



**Campus Administrative Policy**

**Policy Title: Expressive Activities**

Policy Number: 3018

Functional Area:

General Administration

Effective: May 2, 2024

Approved by: Donald M. Elliman, Jr.  
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Applies to: CU Anschutz  
CU Denver

**A. INTRODUCTION**

The University of Colorado Denver | Anschutz Medical Campus (“the university”) is committed to providing an environment where issues can be openly discussed and explored. The freedom to exchange views is essential to the mission of the university. The purpose of this policy is to incorporate the protections for student expression provided by Colorado law, provide a community environment in which open discussion can occur without disrupting the academic mission or daily university functions, and to describe how the university will lawfully implement constitutional time, place, and manner limitations to promote speech and avoid interfering on the rights of others. This policy is applicable to CU Denver, and CU Anschutz. This policy does not extend to affiliate sites, including, but not limited to, University of Colorado Hospital, Children’s Hospital Colorado, or the Auraria Higher Education Campus (AHEC).

**B. POLICY STATEMENT**

The university, in its role as an academic institution, is committed to an environment in which a variety of ideas can be reasonably proposed and critically examined. The

university respects the freedoms of speech and assembly as recognized by the United States Constitution, the Colorado Constitution, the laws enacted by Colorado’s General Assembly, and the Laws of the Regents. As such, the university protects the free expression of ideas.

The university recognizes that expression takes many forms, including peaceful assembly, protests, speaking verbally, holding signs, circulating petitions, and distributing written materials. This policy is intended to promote lawful, non-commercial expression across the

university. The university does not designate any area on campus as a free speech zone and does not restrict student expressive activities to particular areas of campus.

Consistent with Colorado law, the university recognizes that the generally accessible, open, outdoors areas of campus are Student Forums. The university may enact lawful, content neutral time, place, and manner restrictions to ensure that Student Forums are used appropriately and without disrupting the academic mission, business operations, patient care activities, or regular functions of the university. The university prohibits unlawful activity that endangers the safety of the campus community or injures university property or facilities.

Due to the university's need to ensure and maintain its academic mission, Expressive Activities are not appropriate within academic or other university buildings. In addition, to avoid disruption the academic mission, business operations, patient care activities, or regular functions of the university, the university has identified the following locations as most appropriate for Expressive Activities:

#### CU Anschutz

- The Parade Grounds located on the Anschutz Medical Campus at East 17<sup>th</sup> Place and Racine Street
- The amphitheater located on the Anschutz Medical Campus between the Research 1 and Research 2 Buildings.
- Education Quad located between Education Building 1 and Education Building 2 North.

#### CU Denver

The preferred location for Expressive Activities on CU Denver is the flagpole area located on the Auraria Campus. Expressive activities occurring on the sidewalks adjacent to the Lawrence Street Center, the Business School and the CU (Dravo) Building on the CU Denver campus are under the jurisdiction of the City of Denver. Expressive Activities occurring on the Auraria Higher Education Campus (AHEC) are subject to AHEC policies.

Expressive Activities are not restricted to the above listed locations. However, the university encourages Expressive Activities to take place at these locations in order to minimize disruption to the campus community, business operations and patient care activities, and to ensure appropriate arrangements for the Expressive Activity can be put into place.

Priority to use these locations will be as follows:

1. CU Denver Student(s) with a reservation
2. Other individuals or groups with a reservation
3. CU Denver Students without a reservation on a first-come, first-served basis
4. Other individuals or groups without a reservation on a first-come, first-served basis

Reservations for the above listed or other campus locations may be obtained by contacting Educational Support Services at 303-724-1558. The request should include the following information:

- Date, time, duration and proposed location of the activity
- Name and contact information of activity coordinator
- Description of proposed activity
- Number of individuals expected to attend the activity

**C. TIME, PLACE, AND MANNER PARAMETERS**

This policy will be construed and applied on a content neutral basis. The following is a list of parameters for the time, place, and manner of activities that apply to all Expressive Activities on campus:

- The activity may not violate local ordinances or state or federal laws.
- The activity may not obstruct or interfere with the free movement of traffic, either vehicular or pedestrian, along or through any campus sidewalk, street, walkway, or alley.
- The activity may not create a safety or health risk to other individuals.
- The activity may not deface or destroy university property or the property of others.
- The activity may not include persistent noise at a level that materially and substantially disrupts academic activities, university operations, or other activities on campus.
- The activity may not obstruct lines of sight, or otherwise create substantial disruptions during official University Events.
- No event may exceed 8 hours in length in a 24-hour period.
- No event may include Camping or the erection of temporary or permanent shelter structures.
- Expressive Activities may not take place inside academic or administrative buildings that are not open to the general public.
- Expression that is obscene, defamatory, or consists of fighting words, threats of physical harm, incites imminent lawless action or is otherwise not entitled to protection as expression is not permitted.

**D. OBJECTIONS TO EXPRESSIVE ACTIVITIES**

The university recognizes that individuals or groups may be opposed to certain Expressive Activities or speakers. Disagreement with different opinions is acceptable. Nothing within this policy, however, grants any person the right to materially disrupt previously scheduled or reserved activities. Nor does this policy grant any person the right to engage in expressive activity or conduct that is not protected under the First Amendment of the United States Constitution or Article II, Section 10 of the Colorado Constitution.

## **E. RESPONSE TO VIOLATIONS AND DISRUPTIVE ACTIVITIES**

Violations of this policy may result in removal from campus, police arrest and criminal charges. In addition, members of the university community are subject to discipline or consequences based under the applicable student or employment disciplinary policies. No disciplinary action may be taken against a student for expressive activities that are otherwise permitted by this policy based upon the content or viewpoint of the student's expression or the reaction or opposition by listeners or observers to such expression.

## **F. CANVASSING**

Individuals may engage in Canvassing in accordance with the time, place, and manner parameters set forth in this Policy. Distribution of written materials will be limited to the exterior of buildings unless approved as an Event pursuant to [Campus Administrative Policy, 3036, Facilities Use by External Entities](#). Canvassing shall not obstruct or disrupt entrance or egress to any university facility or outdoor space or obstruct or disrupt the flow of pedestrian or vehicular traffic.

Any person who wishes to engage in Commercial Solicitation must schedule their intended activity as an Event pursuant to Campus Policy 3036.

Canvassing and Commercial Solicitation may not include permanent structures, or frameworks without prior approval as part of an approved Event.

No person engaged in Canvassing or Commercial Solicitation may leave literature, fliers, samples, promotional items, coupons or any other tangible items behind or unattended anywhere on the campus.

## **G. DEFINITIONS**

- Student – “Student” means a person who is enrolled for educational purposes at an institution of higher education.
- Expressive Activity – “Expressive Activity” means any lawful verbal or written activity by which individuals may communicate ideas to one another, including all forms of peaceful assembly, protests, speaking verbally, holding signs, circulating petitions, and
- distributing written materials. Expressive Activities include voter registration activities, but do not include activities that are primarily for Commercial Solicitation.
- Student Forum – Student Forum means any generally accessible, open, outdoor area on either the University of Colorado Denver or Anschutz campus.
- Canvassing - Canvassing means communicating a non-commercial message, including but not limited to communication through the following means: carrying a sign; soliciting a signature for a petition; and distributing non-commercial Literature.
- Commercial Solicitation - Commercial Solicitation means approaching another person to communicate a commercial message, including but not limited to communication through the following means: offering information about services or

sales; soliciting an email address, phone number or other contact information for commercial purposes; and distributing any sales flier, coupon book, sample, promotional item, coupon, or similar item.

- Camping – Camping means that it appears, in light of all the circumstances, that an outdoor space is being used for living accommodation purposes, such as overnight sleeping; making preparations for overnight sleeping (including laying down of bedding for the purpose of sleeping and/or erecting of a tent or other shelter); making any fire for cooking or using or preparing to use tents, motor vehicles, or other structures, for sleeping and/or cooking.
- University Event – University Event means an event or program, organized on behalf of the University by university staff or faculty, including but not limited to, graduation ceremonies, lectures, and conferences.

## Notes

### 1. History

- Adopted/Approved by June 12, 2006
- January 14, 2008
- July 1, 2011: Revised. Eliminated reference to 9<sup>th</sup> and Colorado Site. Policy Name Change.
- July 1, 2012
- July 1, 2016
- August 1, 2017
- October 2, 2018: Legal Review—no change
- May 2, 2024: Legal Review; revised

### 2. Cross References/Appendix:

- [Regents Article 1.E/Policy 1.D, Freedom of Expression.](#)
- [Campus Administrative Policy 3036, Facilities Use by External Entities](#)

### 3. Responsible Offices:

- University Police Department
- Executive Vice Chancellor for Administration and Finance, CU Anschutz
- Executive Vice Chancellor for Finance and Administration, CU Denver