

NOTICE OF PROPOSED REGULATION AMENDMENT

Date: May 3, 2007

REGULATION TITLE:
Potentially Hazardous Events

REGULATION NO.:
6C7-4.0292

SUMMARY OF REGULATION: This regulation is amended to reflect changes in the process of obtaining approval for holding potentially hazardous events on university-controlled property. The amendment also includes an expansion of the definition of “potentially hazardous event.”

AUTHORITY: BOG Resolution dated January 7, 2003

NAME OF PERSON WHO INITIATED PROPOSED REGULATION AMENDMENT:

Kerry Welch, Director of Office of Student Involvement
Jim Uhlir, Director of Environmental Health and Safety

COMMENTS CONCERNING THE PROPOSED REGULATION AMENDMENT SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation you are commenting on.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED REGULATION AMENDMENT IS:

Regulations Administrator
4000 Central Florida Blvd.
Millican Hall, Suite 360
Orlando, FL 32816-0015
Phone: (407) 823-2482
Fax: (407) 823-6155
e-mail: regulations@mail.ucf.edu

FULL TEXT OF THE PROPOSED REGULATION AMENDMENT:

6C7-4.0292 Potentially Hazardous Events.

(1) Scope.

(a) This ~~rule-regulation~~ applies to the holding of potentially hazardous events on university controlled property. Excepted from this ~~rule-regulation~~ are official events which are scheduled annually in university publications (classes, orientation, registration, etc.).

(b) The provisions of this regulation are in addition to the provisions of other University regulations and university policies related to campus events.

~~(c)~~ A potentially hazardous event is defined as any activity that ~~might possibly result in some degree~~could reasonably be expected to create a risk of harm to persons or ~~in~~of defacement or damage to public or private property. Examples of potentially hazardous events include, but are not limited to: bonfires; use of firearms, explosives or munitions; lighting of fireworks; events involving helicopters or other aircraft ~~landings; low-level aircraft demonstrations or fly-bys~~; motor vehicle races; gatherings in excess of ~~150-200~~ persons, including unregistered campus athletic events; marches and parades; any event involving the distribution of alcohol; any outdoor event requiring electricity; any event in the immediate vicinity of a pool, lake, or pond.

(2) Required Approvals.

(a) Except as otherwise provided in paragraph (1)(a) above, any ~~university or non-university person or~~ organization, employee, or student must secure approval in advance before conducting or publicly announcing intent to conduct a potentially hazardous event on ~~university controlled property~~campus. In the case of a university ~~person~~employee, concurrence of the individual's supervisor is required in advance.

(b) Applications for approval shall be made in writing to the Office of Student Involvement on Form OSI-40 (effective 11-06) entitled "Safety Action for Event Approval", at least 15 calendar days in advance of the proposed event, unless this time limit is waived by ~~the director~~any University official required to approve the event (see below). The Environmental

Health and Safety Office (EH&S), the Office of Student Involvement (OSI), or the Public Safety Office will, upon request, furnish the applicant with blank copies of this form. The form is also available at www.GetInvolveducf.com.

(c) Each application shall be accompanied by proof of insurance as specified in subsection (6) below.

(d) The applicant must deliver to the Office of Student Involvement a completed Form OSI-40 signed by the ~~organization~~faculty/staff advisor (if a student organization), by the individual (if an individual), or by the representative (if an organization other than a student organization). It is the organization's responsibility to monitor the progress of the form by contacting OSI staff prior to the event. OSI staff will circulate applications to the following University officials for their information and approval:

1. UCF Police Department
2. Director of Environmental Health and Safety
3. Insurance Officer (if insurance is required)
- ~~4. Director of Physical Plant~~
- ~~4. Insurance Officer (if insurance is required)~~
- ~~5. Director of Student Involvement (Not staff events)~~

When the application has been circulated among the above University officials, the application will be returned to the Office of Student Involvement ~~(except staff events)~~. The Director of Student Involvement must approve events proposed by student organizations and students. For all other event applicants, the Director of Student Involvement will receive the application for information and processing only. The Office of Student Involvement OSI staff or

a designee will advise the applicant of the University's approval or disapproval of the event, and, if applicable, any conditions.

(3) Cancellations and Terminations.

(a) Application or approval for conducting a potentially hazardous event may be cancelled by either the applicant or the university upon giving written notice to the other party.

(b) Any event may be terminated at any stage by ~~the~~ the University Director of Police Department and Public Safety or any university official whose approval is required for the event if it is determined ~~that official determines~~ that the event is not being conducted strictly in accordance with the terms of the approved application, the event is or has become disruptive or unsafe, there are emergency circumstances, or ~~in the event of disruptive or unsafe situations~~ interfering with other events or with university operations.

(4) Applicant's Responsibility. In addition to securing university approval (on Form OSI-40) to conduct the event, applicants shall be responsible for ensuring:

(a) The event is conducted as described in the approved application including any requirements thereon for clean-up, extra security, etc.

(b) All restrictions placed on the event by the university are followed.

(c) The event does not become disruptive or unsafe.

(d) The event does not interfere with other events or university operations.

(e) All other procedures applicable to campus events are followed (i.e., no damage to property, displays of proper size, etc.).

(5) University Assistance. If facilities and personnel are available, the University may be able to assist applicants by providing security, clean-up crews, etc., at cost. However, there is no assurance that such assistance will be available for any specific event.

(6) Insurance Requirements.

(a) All potentially hazardous events must be covered by liability insurance in amounts appropriate for the event as determined by the University. The University may also require that the applicant make security arrangements for the event. The costs of such insurance or security shall be the responsibility of the applicant.

(b) University departments acting as applicants shall contact the University's insurance officer to determine if the current UCF liability coverage provides the required protection or if a special rider must be obtained. Cost of such rider shall be charged to the applying department's account.

(c) All other applicants must furnish at their own cost appropriate proof of adequate insurance from a surety firm licensed to do business in the State of Florida by the Florida Department of Insurance.

Authority: BOG Resolution dated January 7, 2003. History—New 5-28-85, Formerly 6C7-4.292, Amended 12-22-86, 7-27-92, 4-27-03, 11-20-06, _____.