

REGENTS OF THE UNIVERSITY OF WISCONSIN 10a

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 (1), 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 (1), 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 941.13 (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.

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.

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.