

Proposed Rules
of
The Tennessee Board of Regents
State University and Community College System of Tennessee
Walters State Community College

Chapter 0240-03-16
Student Disciplinary Rules

Presented herein are proposed amendments of the Tennessee Board of Regents submitted pursuant to Tennessee Code Annotated § 4-5-202 in lieu of a rulemaking hearing. It is the intent of the Tennessee Board of Regents to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendments are published. Such petition to be effective must be filed in Suite 350 of the Genesco Park Building located at 1415 Murfreesboro Road, Nashville, TN 37217 and in the Department of State, Eighth Floor, Tennessee Tower, William R. Snodgrass Building, 312 Eighth Avenue North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rule, or submitted by a municipality which will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of this proposed rule, contact: Mary M. Slater, 1415 Murfreesboro Road, Suite 350, Nashville, Tennessee 37217, Tennessee Board of Regents, 615-366-4437.

The text of the proposed amendments is as follows:

Amendments

Subparagraphs (h) and (i) of paragraph (2) of Rule 0240-03-16-.02 General Offenses are amended by deleting the text of the subparagraphs and substituting the following language so that as amended the subparagraphs shall read:

(h) Firearms and Other Dangerous Weapons. Any possession of or use of firearms or dangerous weapons of any kind. No firearms shall be permitted or worn by any person at any time on the college campus or property owned or controlled by the institution; at an institution-sponsored event; on property owned or controlled by an affiliated clinical site by students who are at the clinical site for clinical instruction or other reasons related to their participation in a clinical program of the college, except as provided in Tenn. Code Ann. § 39-17-1309. The prohibition of the possession of or use of firearms or dangerous weapons by students who are at a clinical site for clinical instruction or other reasons related to their participation in a clinical program of the college shall not apply to students participating in clinical training for courses in the college's Public Safety Division when the possession of firearms is necessary for instructional purposes.

(i) Explosives, Fireworks, and Flammable Materials. The unauthorized possession, ignition, or detonation of any object or article which would cause damage by fire or other means to persons or property or possession of any substance which could be considered to be and used as fireworks on the college campus or property owned or controlled by the institution; at an institution-sponsored event; or on property owned or controlled by an affiliated clinical site.

Authority: T.C.A. § 49-8-203.

Subparagraph (f) of paragraph (2) of Rule 0240-03-16-.06 Traffic and Parking Regulations is amended by deleting the text of the subparagraph and substituting the following language so that as amended the subparagraph shall read:

(f) All vehicles with trailers, equipment or other attachments that could occupy multiple parking spaces must park in student parking lot "P" only. Vehicles with attachments parked in other areas may be cited.

Authority: T.C.A. § 49-8-203.

The proposed rules set out herein were properly filed in the Department of State on the 12th day of November, 2008, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 30th day of March, 2009. (FS 11-17-10; DBID 3663)