

Policy Manual



Title: Distribution of Literature, Solicitation	Number: 6Hx2-5.17
Legal Authority: Fla. Statutes 1001. U.S. Constitution Amendment 1	Page: 1 of 2

GENERAL STATEMENT

To assure freedom of speech and to provide for the exchange of ideas, the distribution of literature and solicitation is permitted at Broward College (the “College”). The right to distribute literature or to solicit information or signatures at the College may be restricted by the chief student affairs officer or designee in the manner described below so that the activity does not interfere with the work or educational and administrative processes of the College, or to prevent conflicts with the rights of other students, faculty, or staff. The College does not review content prior to the distribution of literature or solicitation.

This policy does not apply to Broward County Libraries located on BC campuses and centers. Broward County Library policies and procedures regarding solicitation shall apply in these facilities

Restrictions:

1. Literature may not be distributed in a classroom or within 50 feet of any College building.
2. Literature may be distributed only when the campus is open for business.
3. The chief student affairs officer on the campus or center may order a person(s) distributing literature to cease distribution when it would affect the health, safety, and welfare of individuals or property, which may include but is not limited to:
 - a. Where the distribution substantially disrupts the operation of the campus;
 - b. Where the distribution of materials would incite individuals so as to create a clear and present danger to person or property or the likelihood of imminent lawless action;
 - c. Where the person distributing the literature litters, defaces, or destroys campus property or the property of students, faculty, staff or visitors.
 - d. Placing literature on windshields, tables, or other locations is not permitted;
 - e. Where the person distributing the literature is harassing, stalking, or forcing their literature on other persons;
 - f. Where the person distributing the literature is loud or is otherwise causing a disturbance;
 - g. Where the person distributing the literature is in violation of any applicable federal, state, or local laws, or College Policy or Procedure;
 - h. Where the person distributing the literature is engaged in financial transactions on College property.

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THE POLICY AND THE FACULTY AND STAFF

Faculty and staff should be mindful of the free speech rights of students and non-students and recognize that the orderly distribution of literature is permitted provided it does not interfere with the educational mission of the College or the rights of other students, faculty, staff, or guests of the College.

History: Issued as Policy 5.30 (*Solicitation Policy*) on January 19, 1988; revised on July 31, 1991; revised, re-titled, and re-numbered on July 23, 1997; revised on August 27, 2003, revised August 26, 2008.

Approved by the Board of Trustees	Date August 26, 2008	President's Signature 	Date August 26, 2008
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IMPLEMENTATION AND OVERSIGHT

The chief student affairs officer on the campus/center, in consultation with the Campus Provost is responsible for the implementation and oversight of policy compliance. Students and non-students who wish to grieve a decision of the chief student affairs officer may appeal in writing to the Vice President for Student Affairs and Enrollment Management within 5 days of the decision. The Vice President for Student Affairs and Enrollment Management, in consultation with the Campus Provost, will consider the appeal and render a decision within 5 business day after receiving the request from the student or non-student. The decision of the Vice President for Student Affairs and Enrollment Management shall be final.

VIOLATION OF POLICY

Students found in violation of this policy are subject to discipline through the College Student Code of Conduct. Non-students who fail to comply with the lawful directions of College officials may be issued a notice of trespass.

DEFINITIONS

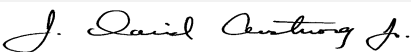
Literature – for the purpose of this policy, literature is defined as written material that is handed from one person to another and does not involve an immediate commercial transaction.

Solicitation – for the purpose of this policy, solicitation is defined as asking for information or signatures from members of the College community that does not involve an immediate commercial transaction.

[Link to Procedure A6Hx2-5.17](#)

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