

## U.A. Resolution # 3

### Response to the President's Request for "Limited, Voluntary Advance Notice"

February 24, 2015

1 **Sponsored by:** Randy Wayne, Faculty; Chair, Codes & Judicial Committee

2  
3 **On behalf of:**

4 **The UA Codes & Judicial Committee: S. Balik, A. Coetsee, C. Ferguson, J. Fridman,**  
5 **C. Hodges, J. Mackowski, G. Mezey, W. Sonnenstuhl, R. Wayne, K. Zoner**

6  
7 **Whereas** in his response to University Assembly (the "Assembly") Resolution 9 on June 26,  
8 2014, the University President requested the Assembly's Codes and Judicial Committee (CJC)  
9 address "a limited, advance-notice procedure to allow staff to adequately prepare and safeguard  
10 participants" in the Campus Code of Conduct (CCC), and

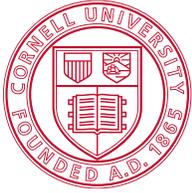
11  
12 **Whereas** the CJC took up the University President's request at the start of the current legislative  
13 session, and

14  
15 **Whereas** it is a Fundamental Principle of the CCC that: "Freedoms to... assemble and to protest  
16 peacefully and lawfully are essential to academic freedom and the continuing function of the  
17 University as an educational institution", and

18  
19 **Whereas** Article III.B.1.3 of the CCC states that "All protection and regulation of expressive  
20 conduct should be content-neutral. A group's persuasion or point of view should have no bearing  
21 on the grant of permission or the conditions regulating that group's expressive conduct", and

22  
23 **Whereas** Article III.B.3.3 of the CCC states that "...University rooms set aside for the purpose  
24 of gatherings involving speech and expression should not be licensed in a manner to deny access  
25 to groups sponsoring an unpopular point of view", and

26  
27 **Whereas** at the Assembly's regular meeting of January 27, 2015, the CJC presented their  
28 conclusions and recommended against the University President's request citing that permits for  
29 and advance notifications of outdoor protests on campus are potentially restrictive  
30 to spontaneous expression and are contrary to the spirit and purposes of the Cornell University  
31 Campus Code of Conduct, therefore be it



## Cornell University University Assembly

33 **Resolved** the University Assembly endorses the CJC's recommendation and declines to present a  
34 Resolution modifying the CCC to address limited, advance notice, and

35

36 **Be it Further Resolved**, that the Assembly, on behalf of the CJC, expresses its appreciation for  
37 the invaluable support they received from the Office of the Assembles in the form of tireless  
38 logistical help, in-depth research on institutional history and practices here at Cornell University  
39 and elsewhere, astute procedural guidance, and, their dedication to the morale and mission of the  
40 committee.

**Respectfully Submitted,**

**James N. Blair**

Chair, University Assembly