

FORM OF ORDER AND TRANSMITTAL BY INSTITUTION HAVING SINGLE HEAD

State of Washington

CENTRAL WASHINGTON UNIVERSITY

(name of institution)

Administrative Order No. 56

(1) I, Gary Smith, Director, Computer Services

(position)

of the Central Washington University

(institution)

do promulgate and adopt at Central Washington University, Ellensburg, Washington

(place)

the annexed rules relating to:

WAC 106-124-700, Firearms, Explosives, Dangerous Chemicals-- Restrictions

WAC 106-136-411, Use of Facilities for Campaign Purposes-- Requirements

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 84-09-040 filed with the code reviser on 4/16/84. These rules shall take effect: [X] thirty days after they are filed with the code reviser pursuant to RCW 28B.19.050(2). [] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, Gary Smith, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of WAC 1-13-040 that each order shall set forth an appropriate statement of state statutory authority fill in statement (a), (b), or (c) as appropriate:

[] (a) This rule is promulgated pursuant to RCW and is intended to administratively implement that statute.

[] (b) This rule is promulgated pursuant to RCW which directs that the

(institution)

has authority to implement the provisions of

(name of act or RCW citation)

[X] (c) This rule is promulgated under the general rule-making authority of the

Central Washington University

(institution)

as authorized in RCW 28B.19.050 and RCW 28B.35.120(11)

(4) The undersigned hereby declares that the institution has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order after being first recorded in the order register of this institution, is herewith transmitted to the Code Reviser for filing pursuant to chapter 28B.19 RCW and chapter 1-13 WAC.

STATE OF WASHINGTON

FILED

APPROVED AND ADOPTED

May 22, 1984

MAY 29 1984

By

Gary R. Smith

Gary Smith, Director of Computer Services

Title

CODE REVISER'S OFFICE WSR 84-12-027



OFFICE OF THE ATTORNEY GENERAL

Ken Eikenberry, Attorney General

208 Bouillon Hall

Central Washington University, Ellensburg Washington 98926

STATEMENT DESCRIBING PURPOSE AND IMPLEMENTATION OF ADMINISTRATIVE RULES (RCW 34.04.045)

1) TITLE AND WAC NUMBER OF RULE SECTIONS OR CHAPTERS:

106-124-700 FIREARMS, EXPLOSIVES, DANGEROUS CHEMICALS--
RESTRICTIONS

106-136-411 USE OF FACILITIES FOR CAMPAIGN PURPOSES--
REQUIREMENTS

2) STATUTORY AUTHORITY FOR RULES:

RCW 28B.19.050 and RCW 28B.35.120(11)

3) SUMMARY OF RULES:

WAC 106-124-700 restricts the possession and use of dangerous chemicals, weapons, or other instruments on university owned or leased property. WAC 106-136-411 prohibits the use of university facilities for any unofficial university activities.

4) DESCRIPTION OF THE PURPOSE OF THE RULES:

WAC 106-124-700 is being proposed to enhance public safety on the university campus. WAC 106-136-411 is being amended to proscribe any use of facilities when such use may be construed as a misappropriation of state funds.

5) REASONS SUPPORTING THE RULES:

All university faculty, staff and students, by virtue of their use of university facilities, assume and accept the role and responsibility to use such facilities only for official university activity. Use of such facilities for activities not permitted is a misappropriation of state funds.

The campus residential community is densely populated, and in the interest of public safety, firearms, explosives and incendiary devices should be restricted on the university campus.

6) AGENCY PERSONNEL RESPONSIBLE FOR DRAFTING, IMPLEMENTATION AND ENFORCEMENT OF THE RULES:

Drafting: Judy Couture, Administrative Secretary
Assistant Attorney General
Central Washington University
Ellensburg, WA 98926

CWU Rules Purpose Statement

April 11, 1984

Page Two

Implementation: WAC 106-124-700
 Alfred J. Teeples
 Chief of Campus Safety
 Central Washington University
 Ellensburg, WA 98926
 (509) 963-2958 or SCAN 453-2958

 WAC 106-136-411
 Gary Smith, Director
 Computer Services
 Central Washington University
 Ellensburg, WA 98926
 (509) 963-2921 or SCAN 453-2921

Enforcement: Alfred J. Teeples and Gary Smith

7) NAME OF ORGANIZATION PROPOSING RULE:

Central Washington University

8) AGENCY COMMENTS OR RECOMMENDATIONS, IF ANY, REGARDING STATUTORY LANGUAGE, IMPELEMENTATION, ENFORCEMENT AND FISCAL MATTERS PERTAINING TO THE RULE:

None

9) These rules were not mandated by statute.

NEW SECTION

WAC 106-124-700 FIREARMS, EXPLOSIVES, DANGEROUS CHEMICALS--RESTRICTIONS. No person shall have in his possession any gun, pistol, firearm, explosive, dangerous chemicals, or other dangerous weapons or instruments on university owned or leased property except as follows:

(1) Authorized law enforcement officers shall be permitted to carry arms while on duty and engaged in their regular duties;

(2) Activities requiring use of the prohibited items may be conducted upon approval of the president or his designee;

(3) Persons with firearms in their possession shall be permitted to travel enroute to or from the university-provided firearm storage facilities only.

Violators of this WAC shall be subject to appropriate disciplinary or legal action.

AMENDATORY SECTION (Amending Order 43, filed 5/16/79)

WAC 106-136-411 USE OF FACILITIES FOR CAMPAIGN PURPOSES--REQUIREMENTS. The purpose of Central Washington University is to provide a liberal education in a number of academic fields; it has been established for public benefit rather than for the benefit of any private endeavors. ~~((Consequently, private organizations composed solely of students, faculty members, and staff members of Central Washington University, and others may use university facilities and services for political and other community-oriented activities, subject to applicable scheduled rental charges and university rules, regulations and procedures. Conditions for all such use include, in addition to previously mentioned rental charges, reimbursement for the use of telephones and other utilities or services, maintenance and security, campus mail services, postage, vehicles, computer time and other incidental costs.))~~ In no case may university facilities or services be used to establish or maintain an office or headquarters for a political candidate or partisan political cause. Rules, regulations, policies, procedures and practices regarding the use of university facilities shall not discriminate or promote discrimination among political parties or groups solely on the basis of their particular political viewpoint.