



University of Colorado

Boulder | Colorado Springs | Denver | Anschutz Medical Campus

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;

- 42 (c) Narrowly tailored to protect the university environment, prevent
43 disruption of university activities, or serve another significant
44 university interest;
45 (d) Leave open ample alternate channels for communication of the
46 information or message.
47
48 (3) The use of university, grounds, buildings, and facilities by members of the
49 university community may be conditioned upon the payment of reasonable
50 expenses incurred by the campus in hosting an event. Any such fees shall
51 be determined based upon the campus's good faith estimate, based upon
52 the application of objective criteria, of the actual expenses it shall incur in
53 hosting an event. In no instance shall a campus assess any such
54 expenses in a manner that is based upon disapproval of the substantive
55 message that the speaker expresses.
56
57 (4) Nothing in this section grants members of the university community the
58 right to materially disrupt previously scheduled or reserved activities
59 occurring on university grounds, buildings, and facilities.
60
61 (D) Freedom of Expression by University of Colorado Faculty
62
63 (1) When engaged in teaching and research, faculty enjoy the associated
64 rights and observe the associated responsibilities of academic freedom as
65 expressed in Article 5, Part B of the Laws of the Regents and Regent
66 Policy 5.B.
67
68 (2) University faculty are members of our communities ~~are citizens and~~
69 members of a learned profession. When university faculty speak or write
70 as citizens, not in furtherance of their university duties or in the course and
71 scope of their university employment, on matters of political, academic,
72 artistic, or social concern, the university shall not censor their expression,
73 initiate disciplinary action against them, or otherwise subject the faculty
74 members to adverse employment actions because it disapproves of the
75 substance of their expression.
76
77 (3) When university faculty speak or write in their personal capacities as
78 ~~citizens,~~ not in furtherance of their university duties or in the course and
79 scope of their university employment, they must make every effort to
80 indicate that their expression is their own and does not represent the
81 opinion or position of the university.
82
83 (4) The freedom of expression recognized in this section does not grant
84 university faculty the right to refuse to perform official duties, to materially
85 disrupt the university environment or university activities, or to disregard
86 the standards of ethical conduct as expressed in Article 1, Part D of the
87 Laws of the Regents or Regent Policy 1.C.
88

- 89 (E) Freedom of Expression by University of Colorado Staff
90
- 91 (1) ~~All staff of the u~~University-staff are ~~citizens~~members of our communities.
92 When staff of the university ~~staff~~ speak or write ~~as citizens~~in their personal
93 capacities, not in furtherance of their university duties or in the course and
94 scope of their university employment, on matters of political, academic,
95 artistic, or social concern, the university shall not censor their expression,
96 initiate disciplinary action against them, or otherwise subject the staff
97 members to adverse employment actions because it disapproves of the
98 substance of their expression.
99
- 100 (2) When staff of the university ~~staff~~ speak or write as citizens, they must
101 make every effort to indicate that their expression is their own and does
102 not represent the opinion or position of the university.
103
- 104 (3) The freedom of expression recognized in this section does not grant staff
105 of the university ~~staff~~ the right to refuse to perform official duties, to
106 materially disrupt the university environment or university activities, or to
107 disregard the standards of ethical conduct as expressed in Article 1, Part D
108 of the Laws of the Regents or Regent Policy 1.C.
109
- 110 (F) Freedom of Expression by University Students
111
- 112 (1) When engaged in educational activities, university students enjoy the
113 associated rights and observe the associated responsibilities of academic
114 freedom as expressed in Article 7, Part ~~B-C~~ of the Laws of the Regents.
115
- 116 (2) University students ~~are citizens~~ members of our communities-When
117 university students speak or write ~~as citizens~~in their personal capacities on
118 matters of political, academic, artistic, or social concern, not in furtherance
119 of their studies or in the course of their academic duties, the university
120 shall not censor their expression, initiate disciplinary action against them,
121 or otherwise subject the students to adverse academic actions because it
122 disapproves of the substance of their expression.
123
- 124 (3) The freedom of expression recognized in this section does not grant
125 university students the right to materially disrupt the university environment
126 or university activities or to disregard the standards of conduct as
127 promulgated under Article 7, Part ~~B-C~~ of the Laws of the Regents.

History:

- 131 • Adopted: TBD
- 132 • Revised:
- 133 • Last Reviewed: TBD

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