

Chapter 478-124 WAC
GENERAL CONDUCT CODE FOR THE UNIVERSITY OF WASHINGTON

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WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

478-124-060 Animal control policy—Purpose. [Order 73-7, § 478-124-060, filed 8/27/73.] Repealed by WSR 09-08-016, filed 3/23/09, effective 4/23/09. Statutory Authority: RCW 28B.20.130.
478-124-070 Animal control policy—Definitions. [Order 73-7, § 478-124-070, filed 8/27/73.] Repealed by WSR 09-08-016, filed 3/23/09, effective 4/23/09. Statutory Authority: RCW 28B.20.130.
478-124-080 Animal control policy—Animal control. [Order 73-7, § 478-124-080, filed 8/27/73.] Repealed by WSR 09-08-016, filed 3/23/09, effective 4/23/09. Statutory Authority: RCW 28B.20.130.
478-124-090 Animal control policy—Enforcement. [Order 73-7, § 478-124-090, filed 8/27/73.] Repealed by WSR 09-08-016, filed 3/23/09, effective 4/23/09. Statutory Authority: RCW 28B.20.130.
478-124-100 Animal control policy—Penalties. [Order 73-7, § 478-124-100, filed 8/27/73.] Repealed by WSR 09-08-016, filed 3/23/09, effective 4/23/09. Statutory Authority: RCW 28B.20.130.

WAC 478-124-010 Conduct on campus code—General policy. It is the policy of the University of Washington to support and promote each individual's right to express his views and opinions for or against actions or ideas in which he has an interest, to associate freely with others, and to assemble peacefully.

The above rights exist in equal measure for each member of the university community. They exist regardless of the professional stature or rank of the individual and regardless of the degree of acceptability among others of the views or opinions advocated.

[Order 72-7, § 478-124-010, filed 11/30/72.]

WAC 478-124-020 Conduct on campus code—Prohibited conduct. (1) In order to safeguard the right of every citizen to criticize and to seek meaningful change, each individual has an obligation to respect the rights of all members of the university community.

(2) In order to assure those rights to all members of the university community and to maintain a peaceful atmosphere in which the university may continue to make its special contribution to society, the following types of conduct are hereby prohibited on or in property either owned, controlled or operated by the university which is used or set aside for university purposes, hereinafter referred to as the university campus:

(a) Conduct which intentionally and substantially obstructs or disrupts teaching or freedom of movement or other lawful activities on the university campus;

(b) Physical abuse of any person or conduct which is intended unlawfully to threaten imminent bodily harm or to endanger the health or safety of any person on the university campus;

(c) Malicious damage to or malicious misuse of university property, or the property of any person where such property is located on the university campus;

(d) Refusal to comply with any lawful order to leave the university campus or any portion thereof;

(e) Possession or use of firearms, explosives, dangerous chemicals or other dangerous weapons or instrumentalities on the university campus, except for authorized university purposes, unless prior written approval has been obtained from the university chief of police, or any other person designated by the president of the university;

(f) The possession, use, distribution, or manufacture of controlled substances (as defined in chapter 69.50 RCW or Title 21 U.S.C. Sec. 802), or of alcohol, on the university campus or during university-sponsored activities, where such possession, use, distribution, or manufacture is illegal under federal, state, or local law;

(g) Intentionally inciting others to engage immediately in any of the conduct prohibited herein, which incitement leads directly to such conduct. (Inciting is that advocacy which prepares the group addressed for imminent action and steels it to the conduct prohibited herein.)

[Statutory Authority: RCW 28B.20.130 and UWBR, Standing Orders, chapter 1, § 2. WSR 13-14-002, § 478-124-020, filed 6/19/13, effective 7/20/13. Statutory Authority: RCW 28B.20.130. WSR 07-03-069, § 478-124-020, filed 1/17/07, effective 2/17/07; WSR 91-10-030, § 478-124-020, filed 4/24/91, effective 5/25/91; Order 72-7, § 478-124-020, filed 11/30/72.]

WAC 478-124-030 Conduct on campus code—Sanctions. (1) Any person while on the university campus who willfully refuses the request of a uniformed campus police officer to desist from conduct prohibited by these rules may be required by such officer to leave such premises.

(2) Disciplinary action which may result in dismissal from the university will be initiated against faculty, staff, or students who violate these rules, in accordance with the applicable disciplinary codes or other appropriate due process procedures.

(3) Sanctions which may be imposed against faculty are set forth in the *Faculty Code*, Chapter 25, Sections 25-51 and 25-71.

(4) Sanctions which may be imposed against students are set forth in WAC 478-121-210.

(5) Sanctions which may be imposed against the classified staff are set forth in the relevant University of Washington labor contract for contract-classified staff, and in Title 357 WAC and applicable university policy for classified nonunion staff.

(6) Sanctions which may be imposed against the professional staff are set forth in the University of Washington Professional Staff Program.

(7) Violation of any of the above regulations may also constitute violation of the criminal laws or ordinances of the city, the county, the state of Washington, or the United States and may subject a violator to criminal sanctions in addition to any sanctions imposed by the university.

[Statutory Authority: RCW 28B.20.130. WSR 17-15-068, § 478-124-030, filed 7/14/17, effective 8/18/17. Statutory Authority: RCW 28B.20.130 and UWBR, Standing Orders, chapter 8. WSR 14-17-097, § 478-124-030, filed 8/19/14, effective 9/19/14. Statutory Authority: RCW 28B.20.130 and BRG, Standing Orders, chapter 1. WSR 12-03-038, § 478-124-030, filed 1/9/12, effective 2/9/12. Statutory Authority: RCW 28B.20.130. WSR 07-03-069, § 478-124-030, filed 1/17/07, effective 2/17/07; WSR

91-10-030, § 478-124-030, filed 4/24/91, effective 5/25/91; Order 72-7, § 478-124-030, filed 11/30/72.]

WAC 478-124-035 Conduct on campus code—Anabolic steroids. Any student found by the university to have violated chapter 69.41 RCW, which, among other things, prohibits the possession, delivery, use or sale of legend drugs, including anabolic steroids, except upon valid prescription or order of a practitioner, as defined by RCW 69.41.010(12), is subject to additional sanctions, including disqualification from participation in university-sponsored athletic events.

[Statutory Authority: RCW 28B.20.130 and UWBR, Standing Orders, chapter 8. WSR 14-17-097, § 478-124-035, filed 8/19/14, effective 9/19/14. Statutory Authority: RCW 69.41.130(1). WSR 90-24-001, § 478-124-035, filed 11/26/90, effective 12/27/90.]

WAC 478-124-037 Conduct on campus code—Hazing. All student organizations and living groups are prohibited from hazing.

(1) Hazing includes:

(a) Conduct associated with initiation or admission into a student organization or living group, or any pastime or amusement engaged in with respect to such an organization or living group that causes or is likely to cause bodily danger or physical harm or serious psychological or emotional harm to any student or other person. This conduct includes, but is not limited to:

(i) Humiliation by ritual act;

(ii) Striking another person whether by use of any object or any part of one's body;

(iii) Causing someone to experience fatigue or physical and/or psychological shock;

(iv) Causing someone to engage in degrading or humiliating games or activities that create a risk of serious psychological, emotional, and/or physical harm; or

(v) Encouraging or promoting the unlawful possession, forced or coerced use, or competitive or ritualistic consumption of alcohol, drugs, or other substances.

(b) Hazing also includes conduct that is not a violation of (a) of this subsection associated with initiation or admission into a student organization or living group, or any pastime or amusement engaged in with respect to a student organization or living group, such as:

(i) Subtle hazing: Activities or situations created that emphasize a direct or indirect power imbalance between members. This includes, but is not limited to, physical or mental manipulation, or causing someone to believe that they may be required to participate in degrading or humiliating games or activities that create psychological, emotional, or physical harm;

(ii) Harassment hazing: Activities that cause confusion, frustration, or physical discomfort that are directly or indirectly required, in order to become or remain a member of the student organization or living group. This includes, but is not limited to, sleep deprivation, verbal abuse, or being expected to harass others; or

(iii) Interference hazing: Activities that do not allow reasonably adequate time for study or that otherwise unreasonably interferes with academic obligations.

(2) Hazing does not include customary athletic or cultural events or other similar contests or competitions.

(3) Consent is not a defense to hazing.

(4) Any student organization or student living group that knowingly permits hazing as defined in subsection (1)(a) of this section shall be deprived of official recognition, approval, or registration granted by the university. Any student organization or living group that knowingly permits hazing as defined in subsection (1)(b) of this section shall either be deprived of official recognition, approval, or registration or be placed on disciplinary probation for a period specified by the university.

(5) Students found responsible for violations of WAC 478-121-135 shall forfeit any entitlement to state funded grants, scholarships, or awards for a specified period of time determined by the university.

[Statutory Authority: RCW 28B.20.130 and 28B.10.900 through 28B.10.903. WSR 20-09-105, § 478-124-037, filed 4/16/20, effective 5/17/20; WSR 96-10-051, § 478-124-037, filed 4/29/96, effective 5/30/96.]

WAC 478-124-040 Conduct on campus code—Interim suspension. (1)

The president or, in his or her absence, any officer of the university designated by the president for this purpose, may impose on any student, faculty member, or staff member an interim suspension whenever there is reasonable cause to believe that such person has committed, and may reasonably be expected thereafter to commit, any of the acts prohibited herein. The notice of such suspension shall state the nature, terms and conditions of such suspension and shall include such restrictions on use of campus facilities as the president or his designee deems in the best interest of the university.

(2) Any person so placed on interim suspension shall be given prompt notice of charges and shall be given the opportunity to show cause at a preliminary hearing why such interim suspension should not continue until a formal hearing is held. To obtain such preliminary hearing, the person shall submit a written request therefor within seven days from the date interim suspension was imposed. Such written request shall state the address to which notice of hearing is to be sent. The president or, in his or her absence, any officer of the university designated by the president, shall grant such a preliminary hearing before a person or persons designated by the president not later than four days from the date of receipt of such request and shall immediately mail a written notice of the time, place, and date of such hearing to such person. The preliminary hearing shall consider only whether there is reasonable cause to believe that such person committed, and may reasonably be expected thereafter to commit, any of the acts prohibited herein.

(3) Interim suspension may be removed by the president or, in his or her absence, by any officer of the university designated by the president, whenever the president has reason to believe that the person on whom interim suspension was imposed will not constitute a substantial and material threat to the orderly operation of the university campus or endanger the health and safety of any person thereon.

[Statutory Authority: RCW 28B.20.130 and UWBR, Standing Orders, chapter 8. WSR 14-17-097, § 478-124-040, filed 8/19/14, effective 9/19/14; Order 72-7, § 478-124-040, filed 11/30/72.]

WAC 478-124-050 Severability. If any provision or clause of these rules or any application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or application and, to this end, the provisions of these rules are declared to be severable.

These rules are additional to any others duly promulgated by the university.

[Order 72-7, § 478-124-050, filed 11/30/72.]