

ASOTIN COUNTY PUBLIC TRANSPORTATION BENEFIT AREA (PTBA) Riders Rights and Rules of Conduct (including Service Exclusions)

ARTICLE I. INTRODUCTION

PTBA vehicles, facilities, and properties are intended to provide services for the benefit of the general public. Pursuant to RCW 36.57, and in order to maintain public transportation services that are orderly, safe, secure, comfortable, and convenient, PTBA has enacted the following Rules of Conduct. The Rules of Conduct are intended to regulate conduct occurring with Transit employees, on PTBA vehicles, within or upon PTBA facilities and properties, and in connection with PTBA's provision of public transportation services.

The Rules of Conduct consist of four separate articles, which include the following: Article I – Introduction; Article II – Definitions; Article III – Regulation of Conduct; and Article IV – Riders Rights. Unless otherwise provided herein, reference to the phrase “Rules of Conduct” shall collectively include Articles I through IV.

If any one or more of the provision(s) in the Rules of Conduct shall be declared by any court of competent jurisdiction to be contrary to law, then such provision(s) shall be null and void and shall be deemed separable from the remaining provisions in the Rules of Conduct and shall in no way affect the validity of the other provisions of the Rules of Conduct.

ARTICLE II. DEFINITIONS

As used in these Rules of Conduct, the words herein shall have the meaning provided in this Article II. Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Words imparting the singular number shall include the plural numbers and vice-versa, unless the context shall otherwise dictate.

- A. “Bus shelter” shall mean those structures located in transit vehicle loading zones that provide cover for the general public to board and alight from transit vehicles.
- B. “PTBA” shall mean the PTBA, a Washington municipal corporation and Public Transportation Benefit Area organized and operating under and by virtue of the laws of the State of Washington.
- C. “PTBA employee” shall mean any part-time or full-time, temporary or regular, exempt or non-exempt, represented or non-represented person, including an intern or contracted party, who is compensated by PTBA for services by wages, salary, or other remuneration.
- D. “PTBA facilities and properties” shall mean all facilities, structures, schedule, bulletin and information boards, bus stop signs, lands, interest in lands, air rights over lands, and rights of way of all kinds that are owned, leased, held, or used by PTBA for the purpose of providing public transportation services, including transit centers, bus shelters, and public streets and sidewalks that are used by the general public to board and alighting from transit vehicles.
- E. “PTBA vehicle” shall mean a municipal transit vehicle defined in RCW 46.04.355. It also includes any PTBA maintenance vehicle, staff vehicle or Vanpool van.

- F. "Transit centers" shall mean locations where transit routes have a common terminus and facilities are provided to facilitate general public boarding and alighting from transit vehicles, including all physical improvement and landscaping.
- G. "Transit-related activities" shall mean activities associated with the provision or support of PTBA public transportation services, the use of those services by the general public, or PTBA sales, promotion, and maintenance activities in support of PTBA public transportation services.

ARTICLE III. REGULATION OF CONDUCT

A. Prohibited Conduct

The following conduct is prohibited on PTBA vehicles, within or upon PTBA facilities or property, and in connection with PTBA's provision of public transportation services.

1. Engaging in any conduct prohibited by RCW 9.91.025 or prohibited by any federal, state, or municipal civil or criminal law;
2. Except in a designated place, the use of chewing tobacco or smoking or carrying a lighted or smoldering pipe, cigar, or cigarette; or e-cigarettes;
3. Discarding litter other than in designated receptacles;
4. Dumping or discarding any materials on transit property, including but not limited to hazardous substances and automotive fluids;
5. Playing any radio, recorder, or other sound-production equipment, except that nothing herein shall prohibit the use of such equipment when connected to earphones that limit the sound to individual listeners or the use of communication devices by PTBA employees, PTBA contractors, or public safety officers in the line of duty, or the use of private communication devices used to summon, notify, or communication with other individuals (e.g., pagers, beepers, or cellular telephones);
6. Spitting, urinating, or defecating, except in the appropriate plumbing fixtures in restroom facilities;
7. Failure to maintain a reasonable level of personal hygiene. It is not the PTBA's objective to enforce personal hygiene standards on the public, but in order to maintain a clean and safe environment to all who use the PTBA's vehicles and property, passengers who may contaminate an area due to blood, urine, fecal matter, or other body fluids will be refused transportation. This includes those whose body odor is so offensive that others would complain and vacate the immediate area;
8. Carrying any flammable liquid, explosive, acid, or other article or material likely to cause harm to others except that nothing herein shall prevent a person from carrying a cigarette, cigar, or pipe lighter or carrying a firearm or ammunition in a way that is not otherwise prohibited by law or these Rules of Conduct;
9. Obstructing or impeding the flow of PTBA's vehicles or passenger traffic or hindering or preventing access to PTBA vehicles, facilities, or property. This includes causing unreasonable delays in boarding or alighting, blocking or partially blocking an aisle or stairway with a package or object, reclining in more than one seat, or otherwise unlawfully interfering with the provision or use of public transportation services;
10. Disturbing others by engaging in loud, raucous, unruly, harmful, aggressive, violent, or harassing behavior (flashing gang signs or displaying gang colors is considered harassing behavior);
11. Destroying, defacing, or otherwise damaging PTBA property;
12. Possessing any open beverage container holding alcohol or possessing controlled substances, unless otherwise authorized by law;
13. Carrying, exhibiting, displaying, or drawing any firearm, dagger, sword, knife or other cutting or stabbing instrument, club, or any other weapon, including a toy weapon, apparently capable of producing bodily harm, in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for the safety of other persons, unless otherwise authorized by law;

14. Throwing an object at PTBA vehicles, facilities, or property, or throwing an object at any person on PTBA property;
15. Allowing any animal to occupy a seat on transit property, to run at large, to unreasonably disturb others, to leave waste matter on PTBA property, to board transit vehicles unless secured in an approved pet container, or to interfere with transit-related activities. An animal that is transported by a passenger will not need assistance from the driver or lift and will not block the aisle. Exceptions will be made for service animals;
16. Engages in other conduct that is inconsistent with the intended purpose of the transit facility, transit station, or transit vehicle and refuses to obey the lawful commands of an agent of the transit authority or a law enforcement officer to cease such conduct;
17. Roller-skating, rollerblading, or skateboarding;
18. Riding bicycles, unicycles, mopeds, or other motorcycles, except where public vehicle travel and access is permitted;
19. Eating on PTBA vehicles or in prohibited areas of PTBA facilities and properties;
20. Drinking, except from a spill-proof covered container, on PTBA vehicles or in prohibited areas of PTBA facilities and properties;
21. Using a public address system, loudspeaker, or other sound-amplifying device, except as authorized by PTBA or its designee;
22. Using PTBA property for residential or commercial parking purposes except as authorized by PTBA or its designee;
23. Operating, stopping, standing, or parking a vehicle in any roadway or location restricted for use only by PTBA vehicles or otherwise restricted;
24. Sitting or lying on floors of PTBA transit vehicles or floors, sidewalks, asphalt, or other ground covering in or on PTBA facilities and properties;
25. Sleeping, camping, or storing personal property on benches or floors on or within PTBA's vehicles, facilities, properties, unless otherwise authorized by law;
26. Entering or remaining upon any nonpublic areas of PTBA facilities or properties, including, but not limited to, staging areas, work areas, and equipment rooms, except when authorized by PTBA or its designee;
27. Entering PTBA vehicles, facilities, or properties without wearing a shirt or shoes unless medical accommodation is pre-authorized by the PTBA to allow for coverings other than shoes;
28. Engaging in commercial activities;
29. Committing any act which tends to create or incite, or creates or incites, an immediate breach of peace, including, but not limited to,
 - (a) fighting,
 - (b) racing,
 - (c) obscene language and noisy or boisterous conduct tending to cause a breach of the peace, and
 - (d) personally abusive epithets or words or language of an offensive, disgusting, or insulting nature, which epithets, words, or language when addressed to the ordinary citizen are, as a matter of common knowledge, inherently likely to provoke a violent reaction of fear, anger, or apprehension;
30. Engaging in sexual activity with self or others while riding or accessing PTBA vehicles, facilities, or properties;
31. Displaying or reading pornographic material where others may see it;
32. Engaging in gambling or any game of chance for the winning of money or anything of value;
33. Using PTBA vehicles, facilities, or properties for non-transit related activities, except as authorized by PTBA or its designee;
34. Entering PTBA vehicles, facilities, or properties when lacking the ability to care for oneself because of illness, intoxication, or medication(s);

35. Extending an object or a portion of one's body through the door or window of a PTBA vehicle;
36. Hanging or swinging on bars or stanchions with feet off the floor while on transit property or hanging onto or otherwise attaching oneself to the exterior of a transit vehicle or other transit property;
37. Engaging in any physical sport activity on transit property;
38. Loitering or "hanging out" (customers are expected to board the next scheduled transit vehicle traveling in the direction of their destination);
39. Refusing to allow proper securement of a wheelchair on PTBA vehicles;
40. Failure to pay the appropriate fare as required by Transit Authority; or falsely representing oneself as eligible for a special or reduced fare or obtaining any permit or pass related to the PTBA transit system by making a false representation; Please have exact fare, as drivers are unable to make change.
41. Falsely claiming to be a transit operator or other transit employee or volunteer, or, through words, actions and/or the use of clothes, insignia, or equipment resembling department-issued uniforms and equipment, creating a false impression that one is a transit operator or other transit employee or volunteer;
42. Interfering or tampering with mobile data computers, fare boxes, or any other equipment on PTBA vehicles or properties;
43. Laying hands or verbally intimidating a transit operator or transit employee, including spitting on them.
44. Exceeding the number of no-shows allowed under the paratransit procedures, provided that trips missed for reasons beyond the customer's control shall not be counted as no-shows;
45. Impeding paratransit service through non-compliance with the paratransit procedures; and
46. Violating an exclusion order issued under these Rules of Conduct.
47. Do not leave your seat while the vehicle is in motion.
48. Do not solicit on the vehicles.
49. Please collapse strollers or carts before boarding the bus. Non-collapsible strollers, baby buggies and carts block the aisle and therefore must be prohibited.
50. Always treat your fellow riders and the driver with respect.
51. Although standees are allowed when no seats are available, Federal regulations prohibit the operation of any bus with a passenger standing ahead of the white or yellow line.
52. Ordinary hand baggage, small packages and articles which can be carried without inconvenience or hazard to other passengers may be taken on the bus by their owners. Such articles shall not be placed or permitted to remain where they will interfere with an entrance or exit, the wheelchair securement area, the aisle, the operator's vision, or any mechanism of the bus.
53. Operators are not permitted to accept unaccompanied transportation for any package, baggage, letter, etc., unless directed to do so by dispatch.
54. Passengers may not place advertisements, notices, or signs on the buses, inside or outside. Nor may they remove or deface those placed on the buses.

a. Enforcement

i. Exclusion from Service.

1. **Basis for Exclusion.** Any person engaging in prohibited conduct under these provisions of Article III, Section A, may be refused entrance upon, ordered to leave, or otherwise restricted in the use of PTBA vehicles, facilities, or properties by a commissioned law enforcement official, PTBA personnel, or authorized personnel of a PTBA contracted service provider. Failure to immediately comply with such a removal or exclusion order may be grounds for prosecution for criminal trespass and/or unlawful transit conduct.
2. **Immediate Exclusion or Removal.** A PTBA employee may immediately reseal, refuse transportation, or remove from PTBA vehicles, facilities, or properties without prior written notice a person who has

engaged in prohibited conduct under Article III, Section A, which, in the PTBA employee's discretion, poses a safety or security risk, interferes with or impinges on the rights of others, impedes the free flow of the general public, or impedes the orderly and efficient use of PTBA vehicles, facilities, or properties. If an individual who is immediately excluded or removed is also excluded from future access to PTBA vehicles, facilities, or properties, PTBA should, to the extent possible, give notice to that individual of the future exclusion pursuant to section (B) (c).

3. Notice Procedure. PTBA may give a person to be excluded from PTBA vehicles, facilities, or properties written notice, to the extent possible, by personal delivery or by U.S. Postal Service Priority Mail, delivery confirmation requested, addressed to the person's last known address. The notice shall specify the reason or reasons for exclusion, identify the scope, duration, and effective date of the exclusion, and explain the appeal process. The exclusion notice is effective upon actual or constructive receipt.
4. Constructive Receipt. Receipt of an exclusion notice is construed to have occurred if the person knew or reasonably should have known from the circumstances that he or she is excluded from PTBA vehicles, facilities, or properties. Receipt of an exclusion notice is also presumed to have been accomplished three calendar days after the notice has been placed in the U.S. Mail to the person's last known mailing address.
5. Length of Exclusion. The following suggested exclusion lengths are guidelines to be used by PTBA in determining the duration of a particular exclusion under the provisions of Article III. The actual exclusion period imposed may be shorter or longer depending on the circumstances of each case. Circumstances that PTBA may consider in determining the length of exclusion include, but are not limited to, the circumstances of the incident and the individual's history of documented prior conduct/incidents while using or accessing PTBA vehicles, facilities, or properties. **Permanent exclusion may be appropriate under certain circumstances.**
 - a. If the person being excluded has had no policy violations, including exclusions or removals, in the prior 12 months, and
 - i. The prohibited conduct would constitute a misdemeanor in Washington State or prohibited by RCW 9.91.025, the duration of the exclusion should not exceed 30 days.
 - ii. The prohibited conduct would constitute a felony in Washington State, the exclusion should not exceed 90 days.
 - b. If the person being excluded has had one prior policy violation, including exclusions or removals, in the prior 12 months, and
 - i. The prohibited conduct would constitute a misdemeanor in Washington State or prohibited by RCW 9.91.025, the duration of the exclusion should not exceed 60 days.
 - ii. The prohibited conduct would constitute a felony in Washington State; the exclusion should not exceed 90 days.
 - c. If the person being excluded has had two or more prior policy violations, including exclusions or removals, in the prior 12 months, and
 - i. The prohibited conduct would constitute a misdemeanor in Washington State or prohibited by RCW 9.91.025, the duration of the exclusion should not exceed 90 days.

- ii. The prohibited conduct would constitute a felony in Washington State; the exclusion should not exceed 120 days.
 - d. If the prohibited conduct is identified as a crime against a person or involves a firearm or other dangerous weapon, the duration of the exclusion could range from 365 days to permanent.
6. Appeal Procedure. Not later than 15 calendar days after an exclusion notice becomes effective, an excluded person may appeal in writing to the PTBA Operations Manager for a review of the exclusion. The appellant may request a hearing, or the appellant may request review without a hearing based on a written statement setting forth the reasons why the appellant believes exclusion is invalid or improper. If the appellant is unable to respond in writing, PTBA will make reasonable accommodations. If no hearing is requested, the PTBA Operations Manager, or his or her designee, shall render a written decision within 20 calendar days after PTBA's receipt of the appeal.
 7. Hearing. If the appellant does request a hearing, the hearing shall be held within 30 calendar days after PTBA's receipt of the appeal, and the hearing may be recorded (see consent form). The PTBA Operations Manager, or his or her designee, shall render a written decision within 20 calendar days after the hearing. The appellant may be represented by counsel and may present witnesses to testify upon oath or affirmation in support of the appeal. The Operations Manager may also hear from witnesses who testify upon oath or affirmation, and he or she may examine evidence during the appeal hearing. The exclusion shall remain in effect during the appeal process.
- ii. Other Laws Not Limited.

The enforcement of Article III herein is not intended to limit, in any manner, the enforcement of any applicable federal, state, or municipal laws, provided that PTBA employees and volunteers are not authorized to assist in enforcing a court order prohibiting or restricting contact with any other person other than to notify appropriate law enforcement personnel via PTBA's dispatcher or PTBA Management.

b. Liability

Nothing in Article III herein shall create a duty to any person on the part of PTBA or form any basis for liability on the part of PTBA, its officers, agents, employees, or volunteers. The obligation to comply with Article III is solely that of any person entering and using PTBA's vehicles, facilities, and properties, and PTBA's enforcement of Article III is discretionary not mandatory.

Article IV. RIDERS RIGHTS

What Riders May Expect from Asotin County PTBA Drivers:

- Courtesy and respect.
- A safe manner of driving by following the posted speed limits.
- Guidelines as to how much time spent at each destination.
- The right to bring on board service animals and necessary medical equipment.
- Guidelines concerning the scheduling of the bus or van.
- The right to request each rider follow the Rules of Conduct; when necessary, report infractions to the Dispatchers, Transit Management or Law Enforcement Personnel.

Riders who think a driver has not followed these guidelines should report the infraction in a timely manner to the Transit Management at 509-758-3567 or TTY 1-800-377-3529 with the date, time and place of the infraction.

Appendices

- Appendix 1 Asotin County PTBA Exclusion Order
- Appendix 2 Asotin County PTBA'S Consent to Record Appeal Hearing
- Appendix 3 Asotin County PTBA Trespass Notification Form and Notice of Appeal
- Appendix 4 RCW 9.91.025 and portions of RCW 9.41

Appendix 1

ASOTIN CO. PTBA EXCLUSION ORDER

DATE: _____

TO: _____

This letter shall serve as a Notice of Exclusion.

This exclusion is effective _____ for _____. Except as specified in the appeal process. Throughout this period you are barred from contact with any PTBA Employee or entering in or onto:

Failure to comply with this Exclusion Order shall be grounds for criminal prosecution for trespass.

This action is being taken because:

If you wish to appeal this decision, you must contact the Operations Manager, in writing, (or by phone) (give appropriate phone number) at the address below, within 15 calendar days of the effective date of this Exclusion Order. You may request a hearing or a review without a hearing based on a written statement why you believe this exclusion is invalid or improper. **This exclusion will remain in effect throughout the appeal process.**

Operations Manager

NOTES:

Appendix 2

ASOTIN CO. PTBA'S CONSENT TO RECORD APPEAL HEARING

It is Asotin County PTBA's routine business practice to make an audio recording of PTBA exclusion appeal hearings. By signing this consent form, you are confirming that you understand that this exclusion appeal is being recorded, and you are confirming that the recording is being made with your consent.

Signature of appellant: _____ Date: _____

Printed name of appellant: _____

Signature of hearing officer: _____ Date: _____

Printed name of hearing officer: _____

Date/location of appeal hearing: _____

* In the event of a telephonic appeal hearing, the hearing officer can read this consent form into the record and request the appellant's oral authorization to record the hearing.

Appendix 3

ASOTIN COUNTY PTBA EXCLUSION NOTIFICATION & TRESPASS WARNING

CASE # _____

DRIVER'S LICENSE NO.		STATE	EXPIRES	MATCHED WITH PHOTO ID		
				<input type="checkbox"/> YES	<input type="checkbox"/> NO	
NAME: LAST		FIRST		MIDDLE		
ADDRESS						<input type="checkbox"/> IF NEW ADDRESS
CITY		STATE	ZIP CODE	EMPLOYER:		
						LOCATION:
DATE OF BIRTH	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYES
RESIDENTIAL PHONE NO.		CELL/PAGER NO.		WORK PHONE NO.		
() () () () ()		() () () () ()		() () () () () ()		
VIOLATION DATE: MONTH DAY YEAR TIME				INTERPRETER NEEDED		
(ON OR ABOUT)				LANGUAGE: _____		
INCIDENT LOCATION				IN CITY OF _____		
				IN UNINCORPORATED COUNTY OF _____		

You have violated the provision(s) circled below of the Bus Conduct Rules and/or the Revised Code of Washington. The above named person acknowledges that it is unlawful for him/her to enter or remain upon any and all Asotin County PTBA Property.

Violations in this section result in a 30 day Exclusion:

- *Fare Violation *Disruptive Conduct *Possession/Consuming Alcohol Beverages *Excessive Noise
 - *Smoking Violation *Food/Beverages Violation *Spitting *Prohibited Animals *Oversized Packages
 - *Radios/CD Players/Other Devices *Riding Skateboards/Rollerblades/In-Line Skates *Unlawful Gambling
 - *Noxious or Foul Materials/Substances *Corrosive/Soiling Substances *Bicycles in Violation of Rules
 - *Improper Use of Transit Station/Vehicle Seating *Elderly/Disabled Seating *Signage Violation
 - *Destruction of Signage, Notices or Ads *Posting Unauthorized Signage, Placards, Stickers or Handbills
 - *Loitering on Asotin County PTBA Property, Buses, Bus Stops and/or at Park & Ride Lots
 - *Discarding Litter, Trash or Other Items Other Than in Designated Receptacles
- Other: _____

Violations in this section result in a 90 day Exclusion:

- *Intentional Interference, Obstruction or Impeding the Flow of a Transit Vehicle or Passengers/Customers
 - *Fighting or Causing a Disturbance with Other Passengers/Customers
 - *Fail to Follow Police Commands *Harassment, Intimidation or Threats
 - *Flammable Substances/Ignition Devices *Hazardous/Toxic Materials or Substances
- Other: _____

Violations in this section result in a Permanent Exclusion:

- *Explosive Materials and/or Devices *Intentional Abandonment of Packages Causing Alarm
 - *Discharge or Detonation of a Weapon *Terrorist Threats Towards Transit System
- Other: _____

Served on Violator	OPERATIONS MANAGER
Mailed to Violator Date:	

I UNDERSTAND THIS NOTICE IS AN EXCLUSION AND THAT IF I FURTHER VIOLATE THE CONDITIONS, IT COULD RESULT IN MY ARREST FOR CRIMINAL TRESPASS AND/OR AN ADDITIONAL EXCLUSION FOR _____.

Signature of Excluded Subject	Date
Signature of Operations Manager	Date



NOTICE OF APPEAL REINSTATEMENT OF RIGHTS

Process

Persons excluded from **Asotin County PTBA** services and/or facilities have the right to petition Asotin County PTBA for reinstatement of services, or reduction of the exclusion duration. Petitions for reinstatement must be submitted to: **Asotin County PTBA, Attn: Operations Manager, 1494 Poplar Street, Asotin, WA 99403**, within ten (10) days from receipt of the exclusion notification. The petitioner may request a hearing before a hearings board, or submit written materials for review without a hearing. All written materials and supporting documents must accompany the petition, and the petition must contain all necessary contact information.

Petitioners requesting a hearing will be notified within ten (10) business days, after the receipt of the petition, of the date and time of the hearing. Failure to attend the hearing will result in the sustaining of the exclusion. The hearings board will render a decision and notify the petitioner in writing within five (5) business days from the day of the hearing.

Petitioners requesting a review of written material will be notified of the results of the review within ten (10) business days after Asotin County PTBA's receipt of the petition.

The results of petitioner's appeals will fall in one of the following categories:

- a. **Sustained** - Exclusion Notification stands as is
- b. **Modified** - Certain modifications may be made in locations and/or duration or for special circumstances
- c. **Repealed** - Exclusion Notification overturned, transit system privileges reinstated

Notice

This is a civil action against you by Asotin County PTBA and is not part of any criminal action you may have been charged with.

REQUEST FOR APPEAL

I, _____, have read the preceding information and hereby:

- request a hearing before a hearings board
- request a review of the enclosed materials without a formal hearing before a hearings board.

(check one option only)

Signature

Date

APPENDIX 4

RCW 9.91.025

Unlawful transit conduct.

(1) A person is guilty of unlawful transit conduct if, while on or in a transit vehicle or in or at a transit station, he or she knowingly:

(a) Smokes or carries a lighted or smoldering pipe, cigar, or cigarette, unless he or she is smoking in an area designated and authorized by the transit authority;

(b) Discards litter other than in designated receptacles;

(c) Dumps or discards, or both, any materials on or at a transit facility including, but not limited to, hazardous substances and automotive fluids;

(d) Plays any radio, recorder, or other sound-producing equipment, except that nothing herein prohibits the use of the equipment when connected to earphones or an ear receiver that limits the sound to an individual listener. The use of public address systems or music systems that are authorized by a PTBA is permitted. The use of communications devices by transit employees and designated contractors or public safety officers in the line of duty is permitted, as is the use of private communications devices used to summon, notify, or communicate with other individuals, such as pagers and cellular phones;

(e) Spits, expectorates, urinates, or defecates, except in appropriate plumbing fixtures in restroom facilities;

(f) Carries any flammable liquid, explosive, acid, or other article or material likely to cause harm to others, except that nothing herein prevents a person from carrying a cigarette, cigar, or pipe lighter or carrying a firearm or ammunition in a way that is not otherwise prohibited by law;

(g) Consumes an alcoholic beverage or is in possession of an open alcoholic beverage container, unless authorized by the transit authority and required permits have been obtained;

(h) Obstructs or impedes the flow of transit vehicles or passenger traffic, hinders or prevents access to transit vehicles or stations, or otherwise unlawfully interferes with the provision or use of public transportation services;

(i) Unreasonably disturbs others by engaging in loud, raucous, unruly, harmful, or harassing behavior;

(j) Destroys, defaces, or otherwise damages property in a transit vehicle or at a transit facility;

(k) Throws an object in a transit vehicle, at a transit facility, or at any person at a transit facility with intent to do harm;

(l) Possesses an unissued transfer or fare media or tenders an unissued transfer or fare media as proof of fare payment;

(m) Falsely claims to be a transit operator or other transit employee or through words, actions, or the use of clothes, insignia, or equipment resembling department-issued uniforms and equipment, creates a false impression that he or she is a transit operator or other transit employee;

(n) Engages in gambling or any game of chance for the winning of money or anything of value;

(o) Skates on roller skates or in-line skates, or rides in or upon or by any means a coaster, skateboard, toy vehicle, or any similar device. However, a person may walk while wearing skates or carry a skateboard while on or in a transit vehicle or in or at a transit station if that conduct is not otherwise prohibited by law; or

(p) Engages in other conduct that is inconsistent with the intended use and purpose of the transit facility, transit station, or transit vehicle and refuses to obey the lawful commands of an agent of the transit authority or a peace officer to cease such conduct.

(2) For the purposes of this section:

(a) "Transit station" or "transit facility" means all passenger facilities, structures, stops, shelters, bus zones, properties, and rights-of-way of all kinds that are owned, leased, held, or used by a transit authority for the purpose of providing public transportation services.

(b) "Transit vehicle" means any motor vehicle, street car, train, trolley vehicle, ferry boat, or any other device, vessel, or vehicle that is owned or operated by a transit authority or an entity providing service on behalf of a transit authority that is used for the purpose of carrying passengers on a regular schedule.

(c) "Transit authority" means a city transit system under RCW [35.58.2721](#) or chapter [35.95A](#) RCW, a county transportation authority under chapter [36.57](#) RCW, a metropolitan municipal corporation transit system under chapter [36.56](#) RCW, a public transportation benefit area under chapter [36.57A](#) RCW, an unincorporated transportation benefit area under RCW [36.57.100](#), a regional transportation authority under chapter [81.112](#) RCW, or any special purpose district formed to operate a public transportation system.

(3) Any person who violates this section is guilty of a misdemeanor.

[2009 c 279 § 3; 2004 c 118 § 1; 1994 c 45 § 4; 1992 c 77 § 1; 1984 c 167 § 1.]

Notes:

Findings -- Declaration -- Severability -- 1994 c 45: See notes following RCW [7.48.140](#).

Drinking in public conveyance: RCW [66.44.250](#).

RCW 9.41.050

Carrying firearms.

(1)(a) Except in the person's place of abode or fixed place of business, a person shall not carry a pistol concealed on his or her person without a license to carry a concealed pistol.

(b) Every licensee shall have his or her concealed pistol license in his or her immediate possession at all times that he or she is required by this section to have a concealed pistol license and shall display the same upon demand to any police officer or to any other person when and if required by law to do so. Any violation of this subsection (1)(b) shall be a class 1 civil infraction under chapter 7.80 RCW and shall be punished accordingly pursuant to chapter 7.80 RCW and the infraction rules for courts of limited jurisdiction.

(2)(a) A person shall not carry or place a loaded pistol in any vehicle unless the person has a license to carry a concealed pistol and: (i) The pistol is on the licensee's person, (ii) the licensee is within the vehicle at all times that the pistol is there, or (iii) the licensee is away from the vehicle and the pistol is locked within the vehicle and concealed from view from outside the vehicle.

(b) A violation of this subsection is a misdemeanor.

(3)(a) A person at least eighteen years of age who is in possession of an unloaded pistol shall not leave the unloaded pistol in a vehicle unless the unloaded pistol is locked within the vehicle and concealed from view from outside the vehicle.

(b) A violation of this subsection is a misdemeanor.

(4) Nothing in this section permits the possession of firearms illegal to possess under state or federal law.

[2003 c 53 § 28; 1997 c 200 § 1; 1996 c 295 § 4; 1994 sp.s. c 7 § 405; 1982 1st ex.s. c 47 § 3; 1961 c 124 § 4; 1935 c 172 § 5; RRS § 2516-5.]