

necessary, to carry out the provisions of this 1977 amendatory act: PROVIDED, That if federal funds become available to carry out the purposes of this 1977 amendatory act then state general fund moneys shall be conserved with federal funds.

**NEW SECTION.** Sec. 7. The provisions of this 1977 amendatory act shall terminate on June 30, 1979, unless otherwise provided by law.

**NEW SECTION.** Sec. 8. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House June 17, 1977.

Passed the Senate June 16, 1977.

Approved by the Governor June 30, 1977.

Filed in Office of Secretary of State June 30, 1977.

## CHAPTER 322

[Substitute House Bill No. 312]

### HIGHER EDUCATION—TUITION AND FEES

AN ACT Relating to tuition and fees of the state institutions of higher education; amending section 59, chapter 169, Laws of 1977 1st ex. sess. (presently uncodified); amending section 28B.15.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 36, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15.100; amending section 28B.15.380, chapter 223, Laws of 1969 ex. sess. as last amended by section 37, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15.380; amending section 28B.15.500, chapter 223, Laws of 1969 ex. sess. as amended by section 10, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.500; amending section 22, chapter 279, Laws of 1971 ex. sess. as amended by section 3, chapter 149, Laws of 1972 ex. sess. and RCW 28B.15.620; amending section 9, chapter 269, Laws of 1969 ex. sess. as last amended by section 78, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.40.361; setting forth new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW; repealing section 28B.15.200, chapter 223, Laws of 1969 ex. sess., section 4, chapter 102, Laws of 1970 ex. sess., section 6, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.200; repealing section 28B.15.300, chapter 223, Laws of 1969 ex. sess., section 5, chapter 102, Laws of 1970 ex. sess., section 7, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.300; repealing section 28B.15.400, chapter 223, Laws of 1969 ex. sess., section 6, chapter 102, Laws of 1970 ex. sess., section 9, chapter 279, Laws of 1971 ex. sess., section 38, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15.400; repealing section 23, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.630; providing for the expiration of a section hereof; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION.** Section 1. It is the intent of the legislature that amounts charged for general tuition and operating fees shall reflect the proportional operating cost of instruction at the state universities. It is the further intent of the legislature that such fees charged to undergraduate resident students at the state universities be not more than twenty-five percent of the cost of undergraduate university instruction, that such fees charged to undergraduate resident students at the regional universities and The Evergreen State College be not more than eighty percent of the total of general tuition and operating fees charged to state university undergraduate resident students and that such fees charged to undergraduate resident students at community colleges be not more than forty-five percent of the total of general tuition and operating fees charged to state university undergraduate resident students.

Sec. 2. Section 28B.15.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 36, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15.100 are each amended to read as follows:

The board of regents (~~(and)~~) or board of trustees at each of the state's regional and state universities and at The Evergreen State College shall charge to and collect from each of the students registering at the particular institution for any quarter or semester such general tuition fees, operating fees, services and activities fees, and other fees as such board shall in its discretion determine, the total of all such fees, the general tuition fee, operating fee, and services and activities fee, to be rounded-out to the nearest whole dollar amount: PROVIDED, That such general tuition fees and operating fees for (~~quarters~~) other than summer session quarters or semesters shall be in (~~at least~~) the amounts for the respective institutions as otherwise set forth in (~~RCW 28B.15.200, 28B.15.300, 28B.15.400 and 28B.15.500~~) this chapter, as now or hereafter amended: PROVIDED FURTHER, That the fees charged by boards of trustees of community college districts shall be (~~consistent with RCW 28B.15.500~~) in the amounts for the respective institutions as otherwise set forth in this chapter, as now or hereafter amended.

**NEW SECTION.** Sec. 3. General tuition fees, operating fees, and services and activities fees at the University of Washington and at Washington State University for other than summer quarters or semesters shall be as follows:

(1) For full time resident undergraduate students and all other full time resident students not in graduate study programs or enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, for the 1977-78 academic year the total of general tuition and operating fees shall be five hundred and forty-three dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be five hundred and seventy dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be one hundred and seventeen dollars.

(2) For full time resident graduate students not enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, for the 1977-78 academic year the total of general tuition and operating fees shall be six hundred and twenty-four dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be six hundred and fifty-four dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be one hundred and seventeen dollars.

(3) For full time resident students enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, for the 1977-78 academic year the total of general tuition and operating fees shall be eight hundred and fifty-eight dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be nine hundred and twelve dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be three hundred and thirty-three dollars.

(4) For full time nonresident undergraduate students and such other full time nonresident students not in graduate study programs or enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, or doctor of veterinary medicine, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be two thousand two hundred and seventy-seven dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be three hundred and forty-five dollars.

(5) For full time nonresident graduate students not enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be two thousand six hundred and nineteen dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be three hundred and forty-five dollars.

(6) For full time nonresident students enrolled in programs leading to the degrees of doctor of medicine, doctor of dental surgery, and doctor of veterinary medicine, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be three thousand six hundred and forty-two dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be five hundred and forty-three dollars.

(7) The boards of regents of each of the state universities shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (6) hereof a services and activities fee which for each academic year shall not exceed one hundred and seventeen dollars.

**NEW SECTION.** Sec. 4. General tuition fees, operating fees, and services and activities fees at the regional universities and The Evergreen State College for other than summer quarters or semesters shall be as follows:

(1) For full time resident undergraduate students and all other full time resident students not in graduate study programs, for the 1977-78 academic year the total of general tuition and operating fees shall be four hundred and twenty-nine dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be four hundred and fifty-six dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be seventy-five dollars.

(2) For full time resident graduate students, for the 1977-78 academic year the total of general tuition and operating fees shall be four hundred and eighty-nine dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be five hundred and twenty-two dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be seventy-five dollars.

(3) For full time nonresident undergraduate students and all other full time nonresident students not in graduate study programs, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be one thousand eight hundred and twenty-one dollars: PROVIDED, That

the general tuition fee for such academic years and each academic year thereafter shall be two hundred and eighty-eight dollars.

(4) For full time nonresident graduate students, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be two thousand and ninety-four dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be two hundred and eighty-eight dollars.

(5) The boards of trustees of each of the state colleges shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) through (4) hereof a services and activities fee which for each academic year shall not exceed one hundred and sixty-two dollars.

Sec. 5. Section 28B.15.500, chapter 223, Laws of 1969 ex. sess. as amended by section 10, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.500 are each amended to read as follows:

General tuition fees, operating fees and services and activities fees (~~charged students registered~~) at each community college other than at summer quarters shall be as follows:

- (1) ~~(Full time resident students:~~  
~~(a) General tuition fee, forty-one dollars and fifty cents per quarter;~~  
~~(b) Operating fees, twenty-seven dollars per quarter; and~~  
~~(c) Services and activities fees, not more than fourteen dollars and fifty cents per quarter.~~  
~~(2) Full time nonresident students:~~  
~~(a) General tuition fee, one hundred thirty-one dollars and fifty cents per quarter;~~  
~~(b) Operating fees, eighty-one dollars per quarter; and~~  
~~(c) Services and activities fees, not more than fourteen dollars and fifty cents per quarter.))~~ For full time resident students, for the 1977-78 academic year the total of general tuition and operating fees shall be two hundred and forty dollars, and for the 1978-79 academic year, and thereafter, the total of general tuition and operating fees shall be two hundred and fifty-five dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be one hundred and twenty-four dollars and fifty cents.

(2) For full time nonresident students, for each academic year of the 1977-79 biennium, and thereafter, the total of general tuition and operating fees shall be one thousand one hundred and thirty-seven dollars: PROVIDED, That the general tuition fee for such academic years and each academic year thereafter shall be three hundred and ninety-four dollars and fifty cents.

(3) The boards of trustees of each of the state community colleges shall charge and collect equally from each of the students registering at the particular institution and included in subsections (1) and (2) hereof a services and activities fee which for each academic year shall not exceed fifty-one dollars.

(4) Tuition, operating fees and services and activities fees consistent with the above schedule will be fixed by the state board for community colleges for summer school students.

The board of trustees shall charge such fees for part time students, ungraded courses, noncredit courses, and short courses as it, in its discretion, may determine,

not inconsistent with the rules and regulations of the state board for community college education.

**NEW SECTION.** Sec. 6. It is the intent of the legislature that needy students not be deprived of access to higher education due to increases in educational costs or consequent increases in tuition and fees. It is the sense of the legislature that state appropriations for student financial aid be adjusted in an amount which together with funds estimated to be available in the form of basic educational opportunity grants as authorized under Section 411 of the federal Higher Education Act of 1965 as now or hereafter amended will equal twenty-four percent of any change in revenue estimated to occur as a result of revisions in tuition and fee levels under the provisions of this 1977 amendatory act.

**NEW SECTION.** Sec. 7. The house and senate higher education committees shall develop, in cooperation with the council for postsecondary education and the respective fiscal committees of the house and senate, the office of fiscal management and the state institutions of higher education no later of than January 1978, and at each two year interval thereafter, definitions, criteria and procedures for the operating cost of instruction for the state universities upon which general tuition and operating fee recommendations will be based.

**NEW SECTION.** Sec. 8. In accordance with its responsibilities under RCW 28B.80.030(3), the council for postsecondary education shall make recommendations to the governor and the legislature for adjustments in the amounts of tuition and operating fees consistent with the intent of this 1977 amendatory act. Such recommendations shall be made not later than November 10th of each even-numbered year and shall be based on the operating cost of instruction for the state universities for the biennium then in effect, such operating costs to be calculated in accordance with definitions, criteria and procedures which have been approved as provided in section 7 of this 1977 amendatory act.

Sec. 9. Section 22, chapter 279, Laws of 1971 ex. sess. as amended by section 3, chapter 149, Laws of 1972 ex. sess. and RCW 28B.15.620 are each amended to read as follows:

(1) The tuition and operating fees charged to veterans of the Vietnam conflict who have served in the southeast Asia theater of operations attending institutions of higher learning shall be ((exempted from the payment of any increase in tuition and fees as are imposed by this 1971 amendatory act and shall not be required to pay more than the total amount of tuition and fees in effect on March 29, 1971:))<sub>2</sub> for each academic year of the 1977-79 biennium and thereafter, adjusted at the same dollar amount as are the tuition and operating fees of resident undergraduate students: PROVIDED ((FURTHER)), That for the purposes of this ((exemption)) section, "veterans of the Vietnam conflict" shall be those persons who have been on active federal service as a member of the armed military or naval forces of the United States between a period commencing August 5, 1964, and ending on ((such date as shall thereafter be determined by duly adopted concurrent resolution of the legislature of this state or by presidential proclamation or concurrent resolution of the congress terminating the conflict involving United States forces battling in South Vietnam)) May 7, 1975 and who qualify as a resident student under RCW

28B.15.012 and who have enrolled in state institutions of higher education on or before the effective date of this 1977 amendatory act.

(2) The provisions of this section shall be null and void and of no effect after July 1, 1981.

Sec. 10. Section 28B.15.380, chapter 223, Laws of 1969 ex. sess. as last amended by section 37, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15-.380 are each amended to read as follows:

In addition to any other exemptions as may be provided by law, the board of regents at the state universities may exempt the following classes of persons from the payment of general tuition fees, operating fees, or services and activities fees except for individual instruction fees: (1) All veterans as defined in RCW 41.04-.005: PROVIDED, That such persons are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: AND PROVIDED FURTHER, That if any such veterans have not resided in this state for one year prior to registration said board may exempt them up to one-half of the tuition payable by other nonresident students: AND, PROVIDED FURTHER, That such exemptions shall be provided only to those persons otherwise covered who were enrolled in universities on or before October 1, 1977. (2) Members of the staffs of the University of Washington and Washington State University: PROVIDED, That for the purposes of this subsection "staffs" shall not apply to faculty and administrative exempt employees. (3) ~~((Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington. (4)))~~ Children after the age of nineteen years of any law enforcement officer or fire fighter who lost his life or became totally disabled in the line of duty while employed by any public law enforcement agency or full time or volunteer fire department in this state.

Sec. 11. Section 9, chapter 269, Laws of 1969 ex. sess. as last amended by section 78, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.40.361 are each amended to read as follows:

The boards of trustees of The Evergreen State College may exempt from the payment of general tuition, operating fees, or services and activities fees, except for individual instruction fees, (1) all veterans who served in the armed forces of the United States who have served the United States during any period of war as defined in RCW 41.04.005 and who shall have served with evidence of conduct other than undesirable, bad conduct or dishonorable upon release from active service: PROVIDED, That such person is no longer entitled to federal vocational or educational benefits conferred by virtue of his military service: PROVIDED FURTHER, That such exemptions shall be provided only to those persons otherwise covered who were enrolled in state colleges on or before October 1, 1977, and (2) all children after the age of nineteen years of any law enforcement officer or fire fighter who lost his life or became totally disabled in the line of duty while employed by any public law enforcement agency or full time or volunteer fire department in this state.

Sec. 12. Section 59, chapter 169, Laws of 1977 1st ex. sess. (presently uncoded) is hereby amended to read as follows:

The boards of trustees of each regional university may exempt from the payment of general tuition, operating fees, or services and activities fees, except for individual instruction fees, (1) all veterans who served in the armed forces of the United States who have served the United States during any period of war as defined in RCW 41.04.005 and who shall have served with evidence of conduct other than undesirable, bad conduct or dishonorable upon release from active service: PROVIDED, That such person is no longer entitled to federal vocational or educational benefits conferred by virtue of his military service: PROVIDED FURTHER, That such exemptions shall be provided only to those persons otherwise covered who were enrolled in the regional universities on or before October 1, 1977, and (2) all children after the age of nineteen years of any law enforcement officer or fire fighter who lost his life or became totally disabled in the line of duty while employed by any public law enforcement agency or full time or volunteer fire department in this state.

NEW SECTION. Sec. 13. For the period commencing August 1, 1977, and ending July 31, 1981, those students enrolled in undergraduate programs at Washington state universities and regional universities and The Evergreen State College who are residents of the Canadian province of British Columbia, shall pay the same amount of general tuition, operating, and services and activities fees charged Washington resident students enrolled in the same programs: PROVIDED, That if a different tuition and fee schedule shall be charged Washington state students attending institutions of higher education located in the Canadian province of British Columbia than for resident students thereof, the provisions of this section shall cease to be in effect at the end of the fiscal year in which the different tuition and fee schedule is so charged.

The council for postsecondary education shall review the costs of such pilot program and make recommendations to the legislative session, commencing January, 1981, on the possible continuation of this experimental program. Following such review, the legislature shall make the determination to extend or terminate the program.

NEW SECTION. Sec. 14. The following acts or parts of acts are hereby repealed:

(1) Section 28B.15.200, chapter 223, Laws of 1969 ex. sess., section 4, chapter 102, Laws of 1970 ex. sess., section 6, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.200;

(2) Section 28B.15.300, chapter 223, Laws of 1969 ex. sess., section 5, chapter 102, Laws of 1970 ex. sess., section 7, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.300;

(3) Section 28B.15.400, chapter 223, Laws of 1969 ex. sess., section 6, chapter 102, Laws of 1970 ex. sess., section 9, chapter 279, Laws of 1971 ex. sess., section 38, chapter 169, Laws of 1977 1st ex. sess. and RCW 28B.15.400; and

(4) Section 23, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.630.

NEW SECTION. Sec. 15. Notwithstanding any other section of this 1977 amendatory act, the boards of regents and trustees of the respective institutions of higher education shall set aside from general tuition and fees charged in each

schedule an amount heretofore pledged and necessary for the purposes of bond retirement until such time as any such debt has been satisfied.

**NEW SECTION.** Sec. 16. Sections 3 and 4, and 6 through 8 of this 1977 amendatory act are added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW.

**NEW SECTION.** Sec. 17. If any provision of this 1977 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 18. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House June 18, 1977.

Passed the Senate June 18, 1977.

Approved by the Governor June 30, 1977.

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## CHAPTER 323

[Substitute House Bill No. 604]

### INDUSTRIAL INSURANCE

AN ACT Relating to industrial insurance; amending section 51.04.040, chapter 23, Laws of 1961 and RCW 51.04.040; amending section 51.04.070, chapter 23, Laws of 1961 and RCW 51.04.070; amending section 15, chapter 289, Laws of 1971 ex. sess. and RCW 51.08.018; amending section 51.08.030, chapter 23, Laws of 1961 as last amended by section 37, chapter 42, Laws of 1975-'76 2nd ex. sess. and RCW 51.08.030; amending section 88, chapter 289, Laws of 1971 ex. sess. as amended by section 5, chapter 43, Laws of 1972 ex. sess. and RCW 51.08.175; amending section 14, chapter 289, Laws of 1971 ex. sess. and RCW 51.08.178; amending section 51.12.020, chapter 23, Laws of 1961 as last amended by section 1, chapter 124, Laws of 1973 and RCW 51.12.020; amending section 51.12.110, chapter 23, Laws of 1961 as amended by section 85, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.110; amending section 27, chapter 289, Laws of 1971 ex. sess. as amended by section 16, chapter 43, Laws of 1972 ex. sess. and RCW 51.14.020; amending section 28, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.030; amending section 51.16.060, chapter 23, Laws of 1961, as amended by section 1, chapter 32, Laws of 1973 1st ex. sess. and RCW 51.16.060; amending section 51.16.110, chapter 23, Laws of 1961 as amended by section 4, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.110; amending section 51.16.120, chapter 23, Laws of 1961 as amended by section 13, chapter 43, Laws of 1972 ex. sess. and RCW 51.16.120; amending section 51.32.030, chapter 23, Laws of 1961 and RCW 51.32.030; amending section 1, chapter 19, Laws of 1975-'76 2nd ex. sess. and RCW 51.32.073; amending section 12, chapter 289, Laws of 1971 ex. sess. as amended by section 23, chapter 43, Laws of 1972 ex. sess. and RCW 51.32.095; amending section 51.32.110, chapter 23, Laws of 1961 as amended by section 13, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.110; amending section 51.32.150, chapter 23, Laws of 1961 and RCW 51.32.150; amending section 3, chapter 286, Laws of 1975 1st ex. sess. and RCW 51.32.220; amending section 51.36.030, chapter 23, Laws of 1961 and RCW 51.36.030; amending section 51.44.040, chapter 23, Laws of 1961 as amended by section 27, chapter 43, Laws of 1972 ex. sess. and RCW 51.44.040; amending section 51.48.020, chapter 23, Laws of 1961 as amended by section 63, chapter 289, Laws of 1971 ex. sess. and RCW 51.48.020; amending section 51.48.050, chapter 23, Laws of 1961 and RCW 51.48.050; amending section 51.48.070, chapter 23, Laws of 1961 and RCW 51.48.070; adding new sections to chapter 23, Laws of 1961 and to chapter 51.04 RCW; adding a new section to chapter 23, Laws of 1961 and to chapter 51.16 RCW; repealing section 51.40.010, chapter 23, Laws of 1961 and RCW 51.40.010; repealing section 51.40.020, chapter 23, Laws of 1961, section 1, chapter 36, Laws of 1965, section 2, chapter 80, Laws of 1965 ex. sess. and RCW 51.40.020; repealing section 51.40.030, chapter 23, Laws of 1961 and RCW 51.40.030; repealing section 51.40.040, chapter 23, Laws of 1961, section 29, chapter 106, Laws of 1973 and RCW 51.40.040; repealing section 51.40.050, chapter 23, Laws of 1961 and