

NOTICE OF CHANGE IN PROPOSED REGULATION

Date: March 14, 2006

REGULATION TITLE:

Possession and Use of Firearms

REGULATION NO.:

6C1-2.001

SUMMARY OF CHANGES: The University of Florida, in response to comments received concerning the amendments to the above regulation, has changed the regulation:

- (i) to clarify that firearms authorized to be on campus and stored at the University police station must be unloaded at all times, even when in transit to and from the police station.
- (ii) to clarify that firearms authorized to be on campus and stored at the University police station should be transported directly to the University police station along the same route provided in the regulation for removal of firearms from campus.
- (iii) to expand the locations at which individuals may possess firearms to be utilized in 4-H approved firearms education programs to include any property designated for use by 4-H.

THE FULL TEXT OF THE PROPOSED REGULATION IS ATTACHED TO THIS NOTICE.

~~REGULATIONS~~RULES OF
~~DEPARTMENT OF EDUCATION~~
~~DIVISION OF UNIVERSITIES~~
UNIVERSITY OF FLORIDA

6C1-2.001 ~~University of Florida;~~ Possession and Use of Firearms.

(1) The possession of firearms on the University campus or any land or property occupied by the University of Florida is prohibited. ~~except where hereinafter specifically authorized.~~

(2) Definitions

(a) The University "campus" is defined for purposes of this ~~regulation~~policy to include those lands located in the City of Gainesville, Florida, occupied by the University of Florida, and bounded generally by 13th Street on the East, University Avenue on the North, 34th Street on the West and Archer Road on the South, including premises occupied by fraternities and sororities officially recognized by the University ~~whether located on the University campus itself or on the periphery, or any land or property occupied by the University of Florida.~~

~~(b3)~~ The term "firearm" is defined for the purposes of this ~~regulation~~policy to have the same meaning set forth in Section 790.001(6), Florida Statutes, provided "firearm" shall also include antique firearms~~include pellet guns and similar weapons.~~

(3) Notwithstanding the foregoing, firearms are permitted under the following limited circumstances:

(a) Campus residents are permitted to store firearms in an area designated by the University Police at the University Police Station only. ~~An area for the maintenance and~~

~~cleaning of these firearms is provided at this designated storage facility. Firearms in transit to the Police Station for storage~~ When removed from the storage facility for use, the weapon shall enter the campus at the intersection of 13th Street and ~~must immediately be taken east on~~ Museum Road ~~and be taken directly and immediately to the Police Station~~ until past the campus perimeter. ~~Firearms in transit from the Police Station~~ Return shall be ~~removed from the campus directly and immediately~~ along the same route. ~~Firearms must be unloaded when on the University campus, whether in storage or in transit to or from storage.~~ Authorization must be acquired from the University Police for possession of the firearm while traveling between the storage facility and the campus perimeter. Possession of a firearm anywhere else on campus is prohibited.

(b) Those presently authorized to possess ~~firearms~~ guns on the campus are members of governmental agencies authorized by law to possess ~~firearms~~ guns, the University Police, members of University Rifle Teams, and the staff of the Florida State Museum when the ~~firearms~~ guns are a part of the museum collection and are for the exhibit purposes or used in specimen collection.

(c) ROTC cadets may drill with unloaded rifles which have the firing pin removed when under the supervision of ROTC officers and cadre. Members of the Rifle Teams are authorized to have possession of their firearms only when under the supervision of ROTC cadre personnel on the firing range or in the ROTC Armory.

~~Any student or employee, including faculty, administration, and staff members, shall be immediately suspended for violation of this policy. When required under applicable university disciplinary rules or provisions of the applicable collective bargaining agreement, such a~~

~~suspension shall be interim in nature until a proper hearing can be held by the appropriate hearing body to determine the facts and circumstances of the violation.~~

(d) The following persons are authorized to possess firearms at Institute of Food and Agricultural Sciences Research and Education Centers:

1. Deputized law enforcement officers living at a center who are issued a firearm as part of their employment;

2. Employees engaged in properly permitted wildlife depredation activities carried out to protect research projects being conducted at a center; and

3. Employees temporarily residing at a center, provided the firearm is kept unloaded, equipped with a trigger lock, and locked in a secured location in the residence.

In addition to any specific requirements set forth above, firearms shall be handled, used and stored in a safe and responsible manner and in accordance with all applicable laws, rules and regulations. A Center director shall be notified prior to any firearm being brought onto Center property and shall have the right to prohibit or limit the use, handling or storage of firearms at the Center for the safety of persons at the Center.

(e) Individuals participating in approved firearms education programs conducted on properties designated for 4-H use may utilize firearms on the property, provided firearms shall be handled, used and stored in a safe and responsible manner and in accordance with all applicable laws, rules and regulations. The program coordinator or property manager shall have the right to prohibit or limit the use, handling or storage of firearms on properties designated for 4-H use for the safety of persons on the property.

(f4) Should it be necessary or desirable for the use of firearms in any of the academic programs of the University, then permission for such use must be applied for and granted by the

Provost or designee, Vice President for Finance and Administration~~Academic Affairs~~ and the Chief of Police of the University Police Department.

(f5) Any student or employee, including faculty, administration, and staff members, shall be immediately suspended for violation of this regulation. When required under applicable university disciplinary regulations or provisions of the applicable collective bargaining agreement, such a suspension shall be interim in nature until a proper hearing can be held by the appropriate hearing body to determine the facts and circumstances of the violation.

Specific Authority: BOG Resolution dated January 7, 2003-240.132(1), 240.227(1), 240.261(2) FS.

~~Law Implemented 240.132, 240.227(5), (13) FS.~~

History--New 9-29-75, Formerly 6C1-2.01, Amended 9-16-99, _____.