

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

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

SUMMARY OF THE REGULATION: This regulation places certain restrictions on commercial solicitation activities on University property.

TEXT OF REGULATION: The full text of the Proposed Regulation can be viewed below and on the Florida Polytechnic University Board of Trustees website, at <<http://floridapolytechnic.org/board-of-trustees/university-policies-and-regulations/>>. If you would like a copy of the Proposed Regulation, please contact Bacogie Luke, Administrative Assistant to the VP and General Counsel at (863)583-9061.

AUTHORITY: Board of Governors Regulation 1.001

NAME OF PERSON INITIATING PROPOSED REGULATION: Gina DeIulio, General Counsel

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED REGULATION 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: Bacogie Luke, Administrative Assistant to the VP and General Counsel at 439 South Florida Avenue, Suite 300, Lakeland, Florida 33810, Email: bluke@floridapolytechnic.org, Phone: (863)583-9061, Fax: (863)583-9070.

DATE OF PUBLICATION: June 28, 2014

THE FULL TEXT OF THE PROPOSED REGULATION IS PROVIDED BELOW:

FPU-1.009 Commercial Solicitation on University Property.

(1) Purpose. This regulation places certain restrictions on commercial solicitation activities on University property.

(2) Definitions.

(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.

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

(c) “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) 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 _____

6.28.14