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**SUBSTITUTE SENATE BILL 6182**

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**State of Washington**

**52nd Legislature**

**1992 Regular Session**

**By** Senate Committee on Education (originally sponsored by Senators Talmadge and Bailey)

Read first time 02/06/92.

1       AN ACT Relating to the protection of students in kindergarten  
2 through twelfth grades; amending RCW 28A.635.020; and prescribing  
3 penalties.

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

5       **Sec. 1.** RCW 28A.635.020 and 1981 c 36 s 1 are each amended to read  
6 as follows:

7       (1) It shall be unlawful for any person to willfully disobey the  
8 order of the chief administrative officer of a public school district,  
9 or of an authorized designee of any such administrator, to leave any  
10 motor vehicle, building, grounds or other property which is owned,  
11 operated or controlled by the school district or approved private  
12 school if the person so ordered is under the influence of alcohol or  
13 drugs, or is committing, threatens to imminently commit or incites  
14 another to imminently commit any act which would disturb or interfere

1 with or obstruct any lawful task, function, process or procedure of the  
2 school district or approved private school or any lawful task,  
3 function, process or procedure of any student, official, employee or  
4 invitee of the school district or approved private school. The order  
5 of a school officer or designee acting pursuant to this subsection  
6 shall be valid if the officer or designee reasonably believes a person  
7 ordered to leave is under the influence of alcohol or drugs, is  
8 committing acts, or is creating a disturbance as provided in this  
9 subsection.

10 (2) It shall be unlawful for any person to refuse to leave public  
11 property immediately adjacent to a building, grounds or property which  
12 is owned, operated or controlled by a school district or approved  
13 private school when ordered to do so by a law enforcement officer if  
14 such person is engaging in conduct which creates a substantial risk of  
15 causing injury to any person, or substantial harm to property, or such  
16 conduct amounts to disorderly conduct under RCW 9A.84.030.

17 (3) It shall be unlawful for any person to interfere with school  
18 activities. Interfering with school activities means conduct committed  
19 while school is in session and the person is on public premises  
20 adjacent to or on the grounds of any public or approved private school  
21 and the person:

22 (a) Makes any noise or diversion that disturbs or tends to disturb  
23 the peace or good order of a school session or a class or a school  
24 session and the person is requested to leave by a school authority; or

25 (b) Fails to leave the premises or immediate vicinity of the public  
26 or approved private school while the school is in session at the  
27 request of a school authority if the person is committing, threatens to  
28 commit, or is initiating the commission by another of an act that would  
29 disrupt, impair, interfere with, or obstruct the lawful mission,

1 process, procedures, or functions of the public or approved private  
2 school.

3       (4) Nothing in this section shall be construed to prohibit or  
4 penalize activity consisting of the lawful exercise of freedom of  
5 speech, freedom of press and the right to peaceably assemble and  
6 petition the government for a redress of grievances: PROVIDED, That  
7 such activity neither does or threatens imminently to materially  
8 disturb or interfere with or obstruct any lawful task, function,  
9 process or procedure of the school district, or any lawful task,  
10 function, process or procedure of any student, official, employee or  
11 invitee of the school district: PROVIDED FURTHER, That such activity  
12 is not conducted in violation of a prohibition or limitation lawfully  
13 imposed by the school district upon entry or use of any motor vehicle,  
14 building, grounds or other property which is owned, operated or  
15 controlled by the school district.

16       (~~(4)~~) (5) Any person guilty of violating this section shall be  
17 deemed guilty of a misdemeanor and, upon conviction therefor, shall be  
18 fined not more than five hundred dollars, or imprisoned in jail for not  
19 more than six months or both so fined and imprisoned.