

# Chapter 172-122 WAC

## GENERAL CONDUCT CODE

### WAC

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### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

172-122-100	Civil demonstrations. [Statutory Authority: RCW 28B.35.120(12). WSR 92-22-001, § 172-122-100, filed 10/21/92, effective 11/21/92.] Repealed by WSR 12-04-062, filed 1/30/12, effective 3/1/12. Statutory Authority: RCW 28B.35.120(12).
172-122-300	Smoking regulations. [Statutory Authority: RCW 28B.35.120(12). WSR 92-22-001, § 172-122-300, filed 10/21/92, effective 11/21/92.] Repealed by WSR 12-08-019, filed 3/26/12, effective 4/26/12. Statutory Authority: RCW 28B.35.120(12).
172-122-500	Posters. [Statutory Authority: RCW 28B.35.120(12). WSR 92-22-001, § 172-122-500, filed 10/21/92, effective 11/21/92.] Repealed by WSR 12-04-063, filed 1/30/12, effective 3/1/12. Statutory Authority: RCW 28B.35.120(12).

**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). WSR 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 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). WSR 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 building or facility thereon or attached thereto which is owned or operated by the university.

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

**WAC 172-122-310 Use of tobacco, electronic cigarettes, and related products.** Eastern Washington University is committed to providing a safe and healthy environment for its employees, students and visitors. In light of the associated health risks, the use of tobacco, electronic cigarettes, and related products in or on university owned or leased property is restricted as described herein.

(1) The use of tobacco, electronic cigarettes, and related products is prohibited:

(a) Within any building or vehicle owned or leased by EWU, to include residence halls and university apartments; and

(b) Within twenty-five feet of entrances, exits, windows that open, and ventilation intakes of any building owned, leased, or operated by EWU.

(2) For the purposes of this section, "tobacco, electronic cigarettes, and related products" includes any cigarette, cigar, pipe, bidi, clove cigarette, e-cigarette/cigar/pipe, waterpipe (hookah) and smokeless or spit tobacco, dissolvable tobacco, snuff or snoose.

(3) Distribution or sale of tobacco, electronic cigarettes, or related products in or on EWU owned or leased property is prohibited. Advertising or sponsorship of tobacco, electronic cigarettes or related products is prohibited on EWU property or at University-affiliated events, including the use of brand or corporate names, trademarks, logos, symbols or mottos. EWU will neither solicit nor accept any grant or gift from a manufacturer, distributor or retailer whose principal business is tobacco, electronic cigarettes, or related products.

(4) Any person intentionally violating this section may be subject to a civil fine of up to one hundred dollars. Local law enforcement agencies may enforce this section by issuing a notice of infraction, assessed in the same manner as traffic infractions, as described under chapter 70.160 RCW. Any student, staff or faculty member who violates this section may also be subject to disciplinary action by the university.

[Statutory Authority: RCW 28B.35.120(12). WSR 12-08-019, § 172-122-310, filed 3/26/12, effective 4/26/12.]

**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). WSR 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). WSR 92-22-001, § 172-122-410, filed 10/21/92, effective 11/21/92.]