Time, Place, and Manner Policy – A Guide for Faculty

University Response Team

January 2025

Channel Islands
CALIFORNIA STATE UNIVERSITY

What is TPM?

TIME, PLACE, MANNER POLICY

When was it revised and implemented?

- Effective 11/20/24
- Next Review is: 11/20/25

What is the goal of the TPM Policy?

- The CSU has the authority to regulate the use of all university property and when, where and how it is used. The CSU has therefore established standards that set forth the "time, place, and manner" in which all activities may be conducted on university property.

- A "time, place, and manner" policy allows the CSU to fulfill its educational mission by helping to maintain an environment where its operations and work can be safely conducted without disruption, in accordance with the highest standards of institutional integrity, and with recognition of the rights, privileges and responsibilities of university community members and members of the public.

- The policy ensures that those who participate in lawful expressive activities are protected and do not disrupt university operations or infringe on the rights of others. The regulations also address how the university will respond to students, employees and non-affiliated persons who disrupt university activities by failing to comply with these requirements, and how the university will reasonably support students and employees who are affected by such activities.

TIME, PLACE, MANNER POLICY

How does a Time, Place and Manner policy relate to free speech?

The First Amendment prohibits the government from curtailing freedom of expression. The Supreme Court has, however, held that speech may be regulated in some circumstances, including under "time, place, and manner" regulations. At the California State University and all 23 universities, the time, place, and manner regulations reflect the values of encouraging diverse ideas, community engagement on campus, and academic freedom while also preserving legitimate government interests including campus safety.

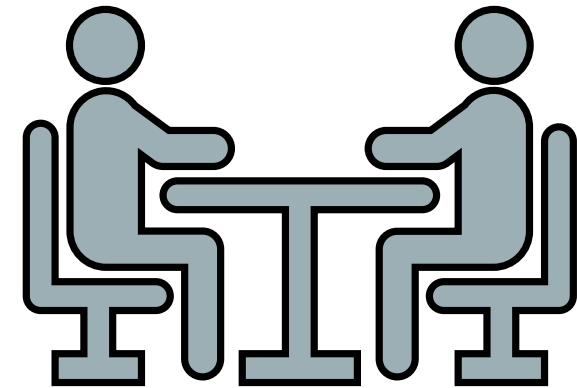**What is "viewpoint and content neutrality?**

Viewpoint and content neutrality are terms often discussed in Time, Place and Manner policies. They refer to the concept that restrictions on time, place and manner apply across the board, without regard to the substance or the message. While the university may not generally limit the content or the viewpoints of what is expressed on university property, including at public assemblies, marches, protests and demonstrations, the University may limit where, when and how these activities take place through content and viewpoint neutral time, place and manner restrictions.

WHAT IS INCLUDED?

- The policy addresses the mandatory requirements of the "campus climate legislation,"

    - Including laying out the steps that will be taken to respond to "activities that threaten the safety of students, faculty or staff, and

    - Disrupt their ability to access the campus or buildings, the educational process or activities on campus."

WHY IS IT BEING CALLED AN "INTERIM" POLICY?

The policy is fully effective immediately for all students, non-represented employees, and non-affiliates. However, it is considered an "interim" policy because it will not be effective for union represented employees until the meet and confer process is complete. During that time, the previously negotiated campus Time, Place and Manner policy will continue to apply to union represented employees for that campus. Following the conclusion of the meet and confer process, the systemwide Time, Place and Manner policy will apply to all employees in all respects.

HOW WILL THIS POLICY AFFECT FREE SPEECH?

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Through its new systemwide policy, the CSU will ensure that individuals and groups are afforded wide latitude in lawfully exercising the right of free expression and that their constitutionally protected right to free expression is not abridged.

The CSU promotes tolerance of differing points of view and respects the rights of others to express themselves. While someone may find certain expressions or materials to be offensive or even insulting, the appropriate way to counteract such expression is through discourse, criticism, and the expression of contrary points of view. Free speech is allowed and supported as long as it does not violate the law or university policies and procedures. The CSU's Academic Freedom Policy, which sets forth the definition of academic freedom, is incorporated into this policy.

The exercise of freedom of expression and assembly rights must comply with all applicable federal, state, and local laws, and university policies, including CSU's Nondiscrimination Policy.

Freedom of expression, however, is not an absolute right. It coexists with other rights and the need for public order and safety. Illegal activity not protected by the First Amendment and not permitted by this policy includes – but is not limited to – unlawful discrimination, harassment, vandalism, property damage, trespass, occupation of a building or facility, refusal to disperse in violation of the law or policy or the promotion or incitement of actual or imminent violence or harm.

"MANNER" RESTRICTIONS

- Addendum: outlines campus specificity (limitations)

- Eboni Ford Turnbow, Ph.D., Vice President for Student Affairs, is the University administrative employee appointed to serve as the Designated University Official for California State University Channel Islands (CSUCI) with responsibility for oversight, implementation, and enforcement of the CSU Systemwide Time, Place, and Manner Policy, and this Addendum, including oversight of a training program for responsible staff and the broader University community (including CSUCI students and employees).

SCAN ME

Status of the TPM for Faculty, Staff, and Students

UPDATES ABOUT THE TPM POLICY

- ***Represented Employees***
  - Established TPM policy applies (OP.01.008; 2018)

- ***Non-represented Employees (and non-affiliates)***
  - Interim policy applies
  - Current addendum

- ***Students***
  - Interim policy applies
  - Current addendum

How to Support Students Navigating TPM

TPM REMINDERS FOR STUDENTS

- *Use of Buildings, Facilities, or Grounds*
  - Understanding of conduct on university property.
  - Rules and regulations (public, limited, non-public).

- *Public Meetings, Performances, Rallies, Demonstrations, or Similar Events*
  - Completing forms in advance (e.g., 15 business days in 25Live; 24hrs for meetings).
  - Including required information on host group/organization.

- *Sound Amplification*
  - Thinking through alternatives.
  - Maintaining the learning and environments.

- *Solicitation (Commercial Solicitation or Non-Commercial Solicitation)*
  - Review and approval.
  - Limited time.

TPM REMINDERS FOR STUDENTS

Handbills/Circulars

- Distribution by hand; union activities permitted

Display or Distribution of Published Materials

- Temporary

Postings

- Advanced approval.
- Mindful of language used (e.g., not promoting/inciting eminent violence or harm).

*Prohibited activities (legal requirements; safety considerations)

- Encampments/camping; unauthorized structures/barriers; restricting free movement; masking to conceal identity w/intent to violate laws/policies; occupation of buildings/facilities; vandalism/other damage

Further Questions?

Contact: Dr. Eboni Ford Turnbow, PhD.

Designated University Official

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RESOURCES

CSU TPM FAQs: https://www.calstate.edu/csu-system/transparency-accountability/Pages/tpm-faqs.aspx

CSU Interim Systemwide TPM Policy: https://calstate.policystat.com/policy/17089632/latest/

Existing CSUCI TPM Policy: op-01-008-policy-tpm-use-building-grounds-addendum.pdf

TPM at CSUCI: https://www.csuci.edu/cpr/tpm/

CSUCI TPM Addendum: csuci-tpm-campus-addendum-final.pdf

CSUCI Regulations Related to Campus Areas: https://www.csuci.edu/cpr/tpm/regulations.htm

University Events (for Scheduling): https://www.csuci.edu/university-events/

University Response Team: https://www.csuci.edu/cpr/tpm/response-team.htm