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;
(c) Narrowly tailored to protect the university environment, prevent
disruption of university activities, or serve another significant
university interest;
(d) Leave open ample alternate channels for communication of the
information or message.

(3) The use of university, grounds, buildings, and facilities by members of the
university community may be conditioned upon the payment of reasonable
expenses incurred by the campus in hosting an event. Any such fees shall
be determined based upon the campus’s good faith estimate, based upon
the application of objective criteria, of the actual expenses it shall incur in
hosting an event. In no instance shall a campus assess any such
expenses in a manner that is based upon disapproval of the substantive
message that the speaker expresses.

(4) Nothing in this section grants members of the university community the
right to materially disrupt previously scheduled or reserved activities
occurring on university grounds, buildings, and facilities.

(D) Freedom of Expression by University of Colorado Faculty

(1) When engaged in teaching and research, faculty enjoy the associated
rights and observe the associated responsibilities of academic freedom as
expressed in Article 5, Part B of the Laws of the Regents and Regent
Policy 5.B.

(2) University faculty are citizens and members of a learned profession. When
university faculty speak or write as citizens, not in furtherance of their
university duties or in the course and scope of their university employment,
on matters of political, academic, artistic, or social concern, the university
shall not censor their expression, initiate disciplinary action against them,
or otherwise subject the faculty members to adverse employment actions
because it disapproves of the substance of their expression.

(3) When university faculty speak or write as citizens, not in furtherance of
their university duties or in the course and scope of their university
employment, they must make every effort to indicate that their expression
is their own and does not represent the opinion or position of the
university.

(4) The freedom of expression recognized in this section does not grant
university faculty the right to refuse to perform official duties, to materially
disrupt the university environment or university activities, or to disregard
the standards of ethical conduct as expressed in Article 1, Part D of the
Laws of the Regents or Regent Policy 1.C.
(E) Freedom of Expression by University of Colorado Staff

(1) University staff are citizens. When university staff speak or write as citizens, not in furtherance of their university duties or in the course and scope of their university employment, on matters of political, academic, artistic, or social concern, the university shall not censor their expression, initiate disciplinary action against them, or otherwise subject the staff members to adverse employment actions because it disapproves of the substance of their expression.

(2) When university staff speak or write as citizens, they must make every effort to indicate that their expression is their own and does not represent the opinion or position of the university.

(3) The freedom of expression recognized in this section does not grant university staff the right to refuse to perform official duties, to materially disrupt the university environment or university activities, or to disregard the standards of ethical conduct as expressed in Article 1, Part D of the Laws of the Regents or Regent Policy 1.C.

(F) Freedom of Expression by University Students

(1) When engaged in educational activities, university students enjoy the associated rights and observe the associated responsibilities of academic freedom as expressed in Article 7, Part B of the Laws of the Regents.

(2) University students are citizens. When university students speak or write as citizens on matters of political, academic, artistic, or social concern, not in furtherance of their studies or in the course of their academic duties, the university shall not censor their expression, initiate disciplinary action against them, or otherwise subject the students to adverse academic actions because it disapproves of the substance of their expression.

(3) The freedom of expression recognized in this section does not grant university students the right to materially disrupt the university environment or university activities or to disregard the standards of conduct as promulgated under Article 7, Part B of the Laws of the Regents.

History:

- Adopted: TBD
- Revised:
- Last Reviewed: TBD