

REGENTS OF THE UNIVERSITY OF WISCONSIN 7

UW 1.06 Conservation of university parks. (1) The dumping of any waste, trash, debris or other rubbish on any university property is prohibited, except only as may be specifically authorized by the Regents.

(2) Except as authorized by the regents, the removal of any shrubs, vegetation, wood, timber, rocks, stone, earth, or other products from the university parks is prohibited.

(3) The removal, destruction or molestation of any bird, animal and fish life within the boundaries of university parks is prohibited, except in cases wherein this provision conflicts with any order of the Wisconsin conservation commission, when such commission is empowered to act; and in such cases of conflict said commission order shall govern.

(4) The presence of dogs, cats and other pets is prohibited in all buildings, except when their presence is necessary for research or instructional purposes, and in the Arboretums and Picnic Point at all times. The presence of dogs, cats, and other pets is prohibited in other areas of the University parks unless they are on leash under the control of and accompanied by their owners or some other person. Any dogs, cats or other pets found in violation of this subsection may be impounded and their owners are subject to the penalty provisions of this code.

(5) It shall be unlawful to break, tear up, mar, destroy or deface any notice, tree, vine, shrub, flower or other vegetation, or dislocate any stones or disfigure natural conditions or destroy or damage in any way any other property, real or personal, within the boundaries of any university park. The penalty provided in section 26.19, Wis. Stats., shall apply to violations of this subsection.

History: 1-2-56; am. (5), Register, December, 1957, No. 24, eff. 1-1-58; am. (4), Register, July, 1969, No. 163, eff. 8-1-69.

UW 1.07 Conduct within university parks. (1) Picnicking is prohibited in university parks except in the arboretum, Picnic Point, the area west of the Tent Colony and the Daisy Field in such specific areas as are designated by the superintendent of buildings and grounds to be picnic grounds. All rules and regulations for picnics which are posted by order of the superintendent of buildings and grounds must be strictly complied with. The dean of the college of agriculture or his designated representative is authorized to establish picnic areas on university farms.

(2) The lighting and use of fires is prohibited except in such places as are set aside for this purpose and appropriately designated by standard signs. It shall be unlawful to throw away any cigarette, cigar, pipe ashes, or other burning material without first extinguishing them.

(3) All canvassing, peddling, or soliciting shall be prohibited on the grounds or in the buildings of the university except that the business manager of the university with the consent of the president of the university may authorize subscription, membership, and ticket sales solicitation by university and student organizations and campaigns for charitable purposes at such times and in such manner as not to interfere with regular university business and functions. Food or beverage concessions operated either by students or private parties

are prohibited unless prior approval is granted by the business manager of the university.

(4) Restricted use of unions: (a) The use of union buildings and union grounds is restricted to members of the union, to university faculty, to university staff, and to invited guests, except on occasions when all or part of the buildings or grounds are open to the general public. The university reserves the right to require currently valid evidence of qualification to use the union buildings and union grounds by student identification card, union membership card, faculty or employee identification card, evidence of invitation as an invited guest, or other suitable evidence of qualification for such use, in any area of the buildings and grounds not open to the general public at the time when identification is requested. The university reserves the right to deny the use of union buildings and union grounds to anyone who fails or refuses to provide such identification in any such area. Any person who fails or refuses to provide such identification in any such area, and who then fails or refuses to withdraw from the buildings and grounds, may be removed.

(b) For the purposes of this section:

1. Union buildings and grounds are "open to the public" only in those areas and during those hours specified in a notice placed outside the main entrance or entrances.

2. An "invited guest" is a person who is invited a. by the university, by a university department, or by a registered university organization to use the union buildings or union grounds during a specific conference, special function, tour or official visit taking place on campus; or b. by a union member to use the union buildings or union grounds for a specific occasion or registered program taking place on the buildings or grounds, and who is escorted to the buildings or grounds by the member and accompanied by the member while there.

The use of union buildings and grounds by an "invited guest" is limited to the specific occasion to which he is invited. A person making regular, repeated use of the buildings and grounds will not be regarded as an "invited guest."

(c) Any person who fails or refuses to withdraw from union buildings and union grounds after failing or refusing to provide the evidence of qualification required by this section may be penalized as provided by section UW 1.08.

(5) As an anti-littering measure, the distribution of handbills, pamphlets, and other similar materials on the grounds or in the buildings of the university is prohibited, except that student and university organizations may be granted permission for such distribution by the office of dean of students provided that the organization agrees in writing to collect all discarded materials from its distribution on the campus and to distribute no unlawful material.

(6) The erection, posting or attaching of signs in or on any building or university grounds is prohibited except on regular bulletin boards. The director of residence halls is authorized to allow exceptions to this rule for temporary periods for the university residence halls and immediately adjacent grounds. The superintendent of buildings and grounds is authorized to allow exceptions for temporary periods for the remainder of the university campus. The dean of the

college of agriculture or his designated representative is authorized to allow similar exceptions for temporary periods for the university farms.

(7) Smoking is prohibited in the classrooms, laboratories, rest rooms, store rooms, and corridors of university buildings except for such areas as are designated for that purpose by the superintendent of buildings and grounds.

(8) Walking upon the roof of university buildings is prohibited at all times except where emergency egress to a fire escape is necessary, unless such roof has been specifically constructed to be walked upon.

(9) As a measure to permit the use of sound amplifying equipment for the dissemination of ideas and to prevent the use of sound amplifying equipment from interfering with university functions which inherently require quiet, it is enacted that:

(a) The words "sound amplifying equipment" as used herein shall mean any machine or device for the amplification of the human voice, music or any other sound, including all of its speakers. "Sound amplifying equipment" as used herein shall not be construed as including standard automobile radios when used and heard only by occupants of the vehicle in which installed or warning devices on authorized emergency vehicles or horns or other warning devices on other vehicles used only for traffic safety purposes.

(b) It is permitted to use any sound amplifying equipment between the hours of 8:00 a.m. and 10:00 p.m. on all property owned or leased by the university of Wisconsin so long as the sound amplifying equipment is at least 175 feet removed from any building owned or leased by the university of Wisconsin or any university research project or posted event.

(c) It is prohibited to use any sound amplifying equipment closer than 175 feet or inside of any building owned or leased by the university of Wisconsin, or any university research project or posted event, except that the chancellors or deans of the various campuses and the university officials in charge of arboretums, experiment stations, and other university areas are authorized upon written request to permit the use of such equipment in rooms or areas designated by them. Such request must be submitted in writing to one of the aforementioned officials at least 24 hours prior to the intended use of said sound amplifying equipment and shall state the proposed hours and location where the said equipment will be used; a description of the proposed equipment which includes the manufacturer, model number and wattage; and the name of the owner of the sound amplifying equipment and the person responsible for its operation. Permission shall be granted without discrimination or censorship, but volume of amplification shall be restricted so that the maximum volume of sound emanating from the sound amplifying equipment will not unreasonably interfere with the instructional, research, and administrative functions of the university.

(d) The prohibitions of subsection (9) (b) do not apply to any sound amplifying equipment which is used primarily for university of Wisconsin classes or university of Wisconsin sponsored academic, recreational, or athletic activities.

(10) Carrying or using firearms on university property except as required for (1) educational programs, (2) use in established rifle

and pistol ranges, and (3) for police and military purposes is prohibited unless otherwise authorized by the regents. Firearms in violation of this regulation shall be confiscated and disposed of according to the Wisconsin Statutes.

(11) Swimming, fishing, and boating in ponds, lagoons, streams and all waters within the boundaries of the arboretum is prohibited. The storing of boats, boating gear, and other equipment within the boundaries of university parks except under conditions specified by the superintendent of buildings and grounds, and except as otherwise authorized by the regents, is prohibited. There shall be no swimming, fishing, docking or mooring of boats from university piers, except as follows; and, unless otherwise indicated, the facilities are available only to university personnel:

(a) Crew pier—reserved for crew purposes only. No trespassing.

(b) Life saving pier—reserved for life saving purposes only. Boat docking permitted. No trespassing.

(c) University pier (east of memorial union)—Swimming and docking of boats permitted. Open to members of the public 17 years of age or over, except as otherwise authorized for limited periods by the superintendent of buildings and grounds.

(d) Hoofers pier—reserved for members and guests of the hoofers club. Docking and mooring of boats permitted.

(e) Lake laboratory piers (2)—reserved for lake laboratory purposes. No trespassing.

(f) Piers at Van Hise and Kronshage dormitories—reserved for university halls residents. Boat docking and swimming permitted.

(g) Pier at Elizabeth Waters Hall—reserved for university halls residents and university medical school and university hospitals personnel. Boat docking and swimming permitted.

(h) Picnic Point pier—to be used as a boat dock only. Open to public.

(i) Tent Colony pier—reserved for tent colony residents. Boat docking and swimming permitted. Fishing permitted only as the director of the colony may direct.

(12) Drunkenness or disorderly conduct of any kind is prohibited. The use or possession of intoxicating liquors or fermented malt beverages with an alcoholic content of more than 5% by weight is prohibited on all university property, except in faculty and staff housing, and, at suitable times under decorous conditions, in faculty and staff dining and meeting facilities.

(13) No fermented malt beverages containing $\frac{1}{2}$ of 1% or more of alcohol by volume shall be sold, dispensed, given away, or furnished to, or purchased by or for any persons under the age of 18 years, on university of Wisconsin property, unless accompanied by parent or guardian.

(14) The closing hour at the arboretum and Picnic Point shall be 10:00 P.M., after which time there shall be no picnicking, parking or trespassing of any sort on said property other than the traversing of the private park road through the arboretum at such times as it is open to traffic.

(15) The closing hour at the area west of the tent colony, the Daisy Field, and Willows Beach shall be 10:00 P.M. Sunday through Thursday, and midnight Friday and Saturday, after which time there

shall be no picnicking, parking or trespassing of any sort on said property.

(16) It shall be illegal to request the unauthorized duplication of a university key. It shall also be illegal to transfer any university key from a person entrusted with possession to an unauthorized person.

(17) Except in bicycle racks provided and in areas designated for that purpose by the superintendent of buildings and grounds, the parking or storage of bicycles in buildings, on sidewalks and drive-ways, and in motor vehicle parking spaces, is prohibited. Bicycles shall be parked so as not to obstruct free passage of vehicles and pedestrians.

(18) (a) It is unlawful for any person to be present in any class, lecture, laboratory period, orientation session, examination, or other instructional session without the consent of a member of the university administration or faculty or other person authorized to give such consent.

(b) A person is present without consent as forbidden by paragraph (a), in the following circumstances:

1. If he is not then enrolled and in good standing as a member of such an instructional session, and refuses to leave such session on request of the member of the university administration or faculty or other person in charge thereof;

2. If he is present during the conduct of any such instructional session and upon reasonable request therefor by the person in charge thereof refuses or fails to identify himself by written or documentary evidence as a person present with the consent required by paragraph (a), and refuses or fails to leave such session at request of the person in charge thereof.

(c) Any person violating the provisions of this section may be penalized as provided by sections 36.06 (8), 27.01 (2), (5), (8), and 26.19, Wis. Stats.

(19) (a) *Student convicted of dangerous and obstructive crime.* Section 36.47 Wis. Stats. provides: "Any person who is convicted of any crime involving danger to property or persons as a result of conduct by him which obstructs or seriously impairs activities run or authorized by a state institution of higher education under this chapter or ch. 37, and who, as a result of such conduct, is in a state of suspension or expulsion from the institution, and who enters property of that institution without permission of the administrative head of the institution or his designee within 2 years, may for each such offense be fined not more than \$500 or imprisoned not more than 6 months, or both."

(b) *Student not covered by (a) who has violated regent bylaws.* Any person who is suspended or expelled from the university for conduct of the kind described in subparagraph (d) 1. of this section, and who is in a state of suspension or expulsion from the university, and who enters any campus of the university within one year of the effective date of his suspension or expulsion without the written consent of the chancellor of the campus or his designee, may be penalized as provided in sections 36.06 (8), 27.01 (2), (5), (8), 26.19 and 23.09 (11), Wis. Stats.

(c) *Non-student who is convicted of dangerous crime on campus.* Any person not a student of the university who is convicted of any crime involving danger to property or persons as a result of conduct by him on a campus of the university, and who enters any campus

of the university within one year of the effective date of his conviction without the written consent of the chancellor of the campus or his designee, may be penalized as provided in sections 36.06 (8), 27.01 (2), (5), (8), 26.19 and 23.09 (11), Wis. Stats.

(d) *Definitions.*

1. The conduct referred to in subsection (b) of this section is intentional conduct that a. seriously damages or destroys university property or attempts to seriously damage or destroy university property; b. indicates a serious danger to the personal safety of other members of the university community; c. obstructs or seriously impairs university-run or university-authorized activities on any campus, including activities either outdoors or inside a classroom, office, lecture hall, library, laboratory, theatre, union, residence hall, or other place where a university-run or university-authorized activity is carried on. The kind of conduct referred to in this subparagraph (d) 1. c. is intentional conduct which by itself or in conjunction with the conduct of others prevents the effective carrying on of the activity—a result which the offender knew or reasonably should have known would occur. Illustrations of the kind of conduct which this subparagraph (d) 1. c. is designed to cover appear in chapter V, section 4 (c) of the Regent Bylaws, as amended on July 19, 1968.

2. For the purposes of section 36.47, Wis. Stats., conduct by an individual which “obstructs or seriously impairs” an activity is conduct which by itself or in conjunction with the conduct of others prevents the effective carrying on of the activity.

3. For the purposes of section 36.47, Wis. Stats., the “administrative head of the institution or his designee” shall mean the chancellor or the dean of any campus, or in the case of arboretums, experiment stations or other areas not part of a campus under the supervision of a chancellor or dean, the university official in charge. For the purpose of subsections (b) and (c) of this section, “the chancellor or his designee” shall mean the chancellor of the campus if it has a chancellor; otherwise, it shall mean the dean of the campus. In the case of arboretums, experiment stations or other areas not part of a campus under the supervision of a chancellor or dean, “the chancellor or his designee” shall mean the university official in charge. Each chancellor may designate one other official who may, under the chancellor’s direction, grant or deny consent to enter a campus pursuant to section 36.47, Wis. Stats., and subsections (b) and (c) of this section.

4. For the purposes of section 36.47, Wis. Stats., and subsection (c) of this section, “crime involving danger to property or persons” shall mean any crime defined in chapter 940 (Crimes against life and bodily security), section 941.18 (False alarms, and interference with fire fighting), section 941.20 (Reckless use of weapons), section 941.22 (Possession of pistol by minor), section 941.23 (Carrying concealed weapon), section 941.24 (Possession of switchblade knife), section 941.30 (Endangering safety by conduct regardless of life), section 941.31 (Possession of explosives for unlawful purpose), section 941.32 (Administering dangerous or stupefying drug), section 943.01 (Criminal damage to property), section 943.02 (Arson of buildings; damage of property by explosives), section 943.03 (Arson of property other than buildings), section 943.05 (Placing combustible materials an attempt), section 943.06 (Molotov cocktails), section 943.10

(Burglary), section 943.14 (Criminal trespass to dwellings), section 943.32 (Robbery), section 944.01 (Rape), section 946.41 (Resisting or obstructing officer), section 947.015 (Bomb scares), or section 167.10 (Fireworks regulated) of Wisconsin Statutes.

(e) *Factors to be considered.* In granting or denying consent to enter a campus pursuant to section 36.47, Wis. Stats., or subsection (b) or (c) of this section, the following factors shall be considered:

1. The danger that the offensive conduct, particularly if it is of the kind described in subparagraph (d) 1. of this section, will be continued or repeated by the applicant for permission to enter the campus.

2. The need of the applicant to enter the campus, for example, to attend a campus disciplinary hearing in which he is being tried or is to be a witness, or to receive treatment in university hospitals.

(20) UNIVERSITY IDENTIFICATION CARDS. (a) Each student, faculty member or employee of the University shall have in his possession a currently valid card issued by the university identifying him as a student, faculty member or employee whenever he is present on a university campus.

(b) It shall be unlawful for any student, faculty member, or employee of the university intentionally to transfer his university identification card to any other person.

(c) It shall be unlawful for any person to possess any university identification card which was issued to another person, or which was falsely made or altered, with intent to use it or to cause or permit its use to deceive another.

(Note: Section 943.38 (3), Wis. Stats. provides: "Whoever, with intent to defraud, does any of the following may be fined not more than \$200 or imprisoned not more than 6 months or both . . . (b) Falsely makes or alters any writing of a kind commonly relied upon for the purpose of identification. . . .")

History: 1-2-56; am. (3), (5) and (11) (c), Register, December, 1957, No. 24, eff. 1-1-58; am. (10), cr. (16) and (17), Register, December, 1960, No. 60, eff. 1-1-61; am. (12), Register, April, 1967, No. 136, eff. 5-1-67; am. (12), Register, October, 1967, No. 142, eff. 11-1-67; renum. (4) to be UW 2.01 and am., and am. (9), Register, May, 1968, No. 149, eff. 6-1-68; emerg. cr. (18) (a) eff. 9-1-68; cr. (4) renum. from UW 2.01 to be UW 1.07 (4) and am.; emerg. cr. (19), eff. 3-10-69; cr. (19), Register, July, 1969, No. 163, eff. 8-1-69; (19) (b) and (c) corrected; cr. (20), Register, August, 1969, No. 164, eff. 9-1-69.

UW 1.08 Penalties. The penalties for violating these rules and regulations are those set forth or referred to in section 27.01 (2), (3), (4), (5) and (8), Wis. Stats. See sections 23.09 (11), 26.19, and 36.06 (8), Wis. Stats.

History: 1-2-56; am. Register, December 1957, No. 24, eff. 1-1-58.

Calvin
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