

**UNF Board of Trustees**

December 19, 2002

**Issue:** Disruptive Behavior

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**Proposed action:** Approval

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**Background information:**

The revised rule on disruptive behavior necessitated by devolution of powers is attached. The purpose of this policy is to adopt rules for the lawful discipline of any student or employee who intentionally acts to impair, interfere with, or obstruct the orderly conduct, processes, and functions of a state university.

This rule has been vetted by legal counsel and by the Educational Policy Committee, and will replace the current rule in the Florida Administrative Code. An open forum to discuss the rule was held on November 15.

Upon approval by the Board of Trustees, the rule will be sent to the Joint Administrative Procedures Committee (JAPC) in Tallahassee for a final review prior to publication. This process can take from 90 to 120 days.

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**Attachments:** Proposed rule

NOTICE OF PROPOSED RULE DEVELOPMENT

DEPARTMENT OF EDUCATION

Division of Colleges and Universities  
University of North Florida

CHAPTER TITLE:  
General

CHAPTER NUMBER  
6C9-1

RULE TITLE:  
Disruptive Behavior

RULE NUMBER  
6C9-1.013

PURPOSE AND AFFECT: The purpose and effect of the proposed rule is to exercise the authority of the University of North Florida’s Board of Trustees to adopt rules for the lawful discipline of any student or employee who intentionally acts to impair, interfere with, or obstruct the orderly conduct, processes, and functions of a state university.

SUBJECT AREA TO THE ADDRESSED: Rule defining “disruptive conduct;” providing appropriate penalties.

SPECIFIC AUTHORITY: 1001.74(10)(e), (19); 1006.60; 1006.61; 1012.93, Florida Statutes.

LAW IMPLEMENTED: 1006.60(5); 1012.92(3), Florida Statutes.

IF REQUESTED IN WRITING AT LEAST SEVEN (7) DAYS IN ADVANCE OF THE SCHEDULED WORKSHOP AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:00 PM – 3:00 PM, November 15, 2002

PLACE: University of North Florida, Building 39, College of Health, Room 1009

Individuals who require a reasonable accommodation in order to participate must notify Sandy Bernreuter at (904) 620-2828 at least five (5) working days prior to the event.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND TO OBTAIN A PRELIMINARY COPY OF THE PROPOSED RULE IS: Janet D. Owen, Associate General Counsel at (904) 620-2828.

### **6C9-1.013 Disruptive Behavior**

(1) All members of the University community, including faculty, staff, volunteers, students, independent contractors, and guests who commit any of the enumerated acts in paragraph (2) below, and/or who are impairing, interfering with or obstructing the mission, purpose, order, operations processes and functions of the University are subject to appropriate disciplinary action and potential criminal prosecution.

(2) Disruptive conduct shall include, but not be limited to, the following:

(a) Violence or threat of violence to others or against one's self; against any member or guest of the University community;

(b) Theft, conversion, misuse, unauthorized use, damage or willful destruction of University property or of the property of members of the University community;

(c) Unauthorized interference with the freedom of movement of any member or guest of the University;

(d) Unauthorized interference with or impeding the rights of others to enter, use or leave any university facility, service, or scheduled activity, or carry out their normal functions or duties; or

(e) Deliberate interference with academic freedom and freedom of speech of any member or guest of the University.

(f) Non-compliance with written or oral requests or orders of authorized University officials in the performance of their official duties;

(g) Providing false information to University officials, withholding required information from University officials or others, or misusing University documents;

(h) Possession or use of fireworks, explosives, dangerous chemicals, ammunition, or weapons on campus without the written approval of the appropriate University officials;

(i) Creating or in any way imitating a false alarm;

(j) Misuse of, or interference with, fire-fighting equipment;

(k) Disturbing the peace;

(l) Violation of the University Alcohol and Other Drug Policy;

(m) Illegal possession or misuse of other controlled substances;

(n) Endangering the health, safety, and welfare of members or guests of the University;

(o) Actions or statements which by design or intent amount to intimidation or hazing;

(p) Sexual harassment or other forms of illegal discrimination toward a member or guest of the University;

(q) Unauthorized solicitation of funds;

(r) Misuse or unauthorized duplication of any University key;

(s) Violation of the University Smoking and Smokeless Tobacco policy;

(t) Fabrication, falsification, plagiarism, misrepresentation of findings or other deviation from accepted practices in carrying out research, or failure to comply with legal requirements governing research

(3) This rule shall apply to acts conducted on or off campus when relevant to the orderly conduct, processes, and functions of the University.

*SPECIFIC AUTHORITY: 1001.74(10)(e), (19); 1006.60; 1006.61; 1012.93, Florida Statutes.*

*LAW IMPLEMENTED: 1006.60(5); 1012.92(3), Florida Statutes.*

*History--New \_\_\_\_\_.*