

**THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES
NOTICE OF REGULATION AMENDMENT**

REGULATION NUMBER AND TITLE: FPU-1.009 Commercial Solicitation on University Property

SUMMARY OF THE REGULATION: This regulation is being amended to clarify restrictions on temporary signage and the distribution of materials on University property.

TEXT OF REGULATION: The full text of the Regulation Amendment can be viewed below and on the Florida Polytechnic University Board of Trustees website, at [Recent Notices \(floridapoly.edu\)](https://www.floridapoly.edu/RecentNotices).

If you would like a copy of the Regulation Amendment, please contact Sherri Pavlik, Administrative Assistant to the VP and General Counsel at (863) 874-8412.

AUTHORITY: BOG regulation 1.001(7)(g); Section 1013.10, F.S.

NAME OF PERSON INITIATING REGULATION AMENDMENT: Melaine Schmiz, Associate General Counsel

ANY PERSON SEEKING TO COMMENT ON THE REGULATION AMENDMENT MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

THE CONTACT PERSON REGARDING THIS REGULATION IS: Sherri Pavlik, Administrative Assistant to the VP and General Counsel at 4700 Research Way, Lakeland, Florida 33805, Email: spavlik@floridapoly.edu, Phone: (863)874-8412, or Fax: (863)583-9070.

DATE OF PUBLICATION: August 29, 2024

THE FULL TEXT OF THE REGULATION AMENDMENT IS PROVIDED BELOW:

THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES

FPU-1.009 Temporary Commercial Signage, Distribution of Materials, and Commercial Solicitation on University Property

(1) **Purpose.** This regulation ~~establishes standards for places~~ certain restrictions on commercial solicitation activities on University property.

~~(2) Definitions.~~

~~(3)(2) (a) “Commercial Solicitation” means any act or event relating to any outside business interests or for profit or personal economic benefit, which includes but is not limited to, advertising, distributing any kind of written or printed commercial materials; and selling, purchasing or offering any goods or services, including foods, tickets, merchandise, and promotional trade-outs or giveaways.~~

(a) “University Property” means Florida Polytechnic University buildings, facilities, grounds, land and website that are owned, controlled or under the operating authority of the University.

(b) “Non-University person or entity” means a person, group, or organization, (including University students, student groups, and employees) acting on behalf of a person or entity other than Florida Polytechnic University or the Florida Polytechnic University Foundation.

~~(d) “Solicitor” is any non-University person or entity that is conducting commercial solicitations on University property.~~

(3) Temporary Signage. Temporary signage includes but is not limited to the following temporary signs: directional/road signs, posters and flyers, banners, and free-standing signs. Only University units, University affiliated groups (such as Direct Support Organization, institutes, and centers), Registered Student Organizations, and other student groups recognized by the University are permitted to post signs on campus. Approved vendors may post signs on campus following the process in section (5) below.

(a) Registered Student Organization and other student groups recognized by the University must comply with the Office of Student Experience’s Flyer Posting Process in addition to the requirements in this regulation.

(b) University units and University affiliated groups must receive approval from their respective Vice President or designee prior to posting temporary signage.

(c) Posters and flyers may only be posted in designated areas, such as bulletin boards. The University may provide public bulletin boards that are open to all persons to post flyers and signs.

(d) Temporary signage must not interfere with normal operations of the University.

(e) Temporary signage is not permitted in the following locations:

(i) Roadway medians;

(ii) On vehicles;

(d) Students and student groups wishing to conduct commercial solicitations on University property must first obtain written approval from the Director of Student Affairs/Associate/Assistant Vice President for Student Affairs to do so and must comply with the applicable University policies and procedures.

—The University is entitled to remove unauthorized commercial solicitation materials from University property and may charge the solicitor for removal of such materials, for clean-up of the University property, and for the cost to replace or restore damage to University property.

(e)

(f) (8) Solicitors are prohibited from distributing advertising material of any kind on automobile windshields or windows is prohibited.

(6) ~~Solicitors~~ Those violating this regulation will be instructed to cease and desist the ~~commercial solicitation activities activity~~ immediately. Employees violating this regulation are subject to disciplinary action up to and including termination. ~~Students~~ violating this regulation are ~~also~~ subject to disciplinary action by the University up to and including expulsion.

~~Except in accordance with this regulation, non-University persons and entities are prohibited from conducting commercial solicitations on University property at any time. The University may assess charges or fees to the solicitor for conducting commercial solicitation or other promotional efforts on University Property.~~

~~(4) This regulation does not prohibit the University's authorized vendors (such as the food service provider and bookstore manager) from conducting normal commercial solicitation activities that are contemplated and permitted in a valid written contract between the University and the vendor.~~

~~(5) Non-University persons or entities, other than students or student groups, wishing to conduct commercial solicitations on University Property must first obtain prior written approval from the Executive Director of Finance & Planning or designee to conduct commercial solicitations and must comply with the applicable University policies and procedures.~~

~~(6) Students and student groups wishing to conduct commercial solicitations on University property must first obtain written approval from the Director of Student Affairs to do so and must comply with the applicable University policies and procedures.~~

~~(7) The University is entitled to remove unauthorized commercial solicitation materials from University property and may charge the solicitor for removal of such materials, for clean-up of the University property, and for the cost to replace or restore damage to University property.~~

~~(8) Solicitors are prohibited from distributing advertising material of any kind on automobile windshields or windows.~~

~~(9) Solicitors violating this regulation will be instructed to cease and desist the commercial solicitation activities immediately. Employees violating this regulation are also subject to disciplinary action by the University.~~

Authority: BOG regulation 1.001(7)(g)

History: NEW 7.29.14, revised