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**SECOND SUBSTITUTE SENATE BILL 5393**

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**State of Washington****66th Legislature****2019 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Palumbo, Rolfes, Frockt, McCoy, Wellman, Lias, Pedersen, Darneille, Dhingra, Van De Wege, Hunt, Wilson, C., Keiser, and Kuderer; by request of Office of the Governor)

1 AN ACT Relating to establishing a statewide free college program  
2 by changing the state need grant to the Washington college promise  
3 scholarship; amending RCW 28B.92.030, 28B.15.820, 43.88C.010,  
4 28B.10.790, 28B.12.030, 28B.92.040, 28B.92.065, 28B.15.065,  
5 28B.15.740, 28B.15.760, 28B.15.762, 28B.116.010, 28A.180.120,  
6 28B.76.502, 28B.76.525, 28B.76.526, 28B.76.540, 28B.76.699,  
7 28B.77.020, 28B.117.020, 28B.118.090, 28B.133.010, 28B.133.020, and  
8 28C.18.166; reenacting and amending RCW 28B.108.010, 28B.118.010,  
9 28B.145.010, and 28B.145.030; adding new sections to chapter 28B.92  
10 RCW; repealing RCW 28B.92.010, 28B.92.020, 28B.92.050, 28B.92.060,  
11 28B.92.080, 28B.92.082, 28B.92.084, 28B.119.005, 28B.119.010,  
12 28B.119.020, 28B.119.030, 28B.119.040, 28B.119.050, and 28B.119.900;  
13 and providing an effective date.

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

15 **PART I**  
16 **CREATES THE WASHINGTON COLLEGE PROMISE SCHOLARSHIP**  
17 **PROGRAM TO REPLACE THE STATE NEED GRANT PROGRAM**

18 NEW SECTION. **Sec. 1.** A new section is added to chapter 28B.92  
19 RCW to read as follows:

1 (1) The legislature finds that individuals with a postsecondary  
2 credential have a greater chance of earning a wage that can support  
3 themselves and their families than if they do not obtain a  
4 postsecondary credential. At the same time, Washington employers are  
5 in need of many more individuals who possess postsecondary  
6 qualifications. Access to postsecondary opportunities are vital to  
7 ensure that more Washington high school graduates and working adults  
8 can enter and complete a postsecondary program and compete for the  
9 job opportunities available in the state.

10 (2) The legislature further finds that a statewide free college  
11 program, for students who demonstrate financial need as defined in  
12 section 3 of this act, is necessary to significantly reduce the  
13 financial costs of obtaining a postsecondary credential. The  
14 Washington college promise scholarship program is intended to  
15 increase access to postsecondary opportunities for Washington  
16 residents.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.92  
18 RCW to read as follows:

19 (1) The Washington college promise scholarship program is created  
20 to provide a statewide free college program for eligible participants  
21 and greater access to postsecondary education for Washington  
22 residents. The Washington college promise scholarship program is  
23 intended to increase the number of high school graduates and adults  
24 that can attain a postsecondary credential and provide them with the  
25 qualifications needed to compete for job opportunities in Washington.

26 (2) The office of student financial assistance shall implement  
27 and administer the Washington college promise scholarship program and  
28 is authorized to establish rules necessary for implementation of the  
29 program.

30 (3) Except as provided in subsection (13) of this section, the  
31 legislature shall appropriate funding for the Washington college  
32 promise scholarship program. Allocations must be made on the basis of  
33 estimated eligible participants enrolled in eligible institutions of  
34 higher education or apprenticeship programs. Except as provided in  
35 subsection (13) of this section, all eligible students are entitled  
36 to a Washington college promise scholarship.

37 (4) The office shall award Washington college promise  
38 scholarships to all eligible students beginning in academic year  
39 2021-22.

1 (5) To be eligible for the Washington college promise  
2 scholarship, students must meet the following requirements:

3 (a) Demonstrate financial need under section 3 of this act;

4 (b) (i) Be enrolled or accepted for enrollment for at least three  
5 quarter credits or the equivalent semester credits at an institution  
6 of higher education in Washington as defined in RCW 28B.92.030; or

7 (ii) Be enrolled in a registered apprenticeship program approved  
8 under chapter 49.04 RCW;

9 (c) (i) Be a resident student as defined in RCW 28B.15.012(2) (a)  
10 through (e); or

11 (ii) Be a student who has:

12 (A) Completed the full senior year of high school and obtained a  
13 high school diploma, or the equivalent, either at a Washington public  
14 high school or private high school approved under chapter 28A.195  
15 RCW;

16 (B) Lived in Washington state for at least three years  
17 immediately before receiving the diploma or its equivalent;

18 (C) Continuously lived in Washington state after receiving the  
19 diploma or its equivalent and until such time as the individual is  
20 admitted to an eligible institution of higher education; and

21 (D) Been granted deferred action for childhood arrival status  
22 pursuant to the rules and regulations adopted by the United States  
23 citizenship and immigration services;

24 (d) File an annual application for financial aid as approved by  
25 the office; and

26 (e) Must not have earned a baccalaureate degree or higher from a  
27 postsecondary institution.

28 (6) Washington college promise scholarship eligibility may not  
29 extend beyond five years or one hundred twenty-five percent of the  
30 published length of the program in which the student is enrolled or  
31 the credit or clock-hour equivalent.

32 (7) Institutional aid administrators shall determine whether a  
33 student eligible for the Washington college promise scholarship in a  
34 given academic year may remain eligible for the ensuing year if the  
35 student's family income increases by no more than three percent.

36 (8) Qualifications for receipt and renewal include maintaining  
37 satisfactory academic progress toward completion of an eligible  
38 program as determined by the office and established in rule.

39 (9) Should a recipient terminate his or her enrollment for any  
40 reason during the academic year, the unused portion of the

1 scholarship shall be returned to the state educational grant fund by  
2 the institution of higher education according to the institution of  
3 higher education's policy for issuing refunds, except as provided in  
4 RCW 28B.92.070.

5 (10) An eligible student enrolled on a part-time basis shall  
6 receive a prorated portion of the Washington college promise  
7 scholarship for any academic period in which he or she is enrolled on  
8 a part-time basis.

9 (11) The Washington college promise scholarship is intended to be  
10 used to meet the costs of postsecondary education for students with  
11 financial need. The student shall be awarded all need-based financial  
12 aid for which the student qualifies as determined by the institution.

13 (12) Students and participating institutions of higher education  
14 shall comply with all the rules adopted by the council for the  
15 administration of this chapter.

16 (13) The requirements in subsection (3) of this section do not  
17 apply in a fiscal year immediately following a five quarter period in  
18 which personal income declined in at least two consecutive quarters,  
19 according to the economic revenue and forecast council's published  
20 economic forecasts.

21 NEW SECTION. **Sec. 3.** A new section is added to chapter 28B.92  
22 RCW to read as follows:

23 (1) In addition to other eligibility requirements outlined in  
24 this chapter, students who demonstrate financial need are eligible to  
25 receive the Washington college promise scholarship. For the purposes  
26 of this act, students who demonstrate financial need are students  
27 with family incomes at or below seventy percent of the state median  
28 family income, adjusted for family size.

29 (2) Students with family incomes between zero and fifty percent  
30 of the state median family income shall receive the maximum  
31 Washington college promise scholarship award as defined in RCW  
32 28B.92.030. Awards for students with incomes between fifty-one and  
33 seventy percent of the state median family income shall be prorated  
34 at the following percentages of the maximum Washington college  
35 promise scholarship award amount granted to those with incomes below  
36 fifty-one percent of the state median family income:

37 (a) Seventy percent for students with family incomes between  
38 fifty-one and fifty-five percent of the state median family income;

1 (b) Sixty-five percent for students with family incomes between  
2 fifty-six and sixty percent of the state median family income;

3 (c) Sixty percent for students with family incomes between sixty-  
4 one and sixty-five percent of the state median family income; and

5 (d) Fifty percent for students with family incomes between sixty-  
6 six and seventy percent of the state median family income.

7 **Sec. 4.** RCW 28B.92.030 and 2013 c 248 s 2 are each amended to  
8 read as follows:

9 As used in this chapter:

10 (1) "Council" means the student achievement council.

11 (2) (~~"Disadvantaged student" means a posthigh school student who~~  
12 ~~by reason of adverse cultural, educational, environmental,~~  
13 ~~experiential, familial or other circumstances is unable to qualify~~  
14 ~~for enrollment as a full-time student in an institution of higher~~  
15 ~~education, who would otherwise qualify as a needy student, and who is~~  
16 ~~attending an institution of higher education under an established~~  
17 ~~program designed to qualify the student for enrollment as a full-time~~  
18 ~~student.~~

19 ~~(3))~~ "Financial aid" means loans and/or grants to ~~((needy))~~  
20 students who demonstrate financial need enrolled or accepted for  
21 enrollment as a student at institutions of higher education.

22 (3) "Financial need" means a demonstrated financial inability to  
23 bear the total cost of education as directed in rule by the office.

24 (4) "Institution" or "institutions of higher education" means:

25 (a) Any public university, college, community college, or  
26 technical college operated by the state of Washington or any  
27 political subdivision thereof; or

28 (b) Any other university, college, school, or institute in the  
29 state of Washington offering instruction beyond the high school level  
30 that is a member institution of an accrediting association recognized  
31 by rule of the council for the purposes of this section and that  
32 agrees to and complies with program rules adopted pursuant to RCW  
33 28B.92.150. However, any institution, branch, extension or facility  
34 operating within the state of Washington that is affiliated with an  
35 institution operating in another state must be:

36 (i) A separately accredited member institution of any such  
37 accrediting association;

38 (ii) A branch of a member institution of an accrediting  
39 association recognized by rule of the council for purposes of this

1 section, that is eligible for federal student financial aid  
2 assistance and has operated as a nonprofit college or university  
3 delivering on-site classroom instruction for a minimum of twenty  
4 consecutive years within the state of Washington, and has an annual  
5 enrollment of at least seven hundred full-time equivalent students;  
6 (~~(e)~~)

7 (iii) A nonprofit institution recognized by the state of  
8 Washington as provided in RCW 28B.77.240; or

9 (iv) An approved apprenticeship program under chapter 49.04 RCW.

10 (5) (~~("Needy student" means a posthigh school student of an  
11 institution of higher education who demonstrates to the office the  
12 financial inability, either through the student's parents, family  
13 and/or personally, to meet the total cost of board, room, books, and  
14 tuition and incidental fees for any semester or quarter. "Needy  
15 student" also means an opportunity internship graduate as defined by  
16 RCW 28C.18.162 who enrolls in a postsecondary program of study as  
17 defined in RCW 28C.18.162 within one year of high school  
18 graduation.~~) "Maximum Washington college promise scholarship award":

19 (a) For students attending two or four-year institutions of  
20 higher education as defined in RCW 28B.10.016, is tuition for fifteen  
21 quarter credit hours or the equivalent, as determined by the office,  
22 including operating fees and building fees.

23 (b) For students attending private four-year institutions of  
24 higher education in Washington, is the lesser of the maximum  
25 Washington college promise scholarship award under (a) of this  
26 subsection, or individual institution tuition for fifteen quarter  
27 credit hours or the equivalent.

28 (c) For students attending two-year private institutions of  
29 higher education in Washington, is the lesser of the maximum  
30 Washington college promise scholarship award at a community or  
31 technical college or individual institution tuition for fifteen  
32 quarter credit hours or the equivalent.

33 (d) For students attending approved apprenticeship programs, is  
34 tuition and fees, as determined by the office, in addition to  
35 required program supplies and equipment.

36 (6) "Office" means the office of student financial assistance.

37 (~~(7) "Placebound student" means a student who (a) is unable to  
38 complete a college program because of family or employment  
39 commitments, health concerns, monetary inability, or other similar  
40 factors; and (b) may be influenced by the receipt of an enhanced~~

1 ~~student financial aid award to complete a baccalaureate degree at an~~  
2 ~~eligible institution.))~~

3       **Sec. 5.** RCW 28B.15.820 and 2009 c 215 s 9 are each amended to  
4 read as follows:

5       (1) Each institution of higher education, including technical  
6 colleges, shall deposit a minimum of three and one-half percent of  
7 revenues collected from tuition and services and activities fees in  
8 an institutional financial aid fund that is hereby created and which  
9 shall be held locally. Beginning in academic year 2021-22, moneys in  
10 the fund must first be used to cover the cost of the services and  
11 activities fees as defined in RCW 28B.15.041 for Washington college  
12 promise scholarship recipients. Remaining moneys in the fund shall be  
13 used only for the following purposes: (a) To make guaranteed long-  
14 term loans to eligible students as provided in subsections (3)  
15 through (8) of this section; (b) to make short-term loans as provided  
16 in subsection (9) of this section; (c) to provide financial aid to  
17 ~~((needy))~~ students who demonstrate financial need as provided in  
18 subsection (10) of this section; or (d) to provide financial aid to  
19 students as provided in subsection (11) of this section.

20       (2) An "eligible student" for the purposes of subsections (3)  
21 through (8) and (10) of this section is a student registered for at  
22 least three credit hours or the equivalent, who is eligible for  
23 resident tuition and fee rates as defined in RCW 28B.15.012 and  
24 28B.15.013, and who is a ~~((needy))~~ student ~~(("))~~ who demonstrates  
25 financial need as defined in RCW 28B.92.030.

26       (3) The amount of the guaranteed long-term loans made under this  
27 section shall not exceed the demonstrated financial need of the  
28 student. Each institution shall establish loan terms and conditions  
29 which shall be consistent with the terms of the guaranteed loan  
30 program established by 20 U.S. Code Section 1071 et seq., as now or  
31 hereafter amended. All loans made shall be guaranteed by the  
32 Washington student loan guaranty association or its successor agency.  
33 Institutions are hereby granted full authority to operate as an  
34 eligible lender under the guaranteed loan program.

35       (4) Before approving a guaranteed long-term loan, each  
36 institution shall analyze the ability of the student to repay the  
37 loan based on factors which include, but are not limited to, the  
38 student's accumulated total education loan burdens and the employment  
39 opportunities and average starting salary characteristics of the

1 student's chosen fields of study. The institution shall counsel the  
2 student on the advisability of acquiring additional debt, and on the  
3 availability of other forms of financial aid.

4 (5) Each institution is responsible for collection of guaranteed  
5 long-term loans made under this section and shall exercise due  
6 diligence in such collection, maintaining all necessary records to  
7 insure that maximum repayments are made. Institutions shall cooperate  
8 with other lenders and the Washington student loan guaranty  
9 association, or its successor agency, in the coordinated collection  
10 of guaranteed loans, and shall assure that the guarantability of the  
11 loans is not violated. Collection and servicing of guaranteed long-  
12 term loans under this section shall be performed by entities approved  
13 for such servicing by the Washington student loan guaranty  
14 association or its successor agency: PROVIDED, That institutions be  
15 permitted to perform such servicing if specifically recognized to do  
16 so by the Washington student loan guaranty association or its  
17 successor agency. Collection and servicing of guaranteed long-term  
18 loans made by community colleges under subsection (1) of this section  
19 shall be coordinated by the state board for community and technical  
20 colleges and shall be conducted under procedures adopted by the state  
21 board.

22 (6) Receipts from payment of interest or principal or any other  
23 subsidies to which institutions as lenders are entitled, that are  
24 paid by or on behalf of borrowers of funds under subsections (3)  
25 through (8) of this section, shall be deposited in each institution's  
26 financial aid fund and shall be used to cover the costs of making the  
27 guaranteed long-term loans under this section and maintaining  
28 necessary records and making collections under subsection (5) of this  
29 section: PROVIDED, That such costs shall not exceed five percent of  
30 aggregate outstanding loan principal. Institutions shall maintain  
31 accurate records of such costs, and all receipts beyond those  
32 necessary to pay such costs, shall be deposited in the institution's  
33 financial aid fund.

34 (7) The governing boards of the state universities, the regional  
35 universities, and The Evergreen State College, and the state board  
36 for community and technical colleges, on behalf of the community  
37 colleges and technical colleges, shall each adopt necessary rules and  
38 regulations to implement this section.

39 (8) First priority for any guaranteed long-term loans made under  
40 this section shall be directed toward students who would not normally



1 have access to educational loans from private financial institutions  
2 in Washington state, and maximum use shall be made of secondary  
3 markets in the support of loan consolidation.

4 (9) Short-term loans, not to exceed one year, may be made from  
5 the institutional financial aid fund to students enrolled in the  
6 institution. No such loan shall be made to any student who is known  
7 by the institution to be in default or delinquent in the payment of  
8 any outstanding student loan. A short-term loan may be made only if  
9 the institution has ample evidence that the student has the  
10 capability of repaying the loan within the time frame specified by  
11 the institution for repayment.

12 (10) Any moneys deposited in the institutional financial aid fund  
13 that are not used in making long-term or short-term loans may be used  
14 by the institution for locally administered financial aid programs  
15 for (~~needy~~) students who demonstrate financial need, such as need-  
16 based institutional employment programs or need-based tuition and fee  
17 scholarship or grant programs. These funds shall be used in addition  
18 to and not to replace institutional funds that would otherwise  
19 support these locally administered financial aid programs. First  
20 priority in the use of these funds shall be given to (~~needy~~)  
21 students who demonstrate financial need and have accumulated  
22 excessive educational loan burdens. An excessive educational loan  
23 burden is a burden that will be difficult to repay given employment  
24 opportunities and average starting salaries in the student's chosen  
25 fields of study. Second priority in the use of these funds shall be  
26 given to (~~needy~~) single parents who are students who demonstrate  
27 financial need, to assist these students with their educational  
28 expenses, including expenses associated with child care and  
29 transportation.

30 (11) Any moneys deposited in the institutional financial aid fund  
31 may be used by the institution for a locally administered financial  
32 aid program for high school students enrolled in dual credit  
33 programs. If institutions use funds in this manner, the governing  
34 boards of the state universities, the regional universities, The  
35 Evergreen State College, and the state board for community and  
36 technical colleges shall each adopt necessary rules to implement this  
37 subsection. Moneys from this fund may be used for all educational  
38 expenses related to a student's participation in a dual credit  
39 program including but not limited to tuition, fees, course materials,  
40 and transportation.

**PART II**  
**CASELOAD FORECAST**

NEW SECTION. **Sec. 6.** A new section is added to chapter 28B.92 RCW to read as follows:

The caseload forecast council shall estimate the anticipated caseload of the Washington college promise scholarship program and submit the caseload forecast as specified in RCW 43.88C.020.

**Sec. 7.** RCW 43.88C.010 and 2018 c 208 s 4 are each amended to read as follows:

(1) The caseload forecast council is hereby created. The council shall consist of two individuals appointed by the governor and four individuals, one of whom is appointed by the chairperson of each of the two largest political caucuses in the senate and house of representatives. The chair of the council shall be selected from among the four caucus appointees. The council may select such other officers as the members deem necessary.

(2) The council shall employ a caseload forecast supervisor to supervise the preparation of all caseload forecasts. As used in this chapter, "supervisor" means the caseload forecast supervisor.

(3) Approval by an affirmative vote of at least five members of the council is required for any decisions regarding employment of the supervisor. Employment of the supervisor shall terminate after each term of three years. At the end of the first year of each three-year term the council shall consider extension of the supervisor's term by one year. The council may fix the compensation of the supervisor. The supervisor shall employ staff sufficient to accomplish the purposes of this section.

(4) The caseload forecast council shall oversee the preparation of and approve, by an affirmative vote of at least four members, the official state caseload forecasts prepared under RCW 43.88C.020. If the council is unable to approve a forecast before a date required in RCW 43.88C.020, the supervisor shall submit the forecast without approval and the forecast shall have the same effect as if approved by the council.

(5) A councilmember who does not cast an affirmative vote for approval of the official caseload forecast may request, and the supervisor shall provide, an alternative forecast based on assumptions specified by the member.

1 (6) Members of the caseload forecast council shall serve without  
2 additional compensation but shall be reimbursed for travel expenses  
3 in accordance with RCW 44.04.120 while attending sessions of the  
4 council or on official business authorized by the council.  
5 Nonlegislative members of the council shall be reimbursed for travel  
6 expenses in accordance with RCW 43.03.050 and 43.03.060.

7 (7) "Caseload," as used in this chapter, means:

8 (a) The number of persons expected to meet entitlement  
9 requirements and require the services of public assistance programs,  
10 state correctional institutions, state correctional noninstitutional  
11 supervision, state institutions for juvenile offenders, the common  
12 school system, long-term care, medical assistance, foster care, and  
13 adoption support;

14 (b) The number of students who are eligible for the Washington  
15 college bound scholarship program and are expected to attend an  
16 institution of higher education as defined in RCW 28B.92.030;

17 (c) The number of students who are eligible for the Washington  
18 college promise scholarship program under section 2 of this act and  
19 are expected to attend an institution of higher education as defined  
20 in RCW 28B.92.030; and

21 (d) The number of children who are eligible, as defined in RCW  
22 43.216.505, to participate in, and the number of children actually  
23 served by, the early childhood education and assistance program.

24 (8) The caseload forecast council shall forecast the temporary  
25 assistance for needy families and the working connections child care  
26 programs as a courtesy.

27 (9) The caseload forecast council shall forecast youth  
28 participating in the extended foster care program pursuant to RCW  
29 74.13.031 separately from other children who are residing in foster  
30 care and who are under eighteen years of age.

31 (10) The caseload forecast council shall forecast the number of  
32 youth expected to receive behavioral rehabilitation services while  
33 involved in the foster care system and the number of screened in  
34 reports of child abuse or neglect.

35 (11) Unless the context clearly requires otherwise, the  
36 definitions provided in RCW 43.88.020 apply to this chapter.

37 **PART III**

38 **UPDATING REFERENCES**

1       **Sec. 8.** RCW 28B.10.790 and 2012 c 229 s 518 are each amended to  
2 read as follows:

3       Washington residents attending any nonprofit college or  
4 university in another state which has a reciprocity agreement with  
5 the state of Washington shall be eligible for the student financial  
6 aid program outlined in chapter 28B.92 RCW if:

7       (1) They qualify as a ("needy student") student who  
8 demonstrates financial need as defined under RCW 28B.92.030(~~(4)~~);  
9 and

10       (2) The institution attended is a member institution of an  
11 accrediting association recognized by rule of the student achievement  
12 council for the purposes of this section and is specifically  
13 encompassed within or directly affected by such reciprocity agreement  
14 and agrees to and complies with program rules and regulations  
15 pertaining to such students and institutions adopted pursuant to RCW  
16 28B.92.150.

17       **Sec. 9.** RCW 28B.12.030 and 2017 c 52 s 1 are each amended to  
18 read as follows:

19       (~~As used~~) The definitions in this section apply throughout this  
20 chapter(~~, the following words and terms shall have the following~~  
21 ~~meanings,~~) unless the context (~~shall~~) clearly (~~indicate another~~  
22 ~~or different meaning or intent:~~) requires otherwise.

23       (1) (~~The term "needy student" shall mean a student enrolled or~~  
24 ~~accepted for enrollment at a postsecondary institution who, according~~  
25 ~~to a system of need analysis approved by the office of student~~  
26 ~~financial assistance, demonstrates a financial inability, either~~  
27 ~~parental, familial, or personal, to bear the total cost of education~~  
28 ~~for any semester or quarter.~~

29       (~~2) The term~~) "Eligible institution" (~~shall~~) means any  
30 postsecondary institution in this state accredited by the Northwest  
31 Association of Schools and Colleges, or a campus of a member  
32 institution of an accrediting association recognized by rule of the  
33 student achievement council for purposes of this section, that is  
34 eligible for federal student financial aid assistance and has  
35 operated as a nonprofit college or university delivering on-site  
36 classroom instruction for a minimum of twenty consecutive years  
37 within the state of Washington, or any public technical college in  
38 the state.

39       (2) "Financial need" has the same meaning as in RCW 28B.92.030.

1       **Sec. 10.** RCW 28B.92.040 and 2011 1st sp.s. c 11 s 160 are each  
2 amended to read as follows:

3       The office shall be cognizant of the following guidelines in the  
4 performance of its duties:

5       (1) The office shall be research oriented, not only at its  
6 inception but continually through its existence.

7       (2) The office shall coordinate all existing programs of  
8 financial aid except those specifically dedicated to a particular  
9 institution by the donor.

10       (3) The office shall take the initiative and responsibility for  
11 coordinating all federal student financial aid programs to ensure  
12 that the state recognizes the maximum potential effect of these  
13 programs, and shall design state programs that complement existing  
14 federal, state, and institutional programs. (~~The office shall ensure  
15 that state programs continue to follow the principle that state  
16 financial aid funding follows the student to the student's choice of  
17 institution of higher education.~~)

18       (4) Counseling is a paramount function of the (~~state need  
19 grant~~) Washington college promise scholarship program and other  
20 state student financial aid programs, and in most cases could only be  
21 properly implemented at the institutional levels; therefore, state  
22 student financial aid programs shall be concerned with the attainment  
23 of those goals which, in the judgment of the office, are the reasons  
24 for the existence of a student financial aid program, and not solely  
25 with administration of the program on an individual basis.

26       (5) The "package" approach of combining loans, grants and  
27 employment for student financial aid shall be the conceptual element  
28 of the state's involvement.

29       (6) The office shall ensure that allocations of state  
30 appropriations for financial aid are made to individuals and  
31 institutions in a timely manner and shall closely monitor  
32 expenditures to avoid under or overexpenditure of appropriated funds.

33       **Sec. 11.** RCW 28B.92.065 and 2015 3rd sp.s. c 36 s 4 are each  
34 amended to read as follows:

35       Beginning with the 2015-2017 omnibus appropriations act and each  
36 biennium thereafter, reductions in tuition levels resulting from  
37 section 3, chapter 36, Laws of 2015 3rd sp. sess. will allow the  
38 legislature to reduce (~~state need grant~~) Washington college promise  
39 scholarship program appropriations by an equal amount from the

1 2013-2015 fiscal biennium amounts. The legislature does not intend to  
2 reduce award levels for private colleges and universities below the  
3 2014-15 academic year levels.

4 ~~((By reducing the overall cost of tuition, the legislature in  
5 future biennia is better able and intends to serve those students  
6 currently eligible but unserved in the state need grant.))~~

7 **Sec. 12.** RCW 28B.15.065 and 1977 ex.s. c 322 s 6 are each  
8 amended to read as follows:

9 It is the intent of the legislature that ~~((needy))~~ students who  
10 demonstrate financial need not be deprived of access to higher  
11 education due to increases in educational costs or consequent  
12 increases in tuition and fees. It is the sense of the legislature  
13 that state appropriations for student financial aid be adjusted in an  
14 amount which together with funds estimated to be available in the  
15 form of basic educational opportunity grants as authorized under  
16 Section 411 of the federal Higher Education Act of 1965 as now or  
17 hereafter amended will equal twenty-four percent of any change in  
18 revenue estimated to occur as a result of revisions in tuition and  
19 fee levels under the provisions of chapter 322, Laws of 1977 ex.  
20 sess.

21 **Sec. 13.** RCW 28B.15.740 and 2015 c 55 s 223 are each amended to  
22 read as follows:

23 (1) Subject to the limitations of RCW 28B.15.910, the governing  
24 boards of the state universities, the regional universities, The  
25 Evergreen State College, and the community and technical colleges may  
26 waive all or a portion of tuition and fees for ~~((needy))~~ students who  
27 demonstrate financial need and are eligible for resident tuition and  
28 fee rates pursuant to RCW 28B.15.012 and 28B.15.013. Subject to the  
29 limitations of RCW 28B.15.910, the governing boards of the state  
30 universities, the regional universities, The Evergreen State College,  
31 and the community and technical colleges may waive all or a portion  
32 of tuition and fees for other students at the discretion of the  
33 governing boards, except on the basis of participation in  
34 intercollegiate athletic programs, not to exceed three-fourths of one  
35 percent of gross authorized operating fees revenue under RCW  
36 28B.15.910 for the community and technical colleges considered as a  
37 whole and not to exceed two percent of gross authorized operating  
38 fees revenue for the other institutions of higher education.

1 (2) In addition to the tuition and fee waivers provided in  
2 subsection (1) of this section and subject to the provisions of RCW  
3 28B.15.455, 28B.15.460, and 28B.15.910, a total dollar amount of  
4 tuition and fee waivers awarded by any state university, regional  
5 university, or state college under this chapter, not to exceed one  
6 percent, as calculated in subsection (1) of this section, may be used  
7 for the purpose of achieving or maintaining gender equity in  
8 intercollegiate athletic programs. At any institution that has an  
9 underrepresented gender class in intercollegiate athletics, any such  
10 waivers shall be awarded:

11 (a) First, to members of the underrepresented gender class who  
12 participate in intercollegiate athletics, where such waivers result  
13 in saved or displaced money that can be used for athletic programs  
14 for the underrepresented gender class. Such saved or displaced money  
15 shall be used for programs for the underrepresented gender class; and

16 (b) Second, (i) to nonmembers of the underrepresented gender  
17 class who participate in intercollegiate athletics, where such  
18 waivers result in saved or displaced money that can be used for  
19 athletic programs for members of the underrepresented gender class.  
20 Such saved or displaced money shall be used for programs for the  
21 underrepresented gender class; or (ii) to members of the  
22 underrepresented gender class who participate in intercollegiate  
23 athletics, where such waivers do not result in any saved or displaced  
24 money that can be used for athletic programs for members of the  
25 underrepresented gender class.

26 **Sec. 14.** RCW 28B.15.760 and 2012 c 229 s 528 are each amended to  
27 read as follows:

28 Unless the context clearly requires otherwise, the definitions in  
29 this section apply throughout RCW 28B.15.762 and 28B.15.764.

30 (1) "Borrower" means an eligible student who has received a loan  
31 under RCW 28B.15.762.

32 (2) "Council" means the student achievement council.

33 (3) "Eligible student" means a student registered for at least  
34 ten credit hours or the equivalent and demonstrates achievement of a  
35 3.00 grade point average for each academic year, who is a resident  
36 student as defined by RCW 28B.15.012 through 28B.15.015, who is a  
37 (~~"needy"~~) student (~~("")~~) who demonstrates financial need as defined in  
38 RCW 28B.92.030, and who has a declared major in a program leading to  
39 a degree in teacher education in a field of science or mathematics,

1 or a certificated teacher who meets the same credit hour and (~~"needy~~  
2 ~~student"~~) financial eligibility requirements and is seeking an  
3 additional degree in science or mathematics.

4 (4) "Forgiven" or "to forgive" means to collect service as a  
5 teacher in a field of science or mathematics at a public school in  
6 the state of Washington in lieu of monetary payment.

7 (5) "Institution of higher education" or "institution" means a  
8 college or university in the state of Washington which is a member  
9 institution of an accrediting association recognized as such by rule  
10 of the council.

11 (6) "Office" means the office of student financial assistance.

12 (7) "Public school" means a middle school, junior high school, or  
13 high school within the public school system referred to in Article IX  
14 of the state Constitution.

15 (8) "Satisfied" means paid-in-full.

16 **Sec. 15.** RCW 28B.15.762 and 2012 c 229 s 529 are each amended to  
17 read as follows:

18 (1) The council may make long-term loans to eligible students at  
19 institutions of higher education from the funds appropriated to the  
20 council for this purpose. The amount of any such loan shall not  
21 exceed the demonstrated financial need of the student or two thousand  
22 five hundred dollars for each academic year whichever is less, and  
23 the total amount of such loans to an eligible student shall not  
24 exceed ten thousand dollars. The interest rates and terms of deferral  
25 of such loans shall be consistent with the terms of the guaranteed  
26 loan program established by 20 U.S.C. Sec. 1701 et seq. The period  
27 for repaying the loan principal and interest shall be ten years with  
28 payments accruing quarterly commencing nine months from the date the  
29 borrower graduated. The entire principal and interest of each loan  
30 payment shall be forgiven for each payment period in which the  
31 borrower teaches science or mathematics in a public school in this  
32 state until the entire loan is satisfied or the borrower ceases to  
33 teach science or mathematics at a public school in this state. Should  
34 the borrower cease to teach science or mathematics at a public school  
35 in this state before the time in which the principal and interest on  
36 the loan are satisfied, payments on the unsatisfied portion of the  
37 principal and interest on the loan shall begin the next payment  
38 period and continue until the remainder of the loan is paid.



1 (2) The council is responsible for collection of loans made under  
2 subsection (1) of this section and shall exercise due diligence in  
3 such collection, maintaining all necessary records to insure that  
4 maximum repayments are made. Collection and servicing of loans under  
5 subsection (1) of this section shall be pursued using the full extent  
6 of the law, including wage garnishment if necessary, and shall be  
7 performed by entities approved for such servicing by the Washington  
8 student loan guaranty association or its successor agency. The  
9 council is responsible to forgive all or parts of such loans under  
10 the criteria established in subsection (1) of this section and shall  
11 maintain all necessary records of forgiven payments.

12 (3) Receipts from the payment of principal or interest or any  
13 other subsidies to which the council as lender is entitled, which are  
14 paid by or on behalf of borrowers under subsection (1) of this  
15 section, shall be deposited with the office and shall be used to  
16 cover the costs of making the loans under subsection (1) of this  
17 section, maintaining necessary records, and making collections under  
18 subsection (2) of this section. The office shall maintain accurate  
19 records of these costs, and all receipts beyond those necessary to  
20 pay such costs shall be used to make loans to eligible students.

21 (4) Any funds not used to make loans, or to cover the cost of  
22 making loans or making collections, shall be placed in the state  
23 educational trust fund for (~~needy or disadvantaged~~) students who  
24 demonstrate financial need.

25 (5) The council shall adopt necessary rules to implement this  
26 section.

27 **Sec. 16.** RCW 28B.108.010 and 2011 1st sp.s. c 11 s 191 are each  
28 reenacted and amended to read as follows:

29 Unless the context clearly requires otherwise, the definitions in  
30 this section apply throughout this chapter.

31 (1) "Eligible student" or "student" means an American Indian who  
32 is a (~~financially needy~~) student who demonstrates financial need,  
33 as defined in RCW 28B.92.030, who is a resident student, as defined  
34 by RCW 28B.15.012(2), who is a full-time student at an institution of  
35 higher education, and who promises to use his or her education to  
36 benefit other American Indians.

37 (2) "Institution of higher education" or "institution" means a  
38 college or university in the state of Washington which is accredited

1 by an accrediting association recognized as such by rule of the  
2 council for higher education.

3 (3) "Office" means the office of student financial assistance.

4 **Sec. 17.** RCW 28B.116.010 and 2013 c 39 s 10 are each amended to  
5 read as follows:

6 Unless the context clearly requires otherwise, the definitions in  
7 this section apply throughout this chapter.

8 (1) "Cost of attendance" means the cost associated with the  
9 attendance of the institution of higher education as determined by  
10 the office of student financial assistance, including but not limited  
11 to tuition, room, board, and books.

12 (2) "Eligible student" means a student who:

13 (a) Is between the ages of sixteen and twenty-three;

14 (b) Has been in foster care in the state of Washington for a  
15 minimum of six months since his or her fourteenth birthday;

16 (c) Is a (~~financially needy~~) student who demonstrates financial  
17 need, as defined in RCW 28B.92.030;

18 (d) Is a resident student, as defined in RCW 28B.15.012(2);

19 (e) Has entered or will enter an institution of higher education  
20 in Washington state within three years of high school graduation or  
21 having successfully completed his or her high school equivalency  
22 certificate as provided in RCW 28B.50.536;

23 (f) Is not pursuing a degree in theology; and

24 (g) Makes satisfactory progress towards the completion of a  
25 degree or certificate program.

26 (3) "Institution of higher education" means a college or  
27 university in the state of Washington that is accredited by an  
28 accrediting association recognized as such by rule of the student  
29 achievement council.

30 (4) "Office" means the office of student financial assistance.

31 **Sec. 18.** RCW 28A.180.120 and 2017 c 236 s 4 are each amended to  
32 read as follows:

33 In 2017, funds must be appropriated for the purposes in this  
34 section.

35 (1) The professional educator standards board, beginning in the  
36 2017-2019 biennium, shall administer the bilingual educator  
37 initiative, which is a long-term program to recruit, prepare, and

1 mentor bilingual high school students to become future bilingual  
2 teachers and counselors.

3 (2) Subject to the availability of amounts appropriated for this  
4 specific purpose, pilot projects must be implemented in one or two  
5 school districts east of the crest of the Cascade mountains and one  
6 or two school districts west of the crest of the Cascade mountains,  
7 where immigrant students are shown to be rapidly increasing.  
8 Districts selected by the professional educator standards board must  
9 partner with at least one two-year and one four-year college in  
10 planning and implementing the program. The professional educator  
11 standards board shall provide oversight.

12 (3) Participating school districts must implement programs,  
13 including: (a) An outreach plan that exposes the program to middle  
14 school students and recruits them to enroll in the program when they  
15 begin their ninth grade of high school; (b) activities in ninth and  
16 tenth grades that help build student agency, such as self-confidence  
17 and awareness, while helping students to develop academic mind-sets  
18 needed for high school and college success; the value and benefits of  
19 teaching and counseling as careers; and introduction to leadership,  
20 civic engagement, and community service; (c) credit-bearing curricula  
21 in grades eleven and twelve that include mentoring, shadowing, best  
22 practices in teaching in a multicultural world, efficacy and practice  
23 of dual language instruction, social and emotional learning, enhanced  
24 leadership, civic engagement, and community service activities.

25 (4) There must be a pipeline to college using two-year and four-  
26 year college faculty and consisting of continuation services for  
27 program participants, such as advising, tutoring, mentoring,  
28 financial assistance, and leadership.

29 (5) High school and college teachers and counselors must be  
30 recruited and compensated to serve as mentors and trainers for  
31 participating students.

32 (6) After obtaining a high school diploma, students qualify to  
33 receive conditional loans to cover the full cost of college tuition,  
34 fees, and books. To qualify for funds, students must meet program  
35 requirements as developed by their local implementation team, which  
36 consists of staff from their school district and the partnering two-  
37 year and four-year college faculty.

38 (7) In order to avoid loan repayment, students must (a) earn  
39 their baccalaureate degree and certification needed to serve as a  
40 teacher or professional guidance counselor; and (b) teach or serve as

1 a counselor in their educational service district region for at least  
2 five years. Students who do not meet the repayment terms in this  
3 subsection are subject to repaying all or part of the financial aid  
4 they receive for college unless students are recipients of funding  
5 provided through programs such as the (~~state need grant~~) Washington  
6 college promise scholarship program or the college bound scholarship  
7 program.

8 (8) Grantees must work with the professional educator standards  
9 board to draft the report required in section 6, chapter 236, Laws of  
10 2017.

11 (9) The professional educator standards board may adopt rules to  
12 implement this section.

13 **Sec. 19.** RCW 28B.76.502 and 2017 c 177 s 1 are each amended to  
14 read as follows:

15 (1) The office must provide a financial aid counseling curriculum  
16 to institutions of higher education with (~~state need grant~~)  
17 Washington college promise scholarship recipients. The curriculum  
18 must be available via a web site. The curriculum must include, but  
19 not be limited to:

20 (a) An explanation of the (~~state need grant~~) Washington college  
21 promise scholarship program rules, including maintaining satisfactory  
22 progress, repayment rules, and usage limits;

23 (b) Information on campus and private scholarships and work-study  
24 opportunities, including the application processes;

25 (c) An overview of student loan options with an emphasis on the  
26 repayment obligations a student borrower assumes regardless of  
27 program completion, including the likely consequences of default and  
28 sample monthly repayment amounts based on a range of student levels  
29 of indebtedness;

30 (d) An overview of personal finance, including basic money  
31 management skills such as living within a budget and handling credit  
32 and debt;

33 (e) Average salaries for a wide range of jobs;

34 (f) Financial education that meets the needs of, and includes  
35 perspectives from, a diverse group of students who are or were  
36 recipients of financial aid, including student loans, who may be  
37 trained by the financial education public-private partnership; and

38 (g) Contact information for local financial aid resources and the  
39 federal student aid ombuds' office.

1 (2) By the 2013-14 academic year, the institution of higher  
2 education must take reasonable steps to ensure that each (~~state need~~  
3 ~~grant~~) Washington college promise scholarship recipient receives  
4 information outlined in subsection (1)(a) through (g) of this section  
5 by directly referencing or linking to the web site on the conditions  
6 of award statement provided to each recipient.

7 (3) By July 1, 2013, the office must disseminate the curriculum  
8 to all institutions of higher education participating in the (~~state~~  
9 ~~need grant~~) Washington college promise scholarship program. The  
10 institutions of higher education may require (~~nonstate need grant~~  
11 ~~recipients~~) students who are not participating in the Washington  
12 college promise scholarship program to participate in all or portions  
13 of the financial aid counseling.

14 (4) Subject to the availability of amounts appropriated for this  
15 specific purpose, by the 2017-18 academic year, each institution of  
16 higher education must take reasonable steps to ensure that the  
17 institution presents, and each incoming student participates in, a  
18 financial education workshop. The scope of the workshop must include,  
19 but is not limited to, the information outlined in subsection (1)(b)  
20 through (g) of this section, and include recommendations by the  
21 financial education public-private partnership. The institutions are  
22 encouraged to present these workshops during student orientation or  
23 as early as possible in the academic year.

24 **Sec. 20.** RCW 28B.76.525 and 2011 1st sp.s. c 11 s 110 are each  
25 amended to read as follows:

26 (1) The state financial aid account is created in the custody of  
27 the state treasurer. The primary purpose of the account is to ensure  
28 that all appropriations designated for financial aid through  
29 statewide student financial aid programs are made available to  
30 eligible students. The account shall be a nontreasury account.

31 (2) The office shall deposit in the account all money received  
32 for the (~~state need grant~~) Washington college promise scholarship  
33 program (~~established under RCW 28B.92.010~~) created under section 2  
34 of this act, the state work-study program established under chapter  
35 28B.12 RCW, the Washington scholars program established under RCW  
36 28A.600.110, the Washington award for vocational excellence program  
37 established under RCW 28C.04.525, and the educational opportunity  
38 grant program established under chapter 28B.101 RCW. The account  
39 shall consist of funds appropriated by the legislature for the

1 programs listed in this subsection and private contributions to the  
2 programs. Moneys deposited in the account do not lapse at the close  
3 of the fiscal period for which they were appropriated. Both during  
4 and after the fiscal period in which moneys were deposited in the  
5 account, the office may expend moneys in the account only for the  
6 purposes for which they were appropriated, and the expenditures are  
7 subject to any other conditions or limitations placed on the  
8 appropriations.

9 (3) Expenditures from the account shall be used for scholarships  
10 to students eligible for the programs according to program rules and  
11 policies.

12 (4) Disbursements from the account are exempt from appropriations  
13 and the allotment provisions of chapter 43.88 RCW.

14 (5) Only the director of the office or the director's designee  
15 may authorize expenditures from the account.

16 **Sec. 21.** RCW 28B.76.526 and 2018 c 232 s 10 are each amended to  
17 read as follows:

18 The Washington opportunity pathways account is created in the  
19 state treasury. Expenditures from the account may be used only for  
20 programs in chapter 28A.710 RCW (charter schools), chapter 28B.12 RCW  
21 (state work-study), chapter 28B.50 RCW (opportunity grant), RCW  
22 28B.76.660 (Washington scholars award), RCW 28B.76.670 (Washington  
23 award for vocational excellence), chapter 28B.92 RCW (~~((state need  
24 grant))~~) Washington college promise scholarship program), chapter  
25 28B.105 RCW (GET ready for math and science scholarship), chapter  
26 28B.117 RCW (passport to careers), chapter 28B.118 RCW (college bound  
27 scholarship), (~~(chapter 28B.119 RCW (Washington promise  
28 scholarship),~~) and chapter (~~(43.215)~~) 43.216 RCW (early childhood  
29 education and assistance program).

30 **Sec. 22.** RCW 28B.76.540 and 2011 1st sp.s. c 11 s 111 are each  
31 amended to read as follows:

32 In addition to administrative responsibilities assigned in this  
33 chapter, the office shall administer the programs set forth in the  
34 following statutes: RCW 28A.600.100 through 28A.600.150 (Washington  
35 scholars); chapter 28B.85 RCW (degree-granting institutions); chapter  
36 28B.92 RCW (~~((state need grant))~~) Washington college promise  
37 scholarship); chapter 28B.12 RCW (work-study); RCW 28B.15.543  
38 (~~((tuition waivers for Washington scholars))~~) grants for undergraduate

1 coursework); RCW 28B.15.760 through 28B.15.766 (math and science  
2 loans); RCW 28B.15.100 (reciprocity agreement); RCW 28B.15.730  
3 through 28B.15.734 (Oregon reciprocity); RCW 28B.15.750 and  
4 28B.15.752 (Idaho reciprocity); RCW 28B.15.756 (British Columbia  
5 reciprocity); chapter 28B.101 RCW (educational opportunity grant);  
6 chapter 28B.102 RCW (future teachers conditional scholarship);  
7 chapter 28B.108 RCW (American Indian endowed scholarship); chapter  
8 28B.109 RCW (Washington international exchange scholarship); chapter  
9 28B.115 RCW (health professional conditional scholarship); (~~chapter~~  
10 ~~28B.119 RCW (Washington promise scholarship);~~) and chapter 28B.133  
11 RCW (gaining independence for students with dependents).

12 **Sec. 23.** RCW 28B.76.699 and 2016 c 233 s 17 are each amended to  
13 read as follows:

14 (1) Subject to the availability of amounts appropriated for this  
15 specific purpose, the office shall administer a student teaching  
16 residency grant program to provide additional funds to individuals  
17 completing student teaching residencies at public schools in  
18 Washington.

19 (2) To qualify for the grant, recipients must be enrolled in a  
20 professional educator standards board-approved teacher preparation  
21 program, be completing or about to start a student teaching residency  
22 at a Title I school, and demonstrate financial need, as defined by  
23 the office and consistent with the income criteria required to  
24 receive the (~~state need grant established~~) Washington college  
25 promise scholarship created in chapter 28B.92 RCW.

26 (3) The office shall establish rules for administering the grants  
27 under this section.

28 **Sec. 24.** RCW 28B.77.020 and 2015 c 83 s 2 are each amended to  
29 read as follows:

30 (1) Aligned with the state's biennial budget and policy cycles,  
31 the council shall propose educational attainment goals and priorities  
32 to meet the state's evolving needs. The council shall identify  
33 strategies for meeting the goals and priorities by means of a short-  
34 term strategic action plan and a ten-year plan that serves as a  
35 roadmap.

36 (a) The goals must address the needs of Washington residents to  
37 reach higher levels of educational attainment and Washington's

1 workforce needs for certificates and degrees in particular fields of  
2 study.

3 (b) The council shall identify the resources it deems appropriate  
4 to meet statewide goals and also recognize current state economic  
5 conditions and state resources.

6 (c) In proposing goals, the council shall collaborate with the  
7 superintendent of public instruction, the professional educator  
8 standards board, the state board of education, the state board for  
9 community and technical colleges, the four-year institutions of  
10 higher education, independent colleges and degree-granting  
11 institutions, certificate-granting institutions, and the workforce  
12 training and education coordinating board.

13 (2) The council shall update the strategic action plan every two  
14 years with the first strategic action plan to be submitted to the  
15 governor and the legislature by December 1, 2012. The ten-year  
16 roadmap must be updated every two years with the first roadmap to be  
17 submitted to the governor and the legislature by December 1, 2013.  
18 The council must provide regular updates to the joint higher  
19 education committee created in RCW 44.04.360 as needed.

20 (3) In order to develop the ten-year roadmap, the council shall  
21 conduct strategic planning in collaboration with agencies and  
22 stakeholders and include input from the legislature. The council must  
23 also consult with the STEM education innovation alliance established  
24 under RCW 28A.188.030 in order to align strategies under the roadmap  
25 with the STEM framework for education and accountability developed by  
26 the alliance. The roadmap must encompass all sectors of higher  
27 education, including secondary to postsecondary transitions. The  
28 roadmap must outline strategies that address:

29 (a) Strategic planning, which includes setting benchmarks and  
30 goals for long-term degree production generally and in particular  
31 fields of study;

32 (b) Expanding access, affordability, quality, efficiency, and  
33 accountability among the various institutions of higher education;

34 (c) Higher education finance planning and strategic investments  
35 including budget recommendations necessary to meet statewide goals;

36 (d) System design and coordination;

37 (e) Improving student transitions;

38 (f) Higher education data and analysis, in collaboration with the  
39 education data center, which includes outcomes for recruitment,  
40 retention, and success of students;



1 (g) College and career access preparedness, in collaboration with  
2 the office of the superintendent of public instruction and the state  
3 board of education;

4 (h) Expanding participation and success for racial and ethnic  
5 minorities in higher education;

6 (i) Development and expansion of innovations in higher education  
7 including innovations to increase attainment of postsecondary  
8 certificates, and associate, baccalaureate, graduate, and  
9 professional degrees; and innovations to improve precollege education  
10 in terms of cost-effectiveness and transitions to college-level  
11 education;

12 (j) Strengthening the education pipeline and degree production in  
13 science, technology, engineering, and mathematics fields, and  
14 aligning strategies under the roadmap with the STEM framework for  
15 action and accountability developed under RCW 28A.188.030; and

16 (k) Relevant policy research.

17 (4) As needed, the council must conduct system reviews consistent  
18 with RCW 28B.77.080.

19 (5) The council shall facilitate the development and expansion of  
20 innovative practices within, between, and among the sectors to  
21 increase educational attainment and assess the effectiveness of the  
22 innovations.

23 (6) The council shall use the data and analysis produced by, and  
24 in consultation with, the education data center created in RCW  
25 43.41.400 in developing policy recommendations and proposing goals.  
26 In conducting research and analysis the council at a minimum must:

27 (a) Identify barriers to increasing educational attainment,  
28 evaluate effectiveness of various educational models, identify best  
29 practices, and recommend methods to overcome barriers;

30 (b) Analyze data from multiple sources including data from  
31 academic research and from areas and agencies outside of education  
32 including but not limited to data from the department of health, the  
33 department of corrections, and the department of social and health  
34 services to determine best practices to remove barriers and to  
35 improve educational attainment;

36 (c) Assess educational achievement disaggregated by income level,  
37 age, gender, race and ethnicity, country of origin, and other  
38 relevant demographic groups working with data from the education data  
39 center;

40 (d) Track progress toward meeting the state's goals;

1 (e) Communicate results and provide access to data analysis to  
2 policymakers, the superintendent of public instruction, institutions  
3 of higher education, students, and the public; and

4 (f) Use data from the education data center wherever appropriate  
5 to conduct duties in (a) through (e) of this subsection.

6 (7) The council shall collaborate with the appropriate state  
7 agencies and stakeholders, including the state board of education,  
8 the office of the superintendent of public instruction, the state  
9 board for community and technical colleges, the workforce training  
10 and education coordinating board, and the four-year institutions of  
11 higher education to improve student transitions and success including  
12 but not limited to:

13 (a) Setting minimum college admission standards for four-year  
14 institutions of higher education, including:

15 (i) A requirement that coursework in American sign language or an  
16 American Indian language satisfies any requirement for instruction in  
17 a language other than English that the council or the institutions  
18 may establish as a general undergraduate admissions requirement; and

19 (ii) Encouragement of the use of multiple measures to determine  
20 whether a student must enroll in a precollege course, such as  
21 placement tests, the SAT, high school transcripts, college  
22 transcripts, or initial class performance;

23 (b) Proposing comprehensive policies and programs to encourage  
24 students to prepare for, understand how to access, and pursue  
25 postsecondary college and career programs, including specific  
26 policies and programs for students with disabilities;

27 (c) Recommending policies that require coordination between or  
28 among sectors such as dual high school-college programs, awarding  
29 college credit for advanced high school work, and transfer between  
30 two and four-year institutions of higher education or between  
31 different four-year institutions of higher education; and

32 (d) Identifying transitions issues and solutions for students,  
33 from high school to postsecondary education including community and  
34 technical colleges, four-year institutions of higher education,  
35 apprenticeships, training, or workplace education; between two-year  
36 and four-year institutions of higher education; and from  
37 postsecondary education to career. In addressing these issues the  
38 council must recognize that these transitions may occur multiple  
39 times as students continue their education.

1 (8) The council directs the work of the office, which includes  
2 administration of student financial aid programs under RCW  
3 28B.76.090, including the (~~state need grant~~) Washington college  
4 promise scholarship and other scholarships, the Washington advanced  
5 college tuition payment program, and work-study programs.

6 (9) The council may administer state and federal grants and  
7 programs including but not limited to those programs that provide  
8 incentives for improvements related to increased access and success  
9 in postsecondary education.

10 (10) The council shall protect higher education consumers  
11 including:

12 (a) Approving degree-granting postsecondary institutions  
13 consistent with existing statutory criteria;

14 (b) Establishing minimum criteria to assess whether students who  
15 attend proprietary institutions of higher education shall be eligible  
16 for the (~~state need grant~~) Washington college promise scholarship  
17 and other forms of state financial aid.

18 (i) The criteria shall include retention rates, completion rates,  
19 loan default rates, and annual tuition increases, among other  
20 criteria for students who receive (~~state need grant as~~) the  
21 Washington college promise scholarship in chapter 28B.92 RCW and any  
22 other state financial aid.

23 (ii) The council may remove proprietary institutions of higher  
24 education from eligibility for the (~~state need grant~~) Washington  
25 college promise scholarship or other form of state financial aid if  
26 it finds that the institution or college does not meet minimum  
27 criteria.

28 (iii) The council shall report by December 1, 2014, to the joint  
29 higher education committee in RCW 44.04.360 on the outcomes of  
30 students receiving (~~state need grants~~) Washington college promise  
31 scholarships, impacts on meeting the state's higher education goals  
32 for educational attainment, and options for prioritization of the  
33 (~~state need grant~~) Washington college promise scholarship and  
34 possible consequences of implementing each option. When examining  
35 options for prioritizing the (~~state need grant~~) Washington college  
36 promise scholarship the council shall consider awarding (~~grants~~)  
37 scholarships based on need rather than date of application and making  
38 awards based on other criteria selected by the council.

39 (11) The council shall adopt residency requirements by rule.

1 (12) The council shall arbitrate disputes between and among four-  
2 year institutions of higher education and the state board for  
3 community and technical colleges at the request of one or more of the  
4 institutions involved, or at the request of the governor, or from a  
5 resolution adopted by the legislature. The decision of the council  
6 shall be binding on the participants in the dispute.

7 (13) The council may solicit, accept, receive, and administer  
8 federal funds or private funds, in trust, or otherwise, and contract  
9 with foundations or with for-profit or nonprofit organizations to  
10 support the purposes and functions of the council.

11 (14) The council shall represent the broad public interest above  
12 the interests of the individual institutions of higher education.

13 **Sec. 25.** RCW 28B.117.020 and 2018 c 232 s 3 are each amended to  
14 read as follows:

15 The definitions in this section apply throughout this chapter  
16 unless the context clearly requires otherwise.

17 (1) "Apprentice" means a person enrolled in a state-approved,  
18 federally registered, or reciprocally recognized apprenticeship  
19 program.

20 (2) "Apprenticeship" means an apprenticeship training program  
21 approved or recognized by the state apprenticeship council or similar  
22 federal entity.

23 (3) "Cost of attendance" means the cost associated with attending  
24 a particular institution of higher education as determined by the  
25 office, including but not limited to tuition, fees, room, board,  
26 books, personal expenses, and transportation, plus the cost of  
27 reasonable additional expenses incurred by an eligible student and  
28 approved by a financial aid administrator at the student's school of  
29 attendance.

30 (4) "Federal foster care system" means the foster care program  
31 under the federal unaccompanied refugee minors program, Title 8  
32 U.S.C. Sec. 1522 of the immigration and nationality act.

33 (5) "Financial need" means the difference between a student's  
34 cost of attendance and the student's total family contribution as  
35 determined by the method prescribed by the United States department  
36 of education.

37 (6) "Homeless" or "homelessness" means without a fixed, regular,  
38 and adequate nighttime residence as set forth in the federal  
39 McKinney-Vento homeless assistance act, 42 U.S.C. Sec. 11301 et seq.

1 (7) "Independent college or university" means a private,  
2 nonprofit institution of higher education, open to residents of the  
3 state, providing programs of education beyond the high school level  
4 leading to at least the baccalaureate degree, and accredited by the  
5 Northwest association of schools and colleges, and other institutions  
6 as may be developed that are approved by the student achievement  
7 council as meeting equivalent standards as those institutions  
8 accredited under this section.

9 (8) "Institution of higher education" means any institution  
10 eligible to and participating in the (~~state need grant~~) Washington  
11 college promise scholarship program.

12 (9) "Occupational-specific costs" means the costs associated with  
13 entering an apprenticeship or preapprenticeship, including but not  
14 limited to fees, tuition for classes, work clothes, rain gear, boots,  
15 occupation-specific tools.

16 (10) "Office" means the office of student financial assistance.

17 (11) "Preapprenticeship" means an apprenticeship preparation  
18 program recognized by the state apprenticeship council and as defined  
19 in RCW 28C.18.162.

20 (12) "Program" means the passport to careers program created in  
21 this chapter.

22 (13) "State foster care system" means out-of-home care pursuant  
23 to a dependency and includes the placement of dependents from other  
24 states who are placed in Washington pursuant to orders issued under  
25 the interstate compact on the placement of children, chapter 26.34  
26 RCW.

27 (14) "Tribal court" has the same meaning as defined in RCW  
28 13.38.040.

29 (15) "Tribal foster care system" means an out-of-home placement  
30 under a dependency order from a tribal court.

31 (16) "Unaccompanied" means a youth or young adult experiencing  
32 homelessness while not in the physical custody of a parent or  
33 guardian.

34 **Sec. 26.** RCW 28B.118.010 and 2018 c 204 s 1 and 2018 c 12 s 1  
35 are each reenacted and amended to read as follows:

36 The office of student financial assistance shall design the  
37 Washington college bound scholarship program in accordance with this  
38 section and in alignment with the (~~state need grant~~) Washington

1 college promise scholarship program in chapter 28B.92 RCW unless  
2 otherwise provided in this section.

3 (1) "Eligible students" are those students who:

4 (a) Qualify for free or reduced-price lunches. If a student  
5 qualifies in the seventh grade, the student remains eligible even if  
6 the student does not receive free or reduced-price lunches  
7 thereafter;

8 (b) Are dependent pursuant to chapter 13.34 RCW and:

9 (i) In grade seven through twelve; or

10 (ii) Are between the ages of eighteen and twenty-one and have not  
11 graduated from high school; or

12 (c) Were dependent pursuant to chapter 13.34 RCW and were adopted  
13 between the ages of fourteen and eighteen with a negotiated adoption  
14 agreement that includes continued eligibility for the Washington  
15 state college bound scholarship program pursuant to RCW 74.13A.025.

16 (2) Eligible students and the students' parents or guardians  
17 shall be notified of the student's eligibility for the Washington  
18 college bound scholarship program beginning in the student's seventh  
19 grade year. Students and the students' parents or guardians shall  
20 also be notified of the requirements for award of the scholarship.

21 (3)(a) To be eligible for a Washington college bound scholarship,  
22 a student eligible under subsection (1)(a) of this section must sign  
23 a pledge during seventh or eighth grade that includes a commitment to  
24 graduate from high school with at least a C average and with no  
25 felony convictions. The pledge must be witnessed by a parent or  
26 guardian and forwarded to the office of student financial assistance  
27 by mail or electronically, as indicated on the pledge form.

28 (b)(i) Beginning in the 2018-19 academic year, the office of  
29 student financial assistance shall make multiple attempts to secure  
30 the signature of the student's parent or guardian for the purpose of  
31 witnessing the pledge.

32 (ii) If the signature of the student's parent or guardian is not  
33 obtained, the office of student financial assistance may partner with  
34 the school counselor or administrator to secure the parent's or  
35 guardian's signature to witness the pledge. The school counselor or  
36 administrator shall make multiple attempts via all phone numbers,  
37 email addresses, and mailing addresses on record to secure the  
38 parent's or guardian's signature. All attempts to contact the parent  
39 or guardian must be documented and maintained in the student's  
40 official file.

1 (iii) If a parent's or guardian's signature is still not  
2 obtained, the school counselor or administrator shall indicate to the  
3 office of student financial assistance the nature of the unsuccessful  
4 efforts to contact the student's parent or guardian and the reasons  
5 the signature is not available. Then the school counselor or  
6 administrator may witness the pledge unless the parent or guardian  
7 has indicated that he or she does not wish for the student to  
8 participate in the program.

9 (c) A student eligible under subsection (1)(b) of this section  
10 shall be automatically enrolled, with no action necessary by the  
11 student or the student's family, and the enrollment form must be  
12 forwarded by the department of social and health services to the  
13 office of student financial assistance by mail or electronically, as  
14 indicated on the form.

15 (4)(a) Scholarships shall be awarded to eligible students  
16 graduating from public high schools, approved private high schools  
17 under chapter 28A.195 RCW, or who received home-based instruction  
18 under chapter 28A.200 RCW.

19 (b)(i) To receive the Washington college bound scholarship, a  
20 student must graduate with at least a "C" average from a public high  
21 school or an approved private high school under chapter 28A.195 RCW  
22 in Washington or have received home-based instruction under chapter  
23 28A.200 RCW, must have no felony convictions, and must be a resident  
24 student as defined in RCW 28B.15.012(2) (a) through (e). A student  
25 who is eligible to receive the Washington college bound scholarship  
26 because the student is a resident student under RCW 28B.15.012(2)(e)  
27 must provide the institution, as defined in RCW 28B.15.012, an  
28 affidavit indicating that the individual will file an application to  
29 become a permanent resident at the earliest opportunity the  
30 individual is eligible to do so and a willingness to engage in any  
31 other activities necessary to acquire citizenship, including but not  
32 limited to citizenship or civics review courses.

33 (ii) For eligible children as defined in subsection (1)(b) and  
34 (c) of this section, to receive the Washington college bound  
35 scholarship, a student must have received a high school equivalency  
36 certificate as provided in RCW 28B.50.536 or have graduated with at  
37 least a "C" average from a public high school or an approved private  
38 high school under chapter 28A.195 RCW in Washington or have received  
39 home-based instruction under chapter 28A.200 RCW, must have no felony

1 convictions, and must be a resident student as defined in RCW  
2 28B.15.012(2) (a) through (e).

3 For a student who does not meet the "C" average requirement, and  
4 who completes fewer than two quarters in the running start program,  
5 under chapter 28A.600 RCW, the student's first quarter of running  
6 start course grades must be excluded from the student's overall grade  
7 point average for purposes of determining their eligibility to  
8 receive the scholarship.

9 (5) A student's family income will be assessed upon graduation  
10 before awarding the scholarship.

11 (6) If at graduation from high school the student's family income  
12 does not exceed sixty-five percent of the state median family income,  
13 scholarship award amounts shall be as provided in this section.

14 (a) For students attending two or four-year institutions of  
15 higher education as defined in RCW 28B.10.016, the value of the award  
16 shall be (i) the difference between the student's tuition and  
17 required fees, less the value of any state-funded grant, scholarship,  
18 or waiver assistance the student receives; (ii) plus five hundred  
19 dollars for books and materials.

20 (b) For students attending private four-year institutions of  
21 higher education in Washington, the award amount shall be the  
22 representative average of awards granted to students in public  
23 research universities in Washington or the representative average of  
24 awards granted to students in public research universities in  
25 Washington in the 2014-15 academic year, whichever is greater.

26 (c) For students attending private vocational schools in  
27 Washington, the award amount shall be the representative average of  
28 awards granted to students in public community and technical colleges  
29 in Washington or the representative average of awards granted to  
30 students in public community and technical colleges in Washington in  
31 the 2014-15 academic year, whichever is greater.

32 (7) Recipients may receive no more than four full-time years'  
33 worth of scholarship awards.

34 (8) Institutions of higher education shall award the student all  
35 need-based and merit-based financial aid for which the student would  
36 otherwise qualify. The Washington college bound scholarship is  
37 intended to replace unmet need, loans, and, at the student's option,  
38 work-study award before any other grants or scholarships are reduced.

39 (9) The first scholarships shall be awarded to students  
40 graduating in 2012.



1 (10) The state of Washington retains legal ownership of tuition  
2 units awarded as scholarships under this chapter until the tuition  
3 units are redeemed. These tuition units shall remain separately held  
4 from any tuition units owned under chapter 28B.95 RCW by a Washington  
5 college bound scholarship recipient.

6 (11) The scholarship award must be used within five years of  
7 receipt. Any unused scholarship tuition units revert to the  
8 Washington college bound scholarship account.

9 (12) Should the recipient terminate his or her enrollment for any  
10 reason during the academic year, the unused portion of the  
11 scholarship tuition units shall revert to the Washington college  
12 bound scholarship account.

13 **Sec. 27.** RCW 28B.118.090 and 2015 c 244 s 6 are each amended to  
14 read as follows:

15 (1) Beginning January 1, 2015, and at a minimum every year  
16 thereafter, the student achievement council and all institutions of  
17 higher education eligible to participate in the college bound  
18 scholarship program shall ensure data needed to analyze and evaluate  
19 the effectiveness of the college bound scholarship program is  
20 promptly transmitted to the education data center created in RCW  
21 43.41.400 so that it is available and easily accessible. The data to  
22 be reported should include but not be limited to:

23 (a) The number of students who sign up for the college bound  
24 scholarship program in seventh or eighth grade;

25 (b) The number of college bound scholarship students who graduate  
26 from high school;

27 (c) The number of college bound scholarship students who enroll  
28 in postsecondary education;

29 (d) Persistence and completion rates of college bound scholarship  
30 recipients disaggregated by institutions of higher education;

31 (e) College bound scholarship recipient grade point averages;

32 (f) The number of college bound scholarship recipients who did  
33 not remain eligible and reasons for ineligibility;

34 (g) College bound scholarship program costs; and

35 (h) Impacts to the (~~state need grant~~) Washington college  
36 promise scholarship program.

37 (2) Beginning May 12, 2015, and at a minimum every December 1st  
38 thereafter, the student achievement council shall submit student unit

1 record data for the college bound scholarship program applicants and  
2 recipients to the education data center.

3 **Sec. 28.** RCW 28B.133.010 and 2013 c 248 s 4 are each amended to  
4 read as follows:

5 The educational assistance grant program for students with  
6 dependents is hereby created, subject to the availability of receipts  
7 of gifts, grants, or endowments from private sources. The program is  
8 created to serve financially needy students with dependents eighteen  
9 years of age or younger, by assisting them directly through a grant  
10 program to pursue a degree or certificate at public or private  
11 institutions of higher education, as defined in RCW 28B.92.030(4) (a)  
12 and (b) (i) and (ii), that participate in the ((state need grant))  
13 Washington college promise scholarship program.

14 **Sec. 29.** RCW 28B.133.020 and 2004 c 275 s 73 are each amended to  
15 read as follows:

16 To be eligible for the educational assistance grant program for  
17 students with dependents, applicants shall: (1) Be residents of the  
18 state of Washington; (2) be needy students as defined in RCW  
19 28B.92.030((~~3~~)); (3) be eligible to participate in the ((state need  
20 grant)) Washington college promise scholarship program as set forth  
21 under ((~~RCW 28B.92.080~~)) chapter 28B.92 RCW; and (4) have dependents  
22 eighteen years of age or younger who are under their care.

23 **Sec. 30.** RCW 28B.145.010 and 2018 c 254 s 9, 2018 c 209 s 6, and  
24 2018 c 114 s 2 are each reenacted and amended to read as follows:

25 The definitions in this section apply throughout this chapter  
26 unless the context clearly requires otherwise.

27 (1) "Board" means the opportunity scholarship board.

28 (2) "Council" means the student achievement council.

29 (3) "Eligible advanced degree program" means a health  
30 professional degree program beyond the baccalaureate level and  
31 includes graduate and professional degree programs.

32 (4) "Eligible county" has the same meaning as "rural county" as  
33 defined in RCW 82.14.370 and also includes any county that shares a  
34 common border with Canada and has a population of over one hundred  
35 twenty-five thousand.

36 (5) "Eligible education programs" means high employer demand and  
37 other programs of study as determined by the board.

1 (6) "Eligible expenses" means reasonable expenses associated with  
2 the costs of acquiring an education such as tuition, books,  
3 equipment, fees, room and board, and other expenses as determined by  
4 the program administrator in consultation with the council and the  
5 state board for community and technical colleges.

6 (7) "Eligible school district" means a school district of the  
7 second class as identified in RCW 28A.300.065(2).

8 (8) "Eligible student" means a resident student who received his  
9 or her high school diploma or high school equivalency certificate as  
10 provided in RCW 28B.50.536 in Washington and who:

11 (a) (i) Has been accepted at a four-year institution of higher  
12 education into an eligible education program leading to a  
13 baccalaureate degree;

14 (ii) Will attend a two-year institution of higher education and  
15 intends to transfer to an eligible education program at a four-year  
16 institution of higher education;

17 (iii) Has been accepted at an institution of higher education  
18 into a professional-technical degree program in an eligible education  
19 program; (~~(e)~~)

20 (iv) Has been accepted at an institution of higher education into  
21 a professional-technical certificate program in an eligible education  
22 program; or

23 (v) Has been accepted at an institution of higher education into  
24 an eligible advanced degree program and has agreed to the service  
25 obligation established by the board;

26 (b) Declares an intention to obtain a professional-technical  
27 certificate, professional-technical degree, (~~(e)~~) baccalaureate  
28 degree(~~(f)~~), or an advanced degree; and

29 (c) Has a family income at or below one hundred twenty-five  
30 percent of the state median family income at the time the student  
31 applies for an opportunity scholarship.

32 (9) "Gift aid" means financial aid received from the federal Pell  
33 grant, the (~~(state need grant)~~) Washington college promise  
34 scholarship program in chapter 28B.92 RCW, the college bound  
35 scholarship program in chapter 28B.118 RCW, the opportunity grant  
36 program in chapter 28B.50 RCW, the opportunity scholarship program in  
37 this chapter, or any other state grant, scholarship, or worker  
38 retraining program that provides funds for educational purposes with  
39 no obligation of repayment. "Gift aid" does not include student  
40 loans, work-study programs, the basic food employment and training

1 program administered by the department of social and health services,  
2 or other employment assistance programs that provide job readiness  
3 opportunities and support beyond the costs of tuition, books, and  
4 fees.

5 (10) "High employer demand program of study" has the same meaning  
6 as provided in RCW 28B.50.030.

7 (11) "Participant" means an eligible student who has received a  
8 scholarship under the opportunity scholarship program.

9 (12) "Professional-technical certificate" means a program as  
10 approved by the state board for community and technical colleges  
11 under RCW 28B.50.090(7)(c), that is offered by an institution of  
12 higher education.

13 (13) "Professional-technical degree" means a program as approved  
14 by the state board for community and technical colleges under RCW  
15 28B.50.090(7)(c), that is offered by an institution of higher  
16 education.

17 (14) "Program administrator" means a private nonprofit  
18 corporation registered under Title 24 RCW and qualified as a tax-  
19 exempt entity under section 501(c)(3) of the federal internal revenue  
20 code.

21 (15) "Resident student" has the same meaning as provided in RCW  
22 28B.15.012.

23 (16) "Rural jobs program" means the rural county high employer  
24 demand jobs program created in this chapter.

25 (17) "Service obligation" means an obligation by the participant  
26 to be employed in a service obligation area in the state for a  
27 specific period to be established by the board.

28 (18) "Service obligation area" means a location that meets one of  
29 the following conditions:

30 (a) Has been designated by the council as an eligible site under  
31 the health professional conditional scholarship program established  
32 under chapter 28B.115 RCW;

33 (b) Serves at least forty percent uninsured or medicaid enrolled  
34 patients;

35 (c) Is located in a rural county as defined in RCW 82.14.370 and  
36 serves a combination of uninsured, medicaid enrolled patients, and  
37 medicare enrolled patients, equal to at least forty percent of the  
38 practice location's total patients; or

39 (d) Serves a public agency, nonprofit organization, or local  
40 health jurisdiction as defined in RCW 43.70.575 by providing public

1 health services necessary to preserve, protect, and promote the  
2 health of the state's population, as determined by the board after  
3 consultation with the department of health.

4 **Sec. 31.** RCW 28B.145.030 and 2018 c 209 s 8, 2018 c 204 s 2, and  
5 2018 c 114 s 4 are each reenacted and amended to read as follows:

6 (1) The program administrator shall provide administrative  
7 support to execute the duties and responsibilities provided in this  
8 chapter, including but not limited to publicizing the program,  
9 selecting participants for the opportunity scholarship award,  
10 distributing opportunity scholarship awards, and achieving the  
11 maximum possible rate of return on investment of the accounts in  
12 subsection (2) of this section, while ensuring transparency in the  
13 investment decisions and processes. Duties, exercised jointly with  
14 the board, include soliciting funds and setting annual fund-raising  
15 goals. The program administrator shall be paid an administrative fee  
16 as determined by the board.

17 (2) With respect to the opportunity scholarship program, the  
18 program administrator shall:

19 (a) Establish and manage (~~three separate~~) the specified  
20 accounts created in (b) of this subsection, into which to receive  
21 grants and contributions from private sources as well as state  
22 matching funds, and from which to disburse scholarship funds to  
23 participants;

24 (b) Solicit and accept grants and contributions from private  
25 sources, via direct payment, pledge agreement, or escrow account, of  
26 private sources for deposit into any of the (~~three~~) specified  
27 accounts created in this subsection (2)(b) upon the direction of the  
28 donor and in accordance with this subsection (2)(b):

29 (i) The "scholarship account," whose principal may be invaded,  
30 and from which scholarships must be disbursed for baccalaureate  
31 programs beginning no later than December 1, 2011, if, by that date,  
32 state matching funds in the amount of five million dollars or more  
33 have been received. Thereafter, scholarships shall be disbursed on an  
34 annual basis beginning no later than May 1, 2012, and every October  
35 1st thereafter;

36 (ii) The "student support pathways account," whose principal may  
37 be invaded, and from which scholarships may be disbursed for  
38 professional-technical certificate or degree programs in the fiscal

1 year following appropriations of state matching funds. Thereafter,  
2 scholarships shall be disbursed on an annual basis;

3 (iii) The "advanced degrees pathways account," whose principal  
4 may be invaded, and from which scholarships may be disbursed for  
5 eligible advanced degree programs in the fiscal year following  
6 appropriations of state matching funds. Thereafter, scholarships  
7 shall be disbursed on an annual basis;

8 (iv) The "endowment account," from which scholarship moneys may  
9 be disbursed for baccalaureate programs from earnings only in years  
10 when:

11 (A) The state match has been made into both the scholarship and  
12 the endowment account; and

13 (B) The state appropriations for the ~~((state—need—grant))~~  
14 Washington college promise scholarship under ~~((RCW—28B.92.010))~~  
15 chapter 28B.92 RCW meet or exceed state appropriations for the  
16 ~~((state—need—grant))~~ Washington college promise scholarship made in  
17 the 2011-2013 biennium, adjusted for inflation, and eligibility for  
18 ~~((state—need—grant))~~ Washington college promise scholarship  
19 recipients is at least seventy percent of state median family income;

20 (v) An amount equal to at least fifty percent of all grants and  
21 contributions must be deposited into the scholarship account until  
22 such time as twenty million dollars have been deposited into the  
23 scholarship account, after which time the private donors may  
24 designate whether their contributions must be deposited to the  
25 scholarship account, the student support pathways account, the  
26 advanced degrees pathways account, or the endowment ~~account((s))~~. The  
27 board and the program administrator must work to maximize private  
28 sector contributions to ~~((the—scholarship—account,—the—student~~  
29 ~~support—pathways—account,—the—advanced—degrees—pathways—account,—and~~  
30 ~~the—endowment—account,—))~~ these accounts to maintain a robust  
31 scholarship program while simultaneously building the endowment, and  
32 to determine the division between the ~~((scholarship,—the—student~~  
33 ~~support—pathways,—the—advanced—degrees—pathways,—and—the—endowment))~~  
34 accounts in the case of undesignated grants and contributions, taking  
35 into account the need for a long-term funding mechanism and the  
36 short-term needs of families and students in Washington. The first  
37 five million dollars in state match, as provided in RCW 28B.145.040,  
38 shall be deposited into the scholarship account and thereafter the  
39 state match shall be deposited into the ~~((three))~~ specified accounts  
40 created in this subsection (2)(b) in equal proportion to the private

1 funds deposited in each account, except that no more than one million  
2 dollars in state match shall be deposited into the advanced degrees  
3 pathways account in a single fiscal biennium; and

4 (vi) Once moneys in the opportunity scholarship match transfer  
5 account are subject to an agreement under RCW 28B.145.050(5) and are  
6 deposited in the scholarship account, the student support pathways  
7 account, the advanced degrees pathways account, or the endowment  
8 account under this section, the state acts in a fiduciary rather than  
9 ownership capacity with regard to those assets. Assets in the  
10 scholarship account, the student support pathways account, the  
11 advanced degrees pathways account, and the endowment account are not  
12 considered state money, common cash, or revenue to the state;

13 (c) Provide proof of receipt of grants and contributions from  
14 private sources to the council, identifying the amounts received by  
15 name of private source and date, and whether the amounts received  
16 were deposited into the scholarship account, the student support  
17 pathways account, the advanced degrees pathways account, or the  
18 endowment account((~~s~~));

19 (d) In consultation with the council and the state board for  
20 community and technical colleges, make an assessment of the  
21 reasonable annual eligible expenses associated with eligible  
22 education programs and eligible advanced degree programs identified  
23 by the board;

24 (e) Determine the dollar difference between tuition fees charged  
25 by institutions of higher education in the 2008-09 academic year and  
26 the academic year for which an opportunity scholarship is being  
27 distributed;

28 (f) Develop and implement an application, selection, and  
29 notification process for awarding opportunity scholarships;

30 (g) Determine the annual amount of the opportunity scholarship  
31 for each selected participant. The annual amount shall be at least  
32 one thousand dollars or the amount determined under (e) of this  
33 subsection, but may be increased on an income-based, sliding scale  
34 basis up to the amount necessary to cover all reasonable annual  
35 eligible expenses as assessed pursuant to (d) of this subsection, or  
36 to encourage participation in professional-technical certificate  
37 programs, professional-technical degree programs, ((~~or~~))  
38 baccalaureate degree programs, or eligible advanced degree programs  
39 identified by the board;

1 (h) Distribute scholarship funds to selected participants. Once  
2 awarded, and to the extent funds are available for distribution, an  
3 opportunity scholarship shall be automatically renewed as long as the  
4 participant annually submits documentation of filing both a free  
5 application for federal student aid (FAFSA) and for available federal  
6 education tax credits including, but not limited to, the American  
7 opportunity tax credit, or if ineligible to apply for federal student  
8 aid, the participant annually submits documentation of filing a state  
9 financial aid application as approved by the office of student  
10 financial assistance; and until the participant withdraws from or is  
11 no longer attending the program, completes the program, or has taken  
12 the credit or clock hour equivalent of one hundred twenty-five  
13 percent of the published length of time of the participant's program,  
14 whichever occurs first;

15 (i) Notify institutions of scholarship recipients who will attend  
16 their institutions and inform them of the terms of the students'  
17 eligibility;

18 (j) Establish a required service obligation for participants  
19 enrolled in an eligible advanced degree program, and establish a  
20 process for verifying a participant's employment in a service  
21 obligation area; and

22 (k) Establish a repayment obligation and appeals process for  
23 participants who serve less than the required service obligation,  
24 unless the program administrator determines the circumstances are  
25 beyond the participant's control. If the participant is unable to pay  
26 the repayment obligation in full, the participant may enter into  
27 payment arrangements with the program administrator. The program  
28 administrator is responsible for the collection of repayment  
29 obligations on behalf of participants who fail to complete their  
30 service obligation.

31 (3) With respect to the opportunity expansion program, the  
32 program administrator shall:

33 (a) Assist the board in developing and implementing an  
34 application, selection, and notification process for making  
35 opportunity expansion awards; and

36 (b) Solicit and accept grants and contributions from private  
37 sources for opportunity expansion awards.

38 **Sec. 32.** RCW 28C.18.166 and 2011 1st sp.s. c 11 s 242 are each  
39 amended to read as follows:



1 On an annual basis, each opportunity internship consortium shall  
2 provide the board with a list of the opportunity internship graduates  
3 from the consortium. The board shall compile the lists from all  
4 consortia and shall notify the office of student financial assistance  
5 of the eligibility of each graduate on the lists to receive a ((state  
6 need grant)) Washington college promise scholarship under chapter  
7 28B.92 RCW if the graduate enrolls in a postsecondary program of  
8 study within one year of high school graduation.

9 NEW SECTION. **Sec. 33.** The following acts or parts of acts are  
10 each repealed:

11 (1) RCW 28B.92.010 (State need grant program established—Purpose)  
12 and 2014 c 1 s 1, 2004 c 275 s 34, 1999 c 345 s 2, 1993 sp.s. c 18 s  
13 2, & 1969 ex.s. c 222 s 7;

14 (2) RCW 28B.92.020 (State need grant program—Findings—Intent)  
15 and 2011 1st sp.s. c 11 s 158, 2003 c 19 s 11, & 1999 c 345 s 1;

16 (3) RCW 28B.92.050 (Powers and duties of office) and 2011 1st  
17 sp.s. c 11 s 161, 1999 c 345 s 4, 1989 c 254 s 3, & 1969 ex.s. c 222  
18 s 11;

19 (4) RCW 28B.92.060 (State need grant awards) and 2012 c 229 s  
20 558;

21 (5) RCW 28B.92.080 (Eligibility for state need grant) and 2015 c  
22 121 s 1, 2012 c 229 s 605, 2009 c 238 s 9, 2007 c 404 s 1, 2004 c 275  
23 s 39, 1999 c 345 s 6, 1989 c 254 s 5, & 1969 ex.s. c 222 s 13;

24 (6) RCW 28B.92.082 (Enhanced need grants—Eligibility) and 2012 c  
25 229 s 560 & 2009 c 215 s 3;

26 (7) RCW 28B.92.084 (Eligibility of opportunity internship  
27 graduates) and 2011 1st sp.s. c 11 s 163 & 2009 c 238 s 8;

28 (8) RCW 28B.119.005 (Intent—Finding) and 2002 c 204 s 1;

29 (9) RCW 28B.119.010 (Program design—Parameters) and 2013 c 39 s  
30 12, 2011 1st sp.s. c 11 s 231, 2004 c 275 s 60, 2003 c 233 s 5, &  
31 2002 c 204 s 2;

32 (10) RCW 28B.119.020 (Implementation and administration) and 2011  
33 1st sp.s. c 11 s 232 & 2002 c 204 s 3;

34 (11) RCW 28B.119.030 (Funding for state need grant program not  
35 impaired) and 2011 1st sp.s. c 11 s 233, 2004 c 275 s 71, & 2002 c  
36 204 s 4;

37 (12) RCW 28B.119.040 (Requirements for students receiving home-  
38 based instruction not affected) and 2002 c 204 s 5;

1 (13) RCW 28B.119.050 (Washington promise scholarship account) and  
2 2011 1st sp.s. c 11 s 234 & 2002 c 204 s 6; and  
3 (14) RCW 28B.119.900 (Effective date—2002 c 204) and 2002 c 204 s  
4 9.

5 NEW SECTION. **Sec. 34.** Sections 1 through 5 and 8 through 33 of  
6 this act take effect July 1, 2021.

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