

OREGON INSTITUTE OF TECHNOLOGY

Campus Speech Activities--Time, Manner and Place OIT-30-002

1. Oregon Institute of Technology (Oregon Tech) recognizes and supports the rights of free expression and speech. It is the purpose of these regulations to inform members of the Oregon Tech community and the public of the manner in which they may engage in constitutionally protected speech and expression at Oregon Tech. It is the further intent to ensure the primary educational purpose of Oregon Tech while promoting debate and the sharing of information.
2. These regulations do not limit otherwise authorized university community use of Oregon Tech facilities.
3. These regulations do not affect any rights which an employee organization, certified as the exclusive representative pursuant to ORS 243.650 et seq., may have been granted pursuant to its collective bargaining agreement or Oregon Revised Statutes.
4. These regulations do not address the Oregon Institute of Technology rules regarding the use of electronic mail or the internet.

Definitions

1. "Person" means any member of the public or the university community.
2. "Public" means any individual or group not included in the definition of "university community."
3. "Speech Activities" means leafleting, picketing, speech making, demonstration, petition circulation, and similar speech-related activities.
4. "University" means Oregon Institute of Technology.
5. "University Community" means all students, faculty and staff of Oregon Tech including student, faculty and staff sponsored organizations.

Public Areas

1. Oregon Institute of Technology's grounds are open to the public and the university community for speech activities except any grounds designated for authorized access only. Oregon Tech buildings are open to the public and the university community for speech activities during the regular business hours of the particular building, except the following:
 - (a) classroom buildings;
 - (b) laboratory facilities and buildings;
 - (c) Learning Resource Center (Library)

- (d) Physical Education Building
- (e) any area or building designated for authorized access only.

2. Speech activities in the Residence Hall may be regulated by the Director of Housing and Residence Life in consultation with appropriate student residence associations. Such regulations shall be content neutral.

Access, Traffic and University Business not to be Impeded

1. No speech activities shall impede pedestrian and vehicular traffic nor unreasonably disrupt regular or authorized activities in classrooms, offices, laboratories and other Oregon Tech facilities or grounds. The Vice President for Finance and Administration may require any speech activity to be conducted 15 feet or more from any exit, entrance, staircase, parking lot or roadway if necessary to allow access.
2. No speech activities shall be conducted at a volume which unreasonably disrupts the normal use of classrooms, offices and laboratories.
3. The Vice President for Finance and Administration may designate the portion of a street and the time of day during which a street is not available for speech activities in order to meet traffic, emergency access, and public transit needs.

Notification

1. In order to allow scheduling and to assure public safety, persons desiring to picket or demonstrate are encouraged to notify the appropriate Oregon Tech official at least 24 hours in advance.
2. The officials and offices to be notified are:
 - (a) College Union: Vice President for Student Affairs
 - (c) All other areas: Vice President for Finance and Administration

Campus Mail System

In addition to mail delivered through the U.S. Postal System, Oregon Tech mailboxes may be used for the distribution of material related to university business. The SIEU/OPEU, Local 503 is not a university organization and therefore is not allowed to use Oregon Tech mailboxes.

Use of Tables, Carts, Booths and Similar Structures

1. Tables, carts or booths or similar structures may be set out and used on campus only as provided in this rule.

2. Except as provided in section (3) of this rule, use of a table, cart, booth or similar structure on campus for informational, non-profit, commercial, or any other purposes, must be sponsored by a recognized student organization or university department, or a faculty or staff organization:
 - (a) Recognized student organizations must register the activity with the university through the ASOIT office in the College Union. Student members of the organization shall conduct all activity. If sales result, gross receipts must be deposited in a university account in accordance with Oregon Tech policies and procedures. Student activities and the recognized student group shall establish the time period during which the sponsored use may take place;
 - (b) Oregon Tech department or faculty/staff organization sponsored uses must be scheduled with the CU Information desk. Faculty or staff members (or students) of the sponsoring department or organization must conduct all activity. The CU Information desk shall establish the time period during which the use may take place;
 - (c) Users may provide their own tables, carts, or booths, or reserve tables through the College Union. The College Union will determine the location;
3. Nothing in this policy is intended to authorize:
 - (a) Sale of products or food on campus in conflict with existing exclusive contracts for similar merchandise or services;
 - (b) Uses in conflict with the Oregon Tech catering policy guidelines.
4. It is the responsibility of the user to acquire any necessary state, county, or municipal licenses.

Administrative Interpretation

Any person may request from the Vice President for Finance and Administration or Vice President of Student Affairs an interpretation of any provisions of these regulations which he or she finds unclear or believes to have been misapplied.

Authorized Exceptions

The Vice President for Finance and Administration may authorize speech activities which are determined not to cause disruption of campus activities despite a literal violation of these regulations. Such determinations shall be made without consideration of the content or message of the speech activities.

Enforcement

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1. Any person violating these rules is subject to:
 - (a) Institutional disciplinary proceedings;
 - (b) Ordered to leave the immediate premises or property by the Oregon Tech person in charge.
2. Persons failing to comply with an order given by a person in charge to leave the premises or property are subject to arrest for criminal trespass.
3. The Vice President for Finance and Administration, Provost, Vice President for Student Affairs, Campus Safety Officer, Director of Housing and Residence Life and their designees have the authority of "persons in charge" of university property for purposes of ORS 164.205(5) and these rules.

Recommended by:

Administrative Council: October 23, 2000

Faculty Senate: May 4, 2000

President's Council: November 8, 2000; June 8, 2016

Approved: _____



Jay D. Kenton, Interim President

Date: _____

August 1, 2016