

REGULATIONS OF THE
UNIVERSITY OF FLORIDA

UF 2.003 Distribution of Printed Material.

(1) The University encourages protected discourse in designated public fora on campus and the reduction of litter and landfill waste streams, which are critical to the University's educational mission and to the protection of human health and the environment. Safety and security as well as protection of property and thoughtful allocation of limited educational resources are also necessary to the operation of the University and the conduct of its work. Appropriate management of manned and unmanned distribution of printed materials on campus is critical to the accomplishment of these goals.

(2) The distribution of printed material, which is defined in this regulation as newspapers, handbills, leaflets, pamphlets, posters, magazines, and printed items of a like nature, is permitted on campus in designated public fora that the University chooses to open for this purpose. Such distribution is subject to reasonable time, place, and manner requirements provided in this regulation to encourage protected speech in public fora without interrupting or impairing the orderly operation of University programs, classes, studies, research, or other activities of the University and its faculty, students, and staff; the safety and security of the University and its faculty, students, and staff; the protection of the property and resources of the University and its faculty, students, and staff; and the achievement of the University's mission.

(3) Any individual, group or organization desiring to distribute printed material on the University campus may distribute under the following conditions:

(a) Manned distribution of printed material is permitted, but printed material, whether sold or distributed without charge, may not be left unattended unless placed for distribution in modular units or non-modular units in compliance with this regulation. Some unmanned, University-provided vending machines and distribution boxes for the unmanned distribution of newspapers and other printed material at specific sites designated by the University are available and are called “modular units” in this regulation. Also, some locations designated by the University are available for publisher or distributor-provided equipment, for the unmanned distribution of printed material and are called “non-modular units” in this regulation. To avoid littering the campus and interference with the operations, work and activities of the University, and its faculty, student and staff, except in these receptacles and locations, printed material may not be left in stacks, left on the ground, left on vehicles, or otherwise be left unattended, and equipment used in the dissemination of printed material may not be left unattended and must be removed after its use.

(b) The individual, group, or organization distributing printed material is subject to all applicable University regulations and laws and regulations of the city, state and nation. For example only, distribution of printed materials by a student or student group or organization is subject to the Student Code of Conduct, among other regulations and law that apply.

(c) Speech that, alone or in combination with any conduct, is obscene, illegal or constitutes or is likely to provoke violence, an unsafe condition, an illegal action, destruction of property, or conduct that violates another provision of the University’s regulations, is not protected and is prohibited in all areas of the campus.

(d) Advertisements for the rapid and excessive use or consumption of alcohol or the use, sale, consumption or distribution of illegal drugs are prohibited, including, but not limited to: 2-4-1 specials, beat-the-clock deals, happy hours, lady's night, or illustrations/photos depicting these activities. Alcohol education materials/promotions (i.e., alcohol/health programs, responsible drinking programs, or University of Florida Alcohol awareness organizations materials) are permissible, so long as they do not violate University of Florida Regulation 2.019 and do not include such advertisements. Research and course materials on alcohol or drugs are not advertisements, and they and other activities that do not constitute advertisements are not addressed by this clause.

(e) Distribution of printed material must not interfere with or impair the operations and activities of the University or infringe on the rights of others, including, but not limited to, instructional and research activities and conditions in classrooms, laboratories and other settings; residential activities and conditions; office activities and conditions; free movement of pedestrian and vehicular traffic; safety and security; privacy; and department- or operational unit-determined use of departmental or unit bulletin boards.

(f) Distribution of printed material may not take place within University buildings and facilities, including athletic or recreational fields, with limited exceptions specifically provided in this regulation. In residence halls or other campus living areas, printed material may be distributed if, as and where permitted under the procedures approved by the governing bodies of those areas for such distribution. Distribution of printed material in classrooms is at the discretion of the instructor. In any event, printed material may not be distributed in such a

manner as to interfere with access to, or impair the condition or use of University buildings or facilities.

(g) Any printed material which identifies the author and/or publisher as University personnel, or has subject matter, including photographs, which might incorrectly imply to the reader that such publication is University-sponsored, reflects the University's position, or is sponsored by authorized University personnel in their official capacity, must contain the following statement prominently exhibited in the first three pages: "This publication is solely the expression of the author and/or publisher and it is not a publication of the University of Florida, nor is it in any way intended to express any policies or opinions of the University of Florida, or its personnel in their official capacities."

(h) No printed material may be posted or placed on trees, light or utility poles, any interior or exterior walls or doors of campus buildings, or on any campus property other than permanent official bulletin boards of the University designated for that purpose, except as permitted by the appropriate University official for official University instructional, research and administrative business in a manner that does not damage property, threaten safety or security or interfere with University activities.

(i) The use of adhesives in the posting of materials is strictly prohibited.

(j) The selling of printed material is subject to the provisions of University of Florida Regulation 4.006 and, if permitted by that regulation, must be sold through modular or non-modular units complying with this regulation.

(k) The passing out of printed material must be conducted in a manner that is not disruptive of University work or activities or pedestrian or other traffic, does not create a safety,

security or health risk, and does not damage property or create litter uncollected by the distributor. Materials may not be forced upon an individual.

(1) The passing out of printed material from groups, persons, and entities not defined as “University groups and organizations” under paragraph 2.004(1)(f), UF Reg., is limited to the following campus locations: Turlington Plaza, Plaza of the America, the north lawn of the J. Wayne Reitz Union, under the outside covered entrance to the Academic Research Building, J. Hillis Miller Health Science Center, and the northeast lawn of the College of Law. Public sidewalks adjacent to municipal or county streets in the University’s vicinity are also available subject to reasonable time, place and manner requirements of the public authority.

(4) Non-modular and modular units.

(a) The University’s Vice President for Business Affairs or designee determines locations for modular and non-modular equipment. When the University chooses to open an area for this purpose, criteria shall be aimed at providing reasonable University community access without interfering with pedestrian or vehicular travel, creating an unsafe or unsecure condition, creating litter uncollected by the distributor, or interfering with or impairing University education, research, administrative or other work. In granting approval of the use and location of modular and non-modular units for the distribution of printed material, their availability, and the objective suitability and capacity of the equipment, as well as other objective criteria shall apply. The approval shall not consider the content of the materials, except in limited circumstances permitted by University regulation or law (for example only, when illegal). Non-modular units will not be approved for placement in those areas of campus where modular units are utilized.

(b) Non-modular units shall be provided by the publisher or distributor, shall comply with the requirements set forth below, and shall be installed in locations approved by the Vice President for Business Affairs as provided in paragraph (4)(a) above.

1. Placement and design of non-modular units must be approved by the Vice President for Business Affairs or designee prior to placement on campus to confirm that the University has opened the area for this purpose and that the design requirements of this regulation are met.

2. Non-modular units shall not be attached to any University property or to each other.

3. In severe weather conditions, the publisher or distributor shall remove their non-modular units as directed by the Vice President for Business Affairs or designee.

4. Non-modular units shall be constructed of either metal or weather durable plastic, shall have a bottom flooring, enclosed distribution space and be painted or colored in a manner that does not include exterior wording or symbols, but may include the official name or logo of the publisher for identification purposes at the publisher's option. Non-modular units will be provided by the respective publisher or distributor of the publication.

5. All non-modular units must be kept in a neat and clean condition, free of graffiti, and shall be serviced in a regular and periodic manner by the publisher or distributor of the publication.

6. Any non-modular unit not complying with this regulation will be considered a nuisance to the University community and may be removed and stored or disposed of and the space may be reallocated by appropriate University personnel upon request of the Vice President for Business Affairs or designee.

(c) A number of modular units will be provided by the University for the distribution of free and purchasable printed material. Modular unit locations shall be determined by the University as provided in paragraph (4)(a) above. Use of modular units shall comply with the requirements set forth below.

1. Modular units will be allocated by the Vice President for Business Affairs or designee on a first come, first served and other objective bases (for example only, one person need not be given simultaneous use of all of the units even if asking first).

2. In order to recoup the cost of modular racks and pay for the maintenance and upkeep of such units, the University shall assess rental fees for the use of modular units for distribution purposes. Rental fees will be assessed based on the size of the unit and the number of spaces provided to a respective publication. Additional fees may be charged for extra clean-up if needed due to graffiti or other causes.

3. All modular units will be secured to a permanent surface to inhibit removal or detachment during severe weather conditions.

4. Modular units shall not be altered by the user.

(d) The University may discontinue use of a location or modular or non-modular unit for the distribution of printed material upon determining that such location or equipment is needed for other University purposes, or for other appropriate reasons including, but not limited to, non-interference with University education, research, and service activities or to provide for the safety, security, and protection of property.

(5) Additional regulatory measures shall be observed where such regulations are necessary for special areas of the campus. The following are considered special areas: The J.

Hillis Miller Health Center, P.K. Yonge Developmental Research School campus and Florida Field. Distribution of printed material in these areas must be pursuant to the policies for these areas. Such policies are available from the director of each area or designee.

(6) Failure to adhere to this regulation may result in immediate or later removal of the printed material and may result in disciplinary action by the University. Stepped discipline, including written notification and/or billing for clean-up may be used. Any individual, group or organization engaged in the distribution of printed material in violation of this regulation shall be prevented from continuing such distribution if necessary to protect the uninterrupted or orderly operation of the University and its and its faculty's, staff's and student's work and activities, the safety and security of the University and its students and personnel, and the protection of property of the University and others.

(7) Any member of the University community who wrongfully interferes with the distribution of printed material in accordance with this regulation is subject to disciplinary action by the University.

Authority: BOG Regulation 1.001..

History--New 9-29-75, Amended 8-15-78, 8-6-81, 9-15-83, Formerly 6C1-2.03, Amended 5-19-93, 7-11-94, 5-1-96, 6-3-03, 5-30-04, Formerly 6C1-2.003, Amended 12-11-09.