

Chapter 172-65 WAC

USE OF ALCOHOLIC BEVERAGES BY STUDENTS TWENTY-ONE YEARS AND OLDER IN RESIDENCE HALLS AND OTHER STUDENT HOUSING AT EASTERN WASHINGTON UNIVERSITY

WAC

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WAC 172-65-010 Introduction and purpose. Washington state law permits persons who are the age of twenty-one years and older to possess and consume alcoholic beverages as defined by Washington state law, the trustees at Eastern Washington University adopt the following regulations for the purpose of establishing rules governing the consumption and possession of alcoholic beverages by the persons within the privacy of Eastern Washington University student residence halls and other student housing. The regulations are subject to all the limitations imposed by state law, and if any part of these regulations are declared inconsistent with state law by legislative amendment or a judgment by a court of competent jurisdiction, the regulations shall be deemed amended to the extent of the inconsistency, but the remainder of these regulations shall remain in full force and effect.

[Statutory Authority: RCW 28B.35.120(12). 92-09-103, § 172-65-010, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-010, filed 11/26/71.]

WAC 172-65-020 Jurisdiction. The scope of these rules applies to the residence halls and other student housing located on and properties owned or controlled by Eastern Washington University.

[Statutory Authority: RCW 28B.35.120(12). 92-09-103, § 172-65-020, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-020, filed 11/26/71.]

WAC 172-65-030 General prohibition against drinking in public places. (1) Drinking of alcoholic beverages is prohibited in public places by Washington state law. This prohibition applies to all functions open to the public, such as entertainment, dances, and athletic events, and also applies to all entrances, hallways, corridors, lounges, and reception areas of the residence living units and to all academic buildings.

(2) The university shall not deem the general prohibition of this section applicable to the consumption of liquor on public places designated in any special banquet permit issued to an event sponsor by the state liquor control board: Provided, That prior written approval of the event sponsor's application for the permit has been given by the university.

(4/20/92)

[Statutory Authority: RCW 28B.35.120(12). 92-09-103, § 172-65-030, filed 4/20/92, effective 5/21/92; Order 74-9, § 172-65-030, filed 11/25/74; Order 71-1, § 172-65-030, filed 11/26/71.]

WAC 172-65-040 Limited rights to consume and possess alcoholic beverages accorded. (1) For purposes of these regulations, the university recognizes that the students' individual residence hall rooms and other individual student housing constitute private places to which the general public does not have an unrestricted right of access, and are therefore not public places within the meaning of RCW 66.04.-010(23) (which defines what is a public place as far as the law prohibiting consumption of liquor in a public place is concerned), if the rooms are not actually utilized as public places.

(2) Students who are twenty-one years and older are permitted to possess and consume alcoholic beverages on an individual basis in the privacy of the residence hall rooms or other places of residence.

(3) Due to the physical conditions in residence halls and other student housing, the possession and consumption of alcohol in the privacy of the room and other housing shall not infringe on the privacy and peace of other individuals. Any infringement on the privacy and peace of an individual inhabitant of the residence hall or other student housing shall, regardless of the age of the offending individual, be considered a violation of university regulations and therefore subject to disciplinary action under the Eastern Washington University student conduct code.

(4) Keggers, cocktail parties, or similar functions are not permitted and any student or students who host such a function will be subject to disciplinary action under the Eastern Washington University student conduct code. Any student who infringes on the privacy and peace of other individuals while attending such a function will also be subject to disciplinary action.

[Statutory Authority: RCW 28B.35.120(12). 92-09-103, § 172-65-040, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-040, filed 11/26/71.]

WAC 172-65-050 Sales of alcoholic beverages prohibited. Alcoholic beverages in any form may not be sold in student housing nor may residence hall or housing funds be used for the purchase of any alcoholic beverages.

[Statutory Authority: RCW 28B.35.120(12). 92-09-103, § 172-65-050, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-050, filed 11/26/71.]

WAC 172-65-060 Roommate preference allowed. A student planning to live in a residence hall will be allowed to state a preference for a roommate who does or does not drink

alcohol. If possible, this request will be honored by housing officials making room assignments.

[Statutory Authority: RCW 28B.35.120(12), 92-09-103, § 172-65-060, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-060, filed 11/26/71.]

WAC 172-65-070 Information relative to rules must be provided. (1) Each residence hall director will hold an orientation session for residents of the hall each quarter for the express purpose of discussing the policy and regulations regarding possession and consumption of alcohol.

(2) The university shall print, post and distribute the policy about alcohol, and the relevant portions of the laws of the state of Washington.

(3) The policy (with laws) will be posted in each residence hall.

[Statutory Authority: RCW 28B.35.120(12), 92-09-103, § 172-65-070, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-070, filed 11/26/71.]

WAC 172-65-080 Reports of violations required. (1) Behavioral problems resulting from drinking will be referred to the appropriate student court or to the appropriate university official.

(2) Unlawful drinking will be reported to university police.

[Statutory Authority: RCW 28B.35.120(12), 92-09-103, § 172-65-080, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-080, filed 11/26/71.]

WAC 172-65-090 Organizations responsible for conduct. The university does not encourage the consumption of alcoholic beverages at functions sponsored by Eastern Washington University or by recognized organizations affiliated with Eastern Washington University. Organizations are held responsible for the conduct of their members at functions sponsored by that organization and for their failure to comply with Washington state law.

[Statutory Authority: RCW 28B.35.120(12), 92-09-103, § 172-65-090, filed 4/20/92, effective 5/21/92; Order 71-1, § 172-65-090, filed 11/26/71.]