

January 29, 2025 at 12:30 p.m.  
Via Videoconference and PBS North Carolina Livestream  
UNC System Office  
223 S. West Street, Room 1809  
Raleigh, North Carolina

## AGENDA

### OPEN SESSION

- A-1. Approval of the Open Session Minutes of November 13, 2024.....Alex Mitchell
- A-2. Project Kitty Hawk Board of Directors Appointments.....Alex Mitchell
- A-3. North Carolina State Education Assistance Authority Board of Directors Appointment.....Alex Mitchell
- A-4. University of North Carolina at Chapel Hill Board of Trustees Appointment ..... Randy Ramsey
- A-5. University of North Carolina Asheville Board of Trustees Appointment.....Joel Ford
- A-6. Campus Student Conduct Update ..... Andrew Tripp

### CLOSED SESSION

- A-7. Approval of the Closed Session Minutes of November 13, 2024.....Alex Mitchell
- A-8. Legal Affairs Report ..... Andrew Tripp

### OPEN SESSION

- A-9. Adjourn

## Closed Session Motion

### Motion to go into closed session to:

- Prevent the disclosure of information that is privileged or confidential under Article 7 of Chapter 126 of the North Carolina General Statutes or not considered a public record within the meaning of Chapter 132 of the General Statutes.
- Consult with our attorney to protect attorney-client privilege:
  - To consider and give instructions concerning a potential or actual claim, administrative procedure, or judicial action for the following case:
    - *Estate of Zijie Yan v. University of North Carolina at Chapel Hill*

**Pursuant to:** G.S. 143-318.11(a)(1), and (3).

## DRAFT MINUTES

November 13, 2024 at 11:15 a.m.

Via Videoconference and PBS North Carolina Livestream

UNC System Office

223 S. West Street, Room 1809

Raleigh, North Carolina

This meeting of the Committee on University Governance was presided over by Chair Alex Mitchell. The following committee members, constituting a quorum, were also present in person or by phone: Randall C. Ramsey, C. Philip Byers, and Joel D. Ford. Michael Williford and Pearl Burris-Floyd were absent.

Chancellors participating were Chancellor Brian Cole, Chancellor Karrie Dixon, and Chancellor Todd Roberts.

Staff members present included Andrew Tripp, Meredith McCullen, and others from the UNC System Office.

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### 1. Call to Order and Approval of OPEN Session Minutes (Item A-1)

The chair called the meeting to order at 11:15 a.m. on Wednesday, November 13, 2024. The open session minutes from the September 5, 2024, and September 11, 2024, meetings were approved by unanimous consent.

### 2. UNC Healthcare System Board of Directors Appointments (Item A-2)

Chair Mitchell called on President Peter Hans to present his nominees to the UNC Healthcare System Board of Directors. Once finished, a motion of approval was made.

**MOTION:** Resolved, that the Committee on University Governance approve the reappointment of Tracy Leinbach, Ward Nye, and Deborah Murray to the UNC Healthcare System Board of Directors for terms beginning November 1, 2024, and ending October 31, 2028, and recommend it to the full Board of Governors for a vote.

**Motion:** C. Philip Byers

**Motion carried**

### 3. University of North Carolina at Charlotte Board of Trustees Appointment (Item A-3)

Chair Mitchell called on Mr. Ford to review his nominee for a vacancy on the UNC Charlotte Board of Trustees. Once finished reviewing his nominee, Mr. Ford made a motion of approval.

**MOTION:** Resolved, that the Committee on University Governance approve the appointment of Thomas Scrivener to a partial term vacancy ending on June 30, 2027, on the UNC Charlotte Board of Trustees and recommend to the full Board of Governors for a vote.

**Motion:** Joel Ford

**Motion carried**

#### **4. Best Practices on Campus Conduct Policies (Item A-4)**

Chair Mitchell called on Senior Vice President and General Counsel Andrew Tripp to give a presentation on best practices on campus conduct policies across the institutions in the UNC System. Mr. Tripp described the existing UNC policy requirements concerning campus gatherings and student conduct. He noted these requirements are largely left to each institution to implement. Because of that delegation, institutions have developed slightly varying approaches to solving these common challenges and opportunities faced by all sister institutions. Mr. Tripp then identified several practices that chancellors might review and consider in the context of the unique challenges their respective campuses face. Mr. Tripp answered questions from the committee following his report.

#### **5. Closed Session**

The chair asked for a motion to move into closed session.

**MOTION:** Resolved, that the Committee on University Governance move into closed session to prevent the disclosure of information that is privileged or confidential under Article 7 of Chapter 126 of the North Carolina General Statutes, or is not considered a public record within the meaning of Chapter 132 of the General Statutes; and to consult with our attorney to protect attorney-client privilege; pursuant to G.S. 143-318.11(a)(1) and (3)

**Motion:** Randall C. Ramsey

**Motion carried**

**THE MEETING MOVED INTO CLOSED SESSION AT 12:09 p.m.**  
(The complete minutes of the closed session are recorded separately.)

**THE MEETING RESUMED IN OPEN SESSION AT 12:18 p.m.**

There being no further business and without objection, the meeting adjourned at 12:18 p.m.

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Randall C. Ramsey, Vice Chair

**AGENDA ITEM**

A-2. Project Kitty Hawk Board of Directors Appointments ..... Alex Mitchell

**Situation:** Project Kitty Hawk, Inc., (PKH) was established as directed by Section 8.24 of S.L. 2021-180. The law requires the University of North Carolina Board of Governors to appoint seven of the nine members of the board of directors.

**Background:** PKH, a private North Carolina nonprofit corporation, has been established in accordance with the 2021 Appropriations Act to support the digital learning and career development programs offered by constituent institutions of the University of North Carolina. PKH is governed by a board of directors consisting of two ex-officio members and seven members appointed by the Board of Governors. The two ex-officio directors are the President of the University of North Carolina and the Chair of the University of North Carolina Board of Governors, or the Chair's designee. The remaining seven directors consist of three chancellors or chief academic officers of constituent institutions of the University of North Carolina and four individuals with experience in higher education, business management, or both. These seven individuals are appointed by the Board of Governors, in consultation with the president.

**Assessment:** The committee is being presented with two reappointments and one new appointment according to the categories specified by the enabling legislation based on the recommendation of the president. Recommended for reappointment are Courtney Crowder and Ray Carey. Heather Norris is recommended for a two-year term, beginning February 1, 2025, and ending January 31, 2027. Biographical information can be found in your materials.

**Action:** This item requires a vote by the committee and a vote by the full Board of Governors.

**Ray Carey (Reappointment)**

Ray Carey brings 12 years of experience as a three-time CEO, a decade of experience as a private equity investment partner, and a background as an investment banker. Mr. Carey joined Level full time in November 2023, after serving as president of CivicPlus, a Level Equity portfolio company that in June 2022 acquired Optimere, a Level Equity portfolio company focused on cloud-based social media archiving, risk management, and analytics, where he was CEO. Mr. Carey previously served as CEO of Astute until its acquisition by Audax Partners in June 2019 and as CEO of NeoNova for the six preceding years. Prior to his operational roles, Mr. Carey spent a decade as a Partner at Azure Capital Partners, investing in early-stage companies. Mr. Carey began his professional career in the technology practices at Robertson Stephens and Credit Suisse, raising public and private capital and advising on mergers and acquisitions. Mr. Carey has also served on numerous boards of directors, including at Kelly's Roast Beef, a multigenerational family business. A graduate of Stanford University, Mr. Carey was an NCAA champion swimmer in the butterfly and represented the United States in the 1996 Olympic Games.

**Courtney Crowder (Reappointment)**

Courtney Crowder, a leading expert in public affairs, government relations, and political strategy, brings a wealth of experience and a track record of success. In his current role at APCO, Mr. Crowder serves as the North America managing director and chair of advocacy and manages the firm's operations in Washington, D.C., and Raleigh, overseeing the south region. Prior to APCO, Mr. Crowder founded and operated Crowder Consulting, where he leveraged his experience to provide tailored advisory services. His expertise in the political arena was further refined in his role as legislative director and senior advisor to Governor Bev Perdue, where he played a key role in policy formulation and strategic decision-making. Before joining the governor's office, he counseled corporate, nonprofit, and governmental organizations at Capstrat, a North Carolina-based communications firm. He also served as the legislative liaison for the North Carolina Department of Insurance and special assistant to Commissioner James E. Long and was on the campaign and congressional staff for U.S. Rep. Bob Etheridge from 2000 to 2003. Mr. Crowder received his Bachelor of Arts in English Literature and French from North Carolina Central University and his Master of Arts in Liberal Studies from Duke University. He also studied at Oxford University in Oxford, England, where he completed the Program of History, Politics, and Society at Exeter College.

**Heather Norris (New Appointment)**

Dr. Heather Hulburt Norris became Appalachian State University's interim chancellor on April 19, 2024. Previously, she had served as provost and executive vice chancellor of App State since May 2021, after fulfilling that role in an interim capacity since February 2020. Beginning her journey at the university in 2003 as a seasoned assistant professor in the Walker College of Business' Department of Finance, Banking and Insurance, she was named assistant dean for undergraduate programs in 2005, associate dean for undergraduate programs and administration in 2008, senior associate dean in 2012, acting dean in 2014 and interim dean in 2015. Following a rigorous national search, she became the seventh dean — and first female dean — of the Walker College of Business in July 2016.

Prior to her tenure at App State, Norris held faculty positions at Bowling Green State University, Pennsylvania State University and West Virginia University. Norris holds a Bachelor of Business Administration in finance from James Madison University, and master's and doctorate degrees in finance from Penn State University.

**AGENDA ITEM**

A-3. N.C. State Education Assistance Authority Board of Directors Appointment .....Alex Mitchell

**Situation:** The North Carolina State Education Assistance Authority (NCSEAA) Board of Directors has one vacancy.

**Background:** The NCSEAA is a political subdivision of the state, governed by a nine-member board of directors. Members are appointed for terms of four years, except for the chief financial officers of the University of North Carolina System and the North Carolina Community College System, who each serve as an ex officio member.

The University of North Carolina Board of Governors has seven appointments to the NCSEAA Board of Directors. G.S. 116-203(b)(1)(a)(3) states that one member shall have expertise in finance. G.S. 116-203(b)(1)(a)(2) states that one member shall be a chief financial officer or chief administrative officer from a nonpublic school that enrolls students receiving scholarship funds pursuant to Part 2A of Article 39 of Chapter 115C of the General Statutes.

**Assessment:** Jim Rose was originally appointed to a partial term ending on January 15, 2025, filling the seat of expertise in finance. It is recommended that Jim Rose be reappointed to a full four-year term ending January 15, 2029. Biographical information is included in the materials below.

**Action:** This item requires a vote by the committee and a vote by the full Board of Governors.

**Jim Rose**

Jim Rose serves as president of North Carolina for United Community Bank. Mr. Rose has over 35 years of experience in banking. He is currently the chairman of the board of directors for Delta Dental Insurance of North Carolina. He served for six years as a director for the North Carolina Rural Center, and as vice chairman of the North Carolina State Board of Community Colleges. Mr. Rose earned his bachelor's degree from Wake Forest University with honors. He also graduated from the American Bankers Association's Stonier Graduate School of Banking at Georgetown.



**AGENDA ITEM**

A-4. University of North Carolina at Chapel Hill Board of Trustees Appointment..... Randy Ramsey

**Situation:** The University of North Carolina at Chapel Hill Board of Trustees has one partial-term vacancy, effective January 1, 2025, and ending June 30, 2027.

**Background:** David Boliek was reappointed to serve a term on the UNC-Chapel Hill Board of Trustees on July 1, 2019. Mr. Boliek is no longer eligible to serve on the board of trustees after being elected to serve as the North Carolina State Auditor.

**Assessment:** Ritch Allison is recommended for appointment to fill this partial-term vacancy that ends June 30, 2027. Biographical information is included in the materials.

**Action:** This item requires a vote by the committee and a vote by the full Board of Governors.

**Ritch Allison**

Ritch Allison is the former CEO of Domino's. Mr. Allison joined Domino's after more than 13 years at Bain & Company Inc., a leading business consulting firm, where he was a partner and co-leader of Bain's global restaurant practice, working with some of the world's most well-known restaurant brands. His work covered strategy and solution development, including market segmentation and growth strategies, marketing and advertising effectiveness measures, menu development and pricing strategy, organizational design, driving operational efficiency and improving supply chain performance. In addition to his experience at Bain, Mr. Allison worked for BellSouth Corporation in strategic development and online services. Mr. Allison received his BSBA and MBA from UNC Kenan-Flagler, where he was named a Dean's Scholar and received the Norman Block Award. He also serves on the UNC Kenan-Flagler Board of Advisors.

**AGENDA ITEM**

A-5. University of North Carolina Asheville Board of Trustees Appointment..... Joel Ford

**Situation:** The University of North Carolina Asheville has one partial-term vacancy effective January 7, 2025, and ending June 30, 2027.

**Background:** Michael Meguiar submitted his resignation from the board of trustees on January 7, 2025. His resignation creates a partial-term vacancy on the board.

**Assessment:** Andrew Heath is recommended for appointment to the partial term vacancy that ends on June 30, 2027. Biographical information is in the materials.

**Action:** This item requires a vote by the committee and a vote by the full Board of Governors.

**Andrew Heath**

Andrew “Drew” Heath is a partner at Nelson Mullins Riley & Scarborough LLP. Prior to that, he was the director of the North Carolina Administrative Office of the Courts, a position appointed by the chief justice of the North Carolina Supreme Court. Mr. Heath was a Superior Court judge in the North Carolina General Court of Justice from December 2016 to April 2023, and he served as the state budget director from February 2016 to December 2016. Mr. Heath has a Juris Doctor from Indiana University Robert H. McKinney School of Law and a Bachelor of Science from the University of North Carolina Asheville.

**AGENDA ITEM**

A-6. Campus Student Conduct Update..... Andrew Tripp

**Situation:** The Board of Governors is evaluating whether Systemwide minimum policy directives are needed to standardize in part how campuses address mass gatherings and related student conduct matters.

**Background:** At its November meeting, the Committee on University Governance heard a presentation and an ensuing healthy discussion over proposed “best practices” for regulating campus gatherings and related student misconduct. Following that meeting, the System Office, through the Office of the President and the Division of Legal Affairs, invited feedback from each chancellor and his or her respective leadership teams. Feedback was also received from the UNC Faculty Assembly, the UNC Staff Assembly, and the UNC Association of Student Governments. That feedback has been received and distilled into a proposed draft policy that would create certain minimum requirements for campus policies regarding mass gatherings and related student conduct.

**Assessment:** The draft policy incorporates the concepts previously presented to the Committee on University Governance as informed by the feedback received from across the System. The chair previously directed that the draft be circulated in its latest form to the chancellors, the UNC Faculty Assembly, the UNC Staff Assembly, and the UNC Association of Student Governments. Today’s discussion will walk through the terms of the policy for consideration by the Board of Governors upon favorable recommendation from the committee and invite feedback from the committee and any other stakeholders.

**Action:** This item requires a vote by the committee, with a vote by the full Board of Governors through the consent agenda at the next meeting.

## Policy on Campus Gatherings & Related Student Conduct Matters

The United States Constitution, the North Carolina Constitution, the laws of North Carolina and longstanding University policy combine to operate the University of North Carolina in a manner that balances the first duty of public safety of campus communities with an unflagging commitment to free expression and thought. It is that commitment to free expression and thought—and cultivating both among the approximately 250,000 students who enroll in the University annually—that sets the academic arena apart from other parts of society. The responsibility to balance the competing interests of public safety with free expression falls to the hundreds of campus professionals working every day in North Carolina in the areas of law enforcement, student affairs, and campus administration.

Such balancing must inherently be campus-based and does not lend itself to hard and fast “one-size fits all” prescriptions at a System-wide level. The Board of Governors does not operate each of the seventeen campuses of the University of North Carolina—indeed, that task would be insurmountable given the unique missions of our institutions and nature of the seventeen communities of which our campuses are vibrant hubs. Instead, the University rightly reaffirms the principle that operating our campuses is the duty of our chancellors as codified in Chapter 116 of the North Carolina General Statutes and *The Code*. The balancing and tailoring asked of each campus professional in doing his or her job is made even more complex given the myriad related federal and state laws, including those governing destruction of public property, free expression, trespass, access to buildings by persons with disabilities and the confidentiality of student and personnel information that serve their own important public policy goals.

### I. Minimum Requirements for Campus Policies Regarding Mass Gatherings & Related Student Conduct

With this background in mind, each constituent institution of the University of North Carolina shall continue to comply with the following minimum principles in crafting and administrating its campus-specific policies regarding public gatherings on campus and student discipline arising from conduct by students on sister campuses of the University of North Carolina:

1. **Reasonable Prior Notice & Reservation.** Each constituent institution shall maintain a mechanism whereby persons wishing to gather in groups larger than a size set by the campus must reserve or otherwise provide not less than 36-hours’ notice to the campus administration and the appropriate campus safety official of the intent to gather in indoor spaces located on campus or in specified outdoor areas. These reasonable time, place, and manner restrictions tailored and crafted by the campus shall empower campus officials to prepare for and ensure the safety of students and other community members inside campus buildings and in specified outdoor areas.
2. **Fostering Spontaneous Expressive Activity.** Furthermore, to ensure that students, staff, and faculty may continue to assemble and engage in the “spontaneous expressive activity” encouraged and facilitated by [Section 1300.8 of the UNC Policy Manual](#), *Policy on Free Speech and Free Expression Within the University of North Carolina System*, each constituent institution shall ensure that the outdoor portions of the campus not specified as requiring a reservation or notice remain freely accessible so long as they are not utilized in a manner that substantially interferes with or materially

and substantially disrupts the institution's missions, as set out in Section IV of [Section 1300.8 of the UNC Policy Manual](#).

3. Safe Ingress & Egress & Sound Amplification. Each constituent institution shall ensure that its applicable policies governing student conduct and public gatherings prescribe clear rules about the maintenance of safe points of ingress and egress to each campus building and the use of sound-amplifying equipment proximate to such building. Such clear rules should be crafted in a way that ensures that students, staff, and faculty residing, working, learning, and teaching are not disrupted while free expression continues.

4. Regulation of Camping. Each constituent institution shall ensure that its applicable policies governing public gatherings prohibit erecting tents or camping on campus property without prior written approval from the appropriate campus official and the appropriate campus safety official.

5. Misconduct on Sister Campuses. Each constituent institution shall ensure that its applicable policies governing student conduct establish clearly that, at minimum, any of its students cited or arrested by law enforcement authorities or cited or disciplined by another constituent institution for engaging in misconduct, disruption, trespass, or other conduct creating a public safety threat to the student or others is subject to disciplinary proceedings at his or her enrolled institution.

The foregoing requirement is designed to put University students on actual notice of the risk of disciplinary proceedings arising from conduct resulting in citation or arrest for violation of federal or state law, local ordinances, and/or specified conduct engaged in on another University of North Carolina campus. In administering this policy, campuses shall retain discretion as to whether the conduct by a campus's enrolled student resulting in citation or arrest for violation of federal or state law, local ordinances, or misconduct occurring at a sister institution, if the enrolled campus becomes aware of it, should result in disciplinary proceedings at the enrolled institution and what the appropriate remedy is if the student is found to be responsible.

6. Final Adjudication of Student Conduct Matters by Professional Staff. Constituent institutions remain free to organize their student conduct adjudication processes as they see fit. They are encouraged to draw from multiple campus stakeholder groups to ensure that fact-finding and processes are informed by the various perspectives of campus communities; however, final disposition of campus student conduct proceedings shall be made by one or more campus professional employees possessing adequate training and expertise to perform such tasks in accordance with the law.

7. Intercampus Sharing of Public Safety Information. The president shall work with the System Vice President for Safety & Emergency Operations, or his designee, to create or expand an existing mechanism for the exchange of public safety related information among the law enforcement agencies of the University of North Carolina whereby constituent institutions may confidentially exchange for law enforcement, campus safety, and student disciplinary purposes information regarding enrolled student misconduct on campuses of the University of North Carolina.

8. Close Consultation with Law Enforcement Officials. To foster the proper balance among ensuring public safety, ensuring free expression, and furthering the educational mission of the University, each constituent institution remains free to organize its departments of public safety and student affairs as it deems appropriate subject to existing law and policy. However, each constituent institution shall ensure that a senior-ranking public safety official is included, informed, and consulted regarding the

logistical planning of campus gatherings and that issues of public safety are prioritized in those discussions. Furthermore, each constituent institution shall ensure that in preparing for mass gatherings, the chancellor has the benefit of direct consultations with law enforcement officials in effecting the proper plans for such events.

II. Other Matters

1. Effective Date. The requirements of this policy shall be effective on the date of adoption by the Board of Governors, and constituent institutions shall ensure compliance on or prior to April 1, 2025.
2. Relation to Federal Law. The foregoing policies as adopted by the Board of Governors are meant to supplement, and do not purport to supplant or modify, the requirements of federal and state law and existing university policy.
3. Regulations and Directives. The president is authorized to promulgate regulations and administrative memoranda to aid in the implementation of this Policy.



## Policy on Campus Gatherings & Related Student Conduct Matters

The United States Constitution, the North Carolina Constitution, the laws of North Carolina and longstanding University policy combine to operate the University of North Carolina in a manner that balances the first duty of public safety of campus communities with an unflagging commitment to free expression and thought. It is that commitment to free expression and thought—and cultivating both among the approximately 250,000 students who enroll in the University annually—that sets the academic arena apart from other parts of society. The responsibility to balance the competing interests of public safety with free expression falls to the hundreds of campus professionals working every day in North Carolina in the areas of law enforcement, student affairs, and campus administration.

Such balancing must inherently be campus-based and does not lend itself to hard and fast “one-size fits all” prescriptions at a System-wide level. The Board of Governors does not operate each of the seventeen campuses of the University of North Carolina—indeed, that task would be insurmountable given the unique missions of our institutions and nature of the seventeen communities of which our campuses are vibrant hubs. Instead, the University rightly reaffirms the principle that operating our campuses is the duty of our chancellors as codified in Chapter 116 of the North Carolina General Statutes and *The Code*. The balancing and tailoring asked of each campus professional in doing his or her job is made even more complex given the myriad related federal and state laws, including those governing destruction of public property, free expression, trespass, access to buildings by persons with disabilities and the confidentiality of student and personnel information that serve their own important public policy goals.

### I. Minimum Requirements for Campus Policies Regarding Mass Gatherings & Related Student Conduct

With this background in mind, each constituent institution of the University of North Carolina shall continue to comply with the following minimum principles in crafting and administering its campus-specific policies regarding public gatherings on campus and student discipline arising from conduct by students on sister campuses of the University of North Carolina:

1. **Reasonable Prior Notice & Reservation.** Each constituent institution shall maintain a mechanism whereby persons wishing to gather in groups larger than a size set by the campus must reserve or otherwise provide not less than 24-hours’ notice to the campus administration and the appropriate campus safety official of the intent to gather in indoor spaces located on campus or in specified outdoor areas for purposes other than university-sponsored instruction, classes, or research. These reasonable time, place, and manner restrictions tailored and crafted by the campus shall empower campus officials to prepare for and ensure the safety of students and other community members inside campus buildings and in specified outdoor areas.
2. **Fostering Spontaneous Expressive Activity.** Furthermore, to ensure that students, staff, and faculty may continue to assemble and engage in the “spontaneous expressive activity” encouraged and facilitated by [Section 1300.8 of the UNC Policy Manual, Policy on Free Speech and Free Expression Within the University of North Carolina System](#), each constituent institution shall ensure that the outdoor portions of the campus not specified as requiring a reservation or notice

remain freely accessible so long as they are not utilized in a manner that substantially interferes with or materially and substantially disrupts the institution's missions, as set out in Section IV of [Section 1300.8 of the UNC Policy Manual](#).

3. Safe Ingress & Egress & Sound Amplification. Each constituent institution shall ensure that its applicable policies governing student conduct and public gatherings prescribe clear rules about the maintenance of safe points of ingress and egress to each campus building and the use of sound-amplifying equipment near such building. Such clear rules should be crafted in a way that ensures that students, staff, and faculty residing, working, learning, and teaching are not disrupted while free expression continues.

4. Regulation of Camping. Each constituent institution shall ensure that its applicable policies governing public gatherings prohibit Camping on University Property without prior written approval from the appropriate campus official and the appropriate campus safety official. In accordance with UNC Policy and applicable state and federal law, any requests for approval from campus officials shall be determined in a viewpoint neutral manner considering necessary time, place, and manner restrictions.

a. "Camping" is defined as any of the following:

i. The establishment of, or attempt to establish, temporary or permanent living quarters at any location on University Property other than residence halls, apartment, or other university managed housing;

ii. Sleeping outdoors on University Property with or without bedding, tent, hammock, tarp, or similar device, protection, or equipment overnight (between sunset and sunrise);

iii. Sleeping in, on top of, or under any parked vehicle on University Property;

iv. Establishing or maintaining outdoors, or in or under any structure not designated for human occupancy, at any time during the day or night, a temporary or permanent place for University Property for cooking, storing of personal belongings, or sleeping by setting up any bedding, sleeping bag, mattress, tent, hammock, or other sleeping equipment, or by setting up any cooking equipment that has not been approved by the appropriate University health and/or safety officer.

b. "University Property" is defined as any building, structure, or outdoor space that is owned, leased, operated, managed, or controlled by the University.

c. Exceptions. Actions that constitute "camping" as defined above may be permitted under the following special circumstances:

i. When expressly authorized by the constituent institution in connection with a ticketed event.

ii. In extraordinary circumstances, such as times of natural disaster, when approved in writing in advance by the chancellor or designee.

5. Misconduct on Other Campuses. Each constituent institution shall ensure that its applicable policies governing student conduct establish clearly that, at minimum, any of its students cited or arrested by law enforcement authorities or cited by another constituent institution for engaging in misconduct, disruption, trespass, or other conduct creating a public safety threat to the student or others is subject to disciplinary proceedings at his or her enrolled institution.

The foregoing requirement is designed to put University students on actual notice of the risk of disciplinary proceedings arising from conduct resulting in citation or arrest for violation of federal or state law, local ordinances, and/or specified conduct engaged in on another University of North Carolina campus. In administering this policy, campuses shall retain discretion as to whether the conduct by a campus's enrolled student resulting in citation or arrest for violation of federal or state law, local ordinances, or misconduct occurring at a sister institution, if the enrolled campus becomes aware of it, should result in disciplinary proceedings at the enrolled institution and what the appropriate remedy is if the student is found to be responsible.

6. Final Adjudication of Student Conduct Matters by Professional Staff or Committee. In accordance with [Section 700.4.1 of the UNC Policy Manual](#), constituent institutions remain free to organize their student conduct adjudication processes as they see fit. They are encouraged to draw from multiple campus stakeholder groups, including students, to ensure that fact-finding and processes are informed by the various perspectives of campus communities and the student body. Final disposition of campus student conduct proceedings shall be made by either one or more campus administrators, which may include a neutral external adjudicator engaged by the campus, possessing adequate training and expertise to perform such tasks in accordance with law and policy or by a committee comprised of campus administrators, faculty, and students so long as the campus administrators constitute a plurality of the committee. All committee members must possess adequate training and expertise to perform such tasks in accordance with law and policy. The decision of a committee may be final, or it may be a recommendation for a final decision by a designated campus administrator. Appeals of final dispositions of student conduct proceedings required by [Section 700.4.1 of the UNC Policy Manual](#) may be initiated by either the responding student or, in the case of a final decision made by a committee, the responsible campus administrator, and must be heard and determined by separate campus administrator(s) or a neutral external adjudicator engaged by the campus, none of whom participated in the initial hearing and disposition being appealed.

7. Intercampus Sharing of Public Safety Information. The president shall work with the System Vice President for Safety & Emergency Operations, or his designee, to create or expand an existing mechanism for the exchange of public safety related information among the law enforcement agencies of the University of North Carolina whereby constituent institutions may confidentially exchange for law enforcement, campus safety, and student disciplinary purposes information regarding enrolled student or third party non-student misconduct on campuses of the University of North Carolina.

8. Close Consultation with Law Enforcement Officials. To foster the proper balance among ensuring public safety, ensuring free expression, and furthering the educational mission of the University, each constituent institution remains free to organize its departments of public safety and student affairs as it deems appropriate subject to applicable law and policy. However, each

constituent institution shall ensure that a senior-ranking public safety official is included, informed, and consulted regarding the logistical planning of campus gatherings and that issues of public safety are prioritized in those discussions. Furthermore, each constituent institution shall ensure that in preparing for mass gatherings, the chancellor has the benefit of direct consultations with law enforcement officials in effecting the proper plans for such events.

II. Other Matters

1. Effective Date. The requirements of this policy shall be effective on the date of adoption by the Board of Governors, and constituent institutions shall ensure compliance on or prior to August 1, 2025.
2. Relation to State and Federal Law. The foregoing policies as adopted by the Board of Governors are meant to supplement, and do not purport to supplant or modify, the requirements of federal and state law and existing university policy.
3. Regulations and Directives. The president is authorized to promulgate regulations and administrative memoranda to aid in the implementation of this Policy.

## Policy on Campus Gatherings & Related Student Conduct Matters

The United States Constitution, the North Carolina Constitution, the laws of North Carolina and longstanding University policy combine to operate the University of North Carolina in a manner that balances the first duty of public safety of campus communities with an unflagging commitment to free expression and thought. It is that commitment to free expression and thought—and cultivating both among the approximately 250,000 students who enroll in the University annually—that sets the academic arena apart from other parts of society. The responsibility to balance the competing interests of public safety with free expression falls to the hundreds of campus professionals working every day in North Carolina in the areas of law enforcement, student affairs, and campus administration.

Such balancing must inherently be campus-based and does not lend itself to hard and fast “one-size fits all” prescriptions at a System-wide level. The Board of Governors does not operate each of the seventeen campuses of the University of North Carolina—indeed, that task would be insurmountable given the unique missions of our institutions and nature of the seventeen communities of which our campuses are vibrant hubs. Instead, the University rightly reaffirms the principle that operating our campuses is the duty of our chancellors as codified in Chapter 116 of the North Carolina General Statutes and *The Code*. The balancing and tailoring asked of each campus professional in doing his or her job is made even more complex given the myriad related federal and state laws, including those governing destruction of public property, free expression, trespass, access to buildings by persons with disabilities and the confidentiality of student and personnel information that serve their own important public policy goals.

### I. Minimum Requirements for Campus Policies Regarding Mass Gatherings & Related Student Conduct

With this background in mind, each constituent institution of the University of North Carolina shall continue to comply with the following minimum principles in crafting and administering its campus-specific policies regarding public gatherings on campus and student discipline arising from conduct by students on sister campuses of the University of North Carolina:

1. Reasonable Prior Notice & Reservation. Each constituent institution shall maintain a mechanism whereby persons wishing to gather in groups larger than a size set by the campus must reserve or otherwise provide not less than 3624-hours’ notice to the campus administration and the appropriate campus safety official of the intent to gather in indoor spaces located on campus or in specified outdoor areas [for purposes other than university-sponsored instruction, classes, or research](#). These reasonable time, place, and manner restrictions tailored and crafted by the campus shall empower campus officials to prepare for and ensure the safety of students and other community members inside campus buildings and in specified outdoor areas.
2. Fostering Spontaneous Expressive Activity. Furthermore, to ensure that students, staff, and faculty may continue to assemble and engage in the “spontaneous expressive activity” encouraged and facilitated by [Section 1300.8 of the UNC Policy Manual, Policy on Free Speech and Free Expression Within the University of North Carolina System](#), each constituent institution shall ensure that the outdoor portions of the campus not specified as requiring a reservation or notice remain freely accessible so long as they are not utilized in a manner that substantially interferes with or materially and substantially disrupts the institution’s missions, as set out in Section IV of [Section 1300.8 of the UNC Policy Manual](#).
3. Safe Ingress & Egress & Sound Amplification. Each constituent institution shall ensure that its applicable policies governing student conduct and public gatherings prescribe clear rules about the maintenance of safe points of ingress and egress to each campus building and the use of sound-amplifying equipment [proximate near to](#) such building. Such clear rules should be crafted in a way that

ensures that students, staff, and faculty residing, working, learning, and teaching are not disrupted while free expression continues.

4. Regulation of Camping. Each constituent institution shall ensure that its applicable policies governing public gatherings prohibit ~~erecting tents or camping~~ Camping on ~~campus property~~ University Property without prior written approval from the appropriate campus official and the appropriate campus safety official. In accordance with UNC Policy and applicable state and federal law, any requests for approval from campus officials shall be determined in a viewpoint neutral manner considering necessary time, place, and manner restrictions.

a. "Camping" is defined as any of the following:

i. The establishment of, or attempt to establish, temporary or permanent living quarters at any location on University Property other than residence halls, apartments, or other university managed housing;

ii. Sleeping outdoors on University Property with or without bedding, tent, hammock, tarp, or similar device, protection, or equipment overnight (between sunset and sunrise);

iii. Sleeping in, on top of, or under any parked vehicle on University Property;

iv. Establishing or maintaining outdoors, or in or under any structure not designated for human occupancy, at any time during the day or night, a temporary or permanent place on University Property for cooking, storing of personal belongings, or sleeping by setting up any bedding, sleeping bag, mattress, tent, hammock, or other sleeping equipment, or by setting up any cooking equipment that has not been approved by the appropriate University health and/or safety officer.

b. "University Property" is defined as any building, structure, or outdoor space that is owned, leased, operated, managed, or controlled by the University.

c. Exceptions. Actions that constitute "camping" as defined above may be permitted under the following special circumstances:

i. When expressly authorized by the constituent institution in connection with a ticketed event.

ii. In extraordinary circumstances, such as times of natural disaster, when approved in writing in advance by the chancellor or designee.

~~4.5.~~ Misconduct on ~~Sister~~ Other Campuses. Each constituent institution shall ensure that its applicable policies governing student conduct establish clearly that, at minimum, any of its students cited or arrested by law enforcement authorities or cited ~~or disciplined~~ by another constituent institution for engaging in misconduct, disruption, trespass, or other conduct creating a public safety threat to the student or others is subject to disciplinary proceedings at his or her enrolled institution.

The foregoing requirement is designed to put University students on actual notice of the risk of disciplinary proceedings arising from conduct resulting in citation or arrest for violation of federal or state law, local ordinances, and/or specified conduct engaged in on another University of North Carolina campus. In administering this policy, campuses shall retain discretion as to whether the conduct by a campus's enrolled student resulting in citation or arrest for violation of federal or state law, local ordinances, or misconduct occurring at a sister institution, if the enrolled campus becomes

aware of it, should result in disciplinary proceedings at the enrolled institution and what the appropriate remedy is if the student is found to be responsible.

~~5-6.~~ Final Adjudication of Student Conduct Matters by Professional Staff or Committee. In accordance with Section 700.4.1 of the UNC Policy Manual, ~~Constituent institutions remain free to organize their student conduct adjudication processes as they see fit. They are encouraged to draw from multiple campus stakeholder groups, including students, to ensure that fact-finding and processes are informed by the various perspectives of campus communities and the student body; however,~~ final disposition of campus student conduct proceedings shall be made by either one or more campus professional employees administrators, which may include a neutral external adjudicator engaged by the campus, possessing adequate training and expertise to perform such tasks in accordance with ~~the law and policy or by a committee comprised of campus administrators, faculty, and students so long as the campus administrators constitute a plurality of the committee. All committee members must possess adequate training and expertise to perform such tasks in accordance with law and policy. The decision of a committee may be final, or it may be a recommendation for a final decision by a designated campus administrator. Appeals of final dispositions of student conduct proceedings required by Section 700.4.1 of the UNC Policy Manual may be initiated by either the responding student or, in the case of a final decision made by a committee, the responsible campus administrator, and must be heard and determined by separate campus administrator(s) or a neutral external adjudicator engaged by the campus, none of whom participated in the initial hearing and disposition being appealed.~~

~~6-7.~~ Intercampus Sharing of Public Safety Information. The president shall work with the System Vice President for Safety & Emergency Operations, or his designee, to create or expand an existing mechanism for the exchange of public safety related information among the law enforcement agencies of the University of North Carolina whereby constituent institutions may confidentially exchange for law enforcement, campus safety, and student disciplinary purposes information regarding enrolled student or third party non-student misconduct on campuses of the University of North Carolina.

~~7-8.~~ Close Consultation with Law Enforcement Officials. To foster the proper balance among ensuring public safety, ensuring free expression, and furthering the educational mission of the University, each constituent institution remains free to organize its departments of public safety and student affairs as it deems appropriate subject to existing-applicable law and policy. However, each constituent institution shall ensure that a senior-ranking public safety official is included, informed, and consulted regarding the logistical planning of campus gatherings and that issues of public safety are prioritized in those discussions. Furthermore, each constituent institution shall ensure that in preparing for mass gatherings, the chancellor has the benefit of direct consultations with law enforcement officials in effecting the proper plans for such events.

## II. OTHER MATTERS

1. Effective Date. The requirements of this policy shall be effective on the date of adoption by the Board of Governors, and constituent institutions shall ensure compliance on or prior to April August 1, 2025.
2. Relation to State and Federal Law. The foregoing policies as adopted by the Board of Governors are meant to supplement, and do not purport to supplant or modify, the requirements of federal and state law and existing university policy.
3. Regulations and Directives. The president is authorized to promulgate regulations and administrative memoranda to aid in the implementation of this Policy.