

NOTICE OF PROPOSED REGULATION AMENDMENT

Date: June 18, 2018

REGULATION TITLE:
Potentially Hazardous Events

REGULATION NO.:
UCF-4.0292

SUMMARY OF REGULATION AMENDMENT: This regulation is amended to add new language highlighting the safety purpose of this regulation and to clarify the approval process for the Safe Action for Event Approval Form (SAFE Form) that must be secured before conducting or publicly announcing intent to conduct a potentially hazardous event on campus.

AUTHORITY: BOG Regulation 1.001

NAME OF PERSONS WHO INITIATED PROPOSED REGULATION AMENDMENT:
Regulations Administrator

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
4365 Andromeda Loop N.
Millican Hall, Suite 360
Orlando, FL 32816-0015
Phone: (407) 823-2482
e-mail: regulations@ucf.edu

FULL TEXT OF THE PROPOSED REGULATION AMENDMENT:

UCF-4.0292 Potentially Hazardous Events.

(1) Scope.

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

(b) The purpose of this regulation is to ensure that events held in or on University facilities are safe and non-disruptive to campus operations. Given the safety

considerations at issue with potentially hazardous events, it is imperative that event organizers carefully review this regulation and strictly comply with its requirements.

- (bc) The provisions of this regulation are in addition to the provisions of other University regulations and university policies related to campus events. Related regulations include University Regulations UCF-4.029, 4.0293, and 4.0294. Definitions of key terms used in this regulation may be found in University Regulation UCF-4.029.
- (de) A potentially hazardous event is defined as any activity that could reasonably be expected to create a risk of harm to persons or of defacement or damage to public or private property. Examples of potentially hazardous events include, but are not limited to: bonfires; lighting of fireworks; events involving helicopters or other aircraft; motor vehicle races; gatherings in excess of 400 persons, including unregistered campus athletic events; marches (including any organized walks or runs); parades; outdoor events involving animals; any event involving the distribution of alcohol; and any event on Memory Mall.

(2) Required Approvals.

- (a) Except as ~~otherwise~~ provided in paragraph (1)(a) above, any person or organization, University-related or otherwise, university department, employee, or student must apply for and secure approval in advance before conducting or publicly announcing intent to conduct a potentially hazardous event on campus. In the case of a university employee, signature of the individual's supervisor is required in advance.
- (b) Applications for approval of a proposed potentially hazardous event shall be made in writing to the Office of Student Involvement using the Safety Action for Event Approval Form (SAFE Form). There are a range of possible events that meet the definition of "potentially hazardous events". For events that can be reasonably anticipated to present a low risk of injury or damage, this application must be submitted, at least 15 calendar days in advance of the proposed event. For events that are anticipated to require additional time for departmental review (such as events where additional security ~~will be required~~ is anticipated, where attendance

is expected to be very large, where campus streets will need to be closed, or where special arrangements will need to be made to protect university facilities), the ~~university may require the~~ applicant ~~must to~~ initiate the SAFE Form approval process ~~sooner~~ at least 45 days in advance of the planned event. The event organizer is in the best position to know the details of the event they are planning, and therefore the University expects the event organization to consider those plans and submit the SAFE Form sufficiently in advance to permit a thorough review by the University of the proposed event. University staff will not cease or curtail other operations to expedite any SAFE Form event application. Failure to comply with the SAFE Form submittal deadlines or failure to provide the University with sufficient time to review the plans for the proposed event is grounds for the university to deny approval for the proposed event. Time limits can be shortened by ~~any University official required to approve the event (see below)~~ the University where the application is complete and where the University feels that it does not need the full time period for review. The Environmental Health and Safety Office (EH&S), the Office of Student Involvement (OSI), or the UCF Police Department will, upon request, furnish the applicant with blank copies of ~~this f~~ the SAFE Form. The SAFE fForm is ~~also~~ available at <http://www.safe.sdes.ucf.edu>.

- (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 SAFE Form signed by (1) the faculty/staff advisor (if a student organization), an authorized department representative (if a university department or unit), the individual (if an individual), or the representative (if an organization other than a student organization); (2) Fraternity & Sorority Life (if a greek student organization); and (3) the facility/building coordinator (a person who has authority to approve an event at the event location as identified on the application). It is the applicant'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. UCF Landscape & Natural Resources
3. Facilities Operations
4. Environmental Health and Safety/Insurance
5. Office of Student Involvement

After the application has ~~been~~-circulated ~~among~~-through the above University officials, the application will be returned to the Office of Student Involvement. The Office of Student Involvement or a designee will advise the applicant of the University's approval or disapproval of the event, and, if applicable, any charges or conditions to be imposed by the University on the event.

(3) Cancellations and Terminations.

- (a) Application for or approval ~~offer~~-~~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 University Police Department or any university official whose approval is required for the event if it is determined that the event is not being conducted strictly in accordance with the terms of the approved application, the event organizer has not provided relevant information about the event to the University, the event is or has become disruptive or unsafe, there are emergency circumstances, or the event is interfering with other events or with university operations. Additionally, an event may be terminated for failure to provide and maintain appropriate insurance, as outlined in paragraph (6).

(4) Applicant's Responsibility. In addition to securing university approval (on the SAFE Form) 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. The University may also require that the applicant make security arrangements for the event. The costs of such insurance ~~or~~ and security shall be the responsibility of the applicant.
- (b) University organizations 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 company licensed to do business in the State of Florida by the Florida Department of Insurance.~~
- ~~(d)~~ Insurance Requirements. University-related and Non-University organizations must provide with their application a certificate of insurance provided by a company licensed to do business in the State of Florida, indemnifying and holding harmless the University, the Board of Trustees, and the Florida Board of Governors, and their officers and employees, from any and all liability, whatever its nature or description, caused by or resulting from the use or proposed use of the University facilities, in an amount not less than \$1,000,000 per occurrence. The applicant must provide with the application a certificate of insurance showing the Board of Trustees as an additional insured.

Authority: BOG Regulation 1.001. History—New 5-28-85, Formerly 6C7-4.292, Amended 12-22-86, 7-27-92, 4-27-03, 11-20-06, 6-4-07, 06-09-08, Formerly 6C7-4.0292, Amended 1-15-2010, 2-5-15, 6-22-15, _____-18.