

2 **SHB 2344** - S AMD
3 By Senators Talmadge and Bailey

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5 On page 14, after line 14, insert the following:

6 "Sec. 3. RCW 28A.635.020 and 1981 c 36 s 1 are each amended to
7 read as follows:

8 (1) It shall be unlawful for any person to willfully disobey the
9 order of the chief administrative officer of a public school district,
10 or of an authorized designee of any such administrator, to leave any
11 motor vehicle, building, grounds or other property which is owned,
12 operated or controlled by the school district or approved private
13 school if the person so ordered is under the influence of alcohol or
14 drugs, or is committing, threatens to imminently commit or incites
15 another to imminently commit any act which would disturb or interfere
16 with or obstruct any lawful task, function, process or procedure of the
17 school district or approved private school or any lawful task,
18 function, process or procedure of any student, official, employee or
19 invitee of the school district or approved private school. The order
20 of a school officer or designee acting pursuant to this subsection
21 shall be valid if the officer or designee reasonably believes a person
22 ordered to leave is under the influence of alcohol or drugs, is
23 committing acts, or is creating a disturbance as provided in this
24 subsection.

25 (2) It shall be unlawful for any person to refuse to leave public
26 property immediately adjacent to a building, grounds or property which
27 is owned, operated or controlled by a school district or approved
28 private school when ordered to do so by a law enforcement officer if

1 such person is engaging in conduct which creates a substantial risk of
2 causing injury to any person, or substantial harm to property, or such
3 conduct amounts to disorderly conduct under RCW 9A.84.030.

4 (3) It shall be unlawful for any person to interfere with school
5 activities. Interfering with school activities means conduct committed
6 while school is in session and the person is on public premises
7 adjacent to or on the grounds of any public or approved private school
8 and the person:

9 (a) Makes any noise or diversion that disturbs or tends to disturb
10 the peace or good order of a school session or a class or a school
11 session and the person is requested to leave by a school authority; or

12 (b) Fails to leave the premises or immediate vicinity of the public
13 or approved private school while the school is in session at the
14 request of a school authority if the person is committing, threatens to
15 commit, or is initiating the commission by another of an act that would
16 disrupt, impair, interfere with, or obstruct the lawful mission,
17 process, procedures, or functions of the public or approved private
18 school.

19 (4) Nothing in this section shall be construed to prohibit or
20 penalize activity consisting of the lawful exercise of freedom of
21 speech, freedom of press and the right to peaceably assemble and
22 petition the government for a redress of grievances: PROVIDED, That
23 such activity neither does or threatens imminently to materially
24 disturb or interfere with or obstruct any lawful task, function,
25 process or procedure of the school district, or any lawful task,
26 function, process or procedure of any student, official, employee or
27 invitee of the school district: PROVIDED FURTHER, That such activity
28 is not conducted in violation of a prohibition or limitation lawfully
29 imposed by the school district upon entry or use of any motor vehicle,

1 building, grounds or other property which is owned, operated or
2 controlled by the school district.

3 ((+4)) (5) Any person guilty of violating this section shall be
4 deemed guilty of a misdemeanor and, upon conviction therefor, shall be
5 fined not more than five hundred dollars, or imprisoned in jail for not
6 more than six months or both so fined and imprisoned."

7 Renumber the remaining sections consecutively and correct any
8 internal references accordingly.

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12 On page 1, line 3 of the title, after "9.94A.390" insert
13 "28A.230.090"