

# Chapter 132M-400 WAC

## LOSS OF ELIGIBILITY—STUDENT ATHLETIC PARTICIPATION

### WAC

132M-400-010	Grounds for ineligibility.
132M-400-020	Suspension procedure—Right to brief adjudicative procedure.
132M-400-030	Brief adjudicative procedure.
132M-400-040	Decision.

tive proceeding and in no event later than twenty days after the request for a brief adjudicative proceeding is received by the dean.

[Statutory Authority: RCW 28B.50.140. WSR 92-09-006, § 132M-400-040, filed 4/2/92, effective 5/3/92.]

**WAC 132M-400-010 Grounds for ineligibility.** Any student athlete found by the college to have violated chapter 69.41 RCW by virtue of a criminal conviction or otherwise insofar as it prohibits the possession, use, or sale of legend drugs, as defined in RCW 69.41.010(9), including anabolic steroids, may be disqualified from participation in any college-sponsored athletic event or activity.

[Statutory Authority: RCW 28B.50.140. WSR 92-09-006, § 132M-400-010, filed 4/2/92, effective 5/3/92.]

**WAC 132M-400-020 Suspension procedure—Right to brief adjudicative procedure.** Any student notified of a claimed violation of WAC 132M-400-010 shall have the right to a brief adjudicative hearing if a written request for such a hearing is received by the appropriate dean within three days of receipt of a declaration of further athletic ineligibility. If no written request is received within three days after receipt of the declaration of athletic ineligibility, the student will be deemed to have waived any right to a brief adjudicative hearing and will be declared ineligible from further participation in college-sponsored athletic events or activities for the remainder of the academic year.

[Statutory Authority: RCW 28B.50.140. WSR 92-09-006, § 132M-400-020, filed 4/2/92, effective 5/3/92.]

**WAC 132M-400-030 Brief adjudicative procedure.** If a timely written request for a hearing is made, the dean shall designate a presiding officer, who shall be a college administrator who is not involved with the athletic program, to conduct the brief adjudicative proceeding. The presiding officer shall promptly conduct the hearing and permit affected parties to explain both the college's view of the matter and the student's view of the matter. The brief adjudicative proceeding shall be conducted in accordance with the Administrative Procedure Act, RCW 34.05.482 through 34.05.494.

[Statutory Authority: RCW 28B.50.140. WSR 92-09-006, § 132M-400-030, filed 4/2/92, effective 5/3/92.]

**WAC 132M-400-040 Decision.** The college administrator who acts as presiding officer shall issue a written decision which shall include a brief statement of the reasons for the decision and a notice that judicial review may be available. All documents presented, considered, or prepared by the presiding officer shall be maintained as the official record of the brief adjudicative proceeding. A decision must be promptly rendered after the conclusion of the brief adjudica-

