

Speech and Advocacy

Policies on Time, Place, and Manner

Speech and Advocacy

A. General Provisions

1. On University grounds generally open to the public, all persons may exercise the constitutionally protected rights of free expression, speech, assembly, worship, and distribution of literature incidental to the exercise of these freedoms; however, these activities must not interfere with the orderly operation of the campus and must be conducted in accordance with the campus time, place and manner regulations. (See Chapter IX for non-affiliate rules.)
2. It is the responsibility of the Chancellor to provide opportunities for the expression of a variety of viewpoints.
 - a. Persons on University property or attending an official University function assume an obligation to conduct themselves in a manner compatible with the University's function as an educational institution.
 - b. University officials may intervene should any person or group of persons interfere with the rights of invited speakers to express their ideas and to have them heard in accordance with the program format established by the sponsoring organization.
 - c. Persons who have concerns with policies governing speech and advocacy should present their point of view to the Dean of Students Office. This Office will review the case and make a recommendation to the Vice Chancellor for Student Affairs for resolution.
3. These policies and campus regulations in no way constitute prohibition of the right of any individual in the University community to hold or express political views. The University recognizes, supports and shall not abridge the constitutional rights of faculty, staff, or students to participate in the political process of supporting candidates for public office or any other political activity. If such support of candidates or issues is extended, the individual(s) must clearly indicate that the disclosure of any title or affiliation with a group is used for identification purposes only and not to represent the University or any of its offices or units.

B. Time, Place, and Manner Regulations

The time, place, and manner of exercising speech and advocacy on the campus are subject to the following regulations that provide for non-interference with

University functions and reasonable protection to persons from practices that would make them involuntary audiences:

1. Grounds Open to the Public Generally

For the purpose of these regulations, "grounds open to the public generally" are defined as the outdoor areas of the campus (lawns, patios, plazas) that are adjacent to campus buildings and parking lots.

- a. In the event that the architecture of a building includes entrances with stairs or landings, no distribution may take place on the stairs or landings. (This restriction applies to all landings in front of all entrances to the Library.)
- b. All activity in these areas must be conducted in such a way that traffic is not impeded and the normal activities in classrooms and offices are not disrupted.
- c. Tables or moveable stands may not be placed in areas where passages to any entrance or walkways are blocked, where the free flow of pedestrian traffic is restricted, or where emergency fire lanes are blocked.
- d. In order to facilitate ingress and egress, all activity must be conducted 25 feet or more from any entrance/exit, parking lot, staircase, landing, or roadway.
- e. Fixed wooden tables in the area in front of the University Center as well as along the Arbor corridor are accessed on a first-come, first-served basis.
- f. Groups using moveable tables or stands at any location on the campus must register the display with Student Engagement and Leadership and comply with c. above.
- g. No flyers, announcements, or literature of any kind may be placed on automobiles (e.g., under the windshield wipers) on University property.
- h. Organizations/persons are prohibited from leaving flyers, announcements, or literature of any kind unattended on campus grounds or in classrooms, including newspaper boxes built into wooden kiosks. That is, literature may be handed to interested persons or posted appropriately in designated areas for their information, but it may not simply be left for others to pick up. (See

Chapter IX – Regulations Governing Non-Affiliates for non-affiliate rules.)

- i. Tabling and distribution of publications taking place within or in front of the University housing and dining facilities must be approved by the Residential Housing Association/the community council of the representative location, or its designee.
- j. Flyers, announcements or literature of Registered Campus Organizations may be distributed through departmental mailboxes as long as the method of distribution is in keeping with departmental policy or applicable University policies. All inquiries regarding the appropriateness of distribution will be referred to the department chairperson or manager for resolution.

2. Involuntary Audiences

Persons on University property have the right to be protected from becoming part of an audience for an event or activity against their will. For example, students in a classroom or patrons in line at a food vendor would be considered involuntary audiences under this policy.

3. Reservations and Sound Amplification at Outdoor Venues

- a. Outdoor areas are generally open to the public and may be used for speech and advocacy without the use of sound amplification equipment without prior approval. Use of amplification equipment can only take place with the written approval of Student Engagement and Leadership.
- b. However, in the outdoor spaces listed below, sound amplification equipment may be used during the hours listed without prior approval. Use of amplification equipment outside of those hours in these locations can only take place with the written approval of Student Engagement and Leadership.
- c. Use of these areas by non-Affiliates may not involve the use of amplified sound without prior approval from Student Engagement and Leadership, and events hosted by registered groups and University departments will have priority.
- d. Requests for extension of amplification hours must be submitted to Student Engagement and Leadership at least five (5) days prior to the event.
- e. Sound volume must always be regulated by the sponsoring organization to avoid disturbing those in the surrounding area.

If complaints are received indicating that the amplification sound level is interfering with the operations of the campus, the responsible person(s) will be asked to lower the volume. If additional complaints occur, the person(s) in charge of the amplification equipment will be asked to turn off the sound completely. Persons refusing to comply with these time, place and manner regulations relating to the exercise of speech and advocacy shall be subject to University discipline and to law enforcement measures, as appropriate.

- f. Sound levels may not exceed ninety decibels (90 dB) at any time during the performance. Violation of the ninety decibels level can result in loss of outdoor venue scheduling privileges for up to one academic year.
- g. Music regulated by these policies includes amplified music, whether live or recorded, and certain non-amplified musical instruments including, but not limited to, brass, drums, and other percussion instruments. Reference to amplified music includes all of these kinds of music and musical instruments.

Area 1: University Center Lagoon Lawn and Friendship Court

The lawn south of the UCen and courtyard between the UCen I and UCen II buildings (adjacent to Corwin Pavilion).

- These spaces can be reserved for events through UCen Administration.
- Voice amplification is permitted without prior approval Monday through Friday between 9:00am and 9:30pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm, and on weekends.

Area 2: Faculty Club Green

The lawn south of the Faculty Club.

- This space can be reserved for events through the campus events scheduler in SEAL.
- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 3:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends.

Area 3: Storke Plaza

The sunken plaza south of the Storke Tower.

- This space can be reserved for events through the campus events scheduler in SEAL.

- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 3:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends. There shall be no more than two days per week scheduled for amplified music events. These events shall be scheduled on a first-come, first-served basis.
- Each campus organization/department may request the plaza for three special events (i.e., speaker, cultural week, one-day rally, performing artist) each quarter as far in advance as desired. A series (related events throughout the quarter) is not defined as a special event. Thereafter, all additional requests may be scheduled no more than three weeks prior to the event.

Area 4: Student Affairs/Administrative Services Building (SAASB) Courtyard

The internal courtyard of the SAASB.

- This space can be reserved for events through the campus events scheduler in SEAL.
- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 2:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends. There shall be no more than two days per week scheduled for amplified music events. These events shall be scheduled on a first-come, first-served basis.

Area 5: Campbell Hall Plaza

The plaza between Campbell and Cheadle Halls.

- This space can be reserved for events through the campus events scheduler in SEAL.
- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 2:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends. There shall be no more than two days per week scheduled for amplified music events. These events shall be scheduled on a first-come, first-served basis.

Area 6: Arbor Mall

The sidewalk area between Girvetz Hall and the Davidson Library bordered on the north by the fixed tables outside of the Arbor store and on the south by the bike path.

- This area is available for speech and advocacy activities without amplification at all times. However, there is to be absolutely no sound amplification or drumming

in this area at any time, due to significant impacts on the UCSB Library and nearby classroom spaces.

Two types of activities can occur in the Arbor Mall.

- Individual students, faculty, and staff and recognized campus organizations may use the tables in the Arbor Mall on a first-come, first-served basis for display and distribution of information and informal gatherings. The displays must fit on the table(s) provided. Free-standing displays must be approved by Student Engagement and Leadership. Such approval will be based on safety issues, such as size of the sign, ability of the stand to withstand wind, location in relation to the fire lane, etc. Non-campus-affiliated individuals and groups may also exercise the constitutionally protected rights of free expression, speech, assembly, worship, and distribution of literature incidental to the exercise of these freedoms. Use by campus-affiliated individuals and groups will be given priority. Additionally, any non-affiliate wishing to place a free-standing display must have that display approved in advance by Student Engagement and Leadership and will be judged on the same criteria as stated above.
- The second type of activity allowed in this area is scheduled events. These events will be limited to information fairs that can include booths, tables, or large displays. All requests for such events will be submitted to the Campus Scheduler in Student Engagement and Leadership. All space assignments will be processed on a first-come, first-served basis.

Area 7: Campus Green

The lawn between the Physical Sciences buildings (North and South) and Broida Hall.

- This space can be reserved for events through the campus events scheduler in SEAL.
- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 3:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends. There shall be no more than two days per week scheduled for amplified music events. These events shall be scheduled on a first-come, first-served basis.

Area 8: Student Resource Building Patio, SRB Northside Patio and Parking Lot 22 Lawn

The patio outside of the SRB Multipurpose Room, the tables, chairs, and patio along the north side of the SRB, and the lawn along the southern border of Parking Lot 22, respectively.

- The SRB Patio and Northside Patio can be reserved for events through the Info Center on the first floor of the building. The Parking Lot 22 Lawn can be reserved for events through the campus events scheduler in SEAL.
- Voice amplification is permitted without prior approval Monday through Friday between 11:00am and 2:00pm and on weekends.
- Music amplification is permitted without prior approval Monday through Friday between 12:00 noon and 1:00pm and on weekends.

Posting and Publicity Regulations

- A. These regulations permit University students, faculty, staff, Registered Campus Organizations, and University units to post and exhibit non-commercial materials at locations designated in these regulations for that purpose. Posting that may damage any University property is prohibited. Except as provided in A.2 below), non-University organizations or persons are not permitted to post on campus.

These regulations apply to individual members of the campus community as well as Registered Campus Organizations. Fines are also applicable to violations occurring during election campaigns (see Chapter VI).

All materials shall clearly indicate the name of the sponsoring campus organization(s) or individual(s). (Abbreviations of organizational names to be used in publicity must be specified at the time of organizational registration.)

1. Acceptable Materials

- a. Announcements of campus activities, special events, and fund-raising activities sponsored by campus organizations, departments, recognized campus units, and affiliated organizations.
- b. Notices regarding the occasional/incidental sale of personal property belonging to students and employees of the University and those offering educationally-related services or information of interest to UCSB students, faculty, and staff.
- c. Official student government campaign literature. All posting of these materials must comply with these regulations. Additional regulations governing election posting may be found in Chapter VI of these *Campus Regulations* and the official student government by-laws.

2. Restricted Materials

- a. Commercial advertisements, posters and literature, political campaign literature, flyers and posters not sponsored by Registered Campus Organizations, and publicity for services that are not conducive to the educational purposes of the University (e.g., term paper services) are not acceptable for posting.
- b. Advertisements, posters, and literature related to events/services/goods of off-campus persons or organizations must be approved by Student Engagement and Leadership prior to posting.
 - 1) The only area approved for the posting of non-sponsored literature is the bus loop kiosk by North Hall. Because of space limitations, only one poster per sponsor is permitted.
 - 2) Any groups wishing to have the privilege of posting elsewhere on campus may contact Student Engagement and Leadership for a list of potential campus organization sponsors; those sponsors must be clearly delineated on any posted material.

3. Posting Areas: Posters and Announcements

a. Wooden Campus Kiosks

- 1) The kiosks in front of Campbell Hall, Theater and Dance, and the Music Building are maintained and managed by Arts & Lectures, Department of Theater and Dance, and Music Department, respectively.
- 2) All other kiosks are maintained by Student Engagement and Leadership posting service. Since space is limited, only one poster per event on each kiosk is permitted. Flyers should be limited to 11 x 17 inches maximum.

b. Sandwich Boards

- 1) A sandwich board is a self-supporting a-frame board with two faces no larger than 3 x 4 feet per side.
- 2) Sandwich boards may be placed on campus for a maximum of one quarter.
- 3) Prior to placement, organizations must submit a sandwich board form to SEAL and receive confirmation of approval.
- 4) Sandwich boards may not be attached to any campus tree, light post, or other structure.

- 5) Sandwich boards must be removed at the end of each quarter and approval for the following quarter requested from Student Engagement and Leadership.
 - 6) Failure to follow these policies may result in loss of sandwich board posting privileges for up to one academic year.
- c. Classroom Bulletin Boards
- 1) All bulletin boards in classrooms designated as “general purpose” are for use by campus organizations, students, faculty and staff.
 - 2) The following Fire Marshal restrictions apply: only a single layer of paper, and only one notice per event/item is permitted on each board, and no posting within one foot in any direction from another notice. No commercial flyer, literature, or advertisement may be posted.
- d. In-Class Announcements
- 1) Announcements may be made during and between classes in classrooms only with the explicit prior approval of the instructor of record.
 - 2) Faculty members retain the exclusive right to decide whether or not to permit announcements before, during, and after their classes in their assigned classrooms. All policies of the *Academic Personnel Manual* apply.
 - 3) For additional information, refer to Chapter VI of these *Campus Regulations*, the bylaws of the official student governments, and the Academic Personnel Manual (APM-015).
- e. Departmental Bulletin Boards
- 1) Departmental offices control the use of bulletin boards located within departmental areas.
 - 2) Permission must be obtained from the department before any non-departmental-sponsored material is posted.
- f. University Housing
- 1) All distribution and posting in university housing and dining commons are controlled by the Residential Housing Association.

- 2) Posting in these areas must be approved by the Residential Housing Association or its designated agent(s).

g. Classroom Chalkboards

- 1) Written announcements of upcoming events on chalkboards in any instructional facility that has limited chalkboard space is prohibited.
- 2) Academic uses of chalkboards will always take precedence over other uses.

4. Paper/Vinyl Banners

- a. Banners (no more than eight feet in length and four feet in width) may be posted on Storke Plaza railings and the bike tunnels on Pardall Road, near Student Health Service, on Los Carneros Road, and Rob Gym.
- b. Banners are prohibited from all other areas, especially bike path rails and fences.
- c. Only one banner per event per area is allowed.

5. Plywood Boards and Staked Signs

- a. Self-supported plywood boards and staked signs may be placed in ground cover (preferably) or lawn areas for a maximum of two weeks.
 - 1) Plywood boards must not exceed 4 x 8 feet (the standard size of a plywood board). It is strongly recommended that boards be cut down to 4 x 4 feet (or smaller) to facilitate transport and relocation. Two 4 x 4-foot signs may be posted side by side to achieve the same effect as a single 4 x 8-foot sign.
 - 2) Staked signs cannot be closer than five feet on either side of bike paths and may not be placed in roundabouts.
 - 3) Only wood or plastic stakes can be used. Absolutely no metal stakes are permitted for posting on campus due to significant risks posed to the campus community when fallen signs are run over by industrial lawn mowers.

6. Removal of Posting Materials

- a. All material referring to a specific event or deadline is to be removed within 48 hours after the event/deadline by the sponsoring organization.
- b. All material not referring to a specific event or deadline is to be removed by the end of the quarter.

7. Posting Violations

- a. Posting in or on campus buildings, sidewalks, trees, bike path railings, windows, traffic signs, fixed poles, lamp poles, and all other areas not suitable for staples or tape and not specifically identified in these regulations is prohibited.
- b. Writing, posting, or taping directly on sidewalks, paths or on the exterior or interior surfaces of buildings or walls with any material, including chalk, is a violation of these regulations.
- c. Posting on top of or removing announcements that are current is a violation of these regulations.
- d. Placing flyers, announcements, or literature of any kind on automobiles (e.g., under the windshield wipers) on University property is prohibited.

8. Disposition of Reported Posting Violations

- a. Reporting Violations: Any member of the campus community may register a written complaint or concern with Student Engagement and Leadership regarding alleged posting violations and potential clean-up costs.
- b. Investigating Charges and Recommending Sanctions
 - 1) Once a complaint is filed, Student Engagement and Leadership will contact the alleged violators, inform them of the charges, and ask them for their explanation of the situation.
 - 2) After reviewing all circumstances surrounding the allegation, Student Engagement and Leadership will have the authority to impose sanctions.
 - c. Sanctions for Posting and Publicity Violations
 - 1) First Offenses: Fine of \$25.00 or the actual cost of clean-up, whichever is greater, to the SEAL account or the BARC account.

Repeat Offenses*: Fine of \$50.00, or the actual cost of clean-up, whichever is greater.

- 2) For posting violations committed by commercial organizations or groups, a \$10.00 fine per flyer/advertisement will be imposed.

*Definition of a Repeat Offense: A person or organization receiving a second notification within the current academic year of violating these posting regulations.

Additional Policies

Camping Policy

This policy is established to protect the health and safety of the campus community and access to and security of University facilities and property. It governs academic and staff employees, students, registered student organizations, organizations not affiliated with the University, and all other individuals on or in University-owned or -managed property or facilities. No person shall camp or erect a temporary shelter on University property.

Face Coverings & Identification

Wearing masks or face coverings is permissible for all persons who are complying with University policies and applicable laws. No person, while on University property, may conceal their identity or refuse to provide their identification for the purpose of evading or escaping discovery, recognition, or identification in the commission of violation of applicable University policy or local, state, or federal laws, including acts of unlawful intimidation or harassment of any person or group.

No person shall refuse to identify themselves while on University controlled property to University officials who are acting in the performance of their duties in situations where assistance or intervention is needed.

Regulations Governing the Conduct of Non-Affiliates in the Buildings and on the Grounds of the University of California

In order to ensure public safety, regulations governing the conduct of non-affiliates in the buildings and on the grounds of the University of California are promulgated under California Education Code section 92440.5. This code authorizes The Regents of the University of California to enact regulations addressing the conduct of persons who are not students, officers, or employees of the University of California when that conduct is a threat to persons or property or constitutes interference with functions or activities of the University. Violation of regulations promulgated under section 92440.5 is punishable as a misdemeanor. Pursuant to section 92440.5, these regulations do

not apply to the conduct of students, officers, or employees of the University; their conduct is governed by other University regulations. These regulations may not be utilized to impinge upon the lawful exercise of constitutionally protected rights of freedom of speech or assembly, or the constitutionally protected right of personal privacy.