First Amendment Basics
Kathy Adams Riester
Associate Dean of Students
kriester@email.arizona.edu
520-626-0053

UA Mall – Designated Public Forum
☐ Government intentionally designates and opens non-public forum to expressive activity by class of speakers
☐ Neither content nor viewpoint discrimination are allowed
☐ Time, place, manner restrictions permissible

Free Speech Test
☐ Is it compatible with the environment/activity?
☐ If it isn’t – offer alternatives

What is Disruptive Behavior and Unprotected Speech?
☐ Behavior that is incompatible with the activity
☐ Heckling to extent that speaker/audience can’t hear
☐ Sexual or racial harassment (severe, pervasive, repetitive to ONE PERSON)
☐ True threats of violence
☐ Incitement of imminent lawless action

What about Hate Speech?
☐ 1st Amendment restricts UA from placing selective limitations on speech/expression if it is insensitive, boorish or expressive viewpoints on disfavored subjects
☐ 1st Amendment forbids University from regulating or punishing speech or expression of ideas/messages because they are offensive or controversial

What Can We Address?
☐ Speech which is likely to incite imminent lawless action
☐ Speech which is harassing (severe, pervasive, persistent, hateful toward ONE PERSON)
☐ Speech which is disruptive/not appropriate to the forum
☐ Discrimination, harassment, retaliation against an individual based on a protected class.

What Should Your Actions Be?
☐ If you think someone (or a group) is being disruptive and/or blocking access to (in or out) of a building or room – Call the Dean on Call at: 520-349-0030
☐ Trained DOS staff person will address the situation and confer with UAPD and your event staff