

# Title 132N WAC

## COMMUNITY COLLEGES—CLARK COLLEGE

### Chapters

132N-10	State Environmental Policy Act guidelines.
132N-20	Code of student conduct.
132N-128	Faculty tenure.
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### DISPOSITION OF CHAPTERS FORMERLY CODIFIED IN THIS TITLE

#### Chapter 132N-168 SUSPENDED OPERATIONS

132N-168-010	Board policy statement—Suspended operations—Civil service employees. [Order 77-3-a, § 132N-168-010, filed 8/29/77.] Repealed by 91-19-018, filed 9/9/91, effective 10/10/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-168-020	Administrative procedures—Suspended operations—Civil service employees. [Order 77-3-a, § 132N-168-020, filed 8/29/77.] Repealed by 91-19-018, filed 9/9/91, effective 10/10/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.

### Chapter 132N-10 WAC STATE ENVIRONMENTAL POLICY ACT GUIDELINES

#### WAC

132N-10-010	Environmental protection policy.
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**WAC 132N-10-010 Environmental protection policy.** (1) It shall be the policy of Clark Community College District No. 14 that capital projects proposed and developed by the district shall comply with the provisions of chapter 43.21C RCW, the State Environmental Policy Act (SEPA); chapter 197-10 WAC, guidelines for SEPA implementation; and WAC 131-24-030, SEPA implementation rules of the state board for community college education.

(2) In compliance with WAC 197-10-820, the district president, or an administrative officer designated by the district president, shall be the "responsible official" for carrying out this policy.

[Order 76-2, § 132N-10-010, filed 1/26/77.]

### Chapter 132N-20 WAC

### CODE OF STUDENT CONDUCT

#### WAC

132N-20-010	Student responsibilities and standards of conduct.
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**WAC 132N-20-010 Student responsibilities and standards of conduct.** Admission to the college carries with it the presumption that students will conduct themselves as responsible members of the academic community. Thus, when they enroll in the college, students assume the obligation to observe standards of conduct which are appropriate to the pursuit of educational goals.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-010, filed 8/2/88.]

**WAC 132N-20-020 Authority.** The board of trustees, acting pursuant to RCW 28B.50.140(14), has delegated (by written order) to the president of the college the authority to administer disciplinary action. Pursuant to this authority, the president, or designee, shall be responsible for the administration of the disciplinary procedures provided for herein. However, all disciplinary action in which there is a recommendation that a student be suspended shall be reviewed by the president or acting president.

Only where the institution's interests as an academic community are distinctly and clearly involved shall the special authority of the institution be asserted. Institutional action shall be based on the facts and circumstances of each case, and shall be independent of community pressure.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-020, filed 8/2/88.]

**WAC 132N-20-030 Summary action.** Nothing herein shall prevent faculty members or administrators from taking reasonable summary action to maintain order when they have reason to believe that such action is necessary for the physical safety and well-being of the student, or the safety and protection of other students or of college property, or when a student materially and substantially disrupts the educational process. Such summary action in the form of removal from the classroom or campus shall be effective for a period not to exceed two scheduled class days. The procedure for summary action which would result in removal from the classroom for more than two days is contained in WAC 132N-20-090.

Faculty and administrators shall maintain a written record of any summary action and a copy shall be filed with the dean of students and dean of faculty within two scheduled class days.

Any summary action may be appealed to the dean of students or designee for an informal hearing.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-030, filed 8/2/88.]

**WAC 132N-20-040 Student participation.** Students shall have an opportunity, through ASCC, to participate in the formulation of all policies and rules pertaining to student conduct.

Rules and sanctions affecting the conduct of men and women shall be based on general principles of equal treatment, including penalties for like violations.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-040, filed 8/2/88.]

**WAC 132N-20-050 Violations.** Disciplinary action may result from the commission of any of the actions listed below, or any violation of civil or criminal law while on college property or on a college-sponsored activity off campus where, in the judgment of the dean of students or designee, said commission affects suitability as a member of a college community. No disciplinary action shall be imposed on a student except in accordance with this chapter:

(1) Academic cheating or plagiarism or aiding or abetting cheating or plagiarism.

(2) Furnishing false information to the college with intent to deceive.

(3) Forgery or alteration or misuse of college documents, records, or identification cards.

(4) Threatened or actual physical abuse of another person.

(5) Malicious destruction, damage, or misuse of college or private property (including library materials).

(6) Theft or conversion of college or private property.

(7) Conduct which materially or substantially disrupts the educational process of the college.

(8) Conduct prohibited as obscene or pornographic pursuant to chapter 9.68 RCW and public indecency as defined by RCW 9A.88.010.

(9) Disorderly conduct and/or disruptive behavior, or any conduct which by its nature threatens the safety of any student, faculty, staff, or any person, or which could result in the destruction of college property.

(10) Failure to comply with directions of college personnel acting in performance of their duties.

(11) Interference by force or violence (or by threat of force or violence) with any administrator, faculty/staff member, or student of the college who is in the peaceful discharge or conduct of his/her duties or studies. (RCW 28B.10.570 through 28B.10.573)

(12) Furnishing, purchasing, sale, possession, or consumption of alcoholic beverages (as defined by federal or state law) on college-owned or controlled property, or at a college or student organization supervised function. When these acts occur with the prior permission of the board of trustees or its authorized designee and under a permit issued by the state of Washington liquor control board or its

designee, they shall not constitute a violation of this provision. Being demonstrably under the influence of alcoholic beverages is a violation in any case.

(13) Possession, consumption, or furnishing of any narcotic or dangerous drug, or being demonstrably under the influence of drugs as defined in chapter 69.41 RCW as now law or hereinafter amended, except when use or possession is prescribed by an authorized individual under that statute.

(14) A violation of the code of student conduct occurs when a student conducts or participates in a demonstration which disrupts the academic community in any of the following manners:

Is conducted in a disorderly manner; unreasonably interferes with classes, scheduled meetings or ceremonies; unreasonably interferes with vehicular or pedestrian traffic or unreasonably interferes with regular college functions.

(15) Disobedience of the notice against trespass.

(16) Failure to comply with the following regulation governing weapons:

Weapons are not permitted on the Clark College campus, any other facilities leased or operated by the college, or at any activity under the administration or sponsorship of the college. This policy includes firearms; explosives and incendiary devices; or other dangerous weapons, instruments, or facsimiles and includes but is not limited to devices specified in RCW 9A.1250.

Exceptions to this policy are permitted when the weapon is used in conjunction with a college instructional program or is carried by duly constituted federal, state, county, or city peace officers.

(17) Violations of published college regulations, including those related to entry and use of college facilities, the rules in this section, and any other regulations which may be enacted with this document.

Actions which constitute possible criminal violations will be reported immediately to the appropriate law enforcement agency.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-050, filed 8/2/88.]

**WAC 132N-20-060 Disciplinary hearing procedures.**

(1) Allegations of misconduct which constitute a violation of this chapter shall be filed in the dean of students' office in writing. The notice shall state specifically the alleged violation and summarize the supporting evidence. Upon review and investigation, the dean of students or designee shall make preliminary findings regarding the alleged violation.

(2) Students charged with misconduct will meet with the dean of students or designee within twenty-four hours of notification excluding nonclass days. He/she will determine whether disciplinary action is required. The student will be informed of what provision or provisions of the code of student conduct he/she is charged with violating and what appears to be the maximum penalties, if any, which might result from a finding of violation in the disciplinary proceeding.

(3) The dean of students or designee shall be the primary person responsible for the initiation of disciplinary action for conduct which is prohibited pursuant to this code of student conduct and for violation of other college rules,

except for those rules which are the responsibility of the divisions and instructors hereafter enumerated:

(a) The division chair and the faculty of each division, shall be responsible for the administration of discipline, for the infraction of any rule relating to such student's academic program in that division;

(b) The instructor of each course shall be responsible for maintenance of order, security, and proper student conduct in a classroom. Such instructor shall be authorized to take any summary steps as may be necessary to preserve order and maintain effective cooperation of the class in fulfilling the objective of the course; and

(c) The classroom instructor may, for serious violation of classroom decorum or order, refer such violation to the chair of the division involved and such chair, through the dean of faculty, may request the dean of students or designee to initiate disciplinary action. (See WAC 132N-20-090 for procedure.)

(4) After considering the evidence in the case, and interviewing the student or students accused of violating the rules of student conduct, the dean of students or designee may take any of the following actions:

(a) Terminate the proceeding, exonerating the student or students;

(b) Dismiss the case after whatever counseling and advice may be appropriate;

(c) Impose minor sanctions (reprimand) directly;

(d) Recommend major sanctions, (probation, or suspension). See subsection (5) of this section.

(5) If major sanctions (probation or suspension) are deemed necessary, the dean of students or designee may recommend that the president impose a form of disciplinary action provided for in this chapter.

(a) In the event that the student wishes to contest the proposed disciplinary action, the student may request a hearing before a committee on student conduct by filing within three class days of the receipt of the proposed disciplinary action, a written request in the office of the president together with a written response to the findings and conclusions and proposed recommendation of the vice-president or designee. The disciplinary action shall be held in abeyance until the hearing procedure is completed, unless otherwise provided in this procedure. If the request for hearing is not filed within the prescribed time, it shall be deemed that the student accepts the disciplinary action.

(b) The committee on student conduct shall be convened not later than five class days after receipt of the student's request for hearing unless the student and the college mutually agree to a different time period. The committee on student conduct shall receive evidence and submit its recommendations to the president.

(c) The hearing shall be tape recorded and written findings and conclusions, along with the recommendation of the committee on student conduct shall be reviewed by the president. If the president or acting president concludes additional evidence should be taken, he/she may remand the matter to the committee for further proceedings. If the president is satisfied that the record is complete, he/she may confirm, reverse, or modify the recommendation of the committee on student conduct. The decision of the president shall be communicated to the student in a timely manner. The decision of the president shall be final.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-060, filed 8/2/88.]

#### WAC 132N-20-070 Committee on student conduct.

(1) The committee on student conduct shall conduct hearings as provided for herein regarding alleged violations of the code of student conduct. The committee will be convened whenever a student makes a written request to the president for a hearing to contest a proposed disciplinary action.

(2) The committee shall be appointed by the president. Vacancies on the committee shall be filled as they arise.

(3) The committee shall include:

(a) Two students nominated by the ASCC;

(b) Two persons nominated by the Clark College AHE faculty;

(c) One administrator appointed by the president.

Faculty members shall be appointed for overlapping two-year terms so that there will be continuity on the committee.

(4) A quorum shall consist of three members with at least one student member present.

(5) All committee members shall have voting rights.

(6) The committee shall select its chair and make additional rules for conducting hearings.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-070, filed 8/2/88.]

#### WAC 132N-20-080 Forms of disciplinary action.

The following are types of disciplinary action which may be taken pursuant to this chapter.

(1) **Reprimand:** An official reprimand serves to place on record that conduct in a specific instance does not meet the standards expected at the college. A person receiving a reprimand is notified that any future misconduct may result in further disciplinary action. He/she is further informed that records of reprimands are confidential property of the college and are destroyed two years after the last entry has been made concerning any disciplinary action. Such records are not considered part of a student's permanent file at the college.

(2) **Disciplinary probation:** The president or designee may restrict the college-related activities of individual students or groups of students as he/she deems necessary and feasible by placing them on disciplinary probation. Disciplinary probation may be imposed for a period not to exceed one academic year. Repetition, during the probationary period, of the conduct which resulted in disciplinary probation or a new violation may be cause for suspension or other disciplinary action.

(3) **Disciplinary suspension:** Disciplinary suspension for a specified period serves as a penalty against the student who violates the code of student conduct. A suspended student may not occupy any portion of the campus (including off-campus centers) and is denied all college privileges including class attendance during the period of the suspension. Disciplinary suspension requires the approval of the college president.

(4) **Summary suspension:** Summary suspension may be used to protect the college from the immediate possibility of disorder or threat to the safety of students, staff, or to protect against destruction or harm to college property. A

suspended student is not to occupy any portion of the campus and is denied all college privileges including class attendance. Summary suspension for the purpose of investigating the event or events in which the student or students were allegedly involved shall be for no more than two class days. However, it may be extended pending final disposition of the case if it is reasonably necessary for the safety of students or staff or for the protection of college property.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-080, filed 8/2/88.]

**WAC 132N-20-090 Procedure for summary suspension.** (1) The appropriate dean or designee may summarily suspend a student or students when he/she deems it necessary for the safety and welfare of the college. The president must be informed immediately following a summary suspension.

(2) Notification of the reason or reasons for a summary suspension and of the specific violations with which the student is being charged shall be sent by registered mail or delivered in person to the student and the student's parents if the student is under eighteen years of age. The notice will be addressed to the last known residence of the student within one class day of the summary suspension.

(3) A copy of this notice shall be given to the president.

(4) Upon receipt of the notification of summary suspension, the student may request a meeting with the dean of students or designee, and shall have the right to have that meeting within one class day of his/her request. At that time, the student may present any defenses, explanations, and/or mitigation of why the summary suspension should not be continued until a formal hearing can be held.

(5) After the meeting with the student and the student's parents (if student is under eighteen years of age), the dean of students or designee may make a decision to terminate the summary suspension; however, a summary suspension shall remain in full force and effect until such time as the dean of students or designee notifies the student in writing of the termination of summary suspension. A decision to terminate the summary suspension shall be made only if it appears that there are no grounds for continuing the summary suspension and no threat to the safety of persons on the campus or to college property or disruption of the educational process.

(6) The dean of students or designee shall, in any event, issue within five class days, his/her decision and proposal to the president regarding any additional disciplinary action to be taken against the student. A student shall be allowed to appeal from said proposed decision and to have a full hearing before the committee on student conduct, as provided in this chapter.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 88-16-068 (Order 88-01), § 132N-20-090, filed 8/2/88.]

## Chapter 132N-128 WAC FACULTY TENURE

### WAC

132N-128-122 General statement of policy.

### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 132N-128-010 Purpose. [Order 74-6, § 132N-128-010, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-020 Definitions. [Order 76-3, § 132N-128-020, filed 2/18/77; Order 74-6, § 132N-128-020, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-030 Selection of the tenure review committee. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 78-10-068 (Order 78-01, Resolution No. 78-01), § 132N-128-030, filed 9/27/78; Order 76-3, § 132N-128-030, filed 2/18/77; Order 74-6, § 132N-128-030, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-040 Duties of tenure review committee. [Order 76-3, § 132N-128-040, filed 2/18/77; Order 74-6, § 132N-128-040, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-050 Dismissal for cause. [Order 74-6, § 132N-128-050, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-060 Selection of review committee—Dismissal for sufficient cause. [Order 76-3, § 132N-128-060, filed 2/10/77; Order 74-6, § 132N-128-060, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-070 Dismissal for sufficient cause. [Order 76-3, § 132N-128-070, filed 2/18/77; Order 74-6, § 132N-128-070, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-080 Procedures. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-080, filed 7/27/87; Order 74-6, § 132N-128-080, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-085 Reduction in force units. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-085, filed 7/27/87.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-090 The need for reduction in force. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-090, filed 7/27/87; Order 77-2, § 132N-128-090, filed 5/5/77; Order 74-6, § 132N-128-090, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-100 Specific implementation. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-100, filed 7/27/87; Order 77-2, § 132N-128-100, filed 5/5/77; Order 74-6, § 132N-128-100, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-110 Reduction in force review committee. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-110, filed 7/27/87; Order 76-3, § 132N-128-110, filed 2/18/77; Order 74-6, § 132N-128-110, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-112 Hearing officer—Appointment. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-112, filed 7/27/87.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-114 Hearing officer—Duties. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01,

- 132N-128-116 Resolution No. 87-01), § 132N-128-114, filed 7/27/87.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. Responsibilities of review committee. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-116, filed 7/27/87.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-118 Final decision by the board of trustees. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-118, filed 7/27/87.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-128-120 Reemployment and other considerations. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-16-036 (Order 87-01, Resolution No. 87-01), § 132N-128-120, filed 7/27/87; Order 74-6, § 132N-128-120, filed 5/23/74.] Repealed by 91-23-004, filed 11/7/91, effective 12/8/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.

#### WAC 132N-128-122 General statement of policy.

It is the policy of the board of trustees of Washington Community College District No. 14 that all matters relating to tenure and dismissals of academic employees shall be governed by the laws of the state of Washington and the terms of the negotiated agreement between the board and the duly elected academic employee bargaining agent as contained in that agreement.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 91-23-004, § 132N-128-122, filed 11/7/91, effective 12/8/91.]

### Chapter 132N-144 WAC RENTAL REGULATIONS

#### WAC

- 132N-144-010 Board policy statement—Rental regulations (campus facilities).
- 132N-144-020 Administrative procedures—Rental regulations (campus facilities).

**WAC 132N-144-010 Board policy statement—Rental regulations (campus facilities).** Clark College is committed to providing quality educational and cultural services to the people of its district. On this basis, campus facilities are made available for use by organizations conducting educational, cultural, civic or community activities. College related activities of public educational, cultural or community service nature shall be given first priority consideration for the use of college facilities. Exemptions to the rental fee must be authorized by the president, or designee, if deemed to be in the best interests of Clark College, its faculty, staff or students.

College facilities may not be used for religious worship, exercise, or instruction (Washington state Constitution, Article 1, section 2). College facilities may not be used in ways which interfere with the college's teaching, research, public service or support programs or interfere with the flow of pedestrian or vehicular traffic.

The college reserves the right to deny any application or to revoke any permit at any time if actions resulting from such application or permission constitute unlawful activity or, if in the judgment of the administration, present imminent

danger of unlawful activity or, if a prospective user has previously violated the provisions of the Clark College User's Handbook, other written rules or regulations of Clark College, or if activities which, in the judgment of the president or designee conflict with, directly compete with, or are incompatible with the programs or mission of the college.

[Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-044 (Order 79-03, Resolution No. 79-03), § 132N-144-010, filed 10/15/79; Order 77-3-b, § 132N-144-010, filed 8/29/77.]

**WAC 132N-144-020 Administrative procedures—Rental regulations (campus facilities).** (1) Arrangements and conditions. Outside groups making arrangements to reserve facilities are to make them with the Student Programs Office, Gaiser Hall. Outside groups using campus facilities on weekends and school holidays must pay custodial services and appropriate rental charges for a minimum of four hours. The only exception will be when a faculty member or administrator is designated as the person responsible for damage or theft of equipment and/or facilities and no special clean-up or set-up services are required.

If special clean-up and/or set-up services are required, the outside group will be billed for extra custodial services.

The contractee shall accept full responsibility for liability claims of personal injury or personal theft, and shall be responsible to the college for any destruction, mutilation, theft or damage to college property. Every contract for the use of campus facilities shall contain a provision recognizing acceptance of responsibility.

The outside groups must name one person to be responsible for any theft or damage to equipment and/or facilities.

All reservation commitments will not be final until approved by the director of financial aid/student programs or designee.

Financial negotiations with regard to custodial expense and rental expense are the responsibility of the director of financial aid/student programs or designee.

Under normal circumstances, the college is obliged to charge a basic rental fee plus any "out-of-pocket" costs. However, related college groups may be allowed the use of facilities without charge at the discretion of college officials, provided the college is not liable for, or incurs any additional expense or liability by reason of said use. Under most circumstances any group, including college related groups (except student clubs or organizations) using facilities for fund raising activities will be required to pay the minimum rental fee.

(2) Food service. All food service shall be arranged with the foods program coordinator. In providing food service for any outside organization, the college will not compete with regular commercial enterprises able to provide such services.

(3) Supervision. A custodian or other authorized representative of the college must be on duty when facilities are being used by any organization. The student programs office is responsible for supervising all school events; club advisors are responsible for supervising club events; and a faculty or staff member is responsible for supervising or providing acceptable supervision of meetings or events

which he or she has scheduled. Ordinarily, faculty or staff members are responsible for the supervision of meetings or events sponsored by groups or organizations of which they are members and/or active supporters.

The college may hire one of its faculty or staff members to supervise a meeting or event not otherwise described in this subsection. The charge for such services will be added to the facilities use contract, along with the basic rental fee and "out-of-pocket" costs.

(4) Rental fee schedule. The fee schedule for rental of available college space shall be available in the student center office.

Rental rates for college organizations may differ from those charged for noncollege organizations and for usage which involves fund raising either through solicitation of donations or by admissions charge. The fee schedule shall be established by the board of trustees. The college reserves the right to change the rates without notice, provided that such changes shall also be available in the student center office.

These basic rental rates shall cover utilities except for off-period heating costs.

The director of financial aid/student programs or designee will normally require a signed contractual agreement.

Exceptions to the procedures in this section may be made by the president or designee.

[Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-044 (Order 79-03, Resolution No. 79-03), § 132N-144-020, filed 10/15/79; Order 77-3-b, § 132N-144-020, filed 8/29/77.]

## Chapter 132N-156 WAC PARKING AND TRAFFIC RULES AND REGULATIONS

### WAC

#### INTRODUCTION

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#### PARKING FACILITY USAGE

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132N-156-580	Damage to state property.

### PERMITS

132N-156-600	Faculty and staff parking permits.
132N-156-610	Permit parking on campus.
132N-156-620	Fees for parking permits.
132N-156-630	Parking fee payment.
132N-156-640	Temporary parking permits.
132N-156-650	Revocations.

### ENFORCEMENT

132N-156-700	Policy.
132N-156-710	Payment of fines.
132N-156-720	Reduction in fines.
132N-156-730	Appeals.
132N-156-740	Security/parking advisory committee.
132N-156-750	Unpaid fines.
132N-156-760	Special circumstances.

### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

132N-156-010	Board policy statement—Parking and traffic regulations. [Order 77-3c, § 132N-156-010, filed 8/29/77.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-015	Preamble. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-015, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-020	Administrative procedures—Parking and traffic regulations. [Order 77-3c, § 132N-156-020, filed 8/29/77.] Repealed by 79-11-042 (Order 79-01, Resolution No. 79-01), filed 10/15/79. Statutory Authority: Chapters 28B.10 and 28B.50 RCW.
132N-156-025	Board policy statement—Parking and traffic regulations. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-025, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-030	Purpose. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-030, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-035	Purpose. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-035, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-040	Authority. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-040, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-045	Regulatory signs and directions. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-045, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-050	Liability of Clark College. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-050, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
132N-156-055	Pedestrian right of way. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-055, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.

- 132N-156-060 Regulatory signs and directions. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-060, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-065 Speed limitations. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-065, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-070 Pedestrian right of way. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-070, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-075 Permit parking on campus. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-075, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-080 Speed limitations. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-080, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-085 Fees for permits. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-085, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-090 Allocation of parking spaces. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-090, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-095 Designated and assigned parking. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-095, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-100 Permit parking on campus. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-100, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-105 Allocation of parking spaces. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-105, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-110 Designated and assigned parking. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-110, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-115 Motorcycle and scooter parking. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-115, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-120 Parking within designated areas. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-120, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-125 Visitor and guest parking. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-125, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-130 Special circumstances. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-130, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-135 Prohibitions. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-135, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-140 Exemptions from permit requirements. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-140, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-145 Impounding of disabled/inoperative vehicles. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-145, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-150 Motorcycle and scooter parking. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-150, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-155 Enforcement. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-155, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-160 Prohibitions. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-160, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-165 Violations of the following traffic and parking rules will be cited. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-165, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-170 Impounding of disabled/abandoned vehicles. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-170, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-175 Payment of fines. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-175, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-180 Enforcement. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-180, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-185 Appeals. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-185, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.

- 132N-156-190 Appeals. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-190, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-195 Unpaid fines. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-195, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-200 Unpaid fines. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-200, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-205 Revocations. [Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 82-07-031 (Order 82-01, Resolution No. 82-01), § 132N-156-205, filed 3/12/82.] Repealed by 87-19-103 (Order 87-02, Resolution No. 87-02), filed 9/18/87. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.
- 132N-156-210 Revocations. [Statutory Authority: Chapters 28B.10 and 28B.50 RCW. 79-11-042 (Order 79-01, Resolution No. 79-01), § 132N-156-210, filed 10/15/79.] Repealed by 82-07-031 (Order 82-01, Resolution No. 82-01), filed 3/12/82. Statutory Authority: Chapters 28B.50 and 28B.10 RCW.

## INTRODUCTION

**WAC 132N-156-300 Purpose.** The parking and traffic rules and regulations contained herein provide a fair and uniform method of regulating college vehicular, nonvehicular, and pedestrian traffic and are based on the following objectives:

- (1) To protect and control vehicular, nonvehicular, and pedestrian traffic.
- (2) To assure access at all times for emergency equipment.
- (3) To minimize traffic disturbances during class hours.
- (4) To facilitate the work of the college by assuring access for college vehicles and by assigning the limited parking spaces to the most efficient use.
- (5) To protect college facilities.

Permission to park or operate a vehicle on college property is governed by these regulations. The purchase of a permit for designated parking does not ensure the regular availability of a parking space.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-300, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-300, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-300, filed 9/18/87.]

**WAC 132N-156-310 Authority.** Pursuant to RCW 28B.50.140(10) the board is granted authority to establish rules and regulations for pedestrians and vehicular and nonvehicular traffic over property owned, operated, and/or maintained by the college.

The enforcement of these rules and regulations shall be the responsibility of the security/safety office.

Security officers are authorized to issue parking and traffic citations, impound and/or immobilize vehicles, and control and regulate facilities use, traffic, and parking as prescribed in these rules and regulations.

Any person interfering with a college security officer in the discharge of the provisions of these rules and regulations shall be in violation of RCW 9A.76.020, Obstructing

governmental operation, and may be subject to arrest by a peace officer.

Failure by students to abide by these rules and regulations may be considered to be a violation of the code of student conduct (WAC 132N-20-050 (4), (5), (9), (10), (11), (14), and (17), as applicable).

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-310, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-310, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-310, filed 9/18/87.]

**WAC 132N-156-320 Definitions. College - Clark College, Community College District No. 14.**

**College property -** Campus property, parking lots, or land owned, leased, controlled or maintained by Clark College.

**Immobilization -** Rendering a vehicle inoperable by use of a wheel-lock device.

**Impoundment -** Removal of a vehicle to a storage facility.

**Pedestrian -** Any person afoot, as defined in RCW 46.04.400.

**Student -** Any individual currently registered for classes at the college.

**Vehicular traffic or vehicles -** Those devices defined as "vehicles" in RCW 46.04.670.

**Nonvehicular modes of transportation -** Shall include, but not be limited to, bicycles, skateboards, snowmobiles, roller skates and roller blades, snow sleds, and scooters.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-320, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-320, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-320, filed 9/18/87.]

**WAC 132N-156-330 Liability of the college.** The college assumes no liability for vehicles parking or traveling on college property, nor shall it be held responsible for the loss of goods or property from vehicles parked on college property.

The college, the security/safety office, security officers, or other employees or agents shall not be held liable for any damages, claims, or losses occurring to or from vehicles or equipment when rendering motorist assistance, impounding vehicles, or performing any duties as described in these rules and regulations. This section also applies to nonvehicular modes of transportation.

The college provides only limited maintenance to college parking lots during periods of inclement weather. Persons using the college parking lots do so at their own risk. The college will not be responsible for any liability or damage claims arising from weather-related causes or conditions.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-330, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-330, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-330, filed 9/18/87.]



**TRAFFIC REGULATIONS**

**WAC 132N-156-400 Authorized use of facilities.** Only those vehicles as defined and regulated in RCW 46.04.670 and as defined herein, may be operated in parking lots or in traffic areas by licensed drivers, as defined in chapter 46.20 RCW. No vehicle, with the exception of nonmotorized bicycles, motorized or nonmotorized wheelchairs, and certain maintenance vehicles, may be operated on intracampus property, pathways, or sidewalks without the specific permission of the security/safety office.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-400, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-400, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-400, filed 9/18/87.]

**WAC 132N-156-410 Vehicle speed limitations.** No vehicle shall be operated on the campus in excess of ten miles per hour. When safety circumstances dictate, a speed less than ten miles per hour should be maintained.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-410, filed 9/18/87.]

**WAC 132N-156-420 Regulatory signs and directions.** Drivers of vehicles shall obey regulatory signs and markings at all times and shall comply with directions given by security officers in the control and regulation of traffic and parking.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-420, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-420, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-420, filed 9/18/87.]

**WAC 132N-156-430 Pedestrian right of way.** The operator of a vehicle shall yield the right of way, slowing down or stopping if need be, to any pedestrian crossing any street, roadway, fire lane, or pathway with or without a marked crosswalk.

Whenever any vehicle is stopped at a marked crosswalk, unmarked crosswalk, intersection or any other place in order to permit a pedestrian to cross the roadway, the operator of any other vehicle approaching from the rear shall not overtake and pass the yielding vehicle.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-430, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-430, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-430, filed 9/18/87.]

**WAC 132N-156-440 Traffic accidents.** Persons involved in traffic accidents on college property are to report the accident to the security/safety office. An officer will be dispatched to investigate and file an accident report. In addition, RCW 46.52.030 requires that accidents on college property involving injury or property damage in excess of five hundred dollars be reported to local law enforcement agencies within twenty-four hours. State accident report forms are available at the security/safety office. Security officers are authorized to obtain and share with all parties to

an accident information on the insurance coverage of the parties.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-440, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-440, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-440, filed 9/18/87.]

**WAC 132N-156-450 Traffic offenses.** The absence of previous warnings or citations will not preclude the imposition of a fine when safety considerations warrant. Security officers may issue a citation for any of the following traffic offenses:

- (1) Failure to yield right of way (posted);
  - (2) Failure to yield right of way to pedestrian;
  - (3) Failure to yield right of way to vehicle;
  - (4) Failure to obey one-way directional arrows;
  - (5) Failure to yield right of way to emergency vehicle;
  - (6) Driving with excessive speed;
  - (7) Failure to stop at traffic signal/sign;
  - (8) Failure to use due care and caution;
  - (9) Driving without lights after dark;
  - (10) Having a passenger or animal outside of vehicle while in motion;
  - (11) Driving with an obstructed view;
  - (12) Driving on shoulder, or sidewalk or intracampus sidewalk or lane without authorization;
  - (13) Disobeying flagger, peace officer, security officer, fire fighter, or other agent of the college;
  - (14) Damaging college property including but not limited to landscape and plant material, curbs, sidewalks, utilities, etc.
  - (15) Driving while under the influence of intoxicants or with an open container of intoxicants.
- All traffic offenses carry a twenty-dollar fine.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-450, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-450, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-450, filed 9/18/87.]

**WAC 132N-156-460 Bicycles and nonvehicular transportation usage.** Bicycles may be ridden any place where vehicles are permitted. They may also be ridden on campus sidewalks or pathways, though pedestrians always have the right of way. An audible signal shall be used by bicyclists to warn pedestrians of oncoming bicycles. Bicyclists shall not ride in a reckless manner or engage in stunts or dangerous acts, or operate at speeds greater than ten miles per hour or such lower speed as is reasonable and prudent under the circumstances. With the exception of motorized or nonmotorized wheelchairs and certain college service vehicles, no other nonvehicular modes of transportation as specified in the preceding "definitions" will be allowed on college property.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-460, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-460, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-460, filed 9/18/87.]

**PARKING FACILITY USAGE****WAC 132N-156-500 Allocation of parking space.**

The parking spaces available on college properties shall be assigned by the security/safety office in a manner which will best attain the objectives of these regulations. The security/safety office is authorized to mark various parking areas on college property with numbers or titles or by posting signs, or marking the pavement.

**Open parking -** Open parking is limited to those parking areas not otherwise marked as faculty/staff, physically disabled persons, special use, or visitor. Users of open parking are not required to display a parking permit.

**Faculty/staff parking -** Faculty, staff and administrators using college owned or leased parking facilities up to 10:00 p.m. during the academic year are to purchase parking permits.

Faculty/staff parking spaces are marked on the pavement with an F/S. Only college employee vehicles displaying a valid parking permit may park in faculty/staff parking spaces. Faculty/staff parking spaces shall be considered open parking zones after 10:00 p.m. each day that the college is in regular session.

Vehicles with approved faculty/staff parking permits are permitted to park in open parking areas only when the designated parking faculty/staff spaces are full.

**Visitor parking -** All visitors, including guests, salespersons, maintenance or service personnel and all other members of the public, may park on college property in open parking, in designated special use visitor zones, or as directed by the security/safety office.

**Use of vehicle as habitation -** No vehicle or vehicle trailer may be used as a place of habitation on any college facility without permission from the security/safety office.

**Handicapped parking -** Physically disabled persons parking zones may be occupied only by vehicles displaying a valid temporary parking permit issued by the college or a valid permanent or temporary permit issued by the state of Washington in compliance with RCW 46.16.381 and 46.16.390. Temporary parking permits are available in health services. Valid parking permits issued by other states will be honored.

**Motorcycle parking -** Motorcycle parking zones are reserved for motorcycles and motor-driven cycles. These vehicles are not to occupy regular automobile parking spaces or other areas not designed for parking.

**Service vehicle parking -** Service vehicle parking zones are limited to use by authorized college service or contractor vehicles only.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-500, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-500, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-500, filed 9/18/87.]

**WAC 132N-156-510 Designated and assigned parking.** Vehicles on college property shall park only in those areas set aside and designated as parking areas. No vehicle shall park in any area requiring a special parking permit without said permit.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-510, filed 10/4/93, effective 11/4/93.]

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Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-510, filed 9/18/87.]

**WAC 132N-156-520 Parking within designated areas.** No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been parked so as to require a vehicle attempting to park to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this rule.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-520, filed 10/4/93, effective 11/4/93. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-520, filed 9/18/87.]

**WAC 132N-156-530 Impounding of disabled/abandoned vehicles.** No disabled or inoperative vehicle shall be parked on college property for a period in excess of twenty-four hours, unless permission is granted by the security/safety office. Vehicles which have been parked in excess of twenty-four hours may be impounded and stored at the expense of either or both the owner or operator thereof. Notice of intent to impound will be posted on the vehicle at least twenty-four hours prior to impoundment unless a vehicle is illegally or hazardously parked. Neither the college nor college employees shall be responsible for claims, loss or damage of any kind resulting from such impounding and storage.

Vehicles under repair in the college's instructional program must be parked in a designated area and must have an approved "vehicle in repair" notice visibly posted within the vehicle.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-530, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-530, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-530, filed 9/18/87.]

**WAC 132N-156-540 Registered owner responsibility for illegal parking.** Every person in whose name a vehicle is registered (licensed) shall be responsible for any parking of said vehicle and for all offenses, other than moving violations, under these regulations. It shall be no defense that said vehicle was illegally parked or used by another, unless it is clearly established that at such time said vehicle was being used without the consent of the registered owner.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-540, filed 10/4/93, effective 11/4/93. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-540, filed 9/18/87.]

**WAC 132N-156-550 Illegal parking.** No person shall stop, place, or park a vehicle at any place where official signs, curbs, or pavement markings prohibit parking, or within fifteen feet of a fire hydrant, or at any place for which the vehicle does not have a valid parking permit. Any vehicle not parked in a marked parking stall shall be considered illegally parked.

Drivers who are instructed by a security officer to either move an illegally parked vehicle or not to park in violation of this section, and refuse, will have their vehicle immediately impounded or immobilized.

Security officers may issue citations resulting in fines even if the vehicle has not received a previous warning citation for any violation of these rules and regulations if the vehicle is found in the commission of any of the following parking violations:

- (1) Parking in a faculty/staff parking zone without a valid permit.
- (2) Parking a disabled or inoperable vehicle on campus in excess of twenty-four hours.
- (3) Occupying more than one parking space.
- (4) Parking in a space not designated for parking.
- (5) Parking in an area not authorized.
- (6) Blocking traffic.
- (7) Parking within fifteen feet of a fire hydrant.
- (8) Parking in a fire lane, sidewalk, or intracampus avenue.
- (9) Parking in a "No Parking" zone.
- (10) Parking on the grass.
- (11) Parking overnight without permission and/or permit.
- (12) Parking of a bicycle illegally.
- (13) Parking in physically disabled persons parking zone without an authorized parking permit.
- (14) Use of a vehicle for habitation without permission.

All parking citations carry a ten-dollar fine, with the exception of physically disabled persons parking violations which carry a twenty-dollar fine.

Illegally parked vehicles which require removal will be done so at the owner's or operator's expense.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-550, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-550, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-550, filed 9/18/87.]

**WAC 132N-156-560 Hazardous parking.** No person shall stop, place, or park a vehicle so as to obstruct traffic along or upon any street, firelane, or sidewalk or at any location as described in RCW 46.61.570. Due to the severe risk to public safety created by any vehicle parking in violation of this section, security officers are authorized to cite and immediately impound said vehicle. Security officers will complete a vehicle impound report, including the reason for the impoundment.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-560, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-560, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-560, filed 9/18/87.]

**WAC 132N-156-570 Bicycle parking.** Bicycles shall be parked in bicycle racks or other facilities provided for the purpose. Where such facilities are provided, at no time shall a bicycle be parked in a building, against a building, near a building exit, on a path or sidewalk, or chained or otherwise secured to trees, lamp standards, utilities, stairway railings, or sign posts. Any bicycle found in violation of this section may be cited for illegal parking and impounded by the security/safety office without warning.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-570, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-570, filed 10/7/91, effective 11/7/91. Statutory

Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-570, filed 9/18/87.]

**WAC 132N-156-580 Damage to state property.** The full cost of repair/replacement of college property damaged by negligent, reckless or intentional acts or omissions must be paid in addition to assessed fines.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-580, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-580, filed 10/7/91, effective 11/7/91.]

**PERMITS**

**WAC 132N-156-600 Faculty and staff parking permits.** All college faculty, staff, and administrators using college parking facilities at any time between 8:00 a.m. and 10:00 p.m. during the academic year are to purchase and display a valid parking permit. The fact that an employee may be eligible to park in a physically disabled persons parking zone will not relieve the employee of this requirement. A valid faculty/staff parking permit may not, by itself, constitute authority to park in other parking facilities leased or owned by the college.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-600, filed 10/4/93, effective 11/4/93. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-600, filed 9/18/87.]

**WAC 132N-156-610 Permit parking on campus.** The correct parking permit must be properly displayed in accordance with permit instructions.

Temporary parking permits are issued by the security/safety office and must be displayed in accordance with permit instructions.

Parking permits are not transferable and shall not be utilized by any person except the person designated on the parking permit application. The college reserves the right to deny any application, or to revoke any permit at any time, if actions resulting from such application or permission constitute present, imminent danger of unlawful activity, or if a prospective user has previously violated college parking policies or other written rules or regulations. All outstanding college parking fines must be paid before a parking permit will be issued or renewed.

No bailment is created by the sale or issuance of a permit.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-610, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-610, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-610, filed 9/18/87.]

**WAC 132N-156-620 Fees for parking permits.** The fees charged by the college for the issuance of permits shall be those established by the board of trustees. Parking permits are issued as a license to park at college facilities.

Fees collected will be utilized for parking operations including parking enforcement, parking lot maintenance, and for those transportation demand management and commute trip reduction activities and programs permitted by law.

Current faculty/staff parking permit fees are five dollars per quarter for one vehicle, and six dollars per quarter for

two or more vehicles. Permits may be purchased on either a permanent, annual, or quarterly basis. Permits are required for fall, winter, and spring quarters only, and are not required summer quarter.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-620, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-620, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-620, filed 9/18/87.]

**WAC 132N-156-630 Parking fee payment.** Faculty and staff can purchase annual permits by cash or check paid directly to the college or by payroll deduction. Annual or quarterly parking permits may be purchased at either the college bookstore or at the cashier's office in the Baird Administration Building. Annually contracted faculty and staff members may select the payroll deduction plan for payment of the permanent or annual permit only. Those selecting this payment plan must complete a payroll deduction authorization form before issuance of a permit. The form is available in the security/safety office and the personnel services office.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-630, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-630, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-630, filed 9/18/87.]

**WAC 132N-156-640 Temporary parking permits.** Any permit holder may obtain a temporary parking permit from the security/safety office for an unregistered vehicle when the registered vehicle is unavailable due to repairs or for another valid reason. These permits are good for a period of two weeks.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-640, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-640, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-640, filed 9/18/87.]

**WAC 132N-156-650 Revocations.** Parking permits are licenses and the property of the college and may be revoked for any of the following reasons:

- (1) The purpose for which the permit was issued changes or no longer exists.
- (2) The permit is used on an unregistered vehicle or by an unauthorized individual.
- (3) A parking permit application form was falsified.
- (4) Violation of these parking regulations occurred.
- (5) The parking permit was counterfeited or altered or transferred without authorization.
- (6) Failure to comply with a specific determination, decision, or directive by college officials.

Appeals of parking permit revocations may be made to the dean of administrative services. Appeals must be filed within seven days of the date of notice of revocation. The decision of the dean is final.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-650, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-650, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-650, filed 9/18/87.]

## ENFORCEMENT

**WAC 132N-156-700 Policy.** The board, or its designee, shall set and approve fair and uniform fines for violations of these rules and shall provide adequate means for the enforcement and/or collection of such fines. If a violation of these rules and regulations is committed, the security/safety office is authorized to issue a citation as prescribed in these rules.

Any violation occurring after the second citation may result in the violator's vehicle being impounded or immobilized and held until all outstanding citations have been paid and/or the loss of parking privileges on college property/facilities.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-700, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-700, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-700, filed 9/18/87.]

**WAC 132N-156-710 Payment of fines.** Persons cited for violations of these rules and regulations may respond either by filing a written appeal or by paying a fine within fifteen days of receipt of the citation. All fines are payable to Clark College. Fines can be paid by mail or in person at the cashier's office in the Baird Administration Building. Fines that are mailed must be received within fifteen days of receipt of the citation.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-710, filed 10/4/93, effective 11/4/93. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-710, filed 9/18/87.]

**WAC 132N-156-720 Reduction in fines.** Fines for parking and traffic offenses will be reduced by two dollars if paid in person within forty-eight hours, excluding weekends and holidays. No reduction will be made on mail-in payments.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-720, filed 10/4/93, effective 11/4/93. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-720, filed 9/18/87.]

**WAC 132N-156-730 Appeals.** Visitors, students, faculty, and staff who receive citations for violations of these rules and regulations may appeal to the security/safety supervisor. Upon showing good cause or mitigating circumstances, the security/safety supervisor is authorized to dismiss, suspend, impose any lesser fine, and/or to grant an extension of time to comply with the fine.

If the situation is not resolved satisfactorily, visitors, students, faculty, and staff may appeal in writing to the dean of administrative services. Appeals must be submitted and received within fifteen days after the date of the citation. The security/parking advisory committee shall consider each appeal on its merits and shall make written notification of each decision of the committee through the dean of administrative services to the appellant and the security/safety office.

The final decision on an appeal of a citation for violations of these rules and regulations is by the security/parking advisory committee.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-730, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-730, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-730, filed 9/18/87.]

**WAC 132N-156-740 Security/parking advisory committee.** The security/parking advisory committee is responsible for advising the security/safety office on security and parking operations. Committee functions include, but are not limited to, the following:

- (1) Reviewing parking regulations and fees and recommending their adoption.
- (2) Considering appeals of citations for violations of these rules and regulations, and making written notification of each decision of the committee to the appellant and the security/safety office.
- (3) Reviewing and recommending changes to parking lot configuration and use to improve quality and quantity of parking on campus.
- (4) Reviewing provisions for security on campus and recommending practices and procedures for the enhancement of security.

The security/parking advisory committee meets as needed, when the college is in session, and consists of the following:

- (a) Dean of administrative services, chair.
- (b) Security/safety supervisor.
- (c) Two faculty members.
- (d) Two classified employees.
- (e) One student.
- (f) And others as added by the chair.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-740, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-740, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-740, filed 9/18/87.]

**WAC 132N-156-750 Unpaid fines.** If any fine remains unpaid after fifteen days, any or all of the following actions may be taken by the security/safety office.

- (1) A hold may be placed on transcripts.
- (2) Registration for the following quarter may be delayed.
- (3) Parking privileges may be revoked.
- (4) The amount due as a result of fines due and payable may be deducted from paychecks of college employees.
- (5) Outstanding fines may be referred to a collection agency.
- (6) The vehicle may be immobilized or impounded.

If a violator has two or more unpaid fines, his/her vehicle will be impounded or immobilized and held until all outstanding fines are paid.

These procedures will be applicable to all students, faculty, and staff or other persons utilizing college facilities who receive fines for violations of these rules and regulations.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-750, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-750, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-750, filed 9/18/87.]

**WAC 132N-156-760 Special circumstances.** During special occasions that result in extraordinary traffic conditions and during emergencies, the security/safety office is authorized to impose special traffic and parking regulations and restrictions to mitigate and reduce the risk of inconvenience, personal injury or property damage. Whenever possible, prior notice of these regulations or restriction changes shall be posted. Such authorization is of a temporary nature and should last only as long as the situation necessitates.

[Statutory Authority: RCW 28B.50.140(10) and chapters 28B.50 and 28B.10 RCW. 93-20-080, § 132N-156-760, filed 10/4/93, effective 11/4/93; 91-21-022, § 132N-156-760, filed 10/7/91, effective 11/7/91. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 87-19-103 (Order 87-02, Resolution No. 87-02), § 132N-156-760, filed 9/18/87.]

**Chapter 132N-276 WAC  
PUBLIC RECORDS**

**WAC**

132N-276-005	Board policy statement—Public records.
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132N-276-030	Description of central and field organization of the college.
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132N-276-120	Protection of public records.
132N-276-130	Records index.
132N-276-140	Adoption of form.
132N-276-150	Appendix A—Form—Request for public record(s).

**WAC 132N-276-005 Board policy statement—Public records.** The college shall be responsible for the efficient and proper disclosure of public records as required by the laws and regulations of the state of Washington. Public records information shall include fully detailed administrative procedures. The board delegates to the president or designee the responsibility to appoint a public records officer who shall administer the process.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-005, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-005, filed 8/29/77.]

**WAC 132N-276-010 Administrative procedures—Purpose.** The purpose of this section shall be to ensure compliance by the college with the provisions of the state law dealing with public records.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-010, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-010, filed 8/29/77.]

**WAC 132N-276-020 Definitions.** (1) "Public records" include any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

(2) "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation, including letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, motion pictures, film and video recordings, diskettes, sound recordings, and other documents including existing data compilations from which information may be obtained or translated, magnetic or punched cards, disks, drums and other documents.

(3) Community College District 14 is an agency organized by statute pursuant to chapter 28B.50 RCW. Community College District 14 shall hereinafter be referred to as the "college." Where appropriate, the term "board" refers to the board of trustees of the district.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-020, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-020, filed 8/29/77.]

**WAC 132N-276-030 Description of central and field organization of the college.** The college is a community college district organized under RCW 28B.50.040. The administrative office of the college and its staff are located at Clark College, 1800 E. McLoughlin Blvd., Vancouver, WA 98663-3598.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-030, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-030, filed 8/29/77.]

**WAC 132N-276-040 Operations and procedures.** The college is established under chapter 28B.50 RCW to implement the educational purposes established by chapter 28B.50 RCW. The college is operated under the supervision and control of a board of trustees. The board of trustees is made up of five members, each appointed by the governor to a term of five years. The board usually meets once a month in regular session on a date and at a time and place specified by public notice and at such special meetings as are announced by public notice. On occasion, the board may not meet at all in a particular calendar month. At such time the trustees exercise the power and duties granted them under law.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-040, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-040, filed 8/29/77.]

**WAC 132N-276-050 Public records available.** All public records of the college, as defined in WAC 132N-276-020 are available for public inspection and copying pursuant to these rules, except as otherwise provided by RCW 42.17.310, 42.17.315, 42.17.260(1), and WAC 132N-276-100.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-050, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-050, filed 8/29/77.]

**WAC 132N-276-060 Public records officer.** The college's public records shall be in the charge of the public records officer designated by the president. The person so designated is the dean of administrative services of the college. The public records officer shall be responsible for

the implementation of the college's rules and regulations regarding release of public records, coordinating the staff of the college in this regard, and generally ensuring compliance by the staff with the public records disclosure requirements of RCW 42.17.250 through 42.17.340.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-060, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-060, filed 8/29/77.]

**WAC 132N-276-070 Office hours.** Public records shall be available for inspection and copying during the customary office hours of the college. For the purpose of this section, the customary office hours shall be from 9:00 a.m. to noon and from 1:00 p.m. to 4:00 p.m., Monday through Friday, excluding college holidays.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-070, filed 5/31/96, effective 7/1/96. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 89-12-024 (Order 89-01, Resolution No. 89-01), § 132N-276-070, filed 5/31/89; Order 77-3 d, § 132N-276-070, filed 8/29/77.]

**WAC 132N-276-080 Requests for public records.** In accordance with the requirements of RCW 42.17.250 through 42.17.340 that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency, public records may be inspected or copies of such records may be obtained, by members of the public, upon compliance with the following procedures:

(1) A request shall be made in writing by completing a request for public records form which is available at administrative services. The form shall be presented to the public records officer during customary office hours or mailed to:

Administrative Services  
Clark College  
1800 E. McLoughlin Blvd.  
Vancouver, WA 98663-3598

The request shall include the following information:

(a) The name of the person requesting the records or, alternatively, how the request should be directed.

(b) The time of day and calendar date of the request.

(c) The nature of the request.

(d) If the matter requested is referenced within an index maintained by the public records officer, a reference to the requested records as described in such index.

(e) If the requested matter is not identifiable by reference to an index, an appropriate description of the records is requested.

(2) The public records officer shall reply to written requests within five business days of receipt of the request by either:

(a) Providing copies of the requested records;

(b) Acknowledging receipt of the request and providing a reasonable estimate of the time the college will require to respond; or

(c) Denying the public records request. Denials of requests for public records will be accompanied by a written statement specifying the reason for denial.

(3) Additional time to respond to a request should be based on the public records officer's need to ask that the requestor clarify the intent of the request, to locate and assemble the information, to notify third persons or agencies who are the subject of or affected by the request, or to determine whether any of the information requested is exempt. If the requestor fails to clarify the request, the college need not respond to it.

(4) In all cases in which a member of the public is making a request, it shall be the obligation of the public records officer or staff member to whom the request is made to assist the member of the public in appropriately identifying the public records requested.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-080, filed 5/31/96, effective 7/1/96. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 89-12-024 (Order 89-01, Resolution No. 89-01), § 132N-276-080, filed 5/31/89; Order 77-3 d, § 132N-276-080, filed 8/29/77.]

**WAC 132N-276-090 Copying.** No fee shall be charged for the inspection of public records. The college will charge a fee of ten cents per page of copy for providing copies of public records. This charge is the amount necessary to reimburse the college for its actual costs arising from such copying. If a particular request for copies requires an unusually large amount of time, or the use of any equipment not readily available, the college will provide copies at a rate sufficient to cover any additional costs. All fees must be paid by money order, cashier's check, or cash in advance.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-090, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-090, filed 8/29/77.]

**WAC 132N-276-100 Exemptions/exceptions.** (1) The college reserves the right to determine that public records requested in accordance with the procedures outlined in WAC 132N-276-080 are exempt under the provisions of RCW 42.17.310, 42.17.315, 42.17.260(1).

(2) In addition, pursuant to RCW 42.17.260, the college reserves the right to delete identifying details when it makes available or publishes any public records in any cases when there is reason to believe that disclosure of such details would be an unreasonable invasion of personal privacy protected by state law or would impair a vital governmental interest. The public records officer will fully justify such deletion in writing.

(3) The release or disclosure of student educational records is governed by federal regulation (FERPA). Separate and different procedures are established by the college for student educational records.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-100, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-100, filed 8/29/77.]

**WAC 132N-276-110 Review of denials of public records requests.** (1) Any person who objects to the denial of a request for public records may petition for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement by the public records officer or other staff member which constituted or accompanied the denial.

(1997 Ed.)

(2) Immediately after receiving a written request for review of a decision denying public records, the public records officer or other staff member denying the request shall refer it to the president of the college. The president or designee shall consider the college's obligation to comply with the intent of chapter 42.17 RCW, the exemptions provided in RCW 42.17.310 or other pertinent statutes, and the statutory provisions which require the college to protect public records from damage or disorganization, prevent excessive interference with essential college functions, and prevent any unreasonable invasion of personal privacy by deleting identifying details. The president or designee shall complete the review within two business days after receiving the written request for review of the decision denying a public record.

(3) Administrative remedies shall not be considered exhausted until the college has returned the petition with a decision, provided the requested records, or until the close of the second business day following the denial or inspection has been reached, whichever occurs first.

(4) Whenever the college concludes that a public record is exempt from disclosure and denies inspection and copying, the requestor may request a review of the matter by the office of the attorney general. A written request for review by the attorney general's office, along with a copy of the request and the college's written denial, should be sent to:

Office of Attorney General  
Public Records Review  
P.O. Box 40100  
Olympia, Washington 98504-0100

The office of the attorney general will conduct a prompt and independent review of the request and the college's denial and provide a written opinion as to whether the record requested is exempt from disclosure. This review is not binding upon the college or the requestor.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-110, filed 5/31/96, effective 7/1/96. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 89-12-024 (Order 89-01, Resolution No. 89-01), § 132N-276-110, filed 5/31/89; Order 77-3 d, § 132N-276-110, filed 8/29/77.]

**WAC 132N-276-120 Protection of public records.** Requests for public records shall be made at the administrative services office of the college. Public records and a facility for their inspection will be provided by the public records officer. Such records shall not be removed from the place designed for their inspection. Copies shall be made at the college. If copying facilities are not available at the college, the college will arrange to have copies made commercially.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-120, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-120, filed 8/29/77.]

**WAC 132N-276-130 Records index.** The college shall make available for public inspection and copying all indexes maintained for college use under the same rules and the same conditions as applied to public records.

The office of the president shall maintain indexes of orders, board resolutions by number, and board actions by date and subject. The administrative services office shall

maintain indexes of board policies and administrative procedures by reference number and subject.

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-130, filed 5/31/96, effective 7/1/96. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 89-12-024 (Order 89-01, Resolution No. 89-01), § 132N-276-130, filed 5/31/89; Order 77-3 d, § 132N-276-130, filed 8/29/77.]

**WAC 132N-276-140 Adoption of form.** The college hereby adopts for use by all persons requesting inspection and/or copying or copies of its records, the form attached hereto as Appendix A, entitled "Request for public record(s)."

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-140, filed 5/31/96, effective 7/1/96; Order 77-3 d, § 132N-276-140, filed 8/29/77.]



WAC 132N-276-150 Appendix A—Form—Request for public record(s).

Request for Public Record(s)

Clark College Administrative Services

This form is to be used to initiate a request for copying or inspection of public records as prescribed in RCW 42.17.250 through 340. The form is to be completed and sent to the Clark College Administrative Services Dept.

Name (Please Print) Signature

Name of Organization (If Applicable) Phone Number

Mailing Address

Date and Time Request Made

Record(s) Requested:

Will this information be used for commercial purposes? Yes \_\_\_ No \_\_\_

Instructions for Receipt of Record(s)

(To be completed by Public Records Officer)

Date and Time Request Received

- [ ] All records subject to the request are provided with this response.
[ ] The College will need \_\_\_ days to respond to the request based on the following reason(s):
[ ] The intent of your request needs to be clarified: (Specific questions should be included here; e.g., what time period? Does the request include personal information?)
Note: Failure to clarify the request will mean no further response).
[ ] To locate and assemble the records.
[ ] To notify third persons or agencies affected by the request.
[ ] To determine whether any of the information request is exempt and that a denial should be made as to all or part of the request.
[ ] The request is denied based on the following exemption(s):

You may obtain review of the decision denying inspection by presenting a written request for review along with the written statement which sets forth the basis for denial to the President. The President's review shall be deemed completed at the end of the second business day following the denial of inspection and shall constitute final agency action for the purpose of judicial review.

Public Records Officer

Date and Time of Response:

Acknowledgment of receipt:

Date:

ADB2233 10/23/93

[Statutory Authority: RCW 28B.50.140 and 42.17.250(1). 96-12-041, § 132N-276-150, filed 5/31/96, effective 7/1/96. Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 89-12-024 (Order 89-01, Resolution No. 89-01), § 132N-276-150, filed 5/31/89; Order 77-3 d, § 132N-276-150, filed 8/29/77.]

ments presented, considered or prepared by the hearing officer shall be maintained as the official record of the brief administrative proceeding. A decision must be promptly rendered after the conclusion of the brief adjudicative hearing and in no event later than 20 days after the request for hearing is received by the dean of students.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 90-22-049, § 132N-400-040, filed 11/2/90, effective 12/3/90.]

**Chapter 132N-400 WAC**

**LOSS OF ELIGIBILITY—STUDENT ATHLETIC PARTICIPATION**

**WAC**

- 132N-400-010 Grounds for ineligibility.
- 132N-400-020 Suspension procedure—Right to informal hearing.
- 132N-400-030 Hearing.
- 132N-400-040 Decision.

**WAC 132N-400-010 Grounds for ineligibility.** Any student found by the college to have violated chapter 69.41 RCW, as now, or hereafter amended, by virtue of a criminal conviction or otherwise, insofar as it prohibits the possession, use or sale, or furnishing of legend drugs, including anabolic steroids, will be disqualified from participation in any school-sponsored athletic event or activity.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 90-22-049, § 132N-400-010, filed 11/2/90, effective 12/3/90.]

**WAC 132N-400-020 Suspension procedure—Right to informal hearing.** Notwithstanding any 132N WAC to the contrary, any student notified of a claimed violation of WAC 132N-400-010 shall have the right to a brief adjudicative hearing if a written request for such a hearing is received by the dean of students 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 school-sponsored athletic events for the remainder of the school year.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 90-22-049, § 132N-400-020, filed 11/2/90, effective 12/3/90.]

**WAC 132N-400-030 Hearing.** Notwithstanding any 132N WAC to the contrary, if a timely written request for a hearing is made, the dean of students shall designate a hearing officer who shall be a college officer who is not involved with the athletic program to conduct the brief adjudicative hearing. The hearing 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 34.05.482.494.

[Statutory Authority: Chapters 28B.50 and 28B.10 RCW. 90-22-049, § 132N-400-030, filed 11/2/90, effective 12/3/90.]

**WAC 132N-400-040 Decision.** Notwithstanding any WAC 132N to the contrary, the college official who acts as hearing 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 docu-