



THE UNIVERSITY OF ARIZONA

## Dean of Students Office

### First Amendment Basics

[DOS-deanofstudents@email.arizona.edu](mailto:DOS-deanofstudents@email.arizona.edu)

520-621-7057

#### 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?

- Behavior that is incompatible with the activity
- Heckling to extent that speaker/audience can't hear
- Provocation
- Harassment (severe, pervasive, repetitive)
- Threatening
- Incitement
- Imminent violence

#### What about Hate Speech?

- 1<sup>st</sup> Amendment restricts UA from placing selective limitations on speech/expression if it is ***insensitive, boorish*** or ***expressive view points on disfavored subjects***
- 1<sup>st</sup> 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, repetitive)
- 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 tent, building or room – but you are not in immediate danger– Call the Dean of Students Office at 520-621-7057***
- Call 911 immediately to report life threatening situations, immediate danger, or extreme threats.***
- Trained DOS staff person will address the situation and confer with UAPD and your event staff