

Time, Place, and Manner Restrictions at BMCC

The purpose of this policy is to provide guidelines for restrictions on the time, place, and manner of student assemblies. These guidelines are aimed at respecting students' rights to free expression, while ensuring a safe campus and uninterrupted college operations. This policy applies to all members of the BMCC community, including students, faculty, staff, and visitors.

In accordance with CUNY's Rules and Regulations for the Maintenance of Public Order (the "[Henderson Rules](#)") and consistent with the First Amendment, BMCC may impose content-neutral restrictions on time, place, and manner of speech and assembly so long as (1) the restrictions are necessary to fulfill a significant, legitimate, institutional purpose and (2) other avenues remain available for communicating the same message to the same audience. Some examples of restrictions include:

- Time: Events may be limited to certain times to prevent interference with academic or administrative activities, or other scheduled activities.
- Place: Assemblies may be confined to specific areas on campus to avoid disrupting campus functions or avoid interference with campus traffic.
- Manner: Bullhorns and similar devices may be prohibited if such use would disrupt classes or administrative activities.

In addition to the aforementioned, the Henderson Rules expressly prohibit the following:

- Interference with the institution's educational processes or facilities;
- Interference with the rights of those who wish to avail themselves of any of the Institution's instructional, personal, administrative, recreational, and community services;
- Failing to comply with lawful directions issued by their representatives of the University/college when they are acting in their official capacities;
- Unauthorized occupancy of College facilities or blocking access to or from such areas;
- Language or actions reasonably likely to provoke or encourage physical violence by demonstrators, those demonstrated against, or spectators;
- Disorderly or indecent conduct on College-owned or controlled property; and
- Dangerous instruments or material that can be used to inflict bodily harm on an individual or damage upon a building or the grounds of the College.

Failure to comply with the College's reasonable time, place, and manner restrictions, or failure to comply with a directive to cease behavior in violation of those restrictions, may result in student disciplinary action under Article XV of the CUNY Bylaws. Employee violations may result in disciplinary action in accordance with applicable Collective Bargaining Agreements. Visitors who violate this policy may be removed from campus or face arrest.