



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: October 08, 2019

TIME: 8:42 AM

WSR 19-21-033

Agency: Columbia Basin College

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 19-09-027 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject)

Amend 132S-05-015 (Organization – Operation – Information)

Amend 132S-20 (Practice and Procedure)

Amend 132S-100 (Student Conduct Code)

Amend 132S-200-110 (Animal control on campus)

Amend 132S-300-140 (Pedestrian Right of Way)

Amend 132S-300-305 (Authorization for issuance of parking permits)

Amend 132S-400 (Facility use for first amendment activities)

Amend 132S-500 (Facility use for other than first amendment activities)

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
December 16, 2019	5:00 p.m.	2600 N. 20 th Avenue, Board Room, Pasco WA 99301	Please contact Rolando Garcia at (509) 544-4904 as soon as possible to request any accommodations related to a disability. We need advance time to make arrangements.

Date of intended adoption: December 17, 2019 (Note: This is NOT the effective date)

Submit written comments to:

Name: Camilla Glatt

Address: 2600 N. 20th Avenue, MS-A2

Email: cglatt@columbiabasin.edu

Fax: 509-544-2029

Other: 509-542-5548

By (date) December 13, 2019

Assistance for persons with disabilities:

Contact Rolando Garcia

Phone: 509-544-4904

Fax: 509-544-2032

TTY: Washington Relay Service 711 or 800-833-6384

Email: rgarcia@columbiabasin.edu

Other:

By (date) December 13, 2019

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Columbia Basin College has proposed amendments to its rules for brief and full adjudicative procedures, updates to the administrative review processes and appeals and related adjudicative roles. There are additional updates to animal control on campus, trespass, pedestrian's right of way, and college policy changes concerning facility use for expressive activities, student conduct and appeal process to safeguard the due process rights for all students, and improving the College's ability to respond to student conduct matters. All of the proposed amendments to the rules are part of a comprehensive effort to update the proposed WACs.

Reasons supporting proposal: CBC is proposing amending several WACs to keep the college compliant and up-to-date for students and staff with state and federal laws (facility use, animals on campus, brief and full adjudicative process, improve the college's ability to respond to student conduct matters, along with student conduct and appeal process, as well as providing clarity to certain sections).

Statutory authority for adoption: RCW 28B.50.140

Statute being implemented: RCW 28B.50.140

Is rule necessary because of a:

Federal Law? Yes No

Federal Court Decision? Yes No

State Court Decision? Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: None

Name of proponent: (person or organization) Columbia Basin College

Private

Public

Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Camilla Glatt	2600 N. 20 th Avenue, Pasco, WA 99301	509-542-5548
Implementation:	Camilla Glatt	2600 N. 20 th Avenue, Pasco, WA 99301	509-542-5548
Enforcement:	Camilla Glatt	2600 N. 20 th Avenue, Pasco, WA 99301	509-542-5548

Is a school district fiscal impact statement required under RCW 28A.305.135?

Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Other:

Is a cost-benefit analysis required under RCW 34.05.328?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

Phone:

Fax:

TTY:
Email:
Other:

No: Please explain: A cost benefit analysis is not required under RCW 34.05.328 and does not apply to college rules.

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- | | |
|---|--|
| <input type="checkbox"/> RCW 34.05.310 (4)(b)
(Internal government operations) | <input type="checkbox"/> RCW 34.05.310 (4)(e)
(Dictated by statute) |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)
(Incorporation by reference) | <input type="checkbox"/> RCW 34.05.310 (4)(f)
(Set or adjust fees) |
| <input type="checkbox"/> RCW 34.05.310 (4)(d)
(Correct or clarify language) | <input type="checkbox"/> RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3) and 34.05.310(4)(g)(i).

Explanation of exemptions, if necessary: Revisions impact college-specific internal policies.

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Date: October 7, 2019

Name: Camilla Glatt

Title: Vice President for Human Resources & Legal Affairs

Signature: