TO: Members of the Board of Trustees
FROM: President Sabah Randhawa
DATE: June 15, 2018
SUBJECT: Title 516 WAC, Expedited Rule Change – Housekeeping Amendments

PURPOSE: Action Item

Purpose of Submittal:
To obtain approval from the Board to amend WAC 516-21-220 Weapons and Destructive Devices and WAC 516-60-010 Waivers of Tuition and Fees in order to keep the University's WAC rules accurate and up-to-date.

Proposed Motion:
MOVED, that the Board of Trustees of Western Washington University, upon recommendation of the President, approve the expedited rule change amendments to WAC 516-21-220 and WAC 516-60-010 as proposed in the attached.

Supporting Information:
Amendment that changes a title is made in WAC 516-21-220

Amendment for which the content is explicitly and specifically dictated by statute is made in 516-60-010.

Attachment 1 - WAC 516-60-010 Waivers of Tuition and Fees
Attachment 2 - WAC 516-21-220 Weapons and Destructive Devices
WAC 516-60-010 Waivers of tuition and fees. (1) The board of trustees is authorized to grant tuition and fee waivers to students pursuant to RCW 28B.15.910 and the laws identified therein. Each of these laws, with the exception of those required by law, authorizes but does not require the board of trustees to grant waivers for different categories of students and provides for waivers of different fees. The board of trustees or its delegate must affirmatively act to implement the legislature's grant of authority. A list of waivers that the board has implemented can be found in the Bulletin, Timetable of Classes, university web site, or any subsequently adopted publication.

(2) Even when it has decided to implement a waiver listed in RCW 28B.15.910, the university, for specific reasons and a general need for flexibility in the management of its resources, may choose not to award waivers to any or all students who may be eligible under the terms of the laws, or it may decide to grant partial waivers. The university's description of the factors it may consider to adjust a waiver program to meet emergent or changing needs is found in subsection (54) of this section. All waivers are subject to subsection (54) of this section.

(3) The board of trustees also has the authority under RCW 28B.15.915 to grant waivers of all or a portion of operating fees as
defined in RCW 28B.15.031. Waiver programs adopted under RCW 28B.15.915 are described in the sources identified in subsection (1) of this section. Waivers granted under RCW 28B.15.915 are subject to subsection (54) of this section.

(4) Tuition and fees for self-sustaining courses and programs cannot be waived.

(54) The university may modify its restrictions or requirements pursuant to changes in state or federal law, changes in programmatic requirements, or in response to financial or other considerations, which may include, but are not limited to, the need to adopt fiscally responsible budgets, the management of the overall levels and mix of enrollments, management initiatives to modify enrollment demand for specific programs and management decisions to eliminate or modify academic programs. The university may choose not to exercise the full funding authority granted under RCW 28B.15.910 and may limit the total funding available under RCW 28B.15.915, except for those waivers required by law.

[Statutory Authority: RCW 28B.35.120(12). WSR 04-09-106, § 516-60-010, filed 4/21/04, effective 5/22/04.]
WAC 516-21-220 Weapons and destructive devices. Possession, use, storage, or manufacture of firearms, ammunition, explosives, or other weapons or destructive devices capable of causing bodily injury or damage to property, on university property or at official university functions, is a violation of the code. Weapons and destructive devices include, but are not limited to, the unauthorized use or possession of:

(1) Firearms or projectile devices of any kind, including BB, pellet, paintball, and airsoft guns, bow and arrow, and sling shots;

(2) Martial arts weapons of any kind, including nunchucks, swords, or throwing stars;

(3) Fireworks of any kind;

(4) Dangerous chemicals;

(5) Any knife with a blade longer than three inches (excluding kitchen utensils); and

(6) Weapons classified as dangerous in RCW 9.41.250.

This does not include the lawful possession of any personal protection spray device authorized under RCW 9.91.160.

See also WAC 516-52-020 Firearms and dangerous weapons. Weapons and armaments prohibited.
[Statutory Authority: RCW 28B.35.120, chapter 34.05 RCW, and 20 U.S.C. 1681-1688. WSR 17-05-100, § 516-21-220, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 28B.35.120(12) and 20 U.S.C. 1681-1688. WSR 12-01-021, § 516-21-220, filed 12/9/11, effective 1/9/12.]