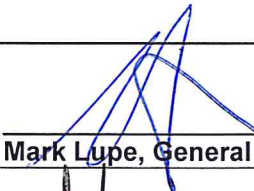
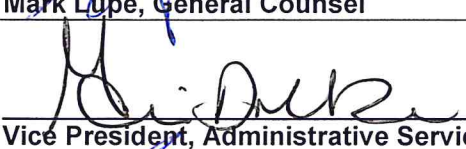



FLORIDA SOUTHWESTERN STATE COLLEGE DISTRICT BOARD OF TRUSTEES Agenda Item Summary	
Meeting Date: 1/27/2015	
<p>1. Action Requested/Purpose: Amend the following Board Policies 6Hx6:1.01 Powers and Responsibilities of the District Board of Trustees, 1.08 Debt Issuance by the College and the College's Direct Support Organizations, 2.05 Equal Access/Equal Employment Opportunity, 2.11 Procurement of Prequalified Contractors, 3.05 Award of a Continuing Contract and Evaluation of Continuing Contract and of Continuing Contract Track Faculty, 4.13 Use of Facsimile Signatures, 6.06 Code of Ethics for College Staff Regarding Financial Aid, 6.07 Prohibition Against Hazing, 7.01 Use of College Facilities.</p>	
<p>2. Fiscal Impact: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p>	
<p>3. Funding Source: Amount: \$</p>	
<p>4. Administration Recommendation: Approval of proposed amendments.</p>	
<p>5. Agenda Item Type:</p> <p><input checked="" type="checkbox"/> Action Item <input type="checkbox"/> Consent Agenda <input type="checkbox"/> Information Only <input type="checkbox"/> Board Requested Information/Report</p>	<p>8. Requirement/Purpose (Include Citation)</p> <p><input checked="" type="checkbox"/> Statute <input type="checkbox"/> Administrative Code <input type="checkbox"/> Other</p>
<p>9. Background Information:</p> <p>The Board Policies listed above are being recommended for approval. The changes to the existing policies in this item have been limited to non-substantive revisions such as updating the name of the College and personnel titles. Each of these policies has also been considered by the Institutional Advancement & Policy Committee of the Board of Trustees to ensure that they continue to align with best practices.</p>	
<p>Requested By:</p>	 <hr/> <p>Mark Lupe, General Counsel</p>
<p>Funding Verified by:</p>	 <hr/> <p>Vice President, Administrative Services</p>
<p>Approved For Agenda by:</p>	 <hr/> <p>President</p>

**District Board of Trustee Policy
(BOT)**



Policy Title: Duties, Powers and Responsibilities of The District Board of Trustees

Policy Number: 6Hx6:1.01

Specific Authority:
Florida Statute 1001.61; 1001.64
Florida Administrative Code 6A-14.0261

Policy Approved: 4/23/92; 08/23/05; 02/18/09; 09/24/13

Policy:

The District Board of Trustees of the Florida SouthWestern State College District is the governing board of the College. It is charged by Florida Statutes and State Board of Education Rules with responsibility for establishing the policies which are required by law or necessary to the operation of Florida SouthWestern State College. The Boards Of Trustees is responsible for cost-effective policy decisions appropriate to the College's mission, the implementation and maintenance of high-quality education programs within law and rules of the State Board of Education, the measurement of performance, the reporting of information, and the provision of input regarding state policy, budgeting, and education standards.

In carrying out this responsibility, the Board of Trustees, after considering recommendations submitted by the President, shall be authorized to adopt such rules, procedures, and policies as are necessary to operate the College in a manner that assures the fulfillment of the responsibilities assigned to the Board. These rules, procedures, and policies may supplement those prescribed by the Department of Education if they will contribute to the more orderly and efficient operation of the College. The Board of Trustees shall appoint suspend, or remove the President of the College.

Selection - The Board of Trustees shall select a person qualified for the position of President and competent to perform the duties and responsibilities of the position. The minimum basic qualification is an earned doctorate or equivalent. If the Board of Trustees chooses to recognize an equivalent, it shall specify the education, experience, and other elements deemed to constitute equivalency, and notify the Division of Florida Colleges of them. The Board of Trustees shall seek and interview persons with the highest qualifications for educational leadership, and shall consider particularly the candidate's education, experience in community colleges and related fields, understanding of community college programs, and demonstrated leadership ability.

Contract - The Board of Trustees shall provide the President a contract of at least one year, but no longer than three years. The contract shall fix the duration of employment, the compensation,

and the fringe benefits, and may contain any other terms and conditions the Board deems appropriate. Rules and procedures governing the employment and dismissal of the President shall be incorporated into the contract for employment.

Evaluation - At the time the contract is issued, the Board of Trustees shall inform the President of duties and responsibilities, of the procedure by which performance shall be evaluated, and of the criteria for evaluation. The Board shall evaluate the President annually. Evaluations shall cover each duty and responsibility, whether assigned by the Board of Trustees or specified in law or rule. The evaluation and the findings shall be in writing and shall be submitted, immediately after acceptance by the Board of Trustees, to the Chancellor of the Division of Florida Colleges for review.

The Florida SouthWestern State College President Evaluation form is used independently by each member of the Board of Trustees prior to the annual contract review of the President. This instrument is designed to serve as a guide for the evaluation of the President in order to ensure a comprehensive review of his/her performance. Individual trustees are asked to use this opportunity to communicate to the President any concerns relative to the President's performance in the areas designated on this form.

Normally, the Florida SouthWestern State College President's Evaluation will be distributed to Board members in April, at least 4 weeks prior to the May Board meeting. Board members are to return the completed form at least 2 weeks prior to the Board meeting in May, at which time they publicly discuss the President's performance.

Suspension - The responsibility for suspending and dismissing the President remains with the Board of Trustees. In such case, the Board of Trustees shall meet promptly to review the evidence establishing cause and to act on that evidence by continuing the suspension or by dismissing or reinstating the President. The Board shall promptly report its action and rationale to the State Board of Education.

Filling a Vacancy - When the position of President becomes vacant, the Board of Trustees may appoint Acting or Interim President.

When considering the President's contractual status at a public meeting of the Board of Trustees, each trustee is expected to vote a satisfactory or unsatisfactory rating based on the criteria contained in the evaluation form.

**District Board of Trustee Policy
(BOT)**



Policy Title: Debt Issuance By The College And The College's Direct Support Organizations

Policy Number: 6Hx6:1.08

Specific Authority:

Florida Statute 1001.64; 1004.70(4)(e); 1009.22; 1009.23
Florida Administrative Code

Policy Approved: 09/28/10; Edit 12/07/10

Policy:

I. College Debt

1. Financing Short Term and Long Term Debt

The District Board of Trustees of Florida SouthWestern State College is authorized to enter into short term loans and installment, lease purchase, and other financing contracts for a term of not more than 5 years, including renewals, extensions, and refunding's. Payments on short term loans and installment, lease purchase, and other financing contracts shall be subject to annual appropriation by the District Board of Trustees. The District Board of Trustees is authorized to borrow funds and incur long term debt, including promissory notes, installment sales agreements, lease purchase agreements, certificates of participation, and other similar long term financing arrangements, only specifically provided in Florida Statutes 1009.22(6) and (9) and 1009.23(11) and (12).

At the option of the District Board of Trustees, bonds issued pursuant to Sections 1009.22(6) and (9) and 1009.23(11) and (12) Florida Statutes may be secured by a combination of revenues authorized to be pledged to bonds pursuant to such subsections. Long term debt financing is restricted to:

- a. Capital Improvement Fee revenues
- b. Parking Fee revenues
- c. Motor Vehicle License Revenues (Capital Outlay and Debt Service)

Revenue bonds may not be secured by or paid from, directly or indirectly, tuition, financial aid fees, the Community College Program Fund, or any other operating revenues of the College. Lease purchase agreements may be secured by a combination of revenues as specifically authorized pursuant to Sections 1009.22(6) and 1009.23(11) Florida Statutes. Long term debt must be financed through the Division of Bond Finance, except for the pledge of parking fee revenue for a period of seven years or less.

II. Direct Support Organization Debt

Except as expressly set forth below, the District Board of Trustees must authorize all debt incurred by a direct support organization. Such debt shall:

1. Definitions

For purposes of this Policy:

- a) "Debt" means bonds, loans, promissory notes, lease-purchase agreements, certificates of participation, installment sales, or any other financing mechanism or financial arrangement whether or not a debt for legal purposes, for financing or refinancing purposes including any related renewals, extensions and refunding, for or on behalf of a direct support organization for the acquisition of goods, materials, equipment and services.
- b) "Short-term Debt" is defined for the purpose of these guidelines as any debt issued for a term of not more than five years.

2. Financing Short-Term Debt

The District Board of Trustees hereby delegates to the Board of Directors of Florida SouthWestern State College Foundation, Inc. and the Board of Directors of Florida SouthWestern State College Financing Corporation the authority to approve short-term debt in an amount not to exceed one hundred thousand dollars (\$100,000) in the aggregate total amount. All short-term debt in excess of the delegated limit must be approved by the District Board of Trustees. The following guiding principles should be considered with regard to any debt issued by Florida SouthWestern State College Foundation, Inc. and Florida SouthWestern State College Financing Corporation pursuant to this delegation of authority:

- 1. The debt should be competitively bid;
- 2. The use of the funds must serve the interest of Florida SouthWestern State College;
- 3. Florida SouthWestern State College Foundation, Inc. and Florida SouthWestern State College Financing Corporation cannot pledge an endowment or restricted donor funds as collateral; and,
- 4. The revenue stream pledged to repay the loan must be reasonably certain and able to cover the required annual payments.

3. Issuance of Long-Term Debt

All debt issued with a term of more than five years (long-term debt) must be approved by the District Board of Trustees and will be evaluated in accordance with these guidelines. After completing an evaluation of a proposal for issuance of long-term debt, the District Board of Trustees will take formal action regarding the proposal.

4. Forms of Debt

Debt of the College's Direct Support Organizations (DSO) may be issued as either fixed rate debt or variable rate debt, subject to the approval of the District Board of Trustees, and based on the following considerations, in addition to other considerations contained, or referred to, in this Policy:

- a) Fixed Rate Debt. Fixed rate debt will be the primary source of capital infrastructure financing.
- b) Variable Rate Debt. The amount of variable rate debt will vary depending on capital market conditions, level of interest rates, and financing structures available to the respective DSO. Due to the typically low interest rate cost of variable rate debt relative to fixed rate debt, it may be beneficial for the DSO to issue debt in a variable rate format for any given financing. Variable rate debt, however, introduces a number of significant risks: the potential volatility of debt service requirements; a risk that the associated financing or credit arrangement may expire prior to the maturity of the underlying debt, thereby exposing the DSO to difficult or costly renewal or replacement of the financing or credit arrangement; financing arrangements that may include rating triggers or covenants that could accelerate debt payment and collateral pledge requirements. Thus, variable rate debt should be limited to circumstances where fixed rate committed funding for the full term of the debt is not available or the terms are not deemed to be reasonable and prudent by the District Board of Trustees.

5. Financial Management Related to Debt

Florida SouthWestern State College Administration will develop operating procedures for advising the District Board of Trustees on the use of derivative financial instruments, including interest rate swaps, and the ongoing monitoring and evaluation of such instruments.

POLICY:

6. Evaluation of Debt by the District Board of Trustees

All short-term debt of the Florida SouthWestern State College Foundation, Inc. and the Florida SouthWestern State College Financing Corporation beyond the delegated authority and all long-term debt shall be evaluated by the District Board of Trustees pursuant to the Debt Evaluation Guidelines for Community College Direct Support Organizations issued by the Florida Department of Education, as those guidelines may be modified from time to time as set forth in the College's Operating Procedures.

7. Effect

The foregoing shall be effective immediately and apply prospectively to all Florida SouthWestern State College Foundation, Inc. and Florida SouthWestern State College Financing Corporation debt and not affect adversely debt currently outstanding or projects approved by the District Board of Trustees prior to the implementation of these guidelines.

**District Board of Trustee Policy
(BOT)**



Policy Title: Equal Access/Equal Employment Opportunity

Policy Number: 6hx6:2.05

Specific Authority:

Florida Statute 1001.64 (18); 1001.65 (3)
Florida Administrative Code

Policy Approved: 4/23/92; 11/25/97; 6/25/02; 08/23/05; 02/18/09; 1/26/10

Policy:

The following guidelines regarding Equal Employment/Equal Access Opportunities shall be maintained:

1. Florida SouthWestern State College, in implementing both the spirit and the letter of the Civil Rights Act of 1964, is dedicated to the principle of equal employment opportunity for all persons without regard as race, ethnicity, color, national origin, age, religion, disability, marital status, gender, genetic information, sexual orientation, veteran status and any other factor protected under applicable federal state, and local civil rights laws, rules and regulations.
2. Florida SouthWestern State College offers its services to all persons without discrimination. No person will be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity for reasons of race, religion, national origin, sex, age, marital or veteran status, sexual orientation, or disability. This policy of equal access applies to all programs, activities and facilities of the College regardless of type or location.
3. The District President is authorized to designate the coordinator for Equal Access/Equal Opportunity and for the Educational Equity Act.

Jana Sabo is the Title IX Coordinator/Equity Officer. Questions pertaining to discrimination or harassment should be addressed to Jana Sabo at 239.489.9051 or 8099 College Parkway, Fort Myers, FL 33919.

**District Board of Trustee Policy
(BOT)**



Policy Title: Procurement of Prequalified Contractors

Policy Number: 6hx6:2.11

Specific Authority:

Florida Statute 1013.46

Florida Administrative Code Chapter 4, Section 4.1

Policy Approved: 09/22/09

Policy:

Florida SouthWestern State College maintains an environment promoting fair and open competition in procuring goods and services.

In accord with the State Requirements for Educational Facilities (SREF), the Florida SouthWestern State College District Board of Trustees supports the prequalification of construction contractors on an annual basis. Furthermore, the Florida SouthWestern State College District Board of Trustees empowers the College's President, or designee, to develop and implement Prequalification College Operating Procedures (COP) in accordance with the State Requirements for Educational Facilities.

**District Board of Trustee Policy
(BOT)**



Policy Title: Award of A Continuing Contract And Evaluation of Continuing Contract And of Continuing Contract Track Faculty

Policy Number: 6Hx6:3.05

Specific Authority:

Florida Statute 1001.64
Florida Administrative Code 6A-14.0411

Policy Approved: 09/24/13

Policy:

1. It is the policy of the District Board of Trustees to award continuing contracts to full-time faculty in accordance with the law and procedures to be developed and approved by the President or designee, in consultation with the Faculty. A continuing contract shall be awarded only by the affirmative vote of the District Board of Trustees, as decided in its sole discretion, and a continuing contract shall never be awarded in the absence of the affirmative vote of the District Board of Trustees for any reason, including without limitation, by default or procedural deficiency(ies).
2. Any employee holding a continuing contract who accepts an offer of employment at the College in a capacity other than that in which the continuing contract was awarded may be granted an administrative leave of absence for up to three years pursuant to the College's Operating Procedures.
3. The term "continuing contract" is described by rule of the State Board of Education. Continuing contract is a professional status conferred upon faculty members who have been judged to have demonstrated scholarship and teaching ability or other skills sufficient to warrant recognition of their achievement of predetermined standards of professional competence.
4. In order to become eligible for the award of a continuing contract, a full-time faculty member must:
 - a. Complete at least five (5) years of satisfactory service at Florida SouthWestern State College, based on the criteria established by the College, during a period not in excess of seven (7) years. In all cases, such service shall be continuous except for leave duly authorized and granted. After three full years of satisfactory service, a faculty member who had continuing contract in another regionally or nationally

accredited institution of higher learning may petition for two years of credit through the annual evaluation process. If accepted, the faculty member may apply for continuing contract at that time.

- b. Receive the recommendation of the President and approval by the District Board of Trustees for a continuing contract based on successful performance of duties, demonstration of professional competence pursuant Florida SouthWestern State a policies and procedures, and the needs of the College.
5. Continuing contract must be based on explicit judgment of qualifications and performance. In accordance with 6A-14.0411(3) FAC, the criteria shall include the following:
 - a. Quantifiable measured effectiveness in the performance of faculty duties,
 - b. Continuing professional development,
 - c. Currency and scope of subject matter knowledge,
 - d. Relevant feedback from students, faculty, and employers of students,
 - e. Service to the department, college, and community; and
 - f. Appropriate criteria measuring student success defined as retention, progression, completion, and matriculation or job placement.

Criteria may also include the following:

- a. Educational qualifications, efficiency, compatibility, student learning outcomes, character,
 - b. Capacity to meet the educational needs of the community, and
 - c. The length of time the duties and responsibilities of the position are expected to be needed.
6. In order to contribute to the continual growth and development of faculty, Florida SouthWestern State College requires periodic post-award performance reviews for all faculty under continuing contract, which shall use, at a minimum, the criteria set forth in Section (7) of this policy.
7. Under the conditions described below, the President may recommend to the Board of Trustees a temporary faculty position that is not eligible for continuing contract.
 - a. In the case of an emergency situation due to extended illness, death, or unexpected resignation where adjunct faculty is not available or where no other full time faculty teach in the discipline. The temporary position will be terminated once the emergency situation is resolved.
 - b. Grant supported short term programs intended to fill a temporary need,
 - c. Other short term needs such as to complete a teach out plan for a discontinued program or degree,
 - d. Other emergency or temporary need situations.

Faculty hired in these positions may be awarded annual contracts or contracts of less than one year.

8. Notwithstanding the provisions of (4)(a) above, full-time faculty being considered for an award of a continuing contract during the 2012-13, 2013-14 and the 2014-15 fiscal years shall have served for three full years during a period not in excess of five years in order to be eligible for the award of a continuing contract.

**District Board of Trustee Policy
(BOT)**



Policy Title: Use of Facsimile Signatures

Policy Number: 6Hx6:4.13

Specific Authority:

Florida Statute 116.34; 1001.64
Florida Administrative Code

Policy Approved: 09/24/13

Policy:

The District Board of Trustees authorizes the Chair and the Secretary of the Board (President) and/or their designees, to use facsimile signatures with the same legal effect as a manual signature in accordance with Florida Statute.

Procedures:

A. After the July District Board of Trustees meeting at which the new Chair is elected, the Chair and the Secretary (President), and their designees, as may be appropriate, will each sign a Certificate of Facsimile Signature form. The signature on the forms will be notarized and sent by certified mail or overnight currier to the responsible person at the Florida Department of State, 500 South Bronough Street, Tallahassee, Florida 32301.

B. The Chair and Secretary will also sign any applicable financial institution's forms to change the authorized signatures on all financial accounts held in the name of the District Board of Trustees of Florida SouthWestern State College to the newly elected Chair of the Board and Secretary.

C. Administrative Services will be responsible for obtaining manual signatures from the Chair and Secretary that can be used to convert to a facsimile signature for checks, employment contracts, and any other College document that may require a facsimile signature of the Florida SouthWestern State College's District Board of Trustee Chair and/or Secretary.

**District Board of Trustee Policy
(BOT)**



Policy Title: Code Of Ethics For College Staff Regarding Financial Aid

Policy Number: 6Hx6:6.06

Specific Authority:

Florida Statute

Florida Administrative Code

Policy Approved: 2/26/08; 02/18/09

Policy:

Florida SouthWestern State College (College) will make lender selection based on the following criteria:

- All lenders will provide quality customer service to students and the institution.
- Lenders must use a compatible electronic process to deliver loan funds.
- Lenders must have an acceptable default rate for the last three cohort years and the cohort default rate at College for the same period will be considered. Selection of new lenders will be based on their corporate default rate for the three preceding years, or their ability to demonstrate a cutting edge default prevention and aversion program.

Lending institutions shall not provide any items of value to members of the Financial Aid staff. This includes cash, stocks, entertainment, personal or recreational travel, and gifts of more than nominal value.

Employees shall not select lenders for students. Students must select a lending institution for student loan programs.

College employees shall process a student loan for any lender a student selects.

The College will not provide any advantage to a lending institution.

College employees may serve on advisory boards as allowed by Federal and State law. All meetings must provide an agenda that demonstrates the appropriateness of the meeting.

Lenders are not allowed to work in the College Financial Aid Office, or have access to student files at any time.

All lending institutions must maintain the highest ethical standards, both at the College and on a national level.

Lenders are prohibited from providing any financial resources to the College for loan volume.

The College will make available information to all students that will allow them to make an informed decision when they select a lender as a borrower.

**District Board of Trustee Policy
(BOT)**



Policy Title: Prohibition Against Hazing

Policy Number: 6Hx6:6.07

Specific Authority:

Florida Statute 1001.64 and 1006.63

Florida Administrative Code

Policy Approved: 09/24/13

Policy:

Hazing is prohibited at Florida SouthWestern State College pursuant to §1006.63, Florida Statute. All persons associated with Florida SouthWestern State College including student organizations and students are prohibited from engaging in any form of hazing either on campus or off campus. Florida SouthWestern State College does not condone hazing in any form and defines hazing to include:

1. Any action or situation that recklessly or intentionally endangers the mental or physical health or safety of a student for the purposes including but not limited to: of initiation or admission into or affiliation with any organization operating under the sanction of Florida SouthWestern State College. Such term includes, but is not limited to, pressuring or coercing the student into violating any state or federal law, any brutality of a physical nature, such as whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug, or other substance, or other forced physical activity which could adversely affect the physical health or safety of the student, and also includes any activity which would subject the student to extreme mental stress, such as sleep deprivation, forced exclusion from social contact, forced conduct which could result in extreme embarrassment, or other forced activity which could adversely affect the mental health or dignity of the student. Hazing does not include customary athletic events or other similar contests or competitions or any activity or conduct that furthers a legal and legitimate objective.

2. Section 1006.63, Florida Statute, further states that a person who commits hazing either intentionally or recklessly that results in serious bodily injury or death of another person will have committed a third degree felony, punishable as prohibited in Sections 775.082 or 775.083, Florida Statute. A person who commits hazing either intentionally or recklessly that creates a substantial risk of physical injury or death to another person will have committed a first degree misdemeanor, punishable as prohibited in Sections 775.082 or 775.083, Florida Statutes.

Penalties for violation of this policy shall be administered in accordance with Florida SouthWestern State College policies and procedures related to student disciplinary actions;

subject, however, to any limitations or additional penalties contained in Section 1006.63(8) (a)-(c), Florida Statutes:

1. Such penalties at Florida SouthWestern State College may include the imposition of fines; the withholding of diplomas or transcripts pending compliance with the rules or pending payment of fines; and the imposition of probation, suspension, or expulsion from the college.
2. In the case of an organization/club at Florida SouthWestern State College which authorizes hazing in blatant disregard of such rules, penalties may also include rescission of permission for that organization to operate on campus property or to otherwise operate under the sanction of the institution.
3. All penalties imposed under the authority of this subsection shall be in addition to any penalty imposed for violation of any of the criminal laws of this state or for violation of any other rule of the institution to which the violator may be subject.
4. It is not a defense to a charge of hazing that the consent of the victim had been obtained, the conduct or activity was not part of an official organizational event or was not otherwise sanctioned or approved by the organization, or the conduct or activity was not done as a condition of membership.

This policy by its inclusion in the Student Handbook is provided to each student enrolled in the institution and is included in the bylaws of each club/organization operating under the sanction of Florida SouthWestern State College pursuant to Section 1006.63(10), Florida Statute.

**District Board of Trustee Policy
(BOT)**



Policy Title: Use of College Facilities

Policy Number: 6Hx6:7.01

Specific Authority:

Florida Statute 274.03; 1001.64; 1001.65(6)
Florida Administrative Code

Policy Approved: 4/23/92; 7/14/98; 08/23/05; 02/18/09; 11/24/09

Policy:

The following guidelines are established regarding the Use of College Facilities:

1. **GENERAL:** When not in use for regular College classes and/or activities, College facilities may be used by the general public. This Board Policy does not include the Barbara B. Mann Performing Arts Hall, which comes under separate rental and use provisions.
2. **PRIORITIES:** The following priorities for use of College facilities will be followed in the order given:
 - a. Scheduling for the credit program of the College.
 - b. Continuing Education programs and activities and other non-credit activities of the administration, faculty, student body, or other College department or unit.
 - c. Registered University Partners.
 - d. Events and/or activities sponsored by groups or individuals from the general public.
3. **PROVISIONS AND STIPULATIONS:**
 - a. Such use will be limited to educational, informational, and/or cultural programs of interest to the community.
 - b. Such use will be governed by the provisions of this Board Policy and appropriate College Procedure implementing this Policy.
 - c. The sponsoring group or person may be required to provide the content of the program or activities to be presented to the College in advance.
 - d. The College reserves the right to decide if the program or activity is appropriate for use of College facilities, and the College reserves the right to deny use of College facilities to any person or group at any time.
 - e. Commitments for use of College facilities cannot be made for periods for which credit schedules have not been officially published and released. The earliest advanced booking of space is normally six months.
 - f. The sponsoring person or group will hold the College harmless for any loss, damage, cost, or expense that may arise or be caused through use of College facilities. The

College will also be held harmless for any claims or liability for worker's compensation, property damage or personal liability which may arise or accrue by reason of use of College facilities or property.

- g. The sponsoring person or group may be required to provide appropriate liability insurance as a condition of use. This determination will be made by the College on an individual case basis.
- h. The sponsoring person or group (regardless of non-profit status) will be required to cover all expenses incurred by the College which are considered to be above normal College operating expenses (e.g., custodial, security, power).
- i. No one individual or group will be allowed to monopolize the use of College facilities.
- j. Programs/activities/persons of a highly controversial nature will normally not be allowed to use College facilities. The exception to this may be when such programs/activities/persons are considered by the College to be in the public interest and when arrangements are made to insure that all sides of the controversy are presented, with all sides having equal opportunity and time to present views, arguments, etc., to a common audience.
- k. The user is at all times subject to the policies and procedures of Florida SouthWestern State College.