



# PROPOSED RULE MAKING

## CR-102 (August 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: September 05, 2017

TIME: 1:30 PM

WSR 17-18-081

Agency: Edmonds Community College

Original Notice

Supplemental Notice to WSR \_\_\_\_\_

Continuance of WSR \_\_\_\_\_

Preproposal Statement of Inquiry was filed as WSR 17-11-105 ; 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).

Proposal is exempt under RCW \_\_\_\_\_.

Title of rule and other identifying information: (describe subject) Chapter 132Y-136 WAC, Facilities scheduling and use rule – First amendment activities – Edmonds Community College

### Hearing location(s):

Date: Time: Location: (be specific) Comment:

Friday, October 27, 2017	11:00 AM-1:00 PM	Edmonds Community College Clearview Building, Room 121 7030 196 <sup>th</sup> St SW Lynnwood, WA 98036	
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Date of intended adoption: Tuesday, Nov. 14, 2017 (Note: This is NOT the effective date)

### Submit written comments to:

Name: Christina Castorena, Vice President for Student Services

Address: 20000 – 68<sup>th</sup> Avenue West, Lynnwood, WA 98036

Email: Christina.castorena@email.edcc.edu

Fax: 425-640-1159

Other:

By (date) Thursday, October 26, 2017

### Assistance for persons with disabilities:

Contact Nadescha Bunje, Executive Assitant to the AVP for HR

Phone: 425-640-1036

Fax:

TTY:

Email: nadescha.bunje@email.edcc.edu

Other:

By (date) Thursday, October 19, 2017

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The purpose of these proposed rules is to establish procedures for the use of college facilities for first amendment activities for both college and noncollege groups. The rules were drafted by attorneys representing the Washington State Community and Technical Colleges system for colleges to adopt as written or customize to meet their needs. The proposed policy was vetted to various campus stakeholders. The policy establishes clear procedures and requirements in order to use Edmonds Community College without disrupting the educational process.

**Reasons supporting proposal:** The college administration anticipates that these proposed rules will provide guidance, clarity and consistency in the use of college facilities for campus and non-campus groups.

**Statutory authority for adoption:** RCW 28B.50.140

**Statute being implemented:**

**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:**

**Name of proponent:** (person or organization) Edmonds Community College  Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting:	Christina Castorena, Vice President, Student Services	Lynnwood Hall, Room 142	425-640-1668
Implementation:	Kevin McKay, Vice President, Finances/Operations	Clearview, Room 207B	425-640-1547
Enforcement:	Vincent Livingston, Director Safety & Security	Woodway, Room 221	425-640-1058

**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: Not a listed agency listed under 5.a.i.

**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)<br>(Internal government operations) | <input type="checkbox"/> RCW 34.05.310 (4)(e)<br>(Dictated by statute)  |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)<br>(Incorporation by reference)     | <input type="checkbox"/> RCW 34.05.310 (4)(f)<br>(Set or adjust fees)   |
| <input type="checkbox"/> RCW 34.05.310 (4)(d)<br>(Correct or clarify language)    | <input type="checkbox"/> RCW 34.05.310 (4)(g)<br>(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 \_\_\_\_.

Explanation of exemptions, if necessary:

**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. These sections are additions to the already existing WAC 132Y-136 Facilities scheduling and use rule. The purpose is to provide clarification and further definitions to the existing rule. The new sections do not impose any cost on businesses.

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:

<b>Date:</b> 9/5/2017	<b>Signature:</b> 
<b>Name:</b> Dennis Curran	
<b>Title:</b> Associate Vice President for Human Resources	