



University of Colorado

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BOARD OF REGENTS

1. UNIVERSITY OF COLORADO LEGAL ORIGINS, GUIDING PRINCIPLES, AND PRINCIPLES OF ETHICAL BEHAVIOR

Policy 1.D: Freedom of Expression

1.D.1 As required by Regent Law, the University of Colorado shall protect the freedom of expression of its students, faculty, and staff on campus and in its programs and activities.

1.D.2 This policy addresses speech that occurs on University of Colorado campuses, but not speech occurring in the course of research or in the classroom instructional environment. Speech in research and teaching is governed Regent Policies 5.B and 7 .

1.D.3 Use of University Grounds, Buildings and Facilities:

(A) No campus shall designate any area as a free speech zone or otherwise limit free expression to a predetermined and designated area of campus. Generally accessible outdoor areas on the campuses shall be available to members of the university community for free expression in accordance with campus policies authorized by this section.

(B) The president of the university shall adopt, in accordance with university policy and applicable external law, regulations and procedures governing the use of university grounds, buildings, and facilities not located upon any university campus.

(C) The chancellor of each campus shall adopt, in accordance with university policy and applicable external law, regulations and procedures governing the use of university grounds, buildings and facilities on that campus.

(1) The use of university grounds, buildings, and facilities shall be limited to members of the university community, except as the use by others is specifically authorized under regulations adopted in accordance with university policy and applicable law.

(2) The use of university grounds, buildings, and facilities may be subject to requirements that govern the time, place, and manner of expression, including scheduling requirements, but all such requirements must be:

(a) Reasonable;

(b) Justified without reference to the content of the expression;

- (c) Narrowly tailored to protect the university environment, prevent disruption of university activities, or serve another significant university interest;
- (d) Leave open ample alternate channels for communication of the information or message.
- (3) The use of university, grounds, buildings, and facilities by members of the university community may be conditioned upon the payment of reasonable expenses incurred by the campus in hosting an event. Any such fees shall be determined based upon the campus's good faith estimate, based upon the application of objective criteria, of the actual expenses it shall incur in hosting an event. In no instance shall a campus assess any such expenses in a manner that is based upon disapproval of the substantive message that the speaker expresses.
- (4) Nothing in this section grants members of the university community the right to materially disrupt previously scheduled or reserved activities occurring on university grounds, buildings, and facilities.
- (D) Freedom of Expression by University of Colorado Faculty
- (1) When engaged in teaching and research, faculty enjoy the associated rights and observe the associated responsibilities of academic freedom as expressed in Article 5, Part B of the Laws of the Regents and Regent Policy 5.B.
- (2) University faculty are citizens and members of a learned profession. When university faculty speak or write as citizens, not in furtherance of their university duties or in the course and scope of their university employment, on matters of political, academic, artistic, or social concern, the university shall not censor their expression, initiate disciplinary action against them, or otherwise subject the faculty members to adverse employment actions because it disapproves of the substance of their expression.
- (3) When university faculty speak or write as citizens, not in furtherance of their university duties or in the course and scope of their university employment, they must make every effort to indicate that their expression is their own and does not represent the opinion or position of the university.
- (4) The freedom of expression recognized in this section does not grant university faculty the right to refuse to perform official duties, to materially disrupt the university environment or university activities, or to disregard the standards of ethical conduct as expressed in Article 1, Part D of the Laws of the Regents or Regent Policy 1.C.

(E) Freedom of Expression by University of Colorado Staff

- (1) University staff are citizens. When university staff speak or write as citizens, not in furtherance of their university duties or in the course and scope of their university employment, on matters of political, academic, artistic, or social concern, the university shall not censor their expression, initiate disciplinary action against them, or otherwise subject the staff members to adverse employment actions because it disapproves of the substance of their expression.
- (2) When university staff speak or write as citizens, they must make every effort to indicate that their expression is their own and does not represent the opinion or position of the university.
- (3) The freedom of expression recognized in this section does not grant university staff the right to refuse to perform official duties, to materially disrupt the university environment or university activities, or to disregard the standards of ethical conduct as expressed in Article 1, Part D of the Laws of the Regents or Regent Policy 1.C.

(F) Freedom of Expression by University Students

- (1) When engaged in educational activities, university students enjoy the associated rights and observe the associated responsibilities of academic freedom as expressed in Article 7, Part B of the Laws of the Regents.
- (2) University students are citizens. When university students speak or write as citizens on matters of political, academic, artistic, or social concern, not in furtherance of their studies or in the course of their academic duties, the university shall not censor their expression, initiate disciplinary action against them, or otherwise subject the students to adverse academic actions because it disapproves of the substance of their expression.
- (3) The freedom of expression recognized in this section does not grant university students the right to materially disrupt the university environment or university activities or to disregard the standards of conduct as promulgated under Article 7, Part B of the Laws of the Regents.

History:

- Adopted: TBD
- Revised:
- Last Reviewed: TBD