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HOUSE BILL 1082

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State of Washington

53rd Legislature

1993 Regular Session

By Representatives Heavey, Veloria, G. Cole, Springer, Padden, Valle, Scott, Brough, Jacobsen, Wineberry, Lemmon, Karahalios, Pruitt and Roland

Read first time 01/13/93. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to alcohol abuse and underage drinking among  
2 college and university students; adding a new section to chapter 28B.80  
3 RCW; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** No later than January 1, 1994, each of the  
6 state universities, regional universities, and The Evergreen State  
7 College shall submit to the Washington higher education coordinating  
8 board a comprehensive plan to combat student alcohol abuse, including  
9 underage drinking. The comprehensive plan must include means for  
10 assuring to the highest degree possible that there is no underage  
11 drinking on the college or university campus. The comprehensive plan  
12 must also provide details of services that will be offered to students  
13 who are problem drinkers. Further, the plan must include strategies  
14 for combating alcohol abuse and underage drinking in off-campus student  
15 residences, such as fraternities and sororities. The strategies for  
16 combating alcohol abuse and underage drinking shall include, but not be  
17 limited to, a program of certification of student groups containing the  
18 following elements:

1 (1) A procedure for certification of student groups and inspections  
2 of student housing. In order for a student group that provides housing  
3 to ten or more students to be eligible to receive a financial benefit  
4 or other benefit of association with the college or university, such as  
5 use of campus facilities, lists of incoming students, or lists of  
6 students seeking housing, the student group must: (a) Agree to abide  
7 by a code of conduct designed to prohibit underage drinking and to curb  
8 alcohol abuse; and (b) agree to submit to random inspections of the  
9 residence to determine compliance with the code of conduct. The  
10 inspection team shall include at least one college or university  
11 administrator, one faculty member, and one police officer; and

12 (2) A progressive penalty scheme for violations of the code of  
13 conduct. The first violation of the code within one academic year  
14 shall result in the student group being placed on probation. The  
15 second violation of the code within one academic year shall result in  
16 a suspension of certification for at least one month. The third  
17 violation of the code within one academic year shall result in  
18 decertification of the student group. Upon decertification of a  
19 student group that is a member of a national or other parent  
20 organization, the college or university shall immediately notify the  
21 national or parent organization that the student group is no longer in  
22 good standing at the college or university.

23 Copies of the comprehensive plan must be submitted by January 1,  
24 1994, to the house of representatives committees on commerce and labor  
25 and higher education and the senate committees on labor and commerce  
26 and higher education.

27 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.80 RCW  
28 to read as follows:

29 An owner, lessor, or sublessor of an off-campus residence providing  
30 housing to ten or more students who are members of a student group  
31 certified, suspended, or decertified under section 1, chapter . . . ,  
32 Laws of 1993 (section 1 of this act) is strictly liable for harm  
33 proximately caused by the actions of a minor while under the influence  
34 of liquor consumed on the premises of the residence, whether the harm  
35 is to the minor's self, to others, or to property. If the owner,  
36 lessor, or sublessor is a corporation, whether for profit or nonprofit,

1 the individual directors of the corporation may be held individually  
2 liable for the damages.

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