. 1025) and to consider whether or not to require the purchase of insurance as a condition of participation in study or research abroad programs that are sponsored, arranged, or approved by the college (S.B. 5925).

In addition, the issue of sustainability was a major policy area in the 2009 session. Ranging from the development of a state comprehensive and coordinated climate change adaptation strategy to the establishment of statewide greenhouse gas emission limitations to the initiation of an independent economic analysis of the impact of a regional or federal cap-and-trade program in Washington, the issue of sustainability was clearly present on the minds of legislators this session.

## ***Policy***

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### ***Academics***

#### **HB 2119 - Expanding dual credit opportunities**

Effective Date: July 26, 2009

Chapter: 450 (2009 Laws)

The Legislature recognizes the need for a well-prepared workforce and the value of the various dual credit programs to the state, its workforce, and the individual students and their families. It is important to increase the number of students in dual credit programs as well as the availability of the various programs. By September 1, 2010, and annually thereafter, the Office of the Superintendent of Public Instruction (OSPI), in collaboration with the State Board for Community and Technical Colleges (SBCTC), the Workforce Training and Education Coordinating Board, the Apprenticeship Council, the Higher Education Coordinating Board (HECB), and the public baccalaureate institutions must report to the higher education committees in the Legislature regarding participation in dual credit programs. The OSPI, the SBCTC, the HECB, and the public baccalaureate institutions must jointly develop, and each adopt, rules governing College in the High School. The Running Start statutes are amended to reflect that such programs are not found just at the community and technical colleges but also may be offered by a public tribal college located in Washington that meets accreditation requirements and some of the four year public institutions. The SBCTC, in collaboration with the OSPI and institutions of higher education that offer Running Start, is charged with developing long-term funding proposals for Running Start and reporting recommendations to the Legislature by September 1, 2010.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2119-S2.SL.pdf>

#### **SB 5043 - Convening a work group to develop a single, coordinated student access portal for college information**

Effective Date: July 26, 2009

Chapter: 23 (2009 Laws)

The HECB convenes a work group to develop a plan to create a one-stop, web based portal for students and families planning, preparing, and applying for, as well as those attending, postsecondary education. The purpose of the portal is to provide comprehensive information and applications regarding financial, academic, and career planning. The work group investigates similar ongoing efforts in other states including what information and services are typically offered, what planning stages and budgets are associated with portals, and whether the states' efforts are increasing postsecondary participation. The portal must be student-centered and must not presuppose a sophisticated understanding of postsecondary education. The portal must utilize existing infrastructure whenever possible. The final report of the work group along with proposed enabling legislative and administrative solutions is due to the Legislature by December 1, 2009.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5043-S.SL.pdf>

#### **SB 5173 - Authorizing the regional universities to confer honorary doctorate degrees**

Effective Date: July 26, 2009

Chapter: 295 (2009 Laws)

In addition to honorary bachelor's and master's degrees, WWU, CWU, and EWU are authorized to confer honorary doctoral degrees in recognition of a person's learning or devotion to education, literature, art, or science. The restriction that these honorary degrees may only be granted to persons who did not graduate from the granting institution is removed.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5173.SL.pdf>

**SB 5276 - Increasing the availability of engineering programs in public universities**

Effective Date: July 26, 2009

Chapter: 207 (2009 Laws)

Civil engineering, mechanical engineering, and chemical engineering are no longer exclusive major lines at WSU and UW. Aeronautic and astronautic engineering are no longer exclusive major lines at UW. Undergraduate or graduate degrees in these lines of study may be offered at any institution of higher education in Washington.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5276-S.SL.pdf>

***NOT PASSED***

**HB 1130 - Convening a work group to develop a single, coordinated student access portal for college information**

Directs the higher education coordinating board to convene a work group to develop a plan to create a single, coordinated, collaboratively supported, one-stop college information web-based portal for students and families planning, preparing, and applying for, as well as those attending, postsecondary education.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1130.pdf>

**HB 1312 - Eliminating the exclusive authority of the University of Washington and Washington State University to offer certain engineering courses**

Civil engineering, mechanical engineering, and chemical engineering are no longer exclusive major lines at WSU and UW. Aeronautic and astronautic engineering are no longer exclusive major lines at UW. Undergraduate or graduate degrees in these lines of study may be offered at any institution of higher education in Washington.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1312.pdf>

**HB 1336 - Discouraging pre-college courses at public four-year institutions of higher education**

Directs the state universities, regional universities, and the Evergreen State College to offer pre-college courses on a self support basis.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1336.pdf>

**HB 1341 - Motivating students through incentives to pursue postsecondary education by eliminating statewide assessments as a high school graduation requirement**

Repeals the requirement that students must earn a Certificate of Academic Achievement (CAA) by meeting the state standard on the high school Washington Assessment of Student Learning (WASL) for high school graduation. Repeals the requirement that students in special education earn a Certificate of Individual Achievement (CIA). Repeals all references to the CAA and CIA, retakes of the WASL, alternative assessments, and other policies associated with these requirements. Directs a review of incentive programs in other states that are intended to motivate students to meet state standards.

Status: House Committee on Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1341.pdf>

**HB 1904 - Regarding high-cost critical programs at institutions of higher education**

Requires the Higher Education Coordinating Board, in collaboration with the Workforce Board, to establish a competitive grant process to award funding to support high cost critical programs. Defines high cost critical programs as those in which the number of completers is substantially fewer than projected job openings; the cost of instruction is higher than the median cost of instruction of other programs offered at the same institution; prepares completers for field with high job vacancy rates; and is of high public value.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1904.pdf>

**SB 5188 - Requiring school districts to provide remedial postsecondary education or to pay for the cost**

Finds that: (1) Some students who have recently graduated from high school must immediately enroll in one or more remedial or precollege classes at Washington's public colleges and universities before they can proceed successfully through college; and (2) These students should have received basic skills in English, reading, spelling, grammar, study skills, and mathematics before graduating from high school. Declares that school districts from which these students received their high school diplomas either provide remedial education for recent high school graduates or pay the cost of providing state-supported remedial classes for those students.

Status: Senate Committee on Early Learning and K-12 Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5188.pdf>

**SB 5237 - Requiring the development of three-year baccalaureate programs**

State universities, regional universities, and The Evergreen State College (institutions) must develop accelerated baccalaureate degree programs that will allow academically qualified students to obtain a baccalaureate degree in three years without attending summer classes or enrolling in more than a full-time class load during the regular academic year. The programs must allow academically qualified students to begin course work within their academic field during their first term or semester of enrollment, foregoing some of the normal first-year general education requirements. The institutions submit their plans for the accelerated baccalaureate degree programs to the Higher Education Coordinating Board by December 1, 2010, for approval and must be available to students admitted at the institutions for the 2010-11 academic year.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5237.pdf>

**SB 5778 - Requiring disclosure of certain course material information for higher education courses**

Affiliated bookstores must disclose information on required course materials at least two weeks prior to the start of the class for which the materials are required. Course material information includes title, author(s), edition, price, and International Standard Book Number. The requirement may be waived on a case-by-case basis if students can reliably expect that nearly all of the information will be available four weeks before the start of class.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5778-S.pdf>

Accountability

**NOT PASSED**

**HB 1174 - Regarding independent assessments of agency quality management programs**

Requires a state agency to provide the governor's office with an electronic copy of its independent assessment applications and any comments received from the assessor.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1174.pdf>

**HB 1175 - Improving state government ethics and integrity**

Specifies new responsibilities for the Legislative Ethics Board, the Executive Ethics Board, state agency heads, and the Governor. Creates the Governor's Integrity and Ethics Award Program. Requires ethics and integrity training for all state officers and employees. Requires the Joint Legislative Audit and Review Committee (JLARC) to audit the Legislative Ethics Board and the Legislature's ethics and integrity programs. Requires the State Auditor to audit the Executive Ethics Board.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1175.pdf>

**HB 1671 - Regarding higher education accountability**

Directs the Education Research and Data Center to annually report the percentage of graduates from public institutions of higher education who are employed in the state, disaggregated by industry and student characteristics. Directs the Education Research and Data Center to report, in even numbered years, on student progress toward degree, disaggregated by student characteristics.

Status: House Committee on Education Appropriations

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1671.pdf>

**HB 1672 - Requiring an annual college learning assessment**

Requires the public baccalaureate institutions of higher education, within existing resources, to annually administer the collegiate learning assessment to a sample of students attending at least half time.

Services and activities fees shall be waived or rebated for all students who participate in the testing for the entire academic year in which they were tested.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1672.pdf>

**HB 1673 - Requiring development of a consumer report card with information about institutions of higher education**

Requires the state and regional universities and The Evergreen State College, together with the higher education coordinating board and the education data center, to develop a consumer report card designed to provide prospective students and their families with easily accessible, basic, and comparable information about the individual institutions of higher education. Allows an institution of higher education to instead post, and commit to annually update, a college portrait as part of the voluntary system of accountability sponsored by the American association of state colleges and universities and the national association of state universities and land grant colleges.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1673.pdf>

**HB 1674 - Improving the effectiveness and efficiency of institutions of higher education**

Creates a work group to review all aspects of the provision of higher education and recommend action items and systemic changes designed to improve efficiency and effectiveness. Charges the Higher Education Coordinating Board with reporting to the Legislature regarding work group recommendations, implementation, savings, and redirection of resources.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1674.pdf>

**SB 5174 - Providing an incentive to improve on-time graduation rates at institutions of higher education**

Students who enter into student progression understandings pay the same operating fees as they did for their initial term. If a student does not obtain the certificate or degree in the time established in the understanding, the student must pay the difference in operating fee increases, with interest. If the failure to obtain the certificate or degree is due to the institution's failure to perform under the understanding, the student does not have to pay the difference.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5174.pdf>

**SB 5520 - Requiring agencies to provide truthful information to legislators**

Requires agencies to provide truthful information to legislators.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5520.pdf>

**SB 5941 - Regarding a comprehensive education data improvement system**

Declares legislative intent to establish a comprehensive K-12 education data improvement system for financial, student, and educator data. Specifies the intended data elements and data capacity of the data improvement system. Establishes a K-12 Data Governance Group within the Office of the Superintendent of Public Instruction (OSPI) and assigns responsibilities. Requires the OSPI to submit a preliminary report by November 15, 2009, and a final report by September 1, 2010, for a phase-in plan and cost estimates for implementing the data improvement system. Directs the Education Research and Data Center in the Office of Financial Management to identify the critical education research and policy questions to be addressed and the data needed to address them.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5941-S2.E.pdf>

**SB 6001 - Addressing state agency quality management, accountability, and performance systems**

Addresses state agency quality management, accountability, and performance systems. Requires all agency assessments under RCW 43.17.390 to be made available for public review on agency web sites or through other easily accessible formats.

Status: Senate Committee on Economic Development, Trade, and Innovation

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6001.pdf>

**SB 6149 - Eliminating or reducing the frequency of reports prepared by state agencies**

Many of the provisions related to reports required of state agencies are changed. Twenty-one reports are eliminated and the frequency of reporting for an additional 13 reports is changed.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6149.pdf>

Foundation

**HB 1119 - Concerning the management of funds held by nonprofit institutions**

Effective Date: May 11, 2009

Chapter: 436 (2009 Laws)

The UMIFA is repealed and replaced with the Uniform Prudent Management of Institutional Funds Act (UPMIFA). The UPMIFA establishes updated and more specific standards and guidelines for the management and investment of charitable funds and the expenditure of a charitable institution's endowment funds.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1119-S.SL.pdf>

**HB 1640- Modifying disclosure requirements for private investment information received by the University of Washington consolidated endowment fund**

Effective Date: July 26, 2009

Chapter: 394 (2009 Laws)

It is the intent of this act to clarify the provisions governing disclosure of information related to the University of Washington's (University) endowment fund. The University must disclose the names and commitment amounts of private funds in which it is invested. In addition, the University must disclose the aggregate quarterly performance results for its portfolio of investments in such funds. An exemption to the PRA is added for financial and commercial information submitted to or obtained by the University when the information relates to investment in private funds, to the extent that such information, if revealed, would reasonably be expected to result in loss to the University's consolidated endowment fund or to result in private loss to the providers of this information.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1640.SL.pdf>

***NOT PASSED***

**SB 5526 - Modifying disclosure requirements for private investment information received by the University of Washington consolidated endowment fund**

For investments in privately-managed funds, financial and commercial information submitted to or obtained by the UW is exempt from disclosure under the Public Records Act if disclosure would reasonably be expected to result in loss to the UW consolidated endowment fund or loss to the providers of the information. The UW must disclose the names and amounts of the private funds in which it is invested and the aggregate quarterly performance results of its investment portfolio in these funds. The UW must have formal policies addressing conflict of interest in regard to the private funds and must post these policies on their public website.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5526-S.pdf>

***Governance***

**SB 5995 - Eliminating certain boards, committees, and commissions and the transfer of certain duties**

Effective Date: June 30, 2009

Chapter: 560 (2009 Laws)

Eliminates certain boards, committees, and commissions and consolidates and transfers certain duties, effective June 30, 2009.

Status: Governor signed.

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5995.SL.pdf>

***NOT PASSED***

**HB 1497 - Eliminating boards and commissions**

Eliminates boards and commissions.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1497.pdf>

**HB 1841- Adding a faculty member to the governing board of each four-year institution of higher education**

A full-time or emeritus member of the faculty is added to the board of regents or the board of trustees of each of the public four-year institutions. The Governor selects the faculty member from a list of five candidates supplied by the governing body of the university or college faculty or, in the case of TESC, from a list of five candidates submitted by the college faculty. The faculty member of the board serves a three-year term or until he or she is no longer a member of the faculty. Faculty members must excuse themselves from participation or voting on matters (1) related to hiring, discipline, tenure, or compensation of faculty and personnel faculty compensation; (2) subject to collective bargaining; and (3) relating to the review, negotiation, or approval of a collective bargaining agreement.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1841-S.pdf>

**HB 2087 - Eliminating certain boards, committees, and commissions and the transfer of certain duties effective June 30, 2009**

Eliminates specified boards, commissions, and committees effective June 30, 2009.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2087.pdf>

**HCR 4404 - Commending the higher education coordinating board for its initiative to develop a higher education system plan**

Commends the Higher Education Coordinating Board for its initiative in undertaking the development of the higher education system design plan.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Concurrent%20Resolutions/4404.pdf>

**SB 5588 - Administering, suspending, and eliminating boards and commissions**

A total of 102 boards are suspended until June 1, 2011. The salmon recovery funding board is eliminated, and a new program for salmon recovery is created within the Department of Natural Resources. The Department of Agriculture will no longer provide staff support to boards or reimburse members for travel. Travel reimbursement for members of the following boards will be made from the board's assessments: Washington Apple Commission; Tree Fruit Research Commission; Washington State Fruit Commission; Dairy Products Commission; Hardwoods Commission; Fairs Commission; Wine Commission; and Washington Beer Commission. A total of 63 boards were removed from the bill.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5588-S.pdf>

**SB 5589 - Consolidating certain councils, boards, committees, and commissions**

The Traumatic Brain Injury Advisory Board is eliminated. Its powers and duties are assumed by the Traumatic Brain Injury Council. The Veterans Innovations Program Board is eliminated. Its powers and duties are assumed by the Veterans Affairs Advisory Committee. The HIV Early Intervention Program Steering Committee and the HIV Policy Collaborative are eliminated. The powers and duties of both are assumed by the HIV/AIDS Education Program Review Panel.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5589-S.pdf>

**SB 5994 - Eliminating boards and commissions on June 30, 2010**

Eliminates boards and commissions and transfers certain duties effective June 30, 2010. Declares that while advisory boards, committees, and commissions be eliminated, agencies should identify new, less costly, and more effective opportunities to ensure a broad range of citizen participation is provided and that all reasonable efforts are made to ensure that channels are maintained for vital input from the citizens of Washington. Ample time is provided for the advisory groups to complete work in progress and for agencies to develop alternative communication strategies.

Status: Senate Second Reading

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5994-S.pdf>

*Personnel*

**HB 1087 - Improving the effectiveness of the office of minority and women's business enterprises**

Effective Date: July 26, 2009

Chapter: 348 (2009 Laws PV)

The Office of Financial Management (OFM), in consultation with the Office of Minority and Women's Business Enterprises (OMWBE) and any advisory committee, must develop a strategic plan to improve the effectiveness of state agencies in assisting small minority and women's business enterprises (MWBE) in competing for and receiving state contracts. The OFM must make a preliminary report to the Governor and the Legislature on the plan, and an assessment of progress by September 1, 2009, with annual reports beginning December 1, 2009.

Status: Governor signed and partially vetoed.

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1087.SL.pdf>

**HB 2049 - Concerning personnel practices regarding exempt employment**

Effective Date: July 26, 2009

Chapter: 434 (2009 Laws)

The Director must require each state agency to report annually on the number of classified, Washington Management Service, and exempt employees in the agency and the change compared to the previous report; the number of bonuses and performance-based incentives awarded to agency staff; and the cost of each bonus or incentive awarded. A compilation of the data for each agency must be provided annually to the Governor and the appropriate committees of the Legislature and posted on the Department's website. If a vacant position is being exempted, the exclusive bargaining unit representative may act in lieu of an employee for the purposes of an appeal.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2049-S.SL.pdf>

**HB 2245 - Clarifying public employees' benefits board eligibility**

Effective Date: January 1, 2010

Chapter: 537 (2009 Laws)

The PEBB is authorized to design benefits and to determine the criteria for eligibility for those benefits, unless those terms are specified in a collective bargaining agreement negotiated under the terms of the Personnel System Reform Act of 2002 (41.80 RCW). While detailed requirements vary depending on circumstances of employment, employee eligibility standards may be generalized as follows: Faculty members at institutions of higher education who are expected to work halftime over a period of at least nine months are eligible for benefits for the entire instructional year. Seasonal employees who are expected to work 80 or more hours per month in each month of the applicable work season are eligible for the benefits for the season of employment. Most other employees are eligible for benefits if it is anticipated that they will work at least 80 hours per month for more than six consecutive months. If an employee does not work 80 or more hours in each of six consecutive months but averages at 80 or more hours per month over the six-month period and works at least eight hours in each month, then he or she becomes eligible for benefits at the end of the six-month period. The HCA may delegate to employing agencies the task of determining individual employees' eligibility for benefits. Any determination as to whether or not an employee is eligible for benefits is subject to periodic review. Provisions are established for revising the eligibility for benefits of employees whose actual hours of employment differ from expected levels. The HCA may use eligibility criteria other than those adopted by the PEBB when contracting to provide benefits for employees of a local government entity, school district, educational service district, or tribal government. In addition, the HCA may charge school districts and educational service districts that purchase employee benefits through the PEBB program on a school year basis rather than a fiscal year basis.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2245-S.SL.pdf>

***NOT PASSED***

**HB 1160- Eliminating the family leave insurance program**

Eliminates the family leave insurance program.

Status: House Committee on Commerce and Labor

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1160.pdf>

**HB 1245- Addressing the termination date of collective bargaining agreements**

Modifies the provision on unilateral implementation in the Public Employees' Collective Bargaining Act.

Status: House Committee on Commerce & Labor

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1245.pdf>

**HB 1276- Placing symphony orchestras, operas, and performing arts theaters under the jurisdiction of the public employment relations commission for purposes of collective bargaining**

Establishes procedures for collective bargaining between certain private symphony orchestras, operas, and performing arts theaters and their employees. Authorizes the Public Employment Relations Commission to administer and enforce these procedures.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1276-S.pdf>

**HB 1293 – Modifying whistleblower protection provisions**

Modifies the state Whistleblower Protection Act.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1293.pdf>

**HB 1560- Regarding collective bargaining at institutions of higher education**

Permits employees of four-year institutions of higher education to engage in multi-employer bargaining. Requires representatives of bargaining units at four-year higher education institutions that represent more than one unit, where the institution elects to have the Governor conduct negotiations, to negotiate one master agreement for all units at the institution. Provides a process for the Legislature to act on initial higher education bargaining agreements involving certain new bargaining units.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1560-S2.pdf>

**HB 1643- Regarding harassment, intimidation, and bullying policies and practices at regional universities**

Requires regional universities to adopt or amend policies that prohibit harassment, intimidation, and bullying of students and university staff. Provides that individuals that are harassed, intimidated, bullied, or verbally abused may pursue private civil action and be awarded general, special, and punitive damages. Provides that the university is liable for any civil damage awards if the university has failed to take corrective action to protect victims of harassment, intimidation, or bullying. Provides that the person who prevails in a civil liability action is eligible to recover actual attorney's fees in addition to the damage award.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1643.pdf>

**HB 1920- Clarifying that public employees may attend informational or educational meetings regarding legislative issues**

Allows state employees under the state ethics laws to attend informational and educational meetings on legislative issues with legislators and other elected officials held in public facilities.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1920.pdf>

**HB 2186- Concerning public policy**

Declares an intent to protect employees who are acting in furtherance of public policy. Creates a cause of action, separate from the common law tort of wrongful discharge, protecting against employee termination for actions opposing employer violations of public policy. Provides that the act is remedial in nature, is necessary to resolve confusion in the law, and is effective as to claims filed on or after the effective date of the act.

Status: House Judiciary Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2186.pdf>

**HB 2240- Concerning compensation of the presidents of the four-year institutions of higher education**

Authorizes the board of trustees or the board of regents, as applicable, of the four-year institutions of higher education to set the compensation of the president of the four-year institution of higher education. However, any employment contract entered into between the board and the president on or after the effective date of the act is subject to certain limitations.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2240.pdf>

**HB 2267- Protecting the collective bargaining rights of certain exempt employees**

The 12-month salary freeze does not apply to salary and wage increases under collective bargaining agreements with State Convention and Trade Center employees, community college academic faculty, four-year college and university academic faculty, the marine employees of the state ferry system, and employees granted collective bargaining rights under the PERC.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2267-S.E.pdf>

**SB 5046- Placing symphony orchestras, operas, and performing arts theaters under the jurisdiction of the public employment relations commission for purposes of collective bargaining**

PERC's jurisdiction is extended to symphony orchestras, operas, and performing arts theaters that do not meet the NLRB's jurisdictional requirements. If an employer and a group of employees are in disagreement as to the selection of a bargaining representative, PERC may intervene. PERC may decide the unit appropriate for collective bargaining, and must determine the bargaining representative by comparing the signature on bargaining authorization cards or by conducting an election.

Status: Senate Committee on Labor and Commerce & Consumer Protection

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5046.pdf>

**SB 5088- Regarding salaries for adjunct faculty**

Each public institution of higher education must determine a salary standard for adjunct faculty, in each department, that constitutes a pro-rata salary when compared to full-time tenured faculty doing comparable work. By December 2009, each institution must determine the method for making these determinations and create a plan of equitably increasing individual salaries.

Status: Senate Committee on Labor and Commerce & Consumer Protection

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5088.pdf>

**SB 5242- Determining good faith for qualifying for benefits when leaving work voluntarily**

Determines good faith for qualifying for unemployment compensation benefits when leaving work voluntarily. Provides that the act applies to claims with an effective date on or after the effective date of the act.

Status: Senate Committee on Labor and Commerce & Consumer Protection

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5242.pdf>

**SB 5308- Authorizing the higher education coordinating board to offer higher education annuities and retirement income plans**

Authorizes the higher education coordinating board to offer higher education annuities and retirement income plans, subject to the following: The board is prohibited from offering or funding a purchased annuity or retirement income plan authorized under the act for the benefit of any retiree who is receiving or accruing a retirement allowance from a public employees' retirement system under Title 41 RCW or chapter 43.43 RCW.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5308.pdf>

**SB 5558- Repealing the 2007 family and medical leave insurance act**

Repeals the 2007 family and medical leave insurance act.

Status: Senate Committee on Labor, Commerce, and Consumer Protection

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5558.pdf>

**SB 5591- Modifying whistleblower protection provisions**

Modifies provisions relevant to whistleblower protection. Provides that a public employee must not be prohibited or otherwise restricted in providing information or expressing opinions to state or local elected officials, or to courts or law enforcement, on matters of public concern, nor be subject to acts of retaliation because the employee has expressed such opinions.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5591.pdf>

**SB 5869- Clarifying public employees' benefits board eligibility**

The PEBB is authorized to design benefits and to determine the criteria for eligibility for those benefits, unless those terms are specified in a collective bargaining agreement negotiated under the terms of the Personnel System Reform Act of 2002 (41.80 RCW). The prohibition on the adoption by the PEBB of plan designs or eligibility standards substantially different from those effective as of January 1, 1993, is removed. Alternative restrictions are placed on the eligibility standards that the PEBB may adopt for various types of employees. While detailed requirements vary depending on circumstances of employment, employee eligibility standards may be generalized as follows: Faculty members at institutions of higher education who are expected to work halftime over a period of at least nine-months are eligible for benefits for the entire instructional year. Seasonal employees who are expected to work 80 or more hours per month in each month of the applicable work season are eligible for the benefits for the season of employment. An elected or appointed official of the executive, legislative, or judicial branch of state government is eligible for benefits as of the beginning of his or her term of office or the date that he or she takes the oath of office. Most other employees are eligible for benefits if it is anticipated that they will work at least 80 hours per month for more than six consecutive months. If an employee does not work 80 or more hours in each of six consecutive months but averages at 80 or more hours per month over the six-month period and works at least eight hours in each month, then he or she becomes eligible for benefits at the end of the six-month period. The HCA may delegate to employing agencies the task of determining individual employees' eligibility for benefits. Any determination as to whether or not an employee is eligible for benefits is subject to periodic review. Provisions are established for revising the eligibility for benefits of employees whose actual hours of employment differ from expected levels. The HCA may use eligibility criteria other than those adopted by the PEBB when contracting to provide benefits for employees of a local government entity, school district, educational service district, or tribal government. In addition, the HCA may charge school districts and educational service districts that purchase employee benefits through the PEBB program on a school year basis rather than a fiscal year basis.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5869-S.pdf>

**SB 5930- Regarding public employees' health care costs**

The PEBB may adopt employee premiums for non-represented employees that are different than the premiums for employees that are represented by labor unions. After January 1, 2010, employee premiums adopted by the PEBB must average 15 percent of the cost of medical benefits unless otherwise directed by law or contract.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5930-S.pdf>

**SB 5939- Concerning personnel practices regarding exempt employment**

The number of employees who are exempt or in WMS must be reduced to a level that is 25 percent of the amount of such employees currently in existence. The director must require each state agency to report semiannually on the number of classified and nonclassified employees in the agency and the change compared to the previous report; the number of bonuses and performance-based incentives awarded to agency staff; and the cost of each bonus or incentive awarded. A compilation of the data for each agency must be provided semiannually to the Governor and posted on the department's website. If a vacant position is being exempted, the exclusive bargaining unit representative may act in lieu of an employee for the purposes of an appeal.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5939-S.pdf>

*Public Meetings & Records*

**HB 1552 – Regarding public comment at rule-making hearings**

Effective Date: July 26, 2009

Chapter: 336 (2009 Laws)

During a rule-making hearing, all interested parties shall have the opportunity to comment individually. All comments by all persons shall be done orally in the presence and hearing of all other hearing attendees.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1552-S.SL.pdf>

**NOT PASSED**

**HB 1017 – Creating a committee to study the feasibility of creating a board with public records act and open public meetings act responsibilities**

During a rule-making hearing, all interested parties shall have the opportunity to comment individually. All comments by all persons shall be done orally in the presence and hearing of all other hearing attendees.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1017.pdf>

**HB 1105 – Regarding public disclosure of records relevant to a controversy to which an agency is a party**

Modifies public disclosure of records relevant to a controversy to which an agency is a party.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1105.pdf>

**HB 1106 – Removing the ability of agencies to enjoin the examination of a specific public record**

Removes the ability of agencies to enjoin the examination of a specific public record.

Status: House Committee on State Government & Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1106.pdf>

**HB 1305 – Addressing unemployment compensation benefits when there is an absence from work resulting from incarceration**

Disqualifies an individual from unemployment compensation benefits beginning with the first day of the calendar week in which the individual has been discharged due to absence from work resulting from either a violation of law for which the individual was convicted and sentenced to jail or prison, or a violation of a condition of probation, community custody, community supervision, or parole for which the individual was incarcerated in jail or prison.

Status: House Committee on Commerce and Labor

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1305.pdf>

**HB 1316 – Providing a court procedure to enjoin the production of public records the court deems were made for the purpose of harassment**

Authorizes a court injunction for the production of public records if the court finds the request or requests were made for the purpose of harassment.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1316.pdf>

**HB 1471- Removing the public records exemption for certain records addressing public sector collective bargaining**

Removes the public records exemption for certain records addressing public sector collective bargaining.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1471.pdf>

**HB 1676 – Changing open public meetings act provisions**

Authorizes governing bodies of public agencies to record executive session. Authorizes a judge to require a governing body found in violation of the Open Public Meetings Act (OPMA) to record executive sessions for two years. Exempts recordings of executive sessions from disclosure under the Public Records Act. Provides a public agency conditional immunity from liability for damages to any person that are the consequence of specific actions made without legal authority in an executive session so long as self-disclosure occurs prior to final action and there is no actual or anticipated litigation.

Authorizes the Attorney General (AG) and the State Auditor to appoint an advisory committee to make recommendations on the adoption of model rules for the OPMA. Requires each elected or appointed official who is a member of a public agency governing board subject to the OPMA to receive certificated training within 90 days of the AG's adoption of model rules or within 90 days of assuming office.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1676.pdf>

**HB 1784 – Expanding the authority of the public disclosure commission to include the open public meetings act and the open public records act**

Authorizes the Public Disclosure Commission (PDC) to enforce the Open Public Meetings Act (OPMA) and the Public Records Act (PRA). Authorizes the PDC to investigate, review and adjudicate complaints alleging violations of the OPMA and the PRA as well as provide interpretative opinions and provide confidential consultation regarding the OPMA and the PRA.

Status: House Committee on State Government and Tribal Affairs

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1784.pdf>

**SB 5249 – Changing public records request provisions**

Agencies may deny a public records request if the requesting party has an outstanding balance with an agency for unpaid charges for records previously provided.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5249.pdf>

**SB 5250 – Increasing the maximum per page copying charge under the public records act**

The maximum per page cost an agency can charge is increased from 15 cents to 25 cents.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5250.pdf>

**SB 5251 – Increasing the maximum per page copying charge under the public records act**

"Per page cost" means the cost of all photocopies made to fulfill the particular request divided by the number of pages. Agencies may recover per page costs regardless of whether the photocopies are taken by the requestor.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5251.pdf>

**SB 5293 – Providing for in camera reviews of denials of public records requests**

Authorizes a person who, having requested an opportunity to inspect or copy a public record, believes that a public agency is not entitled to claim an exemption or exemptions, to seek review by the superior court of the applicability of such exemptions.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5293.pdf>

**SB 5294 – Implementing the non-unanimous recommendations of the public records exemptions accountability committee**

Implements the non-unanimous recommendations of the public records exemptions accountability committee.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5294.pdf>

**SB 5295 – Implementing unanimous recommendations of the public records exemptions accountability committee**

Addresses recommendations from the Public Records Exemption Accountability Committee.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5295-S.pdf>

**SB 5339 – Creating a committee to study the feasibility of creating a board with public records act and open public meetings act responsibilities**

Creates a committee to study the feasibility of creating a board with public records act and open public meetings act responsibilities. Expires June 1, 2010.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5339.pdf>

**SB 5927 – Regarding notice requirements for special meetings**

Revises notice requirements for special meetings under the open public meetings act.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5927.pdf>

**SB 6034 – Exempting institutions of higher education that do not use archives and records management services from payment for those services**

Washington institutions of higher education that do not use the services of the Division of Archives and Records Management are exempt from the allocation procedure and are not required to pay any fees or charges.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6034.pdf>

**SB 6098 – Requiring public agencies, special purpose districts, and municipalities to post certain information on their web sites**

Requires every public agency, special purpose district, and any municipality that owns or maintains a public internet web site to post certain information on their web site.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6098.pdf>

**SB 6101 – Requiring public agencies, special purpose districts, and municipalities to post certain information on their web sites**

Updates and organizes public records provisions.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6101.pdf>

Public Safety

**NOT PASSED**

**HB 1157 – Reviewing the delivery of emergency information to the general public during an ongoing emergency**

Requires the Adjutant General of the Washington Military Department to establish a workgroup to study how to enhance the delivery of emergency information to the general public in the event of an ongoing emergency.

Status: House Committee on Public Safety & Emergency Preparedness

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1157.pdf>

Purchasing

**HB 2287 – Concerning paper conservation**

Effective Date: July 26, 2009

Chapter: 356 (2009 Laws)

The bill requires each state agency, by July 1, 2010, to develop and implement a paper conservation program with a goal of at least a 30 percent reduction in current paper use, and a paper recycling program to encourage recycling of all paper products with the goal of recycling 100 percent of all copy and printing paper in all buildings with 25 employees or more. The definition of state agency includes but is not limit to: colleges, universities, offices of elected and appointed officers, the Supreme Court, the Court of Appeals, and administrative departments of state government. By December 31, 2009, all state agencies must purchase 100 percent recycled content white cut sheet bond paper used in office printers and copies.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2287-S.SL.pdf>

**SB 5723 – Providing support for small business assistance**

Effective Date: July 26, 2009

Chapter: 486 (2009 Laws)

The SBDC will work with specified state and local economic and workforce development organizations to integrate, target, coordinate, and tailor its services and to establish and expand satellite offices when financially feasible. The SBDC is directed to request approval from the U.S. Small Business Administration of a special emphasis initiative to target assistance to the state's smaller businesses. The SBDC is required to submit a written final report on December 1, 2010, on accomplishments and outcomes of the act's directives. For state chartered banks, contributions to local or statewide business assistance organizations must be considered in assessing the bank's performance in meeting community credit needs. State agency solicitations of purchased goods and services, personal services, information services, and printing services must be posted on the state's common vendor registration and bid notification system. The state's central services agencies are to develop procurement policies and procedures which encourage and facilitate state agency purchases of products and services from small businesses in Washington. The Business Assistance Account is created in the state treasury to be used for the expansion of business assistance services delivered by the SBDC.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5723-S.SL.pdf>

***NOT PASSED***

**HB 1095– Increasing small business access to state contracting opportunities**

Intends to require state agencies to use the common vendor registration and bid notification system for publishing all procurement notices. The Legislature also intends to direct the state's central services agencies to develop policies, procedures, and materials that facilitate state procurement from small businesses.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1095-S2.pdf>

**HB 1096- Enhancing small business participation in state purchasing**

Requires the Department of General Administration (GA) to apply a 7 percent bidding preference to small business bidders with respect to the GA's goods and services contracts awarded on or after November 1, 2009, but before July 1, 2013. Requires the GA to report to the Governor and Legislature each December 1, beginning with a preliminary report on December 1, 2009, on the small business bidding preference program. Expires the small business bidding preference program on December 31, 2013.

Status: House Committee on General Government Appropriations

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1096-S.pdf>

**HB 1648– Increasing state contracts with veteran-owned businesses**

Encourages state agencies to award 3 percent of procurement contracts to certified veteran-owned businesses. Requires the Department of Veterans Affairs to certify veteran-owned businesses and to collaborate with and assist agencies in implementing outreach to veteran-owned businesses.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1648.pdf>

**SB 5041– Increasing state contracts with veteran-owned businesses**

A statewide program is created to increase state procurement contracts with veteran-owned businesses.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5041.pdf>

## Student Services

### **HB 1025– Requiring disclosure of certain information relating to higher education course materials**

Effective Date: July 26, 2009

Chapter: 241 (2009 Laws)

Affiliated bookstores are required to disclose information on required course materials at least four weeks prior to the start of the class for which the materials are required. Course material information includes title, author(s), edition, price, and ISBN. This requirement is waived for faculties who were hired four weeks or less before the start of class and may also be waived on a case-by-case basis by the Chief Academic Officer. Faculty are required to consider open textbooks and collections of digital materials when considering the least costly options for course materials. Faculty and staff are no longer required to work with publishers to create bundles of course materials if they deliver cost savings to students.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1025-S2.SL.pdf>

### **HB 1355– Establishing the opportunity internship program for high school students**

Effective Date: July 26, 2009

Chapter: 238 (2009 Laws)

The Opportunity Internship Program (Program) is created to provide incentives for local consortia to build educational and employment pipelines for low income high school students in high demand occupations in targeted industries. The Program is administered by the Workforce Training and Education Coordinating Board (Workforce Board). Consortia are composed of the local Workforce Development Council (WDC), Economic Development Council, high schools, community or technical colleges, public and private four-year institutions of higher education, apprenticeship councils, private vocational schools, employers, and labor organizations.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1355-S2.SL.pdf>

### **HB 1986– Authorizing a peer mentoring pilot program at Western Washington University and a community or technical college**

Effective Date: July 26, 2009

Chapter: 446 (2009 Laws)

Western Washington University must establish a mentoring pilot project in partnership with a community or technical college identified by the State Board for Community and Technical Colleges. The goals of the mentoring program include: (1) encourage elementary students to complete high school and pursue college; (2) provide positive role models; and (3) develop a model that is scalable. The pilot project must be implemented within existing resources. In establishing the pilot project, institutions must: recruit college students to serve as mentors and identify an elementary school or schools; develop a curriculum to train mentors; solicit grants, awards, and gifts; develop appropriate outcome measures; provide community outreach and publicity of the program; and submit two reports to the Legislature; the first preliminary report is due by December 1, 2010, and the final report is due December 1, 2011.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1986.SL.pdf>

**HB 2021- Revitalizing student financial aid**

Effective Date: August 1, 2009

Chapter: 218 (2009 Laws PV)

The public institutions of higher education must label the state subsidy per student, under the umbrella term of "Opportunity Pathway" on the tuition billing statement. In addition, the institutions must label all types of financial aid under the umbrella term of "Opportunity Pathway" on the tuition billing statement or the financial aid award letter. This includes aid from all sources including federal, state, and local governments, local communities, nonprofit and for-profit organizations, and institutions of higher education. Federal student loans and aid not included in the financial aid awarded through the institution are exempted from the labeling requirements. The tuition billing statement must also notify resident undergraduate students of any higher education tax credits for which they may be eligible. The Institutions retain the ability to customize their tuition billing statements and financial aid award letters to differentiate between programs and provide the clearest information to students, however, all tuition billing statement notifications must be in 12-point font. The Educational Opportunity Grant (EOG) program is phased out over a period of two years. No new awards are allowed, but current recipients are held harmless and receive their full award. Subject to decisions made in the operating budget, funding for the EOG program may be appropriated to the State Need Grant to provide an enhanced need grant for place bound students who have earned an associate degree. The EOG program is removed from statute effective August 1, 2011. The Higher Education Coordinating Board (HECB) must label all student financial assistance programs that they oversee under the umbrella term of "Opportunity Pathway." This includes all printed materials, presentations, and web content. If a web-portal is created that provides a "one-stop shop" for college-going information, all financial aid must be listed underneath the "Opportunity Pathway" label. The website must also contain information about any federal higher education tax credits for which students may be eligible. The HECB retains the ability to customize the display to differentiate between various loan programs. The HECB must award competitive grants to colleges and universities that develop partnerships with local firms in high demand industries. The firms must offer a job placement in a high demand field for at least one academic term. "High demand" can be determined for the state or a sub-state region. Funding can be used for wages and program administration. Colleges and universities may use their institutional aid funds for students in dual credit programs. The Higher Education Loan Program (HELP) is created. The HECB is in charge of program administration and must determine loan repayment obligations, eligibility criteria, total loan limits, fees or other charges related to the loan, as well as create other necessary loan programs like conditional loans or emergency loans. The HELP program is limited to Washington undergraduate and graduate residents who are deemed "needy" by rule of the HECB and will attend a college or university in Washington. Public and private institutions are eligible, provided that they are accredited by an accrediting body recognized by the HECB. Loans provided to resident undergraduate, graduate, or professional students capped at the amount charged for tuition and state-mandated fees at the most expensive public institution of higher education -- depending on what degree the student pursuing. \$146,000 was appropriated for 2010 and \$65,000 was appropriated for 2011.

Status: Governor signed and partially vetoed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2021-S2.SL.pdf>**HR 4645– Honoring The Evergreen State College Men's Basketball Team**

Adoption Date: April 8, 2009

Honors The Evergreen State College men's basketball team.

Status: Adopted by Legislature

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Resolutions/4645-TEESC%20basketball%20team.pdf>**HR 4647– Recognizing scholar-athletes**

Adoption Date: April 6, 2009

Recognizes scholar-athletes.

Status: Adopted by Legislature

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Resolutions/4647-Scholar-athletes.pdf>

**SB 5001– Eliminating the matching fund requirement for the American Indian endowed scholarship program**

Effective Date: July 26, 2009

Chapter: 259 (2009 Laws)

The state matching fund requirement and the scholarship trust fund are eliminated. Funds appropriated by the Legislature for the American Indian Endowed Scholarship program may be deposited directly into the scholarship endowment fund without limitation.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5001-S.SL.pdf>

**SB 5044– Changing work-study provisions**

Effective Date: July 26, 2009

Chapter: 172 (2009 Laws)

Rules developed by the HECB shall, to the extent practicable, limit the proportion of SWS funds expended upon nonresident students to 15 percent, or such lesser amount as specified by the Legislature in the biennial appropriations act. The HECB shall prioritize, to the maximum extent practicable, nonresident students attending eligible institutions in counties bordering Oregon and Idaho when providing state subsidy to nonresident students. The priority given to resident students shall no longer except those students who qualify as residents by virtue of being a spouse or a dependent of a person who is on active military duty stationed in the state. The rules shall encourage job placements in "high employer demand" occupations that meet the state's economic development goals, "including" those in international trade and international relations

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5044-S.SL.pdf>

**SB 5925– Regarding insurance for higher education students participating in study or research abroad**

Effective Date: July 26, 2009

Chapter: 297 (2009 Laws)

As a condition of participation in study or research abroad programs that are sponsored, arranged, or approved by an institution of higher education, students may be required to purchase approved insurance that will provide coverage for expenses incurred as a result of injury, illness, or death, if the student does not already have adequate insurance. Participating students may also be required to have insurance coverage that includes emergency evacuation or repatriation of remains. The institution may bear all or part of the costs of the insurance.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5925.SL.pdf>

***NOT PASSED***

**HB 1129– Establishing a lifelong learning account steering committee**

Requires the Workforce Training and Education Coordinating Board (Workforce Board) to establish a steering committee to develop policy, budget, outreach, and accountability recommendations for a statewide Lifelong Learning Account (LiLA) program. Authorizes the Workforce Board to receive and spend gifts, grants, or endowments from public or private sources to support the LiLA program.

Status: House Committee on Education Appropriations

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1129-S.pdf>

**HB 1418– Establishing a statewide dropout reengagement system**

A statewide dropout reengagement system is created to provide education and services to older youth who have dropped out of school or are not expected to graduate from high school by the age of 21. Under the system, Educational Service Districts (ESDs) act as brokers and managers of model interlocal agreements and contracts between school districts and dropout reengagement program providers. Program providers may be community and technical colleges or community-based organizations. School districts are required to make high quality dropout reengagement programs available to eligible students, either directly or under contract or agreement. Entering a model interlocal agreement with the local ESD accomplishes these requirements.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1418-S.pdf>

**HB 1428– Establishing the field of dreams program**

Creates the Field of Dreams program, providing college tuition in the form of Guaranteed Education Tuition (GET) credits to students working for agricultural employers.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1428.pdf>

**HB 1594– Creating the environmental cleanup opportunity grant program**

Provides up to 10, two-year scholarships to students who major in a program of study leading to an environmental career in the cleanup of hazardous substances at contaminated facilities. Allows funds from the State Toxics Control Account to be used for the Environmental Cleanup Opportunity Grant Program.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1594.pdf>

**HB 1706– Expanding resident student eligibility for purposes of the state need grant program**

Expands eligibility for the state need grant.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1706.pdf>

**HB 1763– Requiring that all classifications of students be treated equitably and consistently in the higher education admissions process**

Provides that if the legislature reduces or does not increase enrollments over the previous biennium as specified in the omnibus appropriations act, or if the institutions of higher education reduce enrollment for any academic term, the reduction shall apply to all categories of students on an equal basis.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1763.pdf>

**HB 2001– Regarding insurance for higher education students participating in study or research abroad**

Authorizes a governing board of a state institution of higher education to require its students who participate in studies or research outside of the United States sponsored, arranged, or approved by the institution to purchase, as a condition of participation, certain insurance approved by the governing board.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2001.pdf>

**HB 2098– Creating a single need-based financial aid program**

Declares an intent to provide per student incentives to institutions of higher education to increase the number of financial aid recipients who graduate and achieve career placement. Reduces eligibility for the state need grant to include students with family incomes at or below fifty percent of the state median family income, adjusted for family size. Provides that institutions of higher education that participate in the state need grant program are eligible for institutional incentive grants for tracking and improving student achievement.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2098.pdf>

**HB 2111– Establishing the GET ready for college program**

Encourages families to begin saving for college by paying the enrollment fee for a GET account for each child born in Washington and supplementing that account with additional GET units over the child's educational career. Establishes the GET ready for college program. Requires the higher education coordinating board, subject to funds appropriated for this specific purpose, to pay the fifty-dollar enrollment fee to open a GET account on behalf of every child born in Washington state after the effective date of the act.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2111.pdf>

**HB 2239– Concerning the creation of a student loan program with a dedicated revenue source**

Establishes the Washington Higher Education Loan Program (HELP) funded by proceeds from the state lottery. Allows persons to register lottery tickets for second chance drawings using the Internet. Provides for the net revenues from the lottery to be deposited into the HELP Account, only after the Education Construction Account is fully funded. Provides that the Higher Education Coordinating Board will be in charge of HELP program administration. Authorizes the State Treasurer to deposit revenues up to \$10 million into public depositories as certificate of deposits (CDs) on the condition that the public depository make "qualifying loans" under the HELP program. The state forgoes up to 2 percent in interest on the CDs and passes along the savings to the public depository with the condition that the depository reduces the interest rate for the loan recipients.

Status: House Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2239-S.pdf>

**SB 5142– Improving education and employment opportunities for individuals with criminal convictions**

In determining whether a criminal conviction is related to a profession or business licensed by DOL, the department must consider: the nature and seriousness of the crime; the relationship of the crime to the purposes for requiring a license; the extent to which a license might offer an opportunity to engage in further criminal activity; and the relationship of the crime to the ability, capacity, or fitness required to perform the duties of the profession. DOL must review and make recommendations to its existing law and policies to encourage the employment of individuals with criminal convictions while ensuring the safety of the public. In conducting its review, DOL must identify crimes or categories of crimes that relate to the profession, the reasons the crime relates, and any mitigating actions or circumstances that may assist a convicted person in obtaining a license. DOL must ensure the identified crimes are narrowly tailored. DOL must compile and maintain a guide to assist individuals with criminal convictions in identifying potential avenues of employment and include a list of professions that it licenses and crimes that relate to those professions. DOL must complete the guide and report to the Legislature and the Governor by December 1, 2009.

Status: Senate Committee on Human Services and Corrections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5142.pdf>

**SB 5175– Changing the Washington college promise scholarship program**

The eligibility requirements are modified. Students must be "resident students." A graduate from a public or private school must be in the top 10 percent of the class instead of the top 15 percent. Home schooled students or those who have a GED are required to score above the ninetieth percentile on the SAT or ACT. Students may receive up to two consecutive annual awards not to exceed the full-time annual tuition fees charged at the University of Washington instead of the rates charged at Washington community colleges. The first scholarships are awarded after 2009 for the 1010-11 academic year.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5175.pdf>

**SB 5260– Requiring a collaborative review of incentive programs to motivate students to pursue postsecondary education**

The SPI, the Higher Education Coordinating Board, and the State Board for Community and Technical Colleges must jointly review incentive programs in other states that are intended to increase the number of students meeting state standards and/or motivate students to pursue postsecondary education. A joint report to the Legislature is due by December 1, 2009, including recommendations for incentive programs to spend savings realized by eliminating the statewide assessment for graduation and consideration of creating a public-private partnership to implement the recommendations.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5260-S.pdf>

**SB 5405– Regarding resident student classification**

The definition of "resident student" is expanded for the purposes of determining whether a student pays resident tuition rates at Washington institutions of higher education. An individual qualifies as a "resident student" if the person has lived in Washington for at least one year and holds either an H-1B, E-3, or L visa. The spouse or child of a person holding an H-1B, E-3, or L visa also qualifies as a resident student, if the person holds lawful nonimmigrant status.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5405.pdf>

**SB 5449– Regarding establishing and meeting graduation and reengagement goals**

Establishes graduation and re-engagement goals for the year 2020. Directs the State Board of Education (SBE) to establish annual targets for schools and school districts in order to meet the goals. Requires the SBE, in consultation with the Office of the Superintendent of Public Instruction (OSPI), to make recommendations to the Legislature on a focused assistance program and incentives for school districts to improve graduation rates. Requires entities with appointed representatives on the Building Bridges work group to collaborate with other state agencies and organizations to meet state graduation rate goals and help reduce the dropout rate

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5449-S.E.pdf>

**SB 5507– Creating the historically Black college fund pilot project**

The Historically Black College Fund Pilot Project is created. Up to 100 students may use their state-funded need grant awards to study at Morehouse College, Howard University, Spelman College, Grambling State University, or Tuskegee University. The project is administered by the Higher Education Coordinating Board (HECB), which may adopt rules to establish eligibility criteria for students and participating institutions. By December 15, 2014, the HECB reports the results of the pilot project and makes recommendations regarding revision or expansion. The pilot project expires on June 30, 2014.

Status: Senate Committee on Higher Education & Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5077.pdf>

**SB 5555– Regarding lifelong learning accounts**

Requires the Workforce Training and Education Coordinating Board (Workforce Board) to establish a steering committee to develop policy, budget, outreach, and accountability recommendations for a statewide Lifelong Learning Account (LiLA) program. Authorizes the Workforce Board to solicit, accept, and administer federal and private funds and to contract with for-profit and non-profit organizations to support the development of the LiLA program.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5555-S.E.pdf>

**SB 5606– Creating the Washington investment in student excellence scholarship program**

The Washington Investment in Student Excellence Account is created. Starting July 1, 2009, education money from the lottery must be placed in the account. Money in the account may be used for only the Educational Opportunity Grant, the GET Ready for Math and Science Scholarship, the Passport to College Promise Scholarship, the College Bound Scholarship, the Washington Promise Scholarship, and the Opportunity Grant. The HECB may authorize expenditures from the account.

Status: Senate Committee on Higher Education & Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5606.pdf>

**SB 5946– Protecting freedom of student press and speech**

Public high school students have the right to exercise freedom of speech and of the press in school-sponsored media. However, students are not allowed to engage in expression that is obscene to minors; is libelous or slanderous; is an unwarranted invasion of privacy; constitutes an unwarranted invasion of privacy; violates the Federal Communications Act or any rule or regulation of the Federal Communications Commission; or incites students to create a clear and present danger of the following: (1) commission of unlawful acts on school premises; (2) violation of lawful school regulations; or (3) material and substantial disruption of the operation of the school. Student editors of school-sponsored media in public institutions of higher education are responsible for determining the content of the media, subject to professional standards of English and journalism taught by the student media adviser. A student media advisor may not be terminated, transferred, removed, or otherwise disciplined for refusing to censor school-sponsored media. School-sponsored media at public institutions of higher education are public forums for expression by student journalists at the institution. Student media are not subject to prior review by school officials. School-sponsored media is not the expression of school policy. Neither school officials nor the governing board of a public institution of higher education may be held responsible in a civil or criminal action for expression made or published by students in a school-sponsored media, unless they have interfered with or altered its content. The only relief that a court may award pursuant to a civil cause of action commenced by a student is injunctive and declaratory relief. If attorneys fees are awarded in the civil cause of action, they must be reasonable fees.

Status: Senate Judiciary Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5946.pdf>

**SB 5959– Expanding resident student eligibility for purposes of the state need grant program**

Expands resident student eligibility for purposes of the state need grant program.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5959.pdf>

**SB 6044– Revitalizing student financial aid**

All public institutions of higher education are directed to label the state subsidy per student and all types of financial aid as an "opportunity passport" on the tuition billing statement or the financial aid award letter. This includes aid from all sources including federal, state, and local governments, local communities, nonprofit and for-profit organizations, and institutions of higher education. Institutions retain the ability to customize their tuition billing statements and financial aid award letters to differentiate between programs and provide the clearest information to students. The EOG program is phased out over a period of two years. No new awards are permitted, but students who receive the grant before August 1, 2009, receive the full amount of their award for a maximum of two years. The EOG program expires on August 1, 2011. When selecting students to receive State Need Grants, in addition to financial need and whether the student is a former foster youth, the Higher Education Coordinating Board (HECB) considers whether the applicant is a placebound student who has earned an associate degree. A placebound student is defined as one who is unable to complete a college program because of family or employment commitments, health concerns, monetary inability, or other factors and may be influenced to complete a baccalaureate degree by the receipt of an enhanced financial aid award. The Washington Scholars program is changed from a four-year award into a two-year award for students who receive the award after August 1, 2011. Recipients continue to have their tuition and services and activities fees waived. The Legislature expresses its intent to move any saved funds to the State Work Study program. The HECB must label all student financial assistance programs awarded to resident undergraduate students as an "opportunity passport." This includes all printed materials, presentations, and web content. If a web-portal is created for college-going information, all financial aid must be listed underneath the "opportunity passport" label. Dual credit programs are defined as those administered by either an institution of higher education or a high school, through which high school students in the eleventh or twelfth grade, who have not yet received the credits required for the award of a high school diploma, apply to a participating institution of higher education to enroll in courses or programs offered by the institution and simultaneously earn high school and college credit. Colleges and universities are allowed to use their institutional aid funds for students in dual credit programs.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6044.pdf>

**SB 6086– Concerning the use of state lottery proceeds for higher education financial aid**

Declares an intent to redirect state lottery proceeds to provide additional funding to student financial aid programs.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6086.pdf>

**SCR 8403- Creating a joint select committee concerning Latino accessibility to higher education**

Creates a joint select committee on Latino accessibility to higher education.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Concurrent%20Resolutions/8403.pdf>

**SJM 8010- Petitioning the federal government to eliminate federal financial benefits from accruing to colleges and universities that use legacy preferences in admissions**

The Legislature asks the President of the United States, Congress, and the Secretary of Education to deny federal grants, student aid, or other financial benefits to colleges or universities that use legacy preferences in their admissions decisions.

Status: Senate Rules Committee

For the full text of the bill:

[http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Joint%20Memorials/8010\\_Legacy%20preferences-colleges.pdf](http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Joint%20Memorials/8010_Legacy%20preferences-colleges.pdf)

## Sustainability

### **HB 1007 – Creating a sustainable energy trust**

Effective Date: July 26, 2009

Chapter: 65 (2009 Laws)

The Commission must make available secured loans to certified applicants for the purpose of providing financing for all or part of the project costs of any energy efficiency improvement or renewable energy improvement. The Washington State University's Climate and Rural Energy Development Center (Center) is responsible for certifying the energy efficiency and renewable energy improvements. Amended on the Floor: Specifies that no work by a certifying authority shall commence until a request has been made by the housing finance commission. Requires the housing finance commission to consult with the Washington State University energy extension program to determine which potential improvement technologies are appropriate before entering into contracts with certifying authorities.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1007-S2.SL.pdf>

### **HB 1481– Regarding electric vehicles**

Effective Date: July 26, 2009

Chapter: 459 (2009 Laws)

The Puget Sound Regional Council (PSRC) is required to seek federal or private funding related to planning for electric vehicle infrastructure deployment. State agencies, to the extent practicable as determined by the Department of Community Trade and Economic Development (DCTED), must achieve 40 percent fuel usage using electricity or biofuel for publicly owned vessels, vehicles, and construction equipment by June 1, 2013. By December 31, 2015, the state must, to the extent practicable: install charging outlets capable of charging electric vehicles in each of the state's fleet parking and maintenance facilities; install charging outlets capable of charging electric vehicles in all state-operated highway rest stops; and install or lease space for installation of a battery exchange and charging station in appropriate state-operated highway rest stops. These obligations are subject to the availability of funds appropriated to the Department of Transportation for these activities. State and local governments may lease public property for electric vehicle infrastructure. Battery charging stations and battery exchange stations will not lose their categorically exempt status under the State Environmental Policy Act (SEPA) as a result of their being parts of a larger proposal under the SEPA rules. By July 1, 2010, electric vehicle infrastructure must be allowed under the development regulations of a local jurisdiction if: (1) the jurisdiction is adjacent to Interstate 5 (I-5), Interstate 90 (I-90), Interstate 405 (I-405), or State Route 520 (SR 520) and has a population of over 20,000 in a county with a population of over one million five hundred thousand; (2) the jurisdiction is adjacent to I-5 and is located in a county with a population greater than 600,000; or (3) the jurisdiction is adjacent to I-5 and located in a county with a state capitol within its borders. By July 1, 2011, or six months after a model ordinance is distributed, whichever is later, all jurisdictions adjacent to I-5, I-90, I-405, or SR 520 must allow electric vehicle infrastructure and battery charging stations under their development regulations as a use in all areas, except those areas zoned for residential, resource use, or critical areas. A jurisdiction may adopt and apply other development regulations that do not have the effect of precluding the citing of electric vehicle infrastructure or battery charging stations in areas where that use is allowed. Cities may adopt incentive programs to encourage retrofitting of existing structures with electric outlets capable of charging electric vehicles. Electric vehicle infrastructure is exempt from leasehold excise tax. The sale of electric vehicle batteries or the installation of electric vehicle infrastructure is exempt from retail sales and use tax. An alternative fuels corridor pilot project is authorized for up to five locations in the state. The Washington State Department of Transportation (WSDOT) may enter into partnership agreements with public and private entities for the use of land and facilities along state routes and within interstate highway rights-of-way. The pilot project must: limit renewable fuel and vehicle technology offerings to those fuels or vehicle technologies with a forecasted demand over the next 15 years that are approved by the WSDOT; ensure that the site does not compete with existing retail businesses in the same geographic area for the provision of the same refueling services, recharging technologies, or other retail commercial activities; provide existing truck stop operators and truck refueling businesses with a right of first refusal over the offering of refueling services for certain types of trucks within the same geographic area as the pilot project site; ensure that any commercial activities at host sites do not materially affect the revenues forecast for vending operations offered by the Department of Services for the Blind; and regulate the internal rate of return from the partnership. The duration of the pilot project is limited to the term of years reasonably necessary for the partnership to recover the cost of capital investments, plus the regulated internal rate of return. The WSDOT is not responsible for providing capital equipment or operating refueling and recharging services.

Status: Governor signed.

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1469-S2.pdf>

**HB 2165– Authorizing the department of natural resources to conduct a forest biomass energy demonstration project**

Effective Date: July 26, 2009

Chapter: 163 (2009 Laws)

The Department may develop and implement forest biomass energy demonstration projects (demonstration projects), one east of the crest of the Cascade mountains and one west of the crest of the Cascade mountains.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2165.SL.pdf>

**HB 2227 – Enacting the evergreen jobs act**

Effective Date: July 26, 2009

Chapter: 536 (2009 Laws PV)

The Legislature finds that federal and state policies include new investments in green industry research and development, green energy production incentives, green energy installation, and energy efficiency retrofits. The anticipated increase in demand for green energy will create job opportunities for Washington residents; however, the state and residents may fail to take full advantage of these opportunities if there is a shortage of skilled workers. The Legislature intends that the state create a highly skilled green jobs work force through targeted allocation of existing education and training funds as well as federal appropriations. The Washington state Evergreen Jobs Initiative is established to: (1) create 15,000 new green economy jobs by 2020; (2) target 30 percent of these jobs to veterans, National Guard members, and low-income and disadvantaged populations; (3) coordinate state agencies to secure and deploy federal funds in a focused, effective way; (4) prepare the workforce to take full advantage of green economy job opportunities; (5) attract private sector investment for job creation and expansion; (6) make the state a net exporter of green industry products and services; (7) empower green job recruitment and training by local workforce development councils (WDCs) and associate development organizations (ADOs); (8) capitalize upon existing partnership agreements; and (9) operate according to the 14 guiding principles in the "Green Economy Strategic Framework."

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2227-S2.SL.pdf>

**SB 5560– Regarding state agency climate leadership**

Effective Date: July 26, 2009

Chapter: 519 (2009 Laws PV)

All state agencies must meet the statewide GHG emission limits and reduce emissions as follows: by July 1, 2020, to 15 percent below 2005 levels; by 2035, to 25 percent below 2005 levels; by 2050, to the greater of 50 percent below 2005 levels or 70 percent below the expected state government emissions that year. Each state agency must report estimates of 2005 emissions to the Department of Ecology (Ecology). State agencies that are required to report emissions under the Clean Air Act must provide emission estimates as required by the act. Each state agency must report to Ecology on its actions taken to reduce emissions and energy consumption. The GA or the responsible agency must conduct an energy audit for state-owned facilities greater than 10,000 square feet that have not had an energy audit completed in the past five years. GA must report to the Governor and the Legislature on progress of developing energy audits, energy benchmarks, and planned energy efficiency measures by December 31, 2014, and a final report by December 31, 2016. Agencies implementing energy conservation measures identified above may retain the savings budgetary restraints provided. This act must be in effect only to the extent that funds are specifically appropriated for the purposes of this act.

Status: Governor signed and partially vetoed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5560-S2.SL.pdf>

**SB 5649– Regarding energy efficiency in buildings**

Effective Date: May 7, 2009

Chapter: 379 (2009 Laws PV)

The Washington State University (WSU) is authorized to implement grants for pilot programs that provide community-wide residential and commercial energy efficiency upgrades. WSU must coordinate and collaborate with CTED in the design, administration, and implementation elements of the pilot programs. There must be at least three pilot programs which must provide assistance for energy audits and energy efficiency related improvements to structures owned by or used for residential, commercial, or non-profit purposes.

Status: Governor signed and partially vetoed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5649-S2.SL.pdf>

***NOT PASSED***

**HB 1168– Reducing the environmental impact of cleaning state facilities**

Requires all state agencies that purchase cleaning products or services to: (1) Ensure that cleaning products have properties that minimize potential impacts to human health and the environment consistent with maintenance of the effectiveness of these products for the protection of public health and safety; (2) Purchase environmentally preferred products or document the reasons for selecting nonpreferred products; (3) Prepare and submit a report electronically to the department of general administration biennially listing the amount and type of cleaning product used; and (4) Transition to cleaning products having properties that minimize potential impacts to human health and the environment within six months of the effective date of this act in a manner that avoids waste of existing inventories, accommodates establishment of supply chains for new products, enables the training of personnel in appropriate work practices, and allows the phase out of products and practices inconsistent with this act.

Status: House Committee on Environmental Health

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1168.pdf>

**HB 1191– Reducing greenhouse gas emissions**

Providing incentives to support renewable solar energy.

Status: House Committee on Technology and Energy & Communications

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1191.pdf>

**HB 1469– Establishing the product stewardship recycling act for mercury-containing lights**

Establishes a producer-designed product stewardship program for the collection, recycle, and disposal of mercury-containing lights. Requires that producers of mercury-containing lights participate in and fully implement a product stewardship program by January 1, 2011. Requires that mercury-containing lights be recycled by business and government users by January 1, 2012.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1469-S2.pdf>

**HB 1718– Reducing greenhouse gases in Washington**

Authorizes strategies to reduce energy consumption. Authorizes strategies for compact and transit oriented developments. Authorizes strategies to expand multimodal infrastructure and complete streets. Authorizes various funding mechanisms intended to lower greenhouse gas emissions and reduce energy consumption. Sets a statewide goal of achieving an 80 percent recycling rate by 2020. Creates objectives for the comprehensive solid waste management plan. Creates a product stewardship program at the Department of Ecology. Amends the Growth Management Act to achieve and support greenhouse gas emissions reductions.

Status: House Committee on Ecology & Parks

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1718.pdf>

**HB 1734– Creating a program for conversion of plug-in hybrid vehicles**

Provides funding to Shoreline Community College to develop a solar/vehicle-to-grid charging station to operate hybrid vehicles.

Status: House Committee on Education Appropriations

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1734.pdf>

**HB 1799– Reducing the release of mercury into the environment**

Requires that mercury-added lights be recycled by mid-2011. Prohibits the sale of bulk mercury by June 30, 2011. Directs the Department of Ecology to research and recommend implementation and financing methods for recycling of mercury-added general purpose lights by December 1, 2009.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1799-S.pdf>

**HB 1809– Reducing the release of mercury into the environment**

Requires all state-funded public agency facilities including learning institutions to recycle their end-of-life mercury-added general purpose lights. Requires all commercial, industrial, and retail facilities and office buildings to recycle their end-of-life mercury-added general purpose lights. Prohibits certain sales or purchases and deliveries of bulk mercury, including sales through the internet or sales by private parties. Requires the department of ecology to: (1) Participate in national and global mercury forums to advocate reduction of global emissions and permanent isolation of elemental mercury; (2) In consultation with the United States environmental protection agency, study the feasibility of the development of a national repository for mercury; (3) In consultation with the solid waste advisory committee created under RCW 70.95.040, conduct research and develop recommendations for the implementation and financing of a convenient and effective mercury-added general purpose light recycling program for residents, small businesses, small government agencies, charities, and schools throughout the state; (4) Consult with stakeholders, including persons who represent retailers of mercury-added general purpose lights, waste haulers, mercury-added general purpose light recyclers, mercury-added general purpose light manufacturers, cities, counties, environmental organizations, public interest organizations, and other interested parties that have a role or interest in the recycling of mercury-added general purpose lights; (5) Assess ways for a convenient and effective statewide recycling program for mercury-added general purpose lights to be established and financed; (6) Consider alternatives that utilize the infrastructure and system established in chapter 81.77 RCW (solid waste collection companies) when developing collection systems for general purpose mercury-added lights; and (7) Develop a description of what could be accomplished voluntarily and what would require the adoption of rules or legislation if needed to implement the recommended statewide recycling program for mercury-added general purpose lights.

Status: House Committee on Environmental Health

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1809.pdf>

**HB 1819– Reducing greenhouse gas emissions**

Creates criteria for the cap of carbon emissions. Specifies the emissions covered in the cap. Requires an independent economic analysis of the impact to Washington consumers, businesses, and citizens if Washington entered into a regional or federal cap-and-trade program. Sets reporting requirements for fuels.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1819-S2.pdf>

**HB 1851– Concerning petroleum-based beverage bottles**

Prohibits a state agency from purchasing petroleum-based beverage bottles for use in state-owned or leased facilities or at state-sponsored events, effective July 1, 2010. Prohibits a manufacturer, wholesaler, or retailer from manufacturing, knowingly selling, offering for sale, distributing for sale, or distributing for use in this state any petroleum-based beverage bottle unless the bottle is compostable, effective January 1, 2012.

Status: House Committee on Ecology and Parks

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1851.pdf>

**SB 5118– Modifying the definition of biofuel**

The definition of "biodiesel fuel" in state renewable fuel standards is revised to include diesel fuel substitutes produced from nonfossil renewable resources that meet registration requirements for fuels and fuel additives established by EPA and standards established by the American Society of Testing and Materials.

Status: Senate Committee on Environment, Water and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5118.pdf>

**SB 5138– Creating an integrated climate change response strategy**

Establishes a science advisory group to provide independent scientific advice to state agencies. Requires the Department of Ecology to compile an initial climate change response strategy by December 1, 2011. Requires the Department of Ecology to complete an initial climate impacts assessment report by December 1, 2012. Requires the Governor to designate an existing position as the single point of accountability for all energy and climate change initiatives within state agencies. Requires the state to develop an integrated climate change response strategy by December 1, 2013. Requires state agencies to strive to incorporate adaptation plans of action as priority activities when planning or designing agency policies and programs. Provides a null and void clause.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5138-S2.E.pdf>

**SB 5418 - Regarding electric vehicles**

Finds that the development of electric vehicles and an electric vehicle infrastructure is critical to developing new jobs and reducing greenhouse gas emissions. Recognizes that jobs created to transition to electrified transportation are green jobs. Defines the terms "electric vehicle" and "electric vehicle infrastructure" and provides preferential tax treatment for the construction of the vehicles and infrastructure. Requires state and local governments and other entities to implement the use of electric vehicles by modifying zoning and development codes, building permits, transportation policy, and environmental regulations.

Status: Senate Committee on Environment, Water, and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5418.pdf>

**SB 5543 - Establishing the product stewardship recycling act for mercury-containing lights**

Creates the product stewardship recycling act for mercury-containing lights.

Status: Senate Committee on Environment, Water, and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5543.pdf>

**SB 5735– Reducing greenhouse gas emissions**

Specifying Legislative Findings and Intent. The Legislature reaffirms the state's greenhouse gas (GHG) emission targets established in 2008. In addition, the Legislature finds, among other things, that despite the current economic downturn, it remains essential that the state fashion a long-term strategy for reducing GHG emissions. The Legislature intends to provide recommendations to the 2011 Legislature regarding the merits of implementing a multi-sector emissions reduction program, as well as recommendations for complementary measures to achieve the state's emission reduction requirements.

Status: Senate Concurrence Calendar

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5735-S2.E.pdf>

**SB 5813– Reducing the release of mercury into the environment**

Requires all state-funded public agency facilities including learning institutions to recycle their end-of-life mercury-added general purpose lights.

Status: Senate Committee on Environment, Water, and Energy

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5813.pdf>

*Teacher Preparation*

**HB 1156 - Creating a preference in the alternative route certification program for veterans and national guard members**

Effective Date: July 26, 2009

Chapter: 192 (2009 Laws)

Applicants for alternative route programs who are eligible veterans or National Guard members, and who otherwise meet the entry requirements for the program for which application is made, are given preference in admission and for scholarships.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1156.SL.pdf>

**HB 1675- Changing the work experience provisions of the alternative route partnership grant program**

Effective Date: July 26, 2009

Chapter: 166 (2009 Laws)

Work experience requirements for teacher candidates pursuing residency teacher certification through alternative certification routes one and two are decreased from three years to one year. Work experience requirements for candidates pursuing residency teacher certification through alternative certification routes three and four are removed.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1675.SL.pdf>

### **HB 2003- Changing professional educator standards board provisions**

Effective Date: July 26, 2009

Chapter: 531 (2009 Laws)

The PESB is specifically charged with: developing and maintaining a research base of educator preparation best practices; developing and coordinating initiatives for educator preparation in high-demand fields as well as outreach and recruitment initiatives for underrepresented populations; providing program improvement technical assistance to educator preparation programs; assuring educator preparation program compliance; and preparing and maintaining a cohesive educator development policy framework. The number of governor appointed members is reduced from 20 to 12. The Superintendent of Public Instruction continues to serve on the PESB board, members continue to serve four-year terms, and the current term limits remain in place. The term of the chair is increased from one year to two years; no board member may serve as chair for more than four consecutive years. A majority of the members must be active practitioners with the majority being classroom based. The PESB board shall also include individuals possessing experience of one or more of the following types: providing or leading a state-approved teacher or educator preparation program; mentoring and coaching education professionals or others; and education-related community experience. In making appointments, the Governor must consider the individual's commitment to quality education and the ongoing improvement of instruction, experiences in the public or private schools, involvement in developing quality teaching preparation and support programs, and vision for assuring teaching quality. The Governor shall also consider the diversity of the population of the state.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2003-S.SL.pdf>

### **HB 2261- Concerning the state's education system**

Effective Date: July 26, 2009

Chapter: 548 (2009 Laws)

The Legislature intends to continue to review, evaluate, and revise the definition and funding of Basic Education in order to continue to fulfill the state's obligation under Article IX of the State Constitution. For practical and educational reasons, major changes in the program and funding cannot occur instantaneously. The Legislature intends to develop a realistic implementation strategy and establish a formal structure for monitoring the implementation of an evolving Program of Basic Education and the financing necessary to support it. The Legislature intends that the redefined Program of Basic Education and funding be fully implemented by 2018. It is the Legislature's intent that the policies and formulas under the bill will constitute the Legislature's definition of Basic Education once fully implemented. *Certification.* By January 1, 2010, the PESB must adopt articulated standards for effective teaching that are evidence-based, measurable, associated with improved student learning, and calibrated on a career continuum. To the extent possible, the PESB must incorporate standards for cultural competency. Also by January 1, 2010, the PESB must: adopt a definition of "master teacher," consistent with and including certification by the National Board for Professional Teaching Standards; submit an update on implementation of the uniform external assessment for professional certification; develop a proposal for a uniform classroom-based means of evaluating teacher effectiveness at preservice, to be used during student teaching. The assessment must include a common and standardized rubric for determining performance and use multiple measures of classroom performance, artifacts, and student work. proposal must establish a timeline for when the assessment would be required, taking into account the capacity of the education system to accommodate a new assessment; recommend the length of time that a residency certificate is valid and the time period for professional certification; and estimate the costs and authority needed to implement these provisions. Beginning no earlier than September 1, 2011, professional certification will be based on two years of successful teaching experience and the results of the external assessment, and may not require candidates to enroll in a professional certification program. Beginning July 1, 2011, residency certificate programs must demonstrate how the program produces effective teachers. *Compensation Working Group.* The OFM, with assistance from the OSPI, convenes a working group beginning July 1, 2011, to recommend the details of an enhanced salary allocation model that aligns educator certification with the compensation system. Recommendations from the working group include: reducing the number of tiers in the salary allocation model; accounting for geographic and labor market adjustments; the role and types of bonuses; accomplishing salary equalization over a set period of years; and fiscal estimates to implement the recommendations, including permanently grandfathering current staff on the current schedule. The working group must also conduct or contract for a comparative labor market analysis of salaries and other compensation for specified groups of educators and school staff. The working group makes an initial report to the Legislature by December 1, 2012. A current statute regarding LID is amended so that school districts are eligible to receive funding that is limited to specific activities related to student learning.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2261-S.SL.pdf>

**HB 2343- Achieving savings in education programs**

Effective Date: July 1, 2009

Chapter: 539 (2009 Laws)

The following Revised Code of Washington (RCW) statutes are amended to make implementation of the associated programs subject to the availability of funds appropriated for the purpose: 28A.655.200 - Diagnostic assessments 28A.415.315 - Paraprofessional training program 28A.660.050 - Alternative Routes' conditional scholarships 28A.415.350 - Learning Improvement Days 28A.415.250 - Teacher Assistance Program, peer mentoring 28A.405.415 - NBPTS bonus program The NBPTS statute is amended to suspend, for two school years, the inflation-based increase in the annual bonus. The suspended amounts are to be made up by the end of the 2014-15 school year.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2343-S.SL.pdf>

***NOT PASSED***

**HB 1410 - Creating a comprehensive system of public education programs, finance, and accountability**

Adopts definitions, requirements, and financing formulas for a Program of Basic Education and an Instructional Program that the Legislature deems complies with Article IX of the State Constitution. Includes within the requirements; expanded minimum instructional hours, instruction for 24 credits for high school graduation, a Program of Early Learning for at-risk children; and supplemental instruction for students who are underachieving, non-English proficient, and in special education. Sets forth financing formulas based on a prototypical school model and specifies numeric amounts as of the 2016-17 school year for such inputs as class size, types of school staff, central office administration, and allocations for maintenance, supplies, and operating costs. Provides for phased-in implementation of the requirements and financing formulas beginning in the 2011-12 school year, with full implementation required by 2016-17. Revises teacher certification to be based on performance standards and an evaluation from certified peer-evaluators and requires employment evaluations and mentoring programs for new teachers to be aligned with the performance standards, all beginning in the 2012-13 school year. Requires development of a new compensation system and state salary schedule for Certificated Instructional Staff hired after the 2012-13 school year or who transfer to the new system. Directs development of a regional wage adjustment schedule based on comparative labor market surveys conducted by the Department of Personnel. Authorizes the State Board of Education to implement a school and district accountability system including an accountability index, designation of some struggling schools and districts as Priority for intensive assistance, and placement of Priority schools and districts on Academic Watch with a binding performance agreement if no improvement is made. Sets the levy lid at 24 percent for all districts and repeals Local Effort Assistance as of January 1, 2012, and directs a working group to develop a new system of local finance or public schools. Creates five technical working groups to continue development of policies under the bill and creates a Basic Education Steering Committee to monitor and oversee implementation.

Status: House Committee on Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1410.pdf>

**HB 2000 - Providing a coordinated approach to creating an adequate supply of well-qualified mathematics and science teachers**

Directs the Professional Educator Standards Board to serve as the lead agency to coordinate current and new initiatives to support preparation and recruitment of mathematics and science teachers. Requires each public four-year institution of higher education to create a Washington Teach initiative to recruit and prepare mathematics and science teachers, offer an alternative route program for certification in mathematics or science, and reduce enrollment in certification for elementary education in order to increase enrollment capacity in mathematics and science. Authorizes selection of up to three community colleges to offer a post baccalaureate teaching certificate in mathematics or science, and up to three colleges to develop a baccalaureate degree program with a teaching certificate in mathematics or science. Recognizes up to five years experience in nonschool mathematics, science, or engineering occupations for purposes of the salary allocation schedule if the teacher has at least 10 years of such experience.

Status: House Committee on Ways & Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2000.pdf>

**SB 5714 - Providing conditional funding for teachers to pursue national board for professional teaching standards certification**

Provides for a conditional advance on the financial bonus available to National Board for Professional Teaching Standards (NBPTS) certified instructional staff.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5714.E.pdf>

**SB 5802 - Changing professional educator standards board provisions**

Tasks the Professional Educator Standards Board (PESB) with developing, maintaining, and coordinating certain measures related to educator preparation programs. Reduces the number of governor-appointed members to the PESB from 20 to 12, alters the membership criteria, and removes the requirement of Senate confirmation. Increases the term of the PESB chair from one year to two years, subject to a term limit that is expanded from two consecutive years to four consecutive years. Allows the PESB to create informal advisory groups. Deletes statutory provisions which allow a right of appeal to the PESB following certificate revocation.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5802-S.pdf>

**SB 6048 - Concerning the state's education system**

Adopts definitions, requirements, and financing formulas for a Program of Basic Education and an Instructional Program that the Legislature deems complies with Article IX of the state Constitution. Includes within the requirements beginning in 2011-12: expanded minimum instructional hours; instruction for 24 credits for high school graduation; opportunity for students to earn a meaningful high school diploma; full-day kindergarten; and supplemental instruction for students who are underachieving, non-English proficient, highly capable, and in special education. Sets forth financing formulas based on a prototypical school model and using inputs such as class size; types of school staff; central office administration; enhanced allocations for categorical programs; and allocations for maintenance, supplies, and operating costs. Provides for the revised definitions and financing formulas to begin in the 2011-12 school year, with the intent to be phased-in over a six-year period. Authorizes a new pupil transportation funding formula using a regression analysis to allocate funds, phased-in beginning in the 2011-12 school year. Creates three technical working groups to continue development of policies and formulas, prepare an implementation schedule to phase-in increased program requirements and funding, propose options for a system of compensation that supports effective teaching and options for a local funding system for levies and levy equalization, develop a Program of Early Learning, and recommend strategies to close the achievement gap. Directs the State Board of Education to continue developing a voluntary system of continuous school improvement and seek approval for use of the system for purposes of federal accountability. Creates a Basic Education Steering Committee to oversee the working groups, monitor overall implementation, and report to the Legislature.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/6048.E.pdf>

## Technology

### **HB 1946 - Regarding higher education online technology**

Effective Date: July 26, 2009

Chapter: 407 (2009 Laws)

All institutions of higher education are encouraged to use common online learning technologies, including those currently managed by the SBCTC. Institutions that decide to migrate to the common system may begin doing so immediately. For those institutions that opt in, the SBCTC will adjust current licenses to accommodate the additional schools and convene a workgroup to determine a shared fee structure. The Higher Education Coordinating Board (HECB) must convene a workgroup to improve the effectiveness, efficiency, and quality of education relative to the use of technology. The group must include representatives from each of the public baccalaureate institutions, six community or technical colleges; two faculty members from four-year institutions, two faculty members from community and technical colleges, at least one of the faculty members from each sector must be selected by statewide bargaining representatives; and one representative each from the HECB, the SBCTC, the Workforce Training and Education Coordinating Board, the Department of Information Services, and the Council of Presidents. The group must take the following actions in developing the plan: Investigate efforts in other states regarding online learning technologies, personalized online student services, integrated administrative tools, shared library resources, methods for sharing digital content, methods for pooling and sharing enrollments in online classes, and methods for ensuring quality of online programs and classes. Develop a process and timeline for implementing the recommendations of the various investigations. Focus on statewide capability and standards to create effective use of common resources. Identify the metrics that can be used to gauge success. Conduct a comprehensive audit of existing Information Technology resources currently being used at all public institutions of higher education including employees, infrastructure, and licenses. Failure of an institution to participate must be noted in the workgroup's plan. Subject to appropriations for this purpose, the HECB must contract with an independent consultant to review the findings of the audit. Recommend strategies to reduce duplication, increase quality, and increase student access. Recommend governance and funding models as well as accountability measures. Provide a preliminary report to the Legislature by December 1, 2009, and a final report by December 1, 2010. The act is null and void if it is not funded or referenced in the conference operating budget. \$227,000 was appropriated for 2010 and \$11,000 was appropriated for 2011 in the operating budget.

Status: Governor signed.

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1946-S2.SL.pdf>

### ***NOT PASSED***

### **HB 1521– Developing more effective streamlining of technology and innovation in the state of Washington**

Declares an intent to improve interactions among state technology entities to advance and ensure appropriate coordination and collaboration, eliminate duplication of services, set the direction for current and future technology efforts through a strategic planning process and work plan, and establish performance metrics and a prudent administrative overhead rate of no more than thirty-two percent.

Directs the governor, with an awareness of the state budget timetable, to issue a report on the vision for technology development in Washington. The governor shall consult with state technology entities to gather input into the governor's vision for technology development in Washington.

Status: House Committee on Technology, Energy & Communications

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1521.pdf>

### **HB 1699– Implementing high-speed internet adoption recommendations for the state**

Authorizes the Department of Information Services (DIS) to implement a high-speed internet strategy for the state, subject to available funding. Requires the DIS to complete a map of state owned or leased high speed internet infrastructure by 2016.

Status: House Committee on Ways & Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1699-S.pdf>

**SB 5256– Concerning information technology**

The Department of Information Services is eliminated. K-20 Network Board membership is reduced from 11 members to two. The chair of the Information Services Board and the director of DIS are removed. The chair is elected by majority vote of members. Funds remaining in the following accounts must be returned to the General Fund: Data Processing Revolving Fund; Education Technology Revolving Fund; and K-20 Technology Account. DSHS must eliminate the ISSD. DSHS is prohibited from maintaining a similar department in the future. Responsibilities of the ISSD are absorbed by DSHS.

Status: Senate Committee on Government Operations and Elections

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5256.pdf>

*Tuition & Fees*

**HB 1487– Regarding resident student classification**

Effective Date: July 1, 2009

Chapter: 220 (2009 Laws)

The definition of resident student for purposes of college and university tuition is expanded to include persons who have lived in Washington, primarily for purposes other than educational, for at least one year and hold either an H-1, E-3, or L visa. The spouse or child of a person holding an H-1, E-3, or L visa also qualifies as a resident student if the spouse or child holds lawful nonimmigrant status. Persons who hold or who have previously held such lawful nonimmigrant status pursuant to an H-1, E-3, or L visa and who have filed an application for a green card are also included in this definition of resident student.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1487.SL.pdf>

**HB 2344– Regarding resident undergraduate tuition**

Effective Date: July 26, 2009

Chapter: 540 (2009 Laws)

During academic years 2009-10 and 2010-11, the state may increase resident undergraduate tuition above the previous 7 percent cap in the Omnibus Appropriations Act. Institutions of higher education are required to notify students of tax credits available through the American Opportunity Tax Credit. The Higher Education Coordinating Board convenes a group of stakeholders to examine tuition policy including an examination of high tuition, high aid model, differential tuition based on income, and other potential state tuition policies. A report, including an examination of the merits of the policies based on administrative feasibility, interactions with federal programs, and impacts on students is due to the Legislature by November 1, 2009. The Joint Legislative Audit and Review Committee conducts a systemic performance audit of the public baccalaureate institutions to create a transparent link between revenues, expenditures, and performance outcomes. The findings and recommendations are due to the Legislature by December 1, 2010.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/2344-S.SL.pdf>

**SB 5734– Regarding tuition at institutions**

Effective Date: July 26, 2009

Chapter: 574 (2009 Laws PV)

The governing boards' limited tuition-setting authority is extended through the 2012-13 academic year. Beginning in the 2015-16 academic year, tuition fees for full-time students at the state's colleges and universities will be the same as tuition charged in the 2014-15 academic year unless different rates are adopted by the Legislature. The baccalaureate institutions and community and technical colleges must consult with existing student groups before raising tuition and provide data regarding the percentage of students receiving financial aid, the sources of aid, and the percentage of total costs of attendance paid for by financial aid. The baccalaureate institutions are required to use any tuition increase above 7 percent to fund the cost of instruction, library and student services, utilities and maintenance of buildings, other costs related to instruction, as well as institutional financial aid. Budgetary reductions through 2010-11 to instruction related costs shall be proportionally less than reductions associated with other program areas including administration. Requires the Joint Legislative Audit and Review Committee to conduct a systemic performance audit of the public baccalaureate institutions.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5734-S.SL.pdf>

**SB 5776 - Regarding student fees, charges, and assessments**

Effective Date: July 26, 2009

Chapter: 179 (2009 Laws)

Voluntary student fees for each academic year may be created or increased by a majority vote of the student government or its equivalent, or by a referendum presented to the student body. The use of those fees is not subject to the statute governing the use of public funds for lobbying.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/5776-S.SL.pdf>

***NOT PASSED***

**HB 1235– Regarding tuition fees at institutions of higher education**

Extends current tuition-setting practices authorities through academic year 2015-16. Requires the University of Washington to continue using 10 percent of revenue from law school tuition increases for needy law school students through 2015-16. Requires all institutions of higher education to continue using 10 percent of revenue from graduate academic school tuition increases for needy resident graduate academic students through 2015-16.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1235-S2.pdf>

**HB 2118- Convening an advisory committee on tuition policy**

Requires the Higher Education Coordinating Board (HECB) to convene an advisory committee on tuition policy and the total cost of attendance. Requires the HECB to report back to the Legislature by December 1, 2010.

Status: House Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/2118.pdf>

**SB 5078- Changing enrollment reporting for state employees receiving tuition waivers at institutions of higher education**

Students enrolled under the tuition waiver must be included in enrollment statistics used to determine state-funded enrollment targets. In addition, enrollment information on students under the waiver must be included in official enrollment reports.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5078.pdf>

**SB 5576- Authorizing the University of Washington to set building fees**

The University of Washington is authorized to establish its own building fee. The fee is determined annually. The HECB continues to calculate the building fee for all of the other public institutions of higher education.

Status: Senate Committee on Ways and Means

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5576.pdf>

**SB 5710- Authorizing the board of regents at each state university to establish tuition fees rates**

Authorizes the board of regents of each state university to establish tuition fees rates for its students.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5710.pdf>

Washington Higher Education System

**NOT PASSED**

**HB 1328 - Allowing public technical colleges to offer degrees that prepare students to transfer to certain bachelor degree programs**

Effective Date: July 26, 2009

Chapter: 64 (2009 Laws)

In addition to offering technical degrees, technical colleges are allowed to offer transfer degrees that prepare students for professional bachelor's degrees. Professional degrees, in this context, are those that prepare students for a specific field or occupation including engineering, engineering technology, pre-nursing, business, construction management, and teacher preparation for secondary education in science, technology, and math areas. The SBCTC adopts rules creating consistency between community and technical colleges offering associate degrees that prepare students for these degrees. The SBCTC may address issues related to tuition and fee rates, tuition waivers, enrollment counting including the use of credits instead of clock hours, and degree granting authority.

Status: Governor signed

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Session%20Law%202009/1328-S.SL.pdf>

**HB 1467 - Establishing the University of Washington Snohomish county branch campus**

Directs the University of Washington (UW) to operate a third branch campus, in Snohomish County.

Directs the UW to expand: (1) upper division and graduate capacity; and (2) programs in high demand areas of study including science, technology, and engineering. Allows for the admission of freshman and sophomores "gradually and deliberately." Directs the UW to develop co-admission or co-enrollment agreements with a community college to emphasize access for transfer students.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1467.pdf>

**HB 1726 - Creating Bellevue College**

Creates Bellevue College, an institution of higher education that is a combination of a community college and a four-year institution. Authorizes Bellevue College to offer workforce degrees and certificates, academic associate and bachelor's degrees, and the bachelor's of applied science degree. Retains collectively bargaining practices under rules adopted by the State Board for Community and Technical Colleges. Retains academic employee eligibility for cost of living increases under Initiative 732. Deposits building fees into two separate accounts; fees associated with upper-division instruction are directed to the newly created Bellevue College capital projects account; fees associated with lower-division instruction are directed to the Community and Technical College capital projects account. Creates model schools and training departments for teacher education. Retains eligibility for the Opportunity Grant program.

Status: House Committee on Higher Education

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/House%20Bills/1726.pdf>

**SB 5007 - Allowing public technical colleges to offer degrees that prepare students to transfer to certain bachelor degree programs**

Allows technical colleges to offer Associate transfer degrees that prepare students for entry into professional fields.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5007-S.pdf>

**SB 5106 - Creating an independent four-year polytechnical college and an investment district to finance it**

A county with a population between 600,000 and 750,000 persons may create a higher education investment district (district). The district is a municipal corporation, an independent taxing authority, and a taxing district. The district is governed by a nine member board. The county may enter interlocal cooperation agreements with contiguous counties for the creation and operation of the district. The district is created by resolution by the county. No taxes may be imposed without a majority vote of the voters of the district. If the voters approve, the district may impose a sales and use tax not to exceed 0.2 percent.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5106.pdf>

**SB 5575 - Creating Bellevue College**

Designates the college located and established in Bellevue, King county as Bellevue College.

Terminates the powers, duties, and functions of the board of trustees for the Bellevue community college district effective September 30, 2010

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5575.pdf>

**SB 5625 - Creating a state college in Snohomish county**

A college is established in Snohomish County to provide baccalaureate and graduate level programs. The priorities of the college will be: (1) preparing students for careers in high employer demand fields such as science, technology, and engineering; (2) preparing students for careers in clean energy, clean energy technology, sustainable energy and smart grid technologies, and green building design and architecture; and (3) developing an atmosphere of innovation, entrepreneurship, and economic development by encouraging relationships with the business community and providing on-campus or near-campus locations for the development of incubator projects and businesses. The college will provide upper division capacity for transfer students and may offer lower division courses linked to specific majors in fields not addressed at local community colleges. The college will admit students through co-admission or co-enrollment agreements with a community college emphasizing access for transfer students. The HECB submits recommendations from the system design planning project by December 1, 2009. The college in Snohomish County is only established if a plan for the proposed institution is submitted to the HECB and the plan is consistent with the recommendations of the HECB system design planning project.

Status: Senate Rules Committee

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5625-S.pdf>

**SB 5864 - Establishing the University of Washington Snohomish county branch campus**

A third UW branch must be located in Snohomish County. At the UW Snohomish County, a top priority is expansion of upper division capacity for transfer students and graduate capacity and high-demand programs with a particular focus on science, technology, and engineering. The campus may offer lower division courses linked to specific majors in fields not addressed at local community colleges. The campus may also directly admit freshmen and sophomores gradually and deliberately in accordance with the campus plan to be submitted to the HECB. The campus must admit students through coadmission or coenrollment agreements with a community college emphasizing access for transfer students codeveloped by the UW and the State Board for Community and Technical Colleges.

Status: Senate Committee on Higher Education and Workforce Development

For the full text of the bill:

<http://apps.leg.wa.gov/documents/billdocs/2009-10/Pdf/Bills/Senate%20Bills/5864.pdf>



# **2009-2011 Operating Budget Details**

**2009-11 Omnibus Operating Budget**  
**The Evergreen State College**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	689.7	63,773	0	0	116,782
2009-11 Maintenance Level	691.7	65,141	0	0	118,678
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-16.0	-3,495	0	0	-3,495
2. Other Non-Instructional Reductions	-35.0	-6,773	0	0	-6,773
3. Student Services and Instruction	-20.0	-3,834	0	0	-3,834
4. Tuition Increase	14.0	0	0	0	6,951
5. Fiscal Stabilization Grant	0.0	-2,366	0	2,366	0
6. Racial Disproportionality	0.0	77	0	0	77
7. GAU Assessment and Review	0.0	75	0	0	75
8. Passport Pipeline Study	0.0	75	0	0	75
9. Contracted Childhood Welfare	0.0	59	0	0	59
10. Non-Food Items for the Needy	0.0	15	0	0	15
Policy – Non-Comp Total	-57.0	-16,167	0	2,366	-6,850
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	464	0	0	507
12. Actuarial Method Changes – State	0.0	-611	0	0	-637
Policy – Comp Total	0.0	-147	0	0	-130
Total Policy Changes	-57.0	-16,314	0	2,366	-6,980
Total 2009-11 Biennium	634.7	48,827	0	2,366	111,698
Difference from 2007-09	-55.0	-14,946	0	2,366	-5,084
% Change from 2007-09	-8.0%	-23.4%	0.0%	0.0%	-4.4%

*Comments:*

**1. Academic & Institutional Support** – In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the college expects to reduce expenditures on institutional and academic administration by at least 12 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, The Evergreen State College is likely to reduce expenditures on other non-instructional services such as research and education in areas such as labor relations, undergraduate education techniques, Pacific Northwest Native American culture and issues, community-based student learning and engagement, and Washington state public policy. Other major activities likely to experience significant reductions include library hours and acquisitions; energy usage; and facility and grounds maintenance.

**3. Student Services and Instruction** - Funding for the college is reduced which will impact student enrollments resulting in reduced access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - The Evergreen State College is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**6. Racial Disproportionality** - Funding is provided for Washington State Institute of Public Policy (WSIPP) to implement Substitute Senate Bill 5882 (racial disproportionality). WSIPP shall conduct an analysis of the impacts of family team decision making and structured decision making on racial disproportionality in the child welfare system.

**7. GAU Assessment and Review** - Funding is provided for the Washington State Institute for Public Policy to conduct an assessment of the General Assistance Unemployable Program and other similar programs. The assessment shall include a review of programs in other states that provide similar services and will include recommendations on promising approaches that both improve client outcomes and reduce state costs. The assessment shall be provided to the Legislature by December 1, 2009.

**8. Passport Pipeline Study** - Funding is provided for the Washington State Institute for Public Policy (WSIPP) to evaluate the adequacy of and access to financial aid and independent living programs for youth in foster care. WSIPP shall report its findings and recommendations by December 1, 2009.

**9. Contracted Childhood Welfare** - Funding is provided for Washington State Institute of Public Policy (WSIPP) to implement Second Substitute House Bill 2106 (child welfare outcomes).

**11. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**12. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget  
Higher Education Coordinating Board**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	105.8	474,167	0	0	517,201
2009-11 Maintenance Level	107.9	487,405	0	0	535,048
<b>Policy Non-Comp Changes:</b>					
1. Budget Reduction	-7.7	-2,381	0	0	-2,381
2. Passport to College Reduction	0.0	-800	0	0	-800
3. Promote Rural Health Care	0.0	800	0	0	800
4. Adjust WA Scholars Awards	0.0	-668	0	0	-668
5. Maintain Current Fin Aid Policy	0.0	82,193	0	0	82,193
6. Limit SNG Levels at Private Schools	0.0	-1,755	0	0	-1,755
7. Limit SWS Subsidy Increases	0.0	-3,344	0	0	-3,344
8. Adjust SNG Award Amounts	0.0	-9,654	0	0	-9,654
9. Suspend College Bound Pre-Payments	0.0	-7,400	0	0	-7,400
10. Suspend Washington Center Awards	0.0	-120	0	0	-120
11. Adjust Need Grant for Extra Pell	0.0	-9,614	0	0	-9,614
12. Branding Financial Aid and SWS	0.5	211	0	0	211
13. Technology Transformations	0.0	238	0	0	238
Policy – Non-Comp Total	-7.2	47,706	0	0	47,706
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	60	0	0	87
12. Actuarial Method Changes – State	0.0	-252	0	0	-352
Policy – Comp Total	0.0	-192	0	0	-265
Total Policy Changes	-7.2	47,514	0	0	47,441
Total 2009-11 Biennium	100.7	534,919	0	0	582,489
Difference from 2007-09	-5.1	60,752	0	0	65,288
% Change from 2007-09	-4.8%	12.8%	0.0%	0.0%	12.6%

*Comments:*

**1. Budget Reduction** - Funding is reduced for the Higher Education Coordinating Board's policy and coordination functions. The HEC Board has discretion to manage reductions internally.

**2. Passport to College Reduction** - The Passport to College Promise is a new program that provides grants, counseling, and other support services to former foster care recipients who enroll in a Washington college or university. Because not as many young people as originally budgeted are entering college, this item adjusts funding to correspond to actual estimated expenditures. (Education Legacy Trust Account)

**3. Promote Rural Health Care** - Funding is provided for Higher Education Coordinating Board to contract with the Pacific Northwest University of Health Sciences to provide training and education of health care professionals to promote osteopathic physicians services in rural and underserved areas of the state.

**4. Adjust WA Scholars Awards** - This item reduces the amount of Washington Scholars awards from 100 percent of tuition and fees to 90 percent of tuition and fees.

**5. Maintain Current Fin Aid Policy** - This item represents the cost of increasing financial aid awards under the State Need Grant, the State Work Study, the Washington Scholars and the Washington Award for Vocational Excellence (WAVE) programs in order to offset the cost to recipients of the resident undergraduate tuition increases authorized in the proposed 2009-11 budget.

**6. Limit SNG Levels at Private Schools** - Approximately 7,200 Washington residents receive a State Need Grant (SNG) to help offset the cost of attendance at a private baccalaureate college or university in the state. Because of the higher tuition and fees charged by private colleges, the maximum grant award for these students is presently about 4 percent greater than the maximum available for students studying at a public college or university. Under this policy change, maximum grant awards at private colleges and universities will be the same as the student would receive if attending a public research university.

**7. Limit SWS Subsidy Increases** - State subsidies for the state work-study (SWS) program are adjusted so that wages will average approximately \$3,100 per student per year during the 2009-11 biennium, compared to \$2,900 per student in 2008-09. If state subsidies were instead increased commensurate with projected increases in tuition and other costs of attendance, subsidized wages would instead average approximately \$3,300 per student in 2009-11. This state reduction will be offset by a projected \$3.3 million increase in federal work-study funding for Washington colleges and universities under the recently-enacted American Recovery and Reinvestment Act.

**8. Adjust SNG Award Amounts** - This item represents a change to the maximum amount of State Need Grant award available to students in different income groups. Students with incomes of 50 percent or below the state median family income continue to receive 100 percent of the State Need Grant award. Students with incomes between 51-55 percent of the state median family income will receive 70 percent of the maximum State Need Grant (instead of 75 percent). Students with incomes between 56-60 percent of the state median family income will receive 65 percent of the maximum State Need Grant (instead of 75 percent). Students with incomes between 61-65 percent of the state median family income will receive 60 percent of the maximum State Need Grant (instead of 75 percent). Finally, students with incomes between 66-70 percent of the state median family income will continue to receive 50 percent of the maximum State Need Grant.

**9. Suspend College Bound Pre-Payments** - Beginning in academic year 2012-13, the Washington College Bound program will provide four-year, full tuition and fee scholarships for lower-income students who enroll in the program during the seventh or eighth grade, graduate high school with at least a "C" average and no felony convictions, and enroll at a Washington public college or university. During the 2007-09 biennium, the state invested \$7.4 million toward meeting this future scholarship obligation. In light of the current economic downturn, similar pre-payments will not be made in 2009-11. As guaranteed by chapter 28B.118, the state's College Bound Scholarship commitment will be fulfilled, and is not dependent upon nor diminished by this action. (Education Legacy Trust Account -State)

**11. Adjust Need Grant for Extra Pell** - Under recently-enacted federal fiscal stimulus legislation, federal Pell Grants are expected to increase by more than the cost of attending college. This item reduces the State Need Grant award levels by an average of 2 percent to account for the extra federal increase. Approximately 82 percent of State Need Grant recipients also receive a maximum Pell Grant award.

**12. Branding Financial Aid and SWS** - Funding is provided to implement the financial aid rebranding and state work study (SWS) program requirements of Engrossed Second Substitute House Bill 2021 (revitalizing student financial aid). Funding is provided to implement rebranding of financial aid to "Opportunity Pathways"; to manage aspects of the SWS off-campus high-demand project sub-program; and to support four-year institutions in rebranding efforts.

**13. Technology Transformation** - Funding is provided to implement Second Substitute House Bill 1946 (higher education online technology). Funding is provided for the HEC Board to convene a higher education workgroup to improve the use of technology in education.

**14. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**15. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget**  
**University of Washington**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	19,943.4	792,417	0	0	4,077,377
2009-11 Maintenance Level	19,991.3	834,370	0	0	4,374.699
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-161.0	-43,500	0	0	-43,500
2. Other Non-Instructional Reductions	-132.0	-31,723	0	0	-31,723
3. Student Services and Instruction	-476.0	-114,226	0	0	-114,226
4. Tuition Increase	132.0	0	0	0	89,676
5. Fiscal Stabilization Grant	0.0	-24,730	0	24,730	0
6. Ruckelshaus Nurse Staffing	0.0	150	0	0	150
7. Geoduck Research Account	0.0	75	0	0	365
8. CINTRAFOR	0.0	102	0	0	102
Policy – Non-Comp Total	-637.0	-213,927	0	24,730	-99,156
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	5,437	0	0	24,939
12. Actuarial Method Changes – State	0.0	-4,790	0	0	-22,105
Policy – Comp Total	0.0	647	0	0	2,834
Total Policy Changes	-637.0	-213,280	0	24,730	-96,322
Total 2009-11 Biennium	19,354.3	621,090	0	24,730	4,278,377
Difference from 2007-09	-589.2	-171,327	0	24,730	201,000
% Change from 2007-09	-3.0%	-21.6%	0.0%	0.0%	4.9%

*Comments:*

**1. Academic & Institutional Support** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on institutional and academic administration by approximately 12 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on other non-instructional services. Major activities in this category include libraries; facility and grounds maintenance; utilities; and public service activities.

**3. Student Services and Instruction** - Funding for the university's core academic services is reduced which impacts direct instructional and student services. As a result, up to 2,600 fewer students may have access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - The University of Washington is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**6. Ruckelshaus Nurse Staffing** - Funding is provided for the William D. Ruckelshaus center for facilitation, support and analysis to support the Nurse Staffing Steering Committee in its work to apply best practices related to patient safety.

**7. Geoduck Research Account** - The University of Washington is authorized to spend funds in the Geoduck Research Account.

**8. CINTRAFOR** - Funding is provided for the Center for International Trade in Forest Products (CINTRAFOR) in the University of Washington College of Forest Products.

**9. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**10. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget**  
**Washington State University**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	6,309.6	503,371	0	0	1,180,752
2009-11 Maintenance Level	6,318.0	521,820	0	0	1,239,791
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-91.0	-16,813	0	0	-16,813
2. Other Non-Instructional Reductions	-222.0	-48,435	0	0	-48,435
3. Student Services and Instruction	-143.0	-31,314	0	0	-31,314
4. Tuition Increase	94.0	0	0	0	42,405
5. Fiscal Stabilization Grant	0.0	-15,772	0	15,772	0
6. New Facilities Maintenance	0.0	28	0	0	28
Policy – Non-Comp Total	-362.0	-112,306	0	15,772	-54,129
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	3,256	0	0	4,430
12. Actuarial Method Changes – State	0.0	-3,333	0	0	-4,486
Policy – Comp Total	0.0	-77	0	0	-56
Total Policy Changes	-362.0	-112,383	0	15,772	-54,185
Total 2009-11 Biennium	5,956.0	409,437	0	15,772	1,185,606
Difference from 2007-09	-353.7	-93,934	0	15,772	4,854
% Change from 2007-09	-5.6%	-18.7%	0.0%	0.0%	0.4%

*Comments:*

**1. Academic & Institutional Support** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on institutional and academic administration by approximately 12 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on other non-instructional services. Major activities likely to experience reductions include libraries; facility and grounds maintenance; and state-sponsored agricultural research.

**3. Student Services and Instruction** - Funding for the university's core academic services is reduced which impacts direct instructional and student services. As a result, fewer students may have access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - Washington State University (WSU) is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**6. New Facilities Maintenance** - Funding is provided for maintenance and operations costs for the Global Animal Health Facility Phase 1. Construction funding for this building was provided by the Gates Foundation and by bonds financed by WSU trust land and student building fee revenues.

**7. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**8. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget**  
**Eastern Washington University**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	1,394.7	117,301	0	0	238,652
2009-11 Maintenance Level	1,401.2	123,861	0	0	248,787
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-30.0	-5,848	0	0	-5,848
2. Other Non-Instructional Reductions	-23.0	-4,972	0	0	-4,972
3. Student Services and Instruction	-72.0	-15,824	0	0	-15,824
4. Tuition Increase	29.0	0	0	0	13,838
5. Fiscal Stabilization Grant	0.0	-5,522	0	5,522	0
Policy – Non-Comp Total	-96.0	-32,166	0	5,522	-12,806
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	816	0	0	1,012
12. Actuarial Method Changes – State	0.0	-943	0	0	-1,110
Policy – Comp Total	0.0	-127	0	0	-98
Total Policy Changes	-96.0	-32,293	0	5,522	-12,904
Total 2009-11 Biennium	1,305.2	91,568	0	5,522	235,883
Difference from 2007-09	-89.5	-25,733	0	5,522	-2,769
% Change from 2007-09	-6.4%	-21.9%	0.0%	0.0%	-1.2%

*Comments:*

**1. Academic & Institutional Support** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is expected to reduce expenditures on institutional and academic administration by at least 13 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on other non-instructional services. Major activities in this category include libraries; facility and grounds maintenance; utilities; a small amount of state-sponsored research conducted at the university; and public service activities.

**3. Student Services and Instruction** - Funding for the university is reduced which impacts direct instructional and student services. As a result, up to 600 fewer students may have access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - Eastern Washington University is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**6. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**7. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget**  
**Central Washington University**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	1,223.8	116,138	0	0	251,545
2009-11 Maintenance Level	1,235.3	123,832	0	0	274,967
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-26.0	-5,648	0	0	-5,648
2. Other Non-Instructional Reductions	-18.0	-3,351	0	0	-3,351
3. Student Services and Instruction	-105.0	-20,697	0	0	-20,697
4. Tuition Increase	48.5	0	0	0	17,154
5. Fire Contract	0.0	250	0	0	250
6. Fiscal Stabilization Grant	0.0	-6,975	0	6,975	0
Policy – Non-Comp Total	-100.5	-36,601	0	6,975	-12,472
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	902	0	0	984
12. Actuarial Method Changes – State	0.0	-1,193	0	0	-1,357
Policy – Comp Total	0.0	-291	0	0	-373
Total Policy Changes	-100.5	-36,892	0	6,975	-12,845
Total 2009-11 Biennium	1,134.8	86,940	0	6,975	262,122
Difference from 2007-09	-89.0	-29,198	0	6,975	10,577
% Change from 2007-09	-7.3%	-25.1%	0.0%	0.0%	4.2%

*Comments:*

**1. Academic & Institutional Support** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on institutional and academic administration by approximately 13 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on other non-instructional services. Major activities in this category include libraries; facility and grounds maintenance; utilities; the very small amount of state-sponsored research conducted at the university; and public service activities.

**3. Student Services and Instruction** - Funding for the university is reduced which impacts direct instructional and student services. As a result, up to 525 fewer students may have access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - Central Washington University is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fire Contract** - Funding is provided for continuation of fire and emergency medical service protection for students, staff, faculty, and invited guests to the Ellensburg campus. Service has changed from the City of Ellensburg to Kittitas Valley Fire and Rescue due to a consolidation of the two agencies. Rate increases are due to a change in methodology whereby rates are based on the assessed value of the properties protected.

**6. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**7. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**8. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)

**2009-11 Omnibus Operating Budget**  
**Western Washington University**  
(Dollars in Thousands)

	FTEs	Passed Legislature			Total
		Near GF-S	Stim-FMAP	Fed Stim-Direct	
2007-09 Estimated Expenditures	1,769.5	146,392	0	0	328,812
2009-11 Maintenance Level	1,778.8	152,892	0	0	353,365
<b>Policy Non-Comp Changes:</b>					
1. Academic & Institutional Support	-38.0	-7,171	0	0	-7,171
2. Other Non-Instructional Reductions	-24.0	-4,564	0	0	-4,564
3. Student Services and Instruction	-121.0	-23,159	0	0	-23,159
4. Tuition Increase	52.5	0	0	0	18,264
5. Fiscal Stabilization Grant	0.0	-8,885	0	8,885	0
Policy – Non-Comp Total	-130.5	-43,779	0	8,885	-16,630
<b>Policy Comp Changes:</b>					
11. Employee Health Insurance	0.0	1,118	0	0	1,349
12. Actuarial Method Changes – State	0.0	-1,302	0	0	-1,540
Policy – Comp Total	0.0	-184	0	0	-191
Total Policy Changes	-130.5	-43,963	0	8,885	-16,821
Total 2009-11 Biennium	1,648.3	108,929	0	8,885	336,544
Difference from 2007-09	-121.3	-37,463	0	8,885	7,732
% Change from 2007-09	-6.9%	-25.6%	0.0%	0.0%	2.4%

*Comments:*

**1. Academic & Institutional Support** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on institutional and academic administration by at least 13 percent.

**2. Other Non-Instructional Reductions** - In order to prioritize as much state and tuition funding for direct instructional and student services as possible, the university is likely to reduce expenditures on other non-instructional services. Major activities in this category include libraries; facility and grounds maintenance; utilities; the relatively small amount of state-sponsored research conducted at the university; and public service activities such as sponsored lectures and conferences, and community research and service centers.

**3. Student Services and Instruction** - Funding for the university is reduced which impacts direct instructional and student services. As a result, up to 600 fewer students may have access to full-time enrollment opportunities in 2009-11 than are actually enrolled this year.

**4. Tuition Increase** - Western Washington University is authorized to raise resident undergraduate tuition by 14 percent per year.

**5. Fiscal Stabilization Grant** - Federal fiscal stabilization funds are used to avoid the higher tuition increases and the additional reductions in state-supported enrollment that would otherwise be necessary due to the state's serious budget situation.

**6. Employee Health Insurance** - Funding for employee health benefits is increased by 3% each year, to \$745 per employee per month in FY 2010 and \$768 in FY 2011. Subject to statutory limitations and the requirements of any applicable collective bargaining agreements, the Public Employees' Benefits Board (PEBB) may make adjustments to employee premium contributions, point of service payments, or plan design in order to provide benefits within available funding. (General Fund-State, various other funds)

**7. Actuarial Method Changes-State** - Funding for employer contributions to state retirement systems is reduced to reflect changes to actuarial assumptions and methods used for many of the Washington State Retirement Systems. More detailed information about this item is provided in Agency 713 - State Employee Compensation Adjustments. (various funds)





# **2009-2011 Capital Budget Details**

**2009-11 Capital Budget  
Proposed House Striker  
New Appropriations**  
(Dollars in Thousands)

	State Bonds	Total
<b>The Evergreen State College</b>		
Communications Laboratory Building Preservation and Renovation	1,821	1,821
Laboratory and Art Annex Building Renovation	4,849	4,849
Minor Works – Health, Safety, Code Compliance	2,515	2,515
Minor Works – Infrastructure	1,380	1,380
Minor Works Preservation	760	4,525
Minor Works Program	1,550	2,070
Preventative Facility Maintenance and Building System Repairs	0	760
<b>Total</b>	<b>12,875</b>	<b>17,920</b>
<b>University of Washington</b>		
Anderson Hall Renovation	200	200
House of Knowledge Longhouse	300	300
Minor Works – Facility Preservation	26,000	34,175
Minor Works – Program: 2009-11	0	5,000
Preventative Facility Maintenance and Building Systems		25,825
Safe Campus	0	8,000
UW Bothell Phase 3 – Predesign	5,000	5,000
UW Tacoma Phase 3	34,000	34,000
<b>Total</b>	<b>65,500</b>	<b>112,500</b>
<b>Washington State University</b>		
Minor Works – Preservation	17,628	27,628
Minor Works Program	7,042	17,527
Preventative Facility Maintenance and Building Systems	0	10,115
WSU Spokane – Riverpoint Biomedical and Health Sciences	4,340	4,340
WSU Vancouver – Applied Technology and Classroom Building	26,742	26,742
<b>Total</b>	<b>55,752</b>	<b>86,352</b>
<b>Eastern Washington University</b>		
Biology Chemistry Science Center	400	400
EWU Riverpoint Center	0	5,500
Minor Works – Facility Preservation	3,000	3,000
Minor Works – Health, Safety, and Code Compliance	2,500	2,500
Minor Works – Infrastructure Preservation	500	1,500
Minor Works – Program	0	3,306
Patterson Hall Remodel	26,600	26,600
Preventative Facility Maintenance and Building System Repairs	0	2,217
Riverpoint Center Acquisition	0	5,500
<b>Total</b>	<b>33,000</b>	<b>50,523</b>
<b>Central Washington University</b>		
Hogue Hall Renovation and Addition	27,265	27,265
Minor Works - Facility Preservation	2,610	2,610
Minor Works – Health, Safety, and Code Compliance	950	1,650
Minor Works – Infrastructure Preservation	690	2,740
Minor Works Program	2,000	3,181
Preventative Facility Maintenance and Building System Repairs	0	2,422
Science Building Phase 2	600	600
<b>Total</b>	<b>34,115</b>	<b>40,468</b>

<b>Western Washington University</b>		
Miller Hall Renovation	54,625	54,625
Minor Works – Facilities Preservation	3,911	3,911
Minor Works – Health, Safety, and Code Requirements	2,572	2,572
Minor Works – Infrastructure	1,781	1,781
Minor Works – Program	5,248	8,248
Network Infrastructure/Switches	0	4,616
Preventative Facility Maintenance and Building System Repairs	0	3614
<b>Total</b>	<b>68,137</b>	<b>79,367</b>
<b>Total Higher Education (Four-Year Institutions)</b>	<b>269,379</b>	<b>387,130</b>



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