

# Chapter 172-122 WAC

## GENERAL CONDUCT CODE

### WAC

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**WAC 172-122-100 Civil demonstrations.** The university shall make every attempt to protect participating and nonparticipating individuals during a civil demonstration, to include sit-ins which occur in a university office, structure, or on the property of Eastern Washington University. The following guidelines shall be observed in the event of any form of a civil demonstration.

(1) One person shall act as a representative of the university in an effort to establish a clear line of communication.

(2) The demonstrators will be asked to appoint a representative to communicate with the university representative.

(3) Orderly behavior shall be maintained and university property shall not be damaged.

(4) The demonstration shall not interfere with educational or business functions of the university.

The University News Bureau shall be the official contact for news media.

University police are authorized to take actions in accordance with Washington state and federal laws.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-100, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-110 Bomb threats.** Any university employee or student who receives a bomb threat must immediately notify the university police. University employees and students who fail to report bomb threats will be subject to disciplinary action by the university.

Bomb threats against the university will be prosecuted to the full extent of the law.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-110, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-120 Firearms/weapons.** Violations of the subsections of this section are subject to appropriate disciplinary or legal action.

(1) Possession, carrying, or discharge of any explosive, firearm, chemical weapon (or dangerous chemical) or other weapon; including shotguns, pistols, air guns, pellet guns, and paint ball guns, whether loaded or unloaded; is prohibited on property owned or controlled by Eastern Washington University.

(2) Only people who are authorized to carry firearms or other weapons as duly appointed and commissioned law enforcement officers in the state of Washington, or commissioned by agencies of the United States government, shall

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possess firearms or other weapons issued for their possession by their respective law enforcement agencies while on campus or other university-controlled property, including residence halls. A law enforcement agent must notify the university police of his or her presence on campus on arrival.

(3) Other than the people referenced in subsection (2) of this section, members of the campus community and visitors who bring firearms or other weapons to campus must immediately place the firearms or weapons in the university-provided storage facility, located at the red barn. The storage facility is controlled by the university police office and is accessible twenty-four hours per day throughout the year.

(4) Anyone seeking to bring a firearm or other weapon onto campus for display or demonstration purposes directly related to a class or other educational activity must obtain prior authorization from the university police department. The university police department shall review any such request and may establish conditions to the authorization.

(5) Firearms owned by the institution for use by special interest groups such as university-sponsored gun clubs, ROTC, or intercollegiate shooting teams, must be stored in a location approved by the university police department. These firearms must be checked out by the club advisor or coach and are to be used by legitimate members of the club or team in the normal course of the club or team's related activity.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-120, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-200 Notice of trespass.** The president of Eastern Washington University, or in the president's absence, the acting president, is authorized in the instance of any event that the president deems to be disruptive of order or which the president deems impedes the movement of persons or vehicles or which the president deems to disrupt or threatens to disrupt the ingress and/or egress of persons from publicly owned buildings or related facilities owned by the university, then the president acting through the executive vice-president or other persons designated by the president, shall have the power and authority to:

(1) Prohibit the entry of, or withdraw the license or privilege of any person or persons, or any group of persons, to enter onto or remain on all or any portion of real property or in any building or facility thereon or attached thereto which is owned or operated by the university; or

(2) Give notice against trespass by any manner specified in chapter 9A.52 RCW to any person, persons, or group of persons against whom the license or privilege has been withdrawn or who have been prohibited from entering onto or remaining on all or any portion of real property or in any building or facility thereon or attached thereto, which property is owned or operated by the university; or

(3) Order any person, persons, or group of persons to leave or vacate all or a portion of real property or any build-

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ing or facility thereon or attached thereto which is owned or operated by the university.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-200, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-210 Restriction of access.** The president of Eastern Washington University shall be authorized to reasonably restrict the access to any portion of real property or any building or facility thereon or attached thereto, owned by the university by designating the person, persons, or class of persons who is privileged to enter on or into or remain on university-owned real property or buildings or facilities thereon or attached thereto. Additionally, the president may prescribe reasonable hours of occupancy and reasonable conduct during occupancy for those persons or class of persons which are privileged to enter on or into or remain in any building or facility owned by Eastern Washington University.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-210, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-300 Smoking regulations.** The smoking of tobacco substances at Eastern Washington University is subject to the following rules:

(1) Smoking is allowed in designated areas only. The appropriate provost/vice-president shall be responsible for designating smoking areas under the guidelines of this policy.

(2) Some university buildings are designated as smoke free; no smoking is allowed in any location of these buildings.

(3) All designated smoking areas must have physical barriers and ventilation systems which prevent toxic smoke contaminants from entering adjacent nonsmoking areas.

(4) Smoking is not permitted in nonposted areas. Signs will be posted to identify smoke-free buildings and, if a smoking area is designated, the location of that area.

(5) Smoking cessation programs will be provided by the university as needed. Employees who wish to stop smoking are encouraged to attend.

**Compliance and enforcement:**

(6) All members of the university are expected to comply with the law and this policy.

(7) Concerns about smoking practices should be directed to the environmental health and safety office.

(8) Violations of the policy will be reviewed in light of chapter 70.160 RCW.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-300, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-400 Pet control.** Guide or service dogs as defined at chapter 70.84 RCW are distinguished from references to pets in this section and WAC 172-122-410 and, therefore, are granted full and equal access to university facilities when accompanied and under the control of a disabled individual. In order to assure the health and safety of a person on property owned or controlled by Eastern Washington University, the following rules and regulations regarding pet control are hereby promulgated:

(1) Title 7 of the municipal code of the city of Cheney, Washington, relating to animal control shall be expressly

applicable to all portions of the Eastern Washington University properties contained within the city of Cheney, Washington.

(2) State and county laws relating to animal control are expressly applicable to all portions of the Eastern Washington University properties outside the city of Cheney, Washington.

(3) No person will be permitted to bring any pet on properties owned or controlled by Eastern Washington University unless the pet is under the immediate control of the person: Provided, That pets are not permitted to enter into buildings owned or controlled by Eastern Washington University.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-400, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-410 Penalties for violations of pet control regulations.** (1) Persons violating WAC 172-122-400 may be referred to an appropriate court of law for prosecution. Sworn police officers of Eastern Washington University shall have express authority to refer the violations to appropriate courts of law.

(2) Pets found to be in violation of WAC 172-122-400 may be impounded by any employee of the Eastern Washington University police department. The executive vice-president or designee may contract for services to include the keeping and boarding of pets in compliance with Title 7 of the Cheney Municipal Code.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-410, filed 10/21/92, effective 11/21/92.]

**WAC 172-122-500 Posters.** To ensure that goals and objectives relating to the appearance of the campus are maintained, the university regulates the content, location, dimensions, and period of display time of posted materials. The placement of posters must be approved by the director of student auxiliary services, in accordance with the university poster policy/procedure, prior to their placement in any campus location, including the EWU Spokane Center. Specific regulations are available to the public in the office of student union activities at the Cheney campus.

[Statutory Authority: RCW 28B.35.120(12). 92-22-001, § 172-122-500, filed 10/21/92, effective 11/21/92.]