

# *Proposed amendments to University of Florida Rules- Attachment*

Office of the General Counsel; February 3, 1998

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**Pamela J. Bernard, General Counsel**

## **NOTICE OF PROPOSED RULEMAKING**

<b>RULE TITLE:</b>	<b>RULE NO.:</b>
University of Florida; Campus Demonstrations	6C1-2.002
Public Functions: Use of University Facilities for Meetings	6C1-2.0039
Use of University Facilities; Definitions; Priorities in Use; General Restrictions on Use	6C1-2.004
Use of University Facilities; Outdoor Areas	6C1-2.005
Public Functions Policy; Control of Sound in Outdoor Areas	6C1-2.006
Public Functions Policy; Facilities Available for Scheduling of Public Events	6C1-2.007
Use of University Facilities; Instructional Space; Use of P.K. Yonge Developmental Research School Facilities and Grounds	6C1-2.008
University of Florida; Public Functions Policy; Scheduling Requests	6C1-2.009
University of Florida; Public Functions Policy; Priorities in Use of University Facilities for Public or Private Events	6C1-2.010
University of Florida; Public Functions Policy; Use of Facilities - Registration and Scheduling	6C1-2.011
University of Florida; Use of University Facilities; Fees for Use and Admissions Charges	6C1-2.012
University of Florida; Public Functions Policy; Approval of Major Public Events	6C1-2.013
University of Florida; Public Functions Policy; Fees and Admission Charges	6C1-2.014
University of Florida; Public Functions Policy; Use of Facilities for Commercial Purposes	6C1-2.015
University of Florida; Public Functions Policy; Use of University Facilities for Private Practice or Consulting	6C1-2.017
University of Florida; Food Service on Campus	6C1-2.020

**PURPOSE AND EFFECT:** The amendments to Rule 6C1-2.002 clarify existing policy and change the office which allows the use of sound amplification equipment on campus from the Public Functions Office to the Office of Student Activities at the J. Wayne Reitz Union. Rule 6C1-2.0039 is to be repealed. Information concerning the use of University facilities for meetings is found in Rule 6C1-2.004. Rule 6C1-2.004 is amended to clarify definitions and to set forth the priorities in assigning use of University of Florida facilities. Priorities of use and general restrictions are set forth. The amendment to Rule 6C1-2.005 clarifies existing policies by removing all references to the Public Functions Office and clarifies the offices responsible for the various outdoor areas of campus. The rule includes restrictions on the use of electrically amplified sound. Rule 6C1-2.006 is to be repealed. Guidelines for amplified sound will be found in Rule 6C1-2.005, F.A.C. Rule 6C1-2.007 is to be repealed. Rule 6C1-2.008 is amended to clarify the process involved in scheduling instructional space on campus and includes restrictions regarding the P.K. Yonge Laboratory School campus. Rule 6C1-2.009 is to be repealed. Rule 6C1-2.010 is to be repealed. Information from this rule will be found in Rule 6C1-2.004. Rule 6C1-2.011 is to be repealed as its requirements are no longer applicable. The amendments to Rule 6C1-2.012 clarify the charging of fees for facilities use as well as when organizations or groups may charge a fee or provide for voluntary donations. Rule 6C1-2.013 is to be repealed. Rule 6C1-2.014 is to be repealed. Information contained in this rule has been moved to Rule 6C1-2.012. Rule 6C1-2.015 is to be repealed. The subject matter of this rule is to be covered in Rule 6C1-2.004. Rule 6C1-2.017 is to be repealed. The requirements set forth in the rule will be found in Rule 6C1-2.004 and 6C1-1.011(7), F.A.C. Rule 6C1-2.020 is amended to substitute the Office of Student Activities at the J. Wayne Reitz Union or the Office of Administrative Affairs for the Public Functions Office as responsible for scheduling food service functions. Technical changes have been made regarding the Florida Department of Health.

**SUMMARY:** Prior clearance must be obtained from the Office of Student Activities for the use of any sound amplification equipment in the outdoor areas of campus in Rule 6C1-2.002. Rule 6C1-2.0039 is to be repealed. Rule 6C1-2.004 gives priorities in the use of facilities to University programs and groups. Requests for use are to be directed to the authority controlling the facilities. A condition for the use may be the obtaining of adequate insurance and/or security from the University Police Department. Those using University facilities are responsible for providing programmatic access to individuals with disabilities. Commercial use must be approved by the Vice President for Administrative Affairs, and use for outside activities is governed by Rule 6C1-1.011(7), F.A.C. All references to the Public Functions Office in Rule 6C1-2.005 are removed, and the offices responsible for outdoor areas of campus are stated. Limitations on the use of electrically amplified sound, including limitations on its use in academic areas, are set forth. Rule 6C1-2.006 is to be repealed. Rule 6C1-2.007 is to be repealed. Technical changes to Rule 6C1-2.008 have been made which clarify the process of obtaining permission for the use of instructional space. For areas not in the J. Hillis Miller Health Center, permission must be obtained from the Office of Administrative Affairs. Additional restrictions, including a prohibition against loitering, are set forth, for P.K. Yonge Developmental Research School. Rule 6C1-2.009 is to be repealed. Rule 6C1-2.010 is to be repealed. Rule 6C1-2.011 is to be repealed. In Rule 6C1-2.012 fees for the use of space may be charged to non-University persons and groups. Any groups or persons using services may be charged. The conditions under which an admission fee can be charged are: the proceeds cover the cost of the event or the net proceeds are for a charitable organization. Fees and contributions may not be collected by persons or groups using instructional space. Rule 6C1-2.013 is to be repealed. Rule 6C1-2.014 is to be repealed. Rule 6C1-2.015 is to be repealed. Rule 6C1-2.017 is to be repealed. The Director of Student Activities or the Office of Administrative Affairs will be responsible for scheduling food service functions in Rule 6C1-2.020. These offices provide the required form certifying compliance with health rules and regulations.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:** No statement of estimated regulatory costs has been prepared. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**SPECIFIC AUTHORITY:**

- 6C1-2.002: 240.132(1), 240.227(1), 240.261, F.S.
- 6C1-2.0039: 240.227(1), F.S.
- 6C1-2.004: 240.227(1), F.S.

6C1-2.005:	240.132(1), 240.227(1), 240.261, F.S.
6C1-2.006:	240.227(1), 240.261(2), 240.132(1), F.S.
6C1-2.007:	240.227(1), F.S.
6C1-2.008:	240.227(1), F.S.
6C1-2.009:	240.227(1), F.S.
6C1-2.010:	240.227(1), F.S.
6C1-2.011:	240.227(1), F.S., 6C-4.11, F.A.C.
6C1-2.012:	240.227(1), F.S.
6C1-2.013:	240.227(1), F.S.
6C1-2.014:	240.227(1), F.S.
6C1-2.015:	240.227(1), 240.261(2), F.S.
6C1-2.017:	240.227(1), F.S.
6C1-2.020:	240.227(1), F.S.

**LAW IMPLEMENTED:**

6C1-2.002:	240.132, 240.133, 240.227(5), (13), 240.261, F.S.
6C1-2.0039:	240.227(1), (13), F.S.
6C1-2.004:	240.227(1), (13), F.S.
6C1-2.005:	240.132, 240.227(1), (5), (13), F.S.
6C1-2.006:	240.132, 240.227(1), (5), (13), F.S.
6C1-2.007:	240.227(1), (5), (13), F.S.
6C1-2.008:	228.091, 240.132, 240.227(1), (5), (13), F.S.
6C1-2.009:	120.53(1), 240.227(1), F.S.
6C1-2.010:	240.227(1), (5), (13), F.S.
6C1-2.011:	120.53(1), 240.227(1), F.S., 6C-6.11, F.A.C.
6C1-2.012:	240.227(1), (5), (13), F.S.
6C1-2.013:	240.227(1), (5), (13), F.S.
6C1-2.014:	240.227(1), (5), (13), F.S.
6C1-2.015:	240.227(1), (13), F.S.
6C1-2.017:	240.227(1), (5), (13), (19), F.S.
6C1-2.020:	240.227(1), (13), F.S.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:**

**TIME AND DATE:** February 25, 1998 at 10:00 a.m.

**PLACE:** J. Wayne Reitz Union, Room B74-75

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Mrs. Karon S. Grabel, Clerk of the University, 207 Tigert Hall, University of Florida, Gainesville, Florida 32611.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Otis Jones, Assistant Vice President for Administrative Affairs

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Gerald Schaffer, Vice President for Administrative Affairs

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[Back](#) To Proposed amendments to University of Florida Rules

[Back](#) to Deans, Directors, and Department Chair Memos List