

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"