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HOUSE BILL 2289

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State of Washington

53rd Legislature

1994 Regular Session

By Representatives Dorn, Brough, Holm, Scott, Pruitt, Johanson, Jones, Eide, King, Cothorn, Karahalios, Quall, Springer, J. Kohl, H. Myers and Anderson; by request of Superintendent of Public Instruction

Read first time 01/12/94. Referred to Committee on Judiciary.

1 AN ACT Relating to possession of explosives on school grounds or at  
2 school activities; and amending RCW 9.41.280.

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

4 **Sec. 1.** RCW 9.41.280 and 1993 c 347 s 1 are each amended to read  
5 as follows:

6 (1) It is unlawful for a person to carry onto public or private  
7 elementary or secondary school premises, school-provided transporta-  
8 tion, or areas of facilities while being used exclusively by public or  
9 private schools:

10 (a) Any firearm; or

11 (b) Any dangerous weapon as defined in RCW 9.41.250; or

12 (c) Any device commonly known as "nun-chu-ka sticks", consisting of  
13 two or more lengths of wood, metal, plastic, or similar substance  
14 connected with wire, rope, or other means; or

15 (d) Any device, commonly known as "throwing stars", which are  
16 multi-pointed, metal objects designed to embed upon impact from any  
17 aspect; or

1 (e) Any air gun, including any air pistol or air rifle, designed to  
2 propel a BB, pellet, or other projectile by the discharge of compressed  
3 air, carbon dioxide, or other gas; or

4 (f) Any explosives, small arms ammunition, small arms ammunition  
5 primer, black powder, pyrotechnics, or incendiary devices.

6 (2) Any such person violating subsection (1) of this section is  
7 guilty of a gross misdemeanor.

8 Any violation of subsection (1) of this section by elementary or  
9 secondary school students constitutes grounds for expulsion from the  
10 state's public schools in accordance with RCW 28A.600.010. However,  
11 any violation of subsection (1)(a) of this section by an elementary or  
12 secondary school student shall result in expulsion in accordance with  
13 RCW 28A.600.010. An appropriate school authority shall promptly notify  
14 law enforcement and the student's parent or guardian regarding any  
15 allegation or indication of such violation.

16 (3) Subsection (1) of this section does not apply to:

17 (a) Any student or employee of a private military academy when on  
18 the property of the academy;

19 (b) Any person engaged in military, law enforcement, or school  
20 district security activities;

21 (c) Any person who is involved in a convention, showing,  
22 demonstration, lecture, or firearms safety course authorized by school  
23 authorities in which the firearms of collectors or instructors are  
24 handled or displayed;

25 (d) Any person who possesses nun-chu-ka sticks, throwing stars, or  
26 other dangerous weapons to be used in martial arts classes authorized  
27 to be conducted on the school premises;

28 (e) Any person while the person is participating in a firearms or  
29 air gun competition approved by the school or school district;

30 (f) Any person who has been issued a license under RCW 9.41.070,  
31 while picking up or dropping off a student;

32 (g) Any ~~((person))~~ nonstudent eighteen years of age or older  
33 legally in possession of a firearm or dangerous weapon that is secured  
34 within an attended vehicle or concealed from view within a locked  
35 unattended vehicle while conducting legitimate business at the school;

36 (h) Any person who is in lawful possession of an unloaded firearm,  
37 secured in a vehicle while conducting legitimate business at the  
38 school; ~~((or))~~

1 (i) Any law enforcement officer of the federal, state, or local  
2 government agency; or

3 (j) Any person hired by a school district to use explosives who  
4 holds a valid user's license.

5 (4) Except as provided in subsection (3)(b), (c), (e), and (i) of  
6 this section, firearms are not permitted in a public or private school  
7 building.

8 (5) "GUN-FREE ZONE" signs shall be posted around school facilities  
9 giving warning of the prohibition of the possession of firearms on  
10 school grounds.

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