

WSR 21-24-027

PERMANENT RULES

WASHINGTON STATE UNIVERSITY

[Filed November 22, 2021, 8:45 a.m., effective December 23, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The university is amending WAC 504-31-020 conduct on campus rules regarding prohibited conduct.

The proposed change clarifies the term "explosives" in subsection (5) of WAC 504-31-020. The purpose of the change is to bring this WAC section into conformance with the standards of conduct for students prohibited conduct rules regarding firearms and dangerous weapons (WAC 504-26-213).

This is a housekeeping revision.

Citation of Rules Affected by this Order: Amending WAC 504-31-020.

Statutory Authority for Adoption: RCW 28B.30.150.

Adopted under notice filed as WSR 21-18-116 on September 1, 2021.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 19, 2021.

Deborah L. Bartlett, Director
Procedures, Records, and Forms
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OTS-3265.1

AMENDATORY SECTION (Amending WSR 13-08-033, filed 3/27/13, effective 4/27/13)

WAC 504-31-020 Prohibited conduct. In order to assure the above rights to all members of the university community and to maintain a peaceful atmosphere in which the university may continue to make its unique 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:

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

(2) Physical abuse of any person or conduct that unlawfully threatens imminent bodily harm or endangers the health or safety of any person on the university campus;

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

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

(5) Possession or use of firearms, explosives (including fireworks), dangerous chemicals or other dangerous weapons or instrumentalities on the university campus. This prohibition does not apply to possession of such items for authorized university purposes; possession of such items by authorized law enforcement officers; individuals who have obtained prior written approval from the university chief of police, president, or designee; or lawful possession of firearms by persons other than students in privately owned vehicles while on any university campus((-));

(6) Unlawful possession, use, distribution, or manufacture of alcohol or controlled substances on the university campus or during university-sponsored activities;

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

[Statutory Authority: RCW 28B.30.150. WSR 13-08-033, § 504-31-020, filed 3/27/13, effective 4/27/13.]