

California State University, Fresno

Addendum to CSU Systemwide Time, Place, and Manner Policy

University Designee with Oversight and Enforcement Responsibility

Phong Yang, Vice President for Student Affairs and Enrollment Management, is the University administrative Employee designated to serve as the Designated University Official for California State University, Fresno with responsibility for oversight, implementation and enforcement of the Systemwide Time, Place, and Manner Policy, and this Addendum, including oversight of a training program for responsible staff and the broader university community (including Students and Employees).

Designated University Law Enforcement Liaison

Terree Stevenson, Associate Vice President for Student Affairs and Dean of Students is the University administrative Employee designated to serve as the Designated Law Enforcement Liaison between University law enforcement and Students exercising rights guaranteed by the First Amendment to the United States Constitution or Section 2 of Article I of the California Constitution, or both.

University Response Team

The response team for matters related to implementation and enforcement includes:

<u>Name</u>	<u>Title and Division</u>	<u>Contact Information</u>	<u>Policy Role</u>
Phong Yang	Interim Vice President for Student Affairs and Enrollment Management	559.278.2541	Designated University Official
Amy Allen, Ed.D.	Associate Dean, Student Involvement	559.278.2741	Deputy Official for Implementation and Enforcement of TPM Policy/On-site lead
Matt Hawkins	Vice President for Administration/ Chief Financial Officer	559.278.2083	Designated Liaison on Buildings & Grounds Regulations

Terree Stevenson	Associate Vice President for Student Affairs and Dean of Students	559.278.6561	Designated University Law Enforcement Liaison
Chief Anthony Martinez	Fresno State Chief of Police	559.278.8400	Campus Safety, Security, and Emergency Response
Jaime Horio	Director, Office of Environmental Health and Safety and Risk Management	559.278.7422	Risk Management Liaison
Lauren Nickerson	Vice President for University Marketing and Communications	559.278.5292	Official University Response and Communication

California State University, Fresno Operating Hours

No one shall enter or otherwise remain on University Property between the hours of 10:00 p.m. and 7:00 a.m., or at such other times as published or posted by University housing and residential programs, and other similarly specialized University programs. This prohibition shall not apply to persons possessing valid written authorization from a University official, persons on legitimate University-related business, or persons attending a specific University-sponsored event. Those persons with legitimate University business reasons, valid written authorization, or attending a University-sponsored event, shall be allowed to remain and access University Property as allowed in their authorization or through the duration of the specific event, after which time they shall leave University Property without any appreciable delay. This prohibition shall not apply to persons transiting on a roadway or path designated as open to the public.

Campus Time, Place, and Manner Regulations

Access to and use of designated University Property must be scheduled and registered in advance, as noted in the list of University Property set forth below. Certain uses of University Property may be subject to fees, require liability insurance, and/or an indemnity agreement which must be provided by those who seek to engage in such uses. All users assume responsibility for all damage they cause to University Property. Failure to pay for damage to University Property may jeopardize future access to and/or use of University Property and can result in discipline for Students and Employees who are responsible for the damage, as well as civil or criminal action.

For purposes of this Addendum the following terms shall apply, as set forth in the [CSU's Systemwide Time, and Manner Policy](#).

Public Areas

A Public Area is University Property that is available for public assembly, marches, demonstrations, protests, and debate. Right of access and equality of access are provided in these areas, so long as activities are lawful and do not disrupt University operations. Content-based restrictions are prohibited, but reasonable time, place, and manner regulations will be applied. Spontaneous activities may take place in Public Areas without pre-scheduling or reservations.

Limited Areas

A Limited Area is University Property available to the public but due to business operations, safety concerns, or other important University interests, is not open for assembling, marching, demonstrating, or protesting. Activities in these areas may require scheduling and reservations with the University, and are available on a limited basis, subject to campus regulations that are narrowly tailored to address the University's legitimate business interests.

Access to and use of *certain* designated University Property must be scheduled and registered in advance, as noted in the list of University Property set forth below. Certain uses of University Property may be subject to fees, require liability insurance, and/or an indemnity agreement, which must be provided by those who seek to engage in such uses. All users assume responsibility for all damage they cause to University Property. Failure to pay for damage to University Property may jeopardize future access to and/or use of University Property and can result in discipline for Students and Employees who are responsible for the damage, as well as civil or criminal action.

Non-Public Areas

Except for areas designated as Public Areas and Limited Areas, all remaining University Property, including the interiors of all buildings and facilities, are Non-Public Areas. These areas are not open to the public, and the University can restrict access to Non-Public Areas on a Content-and Viewpoint-Neutral basis.

If there is a University location not listed below, please contact the University administrator responsible for implementing this Addendum.

List of University Properties

<u>Place</u>	<u>Day and Time Available</u>	<u>Permitted Manner Of Use</u>	<u>Type Of Place</u>
Administrative And Academic Buildings:	N/A	For University Academic, Research, Student Life, And Business/Administrative Purposes Only.	Non-Public

Ag Mechanics Agriculture Conley Art Downing Planetarium Downing Planetarium Museum Education Annex Trailer Engineering East Engineering West Family & Food Science Frank W. Thomas Building Greenhouse Grosse Industrial Technology Joyal Administration Kennel Bookstore Kremen Education Mckee Fisk Mclane Hall Modular 133l Modular 133m Modular 133n Modular 133p Modular 133q Modular 133r Modular 133s North Gymnasium Peters Business Physical Therapy And Intercollegiate Athletics Professional And Human Services Science Science II Ship/Rec/Print Shop Peters Business Physical Therapy And Intercollegiate Athletics Professional And Human Services Science Science II Ship/Rec/Print Shop Smittcamp Alumni House Social Science Student Health Center University Center			
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University High School Wet Incubator			
Lab School Music Speech Arts South Gymnasium University Business Center	Varies	For University Academic, Research, Student Life, And Business/Administrative Purposes Only. Select areas may be available for reservation by contacting the Scheduling Office.	Limited
Athletic Facilities:	N/A	Per Ground And Facility Lease with the Athletic Corporation (Auxiliary) restricted for intercollegiate athletic sport team practices and competitions, select venues and fields can be reserved for special events by contacting the Department of Athletics.	Limited
Aquatics Center Bob Bennett Stadium (Baseball) Duncan Athletic Facility Margie Wright Diamond (Softball) Meyers Family Sports Medicine Center North Gym Annex Soccer Stadium Strength And Conditioning Center Valley Children's Stadium (Football) Wathen Tennis Center			
Campus Pointe - P3Development (mixed use) Developer Owned/Operated (Kashian Enterprises)	N/A	Mixed-Use Development (retail, housing, theatre, and hotel).	Limited
Central Plant/Corp Yard	N/A	Used For University Business/Administrative Purposes Only.	Non-Public
<u>Place</u>	<u>Day and Time Available</u>	<u>Permitted Manner Of Use</u>	<u>Type Of Place</u>
Gibson Farm Market	Monday-Friday 9 a.m. to 5 p.m. Saturday:	Retail Store	Public

	10 a.m. to 5 p.m. Sunday Closed; Varies By Season		
Jordan Agricultural Research Center	N/A	For University academic, research, and farm enterprise units; select areas can be reserved by contacting the Jordan College Of Agricultural Sciences And Technology.	Limited
Library	N/A; Reservations Are Required	Meetings, Workshops, Special Events For University Affiliates. Reservations Required Through Library .	Non-Public limited
Library - Fourth Floor	N/A	Use For University Business/Administrative Purposes Only.	Non-Public
Main Campus: Hardscape and landscaped areas on University-owned property	7 A.M. - 10 P.M.	Non-Amplified Speech And Expression, Including Solicitation Of Signatures On Non-Commercial Petitions.	Public
Off-Campus Auxiliary Owned Buildings:			
Association - 2771 E. Shaw Avenue	N/A	Used For Auxiliary Business/Administrative Purposes Only.	Non-Public
Foundation - 4910 N. Chestnut Ave.	N/A	Used For Auxiliary Business/Administrative Purposes Only.	Non-Public
Off-Campus Leased Space - Fresno State Visalia Campus Located At College Of The Sequoias	N/A	Used For University Academic, Research, Student Life, And Business/Administrative Purposes Only.	Non-Public
<u>Place</u>	<u>Day and Time Available</u>	<u>Permitted Manner Of Use</u>	<u>Type Of Place</u>

Parking Lots	7 A.M. - 10 P.M.	For Parking purposes only unless reserved using official University Facility And Special Event Reservation Procedures (25e).	Limited
Playfields - Main Campus (Large Playfield; Small Playfield)	N/A	For University Academic, Research, Recognized Student Organizations, and Business/Administrative purposes only, but can be reserved for special events using official University Facility Reservation Procedures (25e).	Non-Public
Programs For Children: <i>Kremen Education, Home Management And Family Food Science Buildings (three centers)</i>	N/A	Campus Child Care Centers: Limited To Staff, Parents, And Children.	Non-Public
Resnick Student Union	Monday – Thursday 7 A.M. To 10 P.M. Friday 7 A.M. To 8 P.M. Saturday 7 A.M. To 5 P.M. Reservations Are Required	Meetings, Workshops, Special Events. Reservations Required Through Student Union Reservation Center.	Limited
Satellite Student Union	Contingent Upon Scheduled Events	Workshops, Conferences, Meetings, And Trainings. Reserve Through Student Union Reservation Center.	Limited
Save Mart Center	Contingent Upon Scheduled Events	15,000 Seat Multi-Purpose Event Center.	Limited
Speaker’s Platform And Memorial Gardens	7:00 A.M.-12:00 A.M. (Midnight)	Reserve Through Student Union Reservation Center.	Public
<u>Place</u>	<u>Day and Time Available</u>	<u>Permitted Manner Of Use</u>	<u>Type Of Place</u>

Student Housing	N/A	Limited to Housing staff, residents, and authorized guests.	Non-Public
Residence Dining Hall Sequoia/Cedar Halls Birch Hall Residence Halls Atrium Sycamore Hall Aspen/Ponderosa Hall Baker Hall Graves Hall Homan Hall			
Student Recreation Center	Monday- Friday 6 A.M. To 9 P.M. Saturday 9 A.M. - 5 P.M. Sunday 12 P.M. To 9 P.M.	Use of main fitness area is for registered students only; reservation of spaces (basketball gyms) for special events is handled through the Student Rec Center.	Limited
University Farm Laboratory	N/A	For University academic, research, and farm enterprise units; select areas can be reserved by contacting the Jordan College Of Agricultural Sciences And Technology.	Limited
Ag Operations/ Farm Machinery Center Animal Science/ Multipurpose Facility Beef Unit C.A.T.I. Dairy Unit Dairy Processing Equestrian Center Food & Agriculture Research Lab Food Processing Lab Forestry Building Foster Farms Poultry Research/ Education Facility Graduate Lab Gumz Enology Building Student Horse Center Horse Unit Hay Barn Livestock Judging Pavilion Oh Unit Post-Harvest Laboratory Rodeo Unit Round-Up Lab Sheep Unit			

Swine Unit Veterinary Hospital Vincent E. Petrucci Viticulture Building			
University House - Off Campus	N/A	Private Residence For University President.	Non-Public
University Student Union	Monday – Friday 7 A.M. To 10 P.M. Saturday: 9 A.M. To 10 P.M. Reservations Are Required	Reservations Required Through Student Union Reservation Center.	Limited

Scheduling and Registration Procedures

All individuals and groups wishing to plan or schedule an event or activity on campus must complete the event approval process and obtain approval for the contemplated event **before** advertising the event.

Recognized Student Organizations

Student organizations officially recognized through the Office of Student Involvement wishing to use University property, facilities or services are required to contact the [Student Union Reservation Center](#). Additional information may be required via the Event Request Form and/or review by the Event Review Committee.

Recognized student organizations are required to comply with all University policies. Failure to adhere to policies may result in revocation of recognition, loss of privileges, or other sanctions for violation of such policies.

University Affiliated Organizations

Faculty, staff, students and student groups sponsored by academic or administrative departments or engaged in instructionally related activities (other than recognized student organizations) wishing to use University property, facilities or services may request the use of University property, facilities or services as detailed in the table above.

Please note: If your co-hosting community group is paying Fresno State directly for any services or rentals, your event is considered external or non-affiliated (please see Non-Affiliates section below).

Additional information may be required via the [Campus Event Request Form](#) and/or review by the Event Review Committee. For questions or assistance with the [25Live](#) reservations system, requesters may contact the Scheduling Office at 559.278.2941.

Non-Affiliates

Campus entities co-hosting events with non-affiliates, as well as those not affiliated with Fresno State, shall fill out the [Campus Events Request Form](#) to begin planning their event. Co-hosting events: If a Fresno State entity is co-hosting an event with a community group, and the community group is paying Fresno State directly for any services or rentals, the event is considered external.

After filling out the form, contact the venue coordinator for the specific University facility at issue for information concerning the reservation of the desired facility. Each campus facility is managed by its own venue coordinator and will provide information on applicable requirements, including, but not limited to, rental fees and insurance.

Non-Affiliates wishing to use University Property to conduct events or activities on campus consistent with the Policy must receive approval from the Office of the Vice President for Administration and will require the completion of a Facility Use Agreement.

Non-Affiliates are encouraged to complete the Events Request Form concerning their proposed event as early as possible. If a proposed event requires a security/threat assessment or clearance from the State Fire Marshal, as determined by the University Police Department, the application for use of the facility should be submitted at least 60 business days in advance.

Event Security - Public Safety

To address public safety issues (routes of march, necessary public safety staffing, disruption of campus academic programs and other events etc.), groups are strongly encouraged to notify the [Fresno State Police Department](#) at least 24 hours in advance of the event to ensure safe ingress and egress on campus.

For events held on University Property, the Fresno State Police Department (FSPD) will assess security needs based on objective and credible evidence of specific risks, and not on assessment of the viewpoints, opinions, or anticipated expression of event speakers, sponsors, participants, community, or performers. FSPD is responsible for determining and providing the appropriate event security, not the event host. If FSPD determines the event has substantial security needs, the host organization must schedule a security assessment meeting with FSPD no later than six weeks prior to the event date. FSPD will discuss security concerns and recommendations at the security assessment meeting, and meeting participants will discuss options for addressing security needs that FSPD has identified.

The event sponsor(s) must agree to reimburse costs of basic security provided by FSPD. Fees will not be charged to event sponsors based on concerns that the subject matter of the event or

viewpoints, opinions, or anticipated expression of the sponsors, event performers, or others participating in the event might provoke disturbances or incur costs to respond to such disturbances.

Activities and Uses on University Property Requiring Written Permission

The following activities and uses are prohibited unless prior written permission from the appropriate University official is obtained in accordance with the following procedures:

Display or Distribution of Published Materials

The display or distribution of books, newspapers, magazines, pamphlets, or similar published materials is permitted on campus provided that such published materials: (1) do not violate state or federal laws; (2) do not consist of term papers, theses, or other written materials submitted for academic credit that the displayer knows will be used to engage in academic dishonesty, including, but not limited to, plagiarism and cheating, or otherwise violate the Student Code of Conduct; (3) are not available for sale at the campus bookstore. The published materials displayed shall not be in violation of the provisions of Chapter 7.5, Title 9, Part 1 (commencing with Section 311) of the Penal Code (relating to the sale and distribution of obscene matter), or of Chapter 6, Title 3 (commencing with Section 66400) of the Education Code (relating to the preparation, sale and distribution of materials to be submitted for academic credit).

Display or distribution of published materials must be conducted in a manner that (1) shall not unreasonably interfere with or obstruct the free flow of pedestrian or vehicular traffic, (2) shall not unduly interfere with campus pedestrian and vehicular circulation, (3) shall be carried out without amplification equipment, (4) shall be carried out without prolonged or repeated contact with persons who have declined the solicitation, (5) shall not violate state or federal laws, and (6) shall not occur during commencement time periods.

Chalking

Requests submitted to the [Student Union Reservation Center](#) to communicate via chalking will be considered only from recognized student organizations, faculty and staff members or individual students, and those off-campus individuals or organizations that are co-sponsored by a recognized University organization. Chalking must not interfere with pedestrian traffic. A three-day maximum duration must be observed. A request to chalk, including date(s), location, the name of the responsible individual(s) or organization(s) and a commitment to clean and remove the chalking (following University guidelines) must be submitted via an approved event proposal form. Message content will not be considered in the University's review of requests to chalk.

Chalking is permitted only on concrete sidewalks. Crayola Washable Sidewalk Chalk is recommended for freehand art or message. Spray Chalk is permitted for stencils. Chalking must be located at least 20 feet away from building entrances and may not be located under an overhang, canopy, or other cover. Chalking is prohibited in all other campus locations. The form of chalk must be washable with water. Red colored chalk is NOT allowed. Removal of chalk must be scheduled to avoid disruption of campus activities. Should the responsible individual/organization chalk without permission or fail to adhere to the written removal plan, cleanup may be performed by the University and charged to the sponsoring organization.

Posting:

Posting is permitted on any "General Use Public Bulletin Board." Check with the appropriate Dean's office, department or division for questions on posting procedures and locations of general use public bulletin boards. General use of public bulletin boards will be completely cleared off at the end of each academic semester. Posters and signs must not exceed 11" x 17" and only one poster or sign per group or individual may be placed on any one general use public bulletin board. Material may not overlap other posters and signs, and must be fastened with tacks or staples – NO TAPE may be used.

Signs:

Staked temporary signs are not to exceed 24" X 36" and may be placed on surveying stakes, not to exceed 36" in height. Staked temporary signs are to be placed in shrub areas. They are not allowed to be placed on lawn areas. Staked temporary signs may not advertise for longer than one week. Both stakes and signs must clearly identify the name of the organization sponsoring the activity.

Posters and signage may not be placed on the outside of buildings (walls, doors, windows, roofs or steps) or on interior doors, windows, walls, floors or ceilings. Posters and signage may not be placed on trees, utility poles, traffic control signs, trash cans, handrails, fences, in planted garden areas or flowerbeds, non-general/non-public use bulletin boards, newspaper racks or hillsides. Posters and signage may not obstruct the entrances or exits of buildings or the line of vision to vehicular or pedestrian traffic. Posting of signage on vehicles without the owner's permission is not permitted. No posting is permitted on campus directories, within fountains, trash or recycle bins. Signs of any nature on any classroom chalkboard, bulletin board, dry-erase board, or any other surface are prohibited and violate this Policy.

Sandwich boards may be used with a maximum size 4' x 4'; sandwich boards may not be placed on lawns or shrub areas; may not restrict access to sidewalks or building entrances; and signs may not be locked to buildings, handrails, or other fixtures or structures.

Banners (not to exceed 3' X 5') will require prior approval.

All posters, flyers, sandwich boards, and signs must include the name(s) of the organization responsible for the posting and their contact information. All posters, flyers and signs without this information will be removed.

The organization shall be responsible for its removal no more than two weeks after the event is over. The University reserves the right to remove signage (non-commercial and commercial) if the organization has not removed after this time period.

B. No Unmanned Aircraft System (UAS) (also known as a drone) may be flown from, on or around University Property without the express written approval of the University's Chief of Police

C. Use of University Property for commercial purposes is prohibited unless prior written permission has been obtained from the University by contacting the Vice President for Administration and Chief Financial Officer.

Commercial transactions, including, but not limited to, the selling of books, newspapers, magazines, pamphlets, or similar published materials, and the display of property or services for sale on campus are prohibited unless proper written authorization has been obtained. Such permission shall be granted if:

- The proposed activity aids achievement of the educational objectives of the campus, does not unreasonably interfere with the operation of the campus, and is not prohibited by law; or
- The prospective buyer has agreed in writing in advance to an appointment, and the prospective seller makes no more than one appointment for any day, and such appointment does not interfere with the operation of the campus.

Persons or organizations wishing to engage in commercial transactions or display of goods or services for sale on campus grounds may be granted permission (maximum of five (5) business days per academic semester) to do so if the proposed activity aids achievement of the educational objectives of the campus. Private sales and sales sponsored by University or Auxiliaries are excluded from this section, as are the fundraising activities of recognized student organizations.

Marketers of credit cards are prohibited from offering gifts to students for their completing

credit card applications (California Code of Regulations, Title 5, Section 42350.6).

D. University Flagpoles are reserved for official University use only. Flags flown on outdoor, permanently installed flagpoles located on University Property serve as a means of expression of the University's official sentiments as determined by the University President or the Chancellor, as applicable. They are not a forum for free expression or expressive conduct by members of the University community or the public

E. Additional activities and uses.

Amplified Sound

Amplified sound is defined as any sound that is broadcast through electronically amplified equipment or sound that is electronically enhanced. Amplified sound may be used when observing the following conditions:

1. Outdoor events and activities that involve amplified music or speech are permitted 12:00 p.m. to 1:00 p.m. University scheduling protocols must be followed. Amplified sound at these times is allowed without prior approval. The use of amplified sound outside of these hours requires prior written approval through the University President's designee.
2. Designated locations include, but are not limited to, the Speaker's Platform and the USU Pit. Where amplified sound, equipment or commercialism are involved, use of University scheduling protocols is required to ensure that the proposed volume does not interfere with instructional or previously scheduled programs and University business.
3. The sound level for any event may not exceed that which is disruptive to instructional programs, scheduled events, University business operations, and/or Library or classroom study and research. Amplified sound base decibel rates of 75dbA and spikes of 90dbA are permitted as measured from 25 feet from the source of the amplification. Outdoor amplified sound events are subject to monitoring and regulation. No more than five (5) minutes will be allowed to correct the volume to a level that conforms to this policy, as determined by designated Student Affairs representatives.

Educational Programs and Activities to Support the Balance Between Free Speech Activities, Educational Mission, and Student Safety

Refer to University [Free Speech website](#)

Principles of Community:

We all play a role in fostering an inclusive work and learning environment of respect, kindness, collaboration, and accountability where every member of the student body, faculty, staff, and administration can thrive. Our Principles of Community reflect our core values of Exploration, Excellence, Inclusion and Community as well as our deep commitment to our mission "to empower students for success through a transformative education rooted in active service with diverse communities." These Principles were developed collaboratively by faculty, staff, and administrators. They exemplify what we aspire to be.

The [Office of Compliance and Civil Rights](#) is committed to supporting a safe, welcoming environment for our Bulldog community. This office addresses all issues of discrimination, harassment or retaliation, and enforces University policies including prohibitions against sexual misconduct, sexual exploitation, dating or domestic violence, and stalking. We are committed to providing supportive resources with compassion and care.

Resources for Mental Health and Trauma Support for Employees and Students

<i>Resource Name</i>	<i>Type of Services</i>	<i>Contact Information</i>
Student Health and Counseling Center	Provides counseling and mental health services for students.	559.278.2734 https://studentaffairs.fresnostate.edu/health/counseling/index.html
Empathia Employee Assistance Program	Provides counseling services to employees for: <ul style="list-style-type: none"> • Stress, depression, and personal problems • Balancing work and personal needs • Family and relationship concerns • Alcohol and drug dependency • Workplace conflicts • Any other life issue or concern 	800.367.7474 https://www.mylifematters.com/

Recognized Student Organizations

The University is committed to maintaining a safe and healthy living and learning environment for students, faculty, and staff. Student organizations should choose activities that contribute to this end. Student organizations recognized by Fresno State are subject to the Student Organization Code of Conduct. The University may hold a student organization responsible for

the actions of its members when the behavior or activity is related to the organization. Misconduct need not be officially approved by the organization's membership in order to be grounds for sanctions against the organization. Behavior by a student organization or representative that is not consistent with this Student Organization Code of Conduct is addressed through an educational process that is designed to promote safety and good citizenship and, when necessary, impose appropriate consequences. Additional information can be found in the [Student Club and Organization Handbook](#).