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**Committee Meeting:** 11/8/2017

**Board Meeting:** 11/9/2017  
Austin, Texas

*Ernest Aliseda, Acting Chairman*  
*Kevin P. Eltife*  
*Paul L. Foster*  
*R. Steven Hicks*  
*Janiece Longoria*  
*Rad Weaver*

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| <b>Convene</b>  | <i>2:45 p.m.</i><br><i>Chairman Aliseda</i>                             |                          |             |
| 1. <b>U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration</b>   | <i>2:45 p.m.</i><br><b>Discussion</b>                                   | <b>Action</b>            | <b>159</b>  |
| 2. <b>U. T. Rio Grande Valley: Approval of preliminary authority for a Doctor of Philosophy degree program in Mathematics and Statistics with Interdisciplinary Applications</b>  | <i>2:46 p.m.</i><br><b>Action</b><br><i>President Bailey</i>            | <b>Action</b>            | <b>160</b>  |
| 3. <b>U. T. System: Discussion and appropriate action regarding proposed replacement of Regents' <i>Rules and Regulations</i>, Rule 31006 (Academic Workload Requirements), regarding the development of faculty workload policies for the individual academic institutions</b> | <i>2:50 p.m.</i><br><b>Action</b><br><i>Dr. Leslie</i>                  | <b>Action</b>            | <b>161</b>  |
| 4. <b>U. T. Arlington: Discussion and appropriate action regarding proposed changes to admission criteria for the Accounting Master's program</b>   | <i>2:55 p.m.</i><br><b>Action</b><br><i>President Karbhari</i>          | <b>Action</b>            | <b>165</b>  |
| 5. <b>U. T. Arlington: Discussion and appropriate action related to authorization to execute first amendment to agreement with Academic Partnerships, LLC to continue existing online programs</b>  | <i>3:05 p.m.</i><br><b>Action</b><br><i>President Karbhari</i>          | <b>Action</b>            | <b>168</b>  |
| 6. <b>U. T. Austin: Review and possible action regarding the U. T. Austin campus carry rules, regulations, and provisions</b>   | <i>3:15 p.m.</i><br><b>Report/Discussion</b><br><i>President Fenves</i> | <b>Report/Discussion</b> | <b>169</b>  |
| <b>Adjourn</b>  | <i>3:45 p.m.</i>  |                          |             |

1. **U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration**

RECOMMENDATION

The proposed Consent Agenda items assigned to this Committee are [Items 26 - 49](#).

2. **U. T. Rio Grande Valley: Approval of preliminary authority for a Doctor of Philosophy degree program in Mathematics and Statistics with Interdisciplinary Applications**

**RECOMMENDATION**

The Chancellor concurs in the recommendation of the Deputy Chancellor, the Executive Vice Chancellor for Academic Affairs, and the institutional president that the U. T. System Board of Regents approve

- a. preliminary authority for U. T. Rio Grande Valley to create a Doctor of Philosophy degree program in Mathematics and Statistics with Interdisciplinary Applications; and
- b. notification of the proposal to the Texas Higher Education Coordinating Board.

**BACKGROUND INFORMATION**

The School of Mathematical and Statistical Sciences in the College of Sciences at U. T. Rio Grande Valley proposes to establish a new doctoral program in Mathematics and Statistics with Interdisciplinary Applications. The proposed program will have specializations in pure and applied mathematics, computational mathematics, and statistics and is designed to meet the needs of students interested in a wide range of careers, including those in academia, industry, and government. An important characteristic of the proposed program is its emphasis on applications of mathematics and statistics that cut across biological, environmental, life, physical and social sciences, engineering, medicine, and finance fields. Student dissertations will encompass theoretical and applied research as well as the discovery and application of effective mathematical models and advanced data analysis methods and tools to address important interdisciplinary problems in agriculture, business, engineering, the environment, health care, medicine, and the social and behavioral sciences.

The projected job market appears to be strong nationally and in Texas for individuals with an advanced degree in mathematics and statistics. Between 2012 and 2022, the U.S. Bureau of Labor Statistics projects a 33% increase in the number of jobs for statisticians, a 16.4% increase in the number of jobs for postsecondary mathematics faculty, and a 30.2% increase in the number of jobs for operations research analysts, among other occupations for which math and statistics would be required skill sets. In Texas, the need is projected to be even higher for certain professions: 33.8% increase for statisticians, 25% increase for postsecondary faculty, 45% increase for operations research analysts.

The core faculty who will support the program demonstrate high levels of research productivity in terms of publications and external funding.

Once preliminary authority has been approved, U. T. Rio Grande Valley will submit the full degree program proposal for approval by the U. T. System Board of Regents and the Texas Higher Education Coordinating Board.

3. **U. T. System: Discussion and appropriate action regarding proposed replacement of Regents' Rules and Regulations, Rule 31006 (Academic Workload Requirements), regarding the development of faculty workload policies for the individual academic institutions**

**RECOMMENDATION**

The Chancellor concurs in the recommendation of the Deputy Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel that the Regents' *Rules and Regulations*, Rule 31006 (Academic Workload Requirements), regarding the development of faculty workload policies for the individual academic institutions, be replaced with new language as set forth on the following pages.

**BACKGROUND INFORMATION**

Based on the work of the Faculty Workload Task Force, the Office of Academic Affairs recommends amending Regents' Rule 31006 as follows. These amendments constitute a full rewrite of the Regents' Rule on faculty workload and reporting requirements.

The amendments will bring the Rule into alignment with other governing board policies developed in response to the original Texas legislation and with governing board policies on faculty workload across the country. In particular, if adopted, the revised Regents' Rule on faculty workload will enable each academic institution to develop a workload policy designed to achieve two main goals: foster greater student success while advancing each institution's unique mission. In addition, the proposed amendments to the Rule streamline the reporting required by *Texas Education Code* Section 51.402, this Rule, and Texas Higher Education Coordinating Board policies.

The U. T. System Faculty Advisory Council unanimously endorsed the proposed amendments. In addition, Council members have been working in collaboration with staff in the Office of Academic Affairs to develop a set of guidelines and best practices that the academic institutions can use in setting their own campus-level policies.

The presidents of the eight academic institutions are in support of the proposed amendments to Regents' Rule 31006 and the changes have been reviewed by all presidents and representatives of the Employee Advisory Council and the Student Advisory Council.

**The University of Texas System  
Rules and Regulations of the Board of Regents**

**Rule: 31006**

**1. Title**

Faculty Workload and Reporting Requirements

**2. Rule and Regulation**

Sec. 1 Purpose. Pursuant to *Texas Education Code* Section 51.402, this Rule establishes the general workload policy for faculty employed at an academic institution of higher education in The University of Texas System. The Rule also establishes the reporting requirements associated with faculty workload.

Sec. 2 Importance of Faculty. Faculty play a fundamental role in advancing an institution of higher education and in fostering student success. The quality and value of a university education are in large part defined by the faculty. The curricula the faculty design, the programs they offer, the learning environment they create, the instructional methods they employ, the research they conduct, the creative works they produce, the service they provide, and their professional engagement with students inside and outside of the classroom, including advising, are important components of the educational experience. As such, institutions of higher education supported by public funds have the responsibility to fully utilize their faculty resources in ways that achieve the greatest possible educational benefit.

Sec. 3 General Provisions for Faculty Workload

Sec. 3.1 Through established shared governance processes, each academic institution shall establish a faculty workload policy that adheres to the following general provisions.

Sec. 3.2 The institution's workload policy shall set forth equitable and fair guidelines that permit each department chair (or head of a comparable academic unit), under the supervision of the dean, to best deploy departmental faculty to foster student success and advance the department's mission.

Sec. 3.3 A chair may assign differential teaching loads for circumstances such as graduate instruction, research activities, time bought out by external grants, administrative assignments, large class sizes, team-taught courses, significant advising responsibilities, or other activities aligned with the institution's mission and/or critical to student success.

- Sec. 3.4 A chair may assign differential teaching loads based on the expectations of tenured and tenure-track faculty who have active and productive research/scholarly/creative programs, tenured faculty who are less active in research/scholarly/creative work, and nontenure-track faculty.
  - Sec. 3.5 An institution's faculty workload policy shall recognize that classroom teaching, basic and applied research, service, and professional development are important elements of faculty workloads by giving appropriate weight to each activity when determining the standards for faculty workload.
  - Sec. 3.6 Each institution may give the same or different weight to each activity and to other activities recognized by the institution as important elements of faculty workloads.
  - Sec. 3.7 The president of each academic institution shall submit the initial faculty workload policy for review and approval by the Executive Vice Chancellor for Academic Affairs.
- Sec. 4 Reporting Requirements
- Sec. 4.1 The president shall designate an officer to monitor workloads, prepare and review appropriate workload reports, and submit the reports to the institutional head for certification or approval and comments as may be appropriate.
  - Sec. 4.2 Each institution shall include its faculty workload policy in its operating budget reported to the Texas Higher Education Coordinating Board.
  - Sec. 4.3 Each institution shall submit the Faculty Reports (CBM-008) required by the Texas Higher Education Coordinating Board.
  - Sec. 4.4 Within 30 days of the end of each academic year, each institution shall file with the Board of Regents a report, by department, of the academic duties and services performed by each member of the faculty during the nine-month academic year, showing evidence of compliance with requirements established by the Board.

- Sec. 4.5 The report of academic duties and services performed by each member of the faculty, based on data submitted in the CBM-008, shall indicate all appointments held by the faculty member in the employing institution, the salary paid to each appointment, the percent of time of each appointment, and the source of funds from which salary payments were made.
- Sec. 4.6 For a faculty member paid partially from a source of funds other than state appropriations, the teaching load shall be proportioned to the percentage of salary paid from state appropriations.
- Sec. 4.7 Upon the request of an institution, if additional time is needed to prepare the report to the Board of Regents, the Executive Vice Chancellor for Academic Affairs is authorized to extend the deadline for submission.

4. **U. T. Arlington: Discussion and appropriate action regarding proposed changes to admission criteria for the Accounting Master's program**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Deputy Chancellor, the Executive Vice Chancellor for Academic Affairs, and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Accounting Master's program at U. T. Arlington as described on the following pages.



## Summary of Changes to Graduate Admission Criteria

### 1. GMAT Condition

| Current Unconditional Admission Criteria   | Proposed Unconditional Admission Criteria   |
|--|---|
| <p>Individuals who meet each of the following two conditions are given unconditional admission:</p> <ul style="list-style-type: none"> <li>• Applicant holds an earned bachelor's degree from an AACSB accredited college or university, with a minimum GPA of 3.0 on the last 60 hours of undergraduate work and</li> <li>• GMAT total score is at least 550 with verbal and quantitative score at the 40th percentile or higher, on both.</li> </ul> | <p>Individuals who meet each of the following two conditions are given unconditional admission:</p> <ul style="list-style-type: none"> <li>• Applicant holds an earned bachelor's degree from an AACSB accredited college or university, with a minimum GPA of 3.0 on the last 60 hours of undergraduate work and</li> <li>• GMAT total score is at least <del>550</del> <u>500</u> with verbal and quantitative score at the <del>40th</del> <u>30th</u> percentile or higher, on both. <u>While the GMAT is strongly preferred, for non-business majors, an equivalent GRE score will be accepted in lieu of the GMAT.</u></li> </ul> |

Change in GMAT Score Cutoffs: Two different studies undertaken by the U. T. Arlington Department of Accounting indicate that the GMAT is not a reliable predictor of the likelihood that a student will succeed in the graduate program. This change seeks to deemphasize what the department has found to be an unreliable predictor of success in the graduate program.

Addition of Graduate Record Examinations (GRE): A substantial percentage of departmental Master of Public Accounting (MPA) students have majored in science, engineering, and liberal arts. Many of these students take the GRE when they are planning for graduate studies. Given this fact, use of the GRE as a substitute for the GMAT is designed to avoid an unnecessary hurdle for qualified students seeking admission into our MPA program. Other graduate programs in the College of Business also accept the GRE in lieu of the GMAT. Hence, this change enhances the consistency of graduate admission practices within the college.

**2. GMAT Waiver Condition**

| <b>Current Unconditional Admission Criteria</b>   | <b>Proposed Unconditional Admission Criteria</b>  |
|---|---|
| <p>This unconditional admission set #2 focuses on satisfying any one of the following criteria.</p> <ul style="list-style-type: none"> <li>• Graduated from UTA within three years of expected entrance into the graduate program with a minimum GPA of 3.25 in their major and overall;</li> <li>• Graduated from an AACSB accredited college or university with an earned bachelor's degree, with a minimum GPA of 3.0 in their major and overall, holds a current recognized professional accounting credential or license (e.g., certified public accountant, certified management accountant, certified financial analyst, chartered accountant);</li> <li>• Graduated from an AACSB accredited college or university with an earned bachelor's degree, with a minimum GPA of 3.0 in their major and overall, and completed another postbaccalaureate degree (e.g., master's degree, JD degree, LLM degree, MD degree, Ph.D. degree).</li> </ul> | <p>This unconditional admission set #2 focuses on satisfying any one of the following criteria.</p> <ul style="list-style-type: none"> <li>• Graduated from UTA <u>or equivalent university</u> within three years of expected entrance into the graduate program with a minimum GPA of 3.25 in their major and overall;</li> <li>• Graduated from an AACSB accredited college or university with an earned bachelor's degree, with a minimum GPA of 3.0 in their major and overall, holds a current recognized professional accounting credential or license (e.g., certified public accountant, certified management accountant, certified financial analyst, chartered accountant);</li> <li>• Graduated from an AACSB accredited college or university with an earned bachelor's degree, with a minimum GPA of 3.0 in their major and overall, and completed another postbaccalaureate degree (e.g., master's degree, JD degree, LLM degree, MD degree, Ph.D. degree).</li> </ul> |

Change in GMAT Waiver Criteria: Currently, U. T. Arlington graduates who have graduated within three years of expected entrance into the graduate program with a minimum GPA of 3.25 in their major and overall are granted a GMAT waiver. The department proposes to extend this condition to graduates from other universities equivalent to U. T. Arlington. We plan to use Association to Advance Collegiate Schools of Business (AACSB) accreditation and/or other national or global rankings such as that provided by *U.S. News & World Report* to determine which institutions will be considered equivalent. The studies undertaken by the Department of Accounting indicating that the GMAT is not a reliable predictor of the likelihood that a student will succeed in the graduate program is the basis of this decision. The department believes that a good GPA from a comparable university is a more reliable predictor of student success in the graduate program.

5. **U. T. Arlington: Discussion and appropriate action related to authorization to execute first amendment to agreement with Academic Partnerships, LLC to continue existing online programs**

**RECOMMENDATION**

The Chancellor concurs in the recommendation of the Deputy Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, the Vice Chancellor and General Counsel, and the institutional president that the U. T. System Board of Regents authorize the president to execute a first amendment to an agreement with Academic Partnerships, LLC to extend services for U. T. Arlington's current online programs as described below following approval by the Executive Vice Chancellor for Academic Affairs and the Vice Chancellor and General Counsel.

**BACKGROUND INFORMATION**

In 2011, U. T. System executed an Online Education Services Agreement with Academic Partnerships, LLC under which U. T. institutions could enter orders for online education services. In 2012, U. T. Arlington entered such an order. Since that time, Academic Partnerships has provided U. T. Arlington with education services for numerous online programs. For these services, Academic Partnerships is paid a percentage of the total tuition received. Revenue for the current year is approximately \$114 million.

The current U. T. Arlington agreement expires August 30, 2019. Because of the growth and current size of the programs, U. T. Arlington wishes to extend the current agreement for an additional three years past the 2019 expiration, for a total of five years from the current date.

The proposed extension also provides clarity on the teach out services to be provided upon conclusion of the agreement and decreases the percentages payable to Academic Partnerships. U. T. Arlington has successfully negotiated significant reductions in the percentage share payable to Academic Partnerships for the additional term, which will be in the range of 36% to 49% depending on the specific online program.

6. **U. T. Austin: Review and possible action regarding the U. T. Austin campus carry rules, regulations, and provisions**

SUBMISSION FOR REVIEW

President Fennes submits revisions to U. T. Austin campus carry rules, regulations, and provisions regarding the carrying of handguns by license holders on campus. The changes are clarifying and do not alter the exclusion areas nor any other right of license holders or other members of the university community. The changes, which are identified within the document submitted, add needed definitions and make minor editorial changes to the U. T. Austin Handbook of Operating Procedures.



## Handbook of Operating Procedures 8-1060

# Campus Concealed Carry

**Effective August 01, 2016**

Executive Sponsor: Senior Vice President and Chief Financial Officer

Policy Owner: Associate Vice President for Campus Safety and Security

### *I. Policy Statement*

The University of Texas at Austin ("University") is committed to providing a safe environment for students, employees, University affiliates, and visitors, and to respecting the right of individuals licensed to carry a handgun in the state of Texas. Individuals licensed to carry may do so on campus except in locations and at activities prohibited by law or by this policy. The carrying of any handgun by an unlicensed person or the open carry of a handgun is not permitted in any place at the University.

### *II. Reason for Policy*

Texas Government Code, **Section 411.2031** (<http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.411.htm#411.2031>) entitles license holders (individuals licensed to carry a handgun) to carry concealed handguns on the campus of an institution of higher education. Texas Government Code Section 411.2031 also authorizes the president of a university to enact reasonable rules and regulations regarding the concealed carry of handguns on campus, so long as the rules do not generally prohibit or have the effect of generally prohibiting license holders from carrying concealed handguns on campus. This policy memorializes the rules and regulations enacted by the president regarding the carrying of concealed handguns by license holders on campus or University owned property.

Texas Penal Code, **Section 46.03** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.03>), strictly forbids the open carry of a handgun at institutions of higher education.

### *III. Scope & Audience*

This policy applies to all students, employees, University affiliates, and visitors of the University while on campus or University owned property. This policy does not apply to commissioned peace officers as defined in Texas Code of Criminal Procedures, **Article 2.12** (<http://www.statutes.legis.state.tx.us/Docs/CR/htm/CR.2.htm#2.12>).

### *IV. Definitions (specific to this policy)*

**Campus:**

All land and buildings owned or leased by the University.

**Concealed Carry:**

The Texas Department of Public Safety defines a concealed handgun as a handgun not openly discernable to the ordinary observation of a reasonable person.

**Handgun or Pistol:**

A handgun is any firearm that is designed, made, or adapted to be fired with one hand. This characteristic differentiates handguns as a general class of firearms from long guns such as rifles and shotguns (which usually can be braced against the shoulder). The most common types of handguns carried by license holders are semi-automatic pistols and to a lesser degree revolvers.

**Formal Hearing:**

A formal hearing is a meeting or other proceeding in which a party is pursuing a complaint, charge, grievance, appeal or other administrative process, and the other party is responding to the complaint, charge, grievance, appeal or other administrative process. A hearing officer, administrative officer, committee, hearing panel, or similar administrative body, either during or subsequent to the hearing, decides the

outcome or makes recommendations through an official process as outlined in the *Handbook of Operating Procedures*, Institutional Rules on Student Services and Activities, or Regents' Rules.

**License Holder:**

A person licensed to carry a handgun under Chapter 411 of the Texas Government Code.

**"On or about their person":**

Means a person licensed to carry a handgun must carry a handgun in a manner that the handgun is close enough to the license holder that he or she can reach it without materially changing position.

**Revolver:**

A revolver is a repeating handgun which has a revolving cylinder containing multiple chambers and at least one barrel for firing.

**Semi-automatic Pistol:**

A semi-automatic pistol uses the energy of the fired cartridge to cycle the action of the firearm and advance the next available cartridge into position for firing. One round fires each time the trigger of a semi-automatic pistol is pulled, and it uses a magazine to store and feed rounds into the chamber.

**Sole Occupant Office:**

A sole occupant office is a room with at least one door and walls that extend to the ceiling that is assigned to a single person as his or her workspace. The occupant must give oral notice of exclusion. Only authorized 30.06 signage may be posted in locations designated as exclusion areas.

**Oral Notice:**

Oral notice is notification spoken by the sole occupant of an office that clearly communicates to someone who might enter the office that concealed carry of handguns is not permitted in there. Such notice is effective only to the individual, or individuals, to whom the notification was given. For example, if you give oral notification to a group of students on the first day of class, and a student was not present because he or she had not joined the class yet, then legally effective notice has not been given to that student. Faculty or staff members must ensure they have provided proper notification to all individuals who might enter that office. The publicly-available class syllabus should focus on information pertinent to the academic requirements for the class. Faculty are encouraged to inform students about other class information by Canvas or other means.

**School Sponsored Activities:**

"School-sponsored activities" for purposes of this policy is defined as: tours, demonstrations, field trips, events, clubs, camps, classes, clinics, programs, etc., held on UT property that are authorized by a K-12 school district or individual school(s) as a curricular, co-curricular, or interscholastic activity and are managed or supervised in part by the district or school, or district or school employee.

**Patient Care Areas:**

Areas in which patients are treated or evaluated, including those areas in which professional mental health services are provided. A "patient" is a person who is treated or evaluated and for whom a formal record of treatment is maintained. This also includes areas in which research is occurring that involves the treatment or evaluation of a medical or mental health condition of a patient by a licensed health care provider or under the supervision or direction of a licensed health care provider. Waiting rooms for patient care areas can be considered as an excluded area when greater than 50% of the use of that waiting room is for patients waiting to receive care.

**High Hazardous Laboratories:**

Are laboratories that contain:

- A. Greater than 55 gallons of Class I flammable liquids and/or significant quantities of acids, bases, organics, pyrophorics, peroxides, extremely toxic materials or pyrophoric or toxic gases classified NFPA 704 Category 3 or higher.
- B. Hazardous Gases with K-size cylinders containing corrosive, reactive, flammable, toxic, and/or oxidizer gases classified NFPA 704 Category 2 or higher.
- C. MRI and/or NMR equipment capable of generating significant magnetic fields with field strength of at least 5 gauss is measured outside the equipment or 5 gauss line typically at least 3 feet and as much as 20 feet from equipment.
- D. Large cylinders of acetylene

**Animal Research Facility:**

The term "Animal Research Facility" (which is specifically mentioned in the policy for exclusion) has been defined for these purposes as a group of rooms that is managed as a defined unit

dedicated to animal housing and use. In these locations, animal holding, procedure and support rooms are located behind a defined, secure perimeter with access via anterooms, directly connecting doors or service hallways. In addition to the locations that can be considered "facilities", there are a variety of individual rooms across campus that are also used primarily for the housing and care of research animals. These rooms are interspersed throughout various research buildings, but the task force was able to identify a clear, existing criteria to define these exclusion areas. The Institutional Animal Care and Use Committee (IACUC) is responsible for approving locations used for permanent (longer than 12-24 hour) animal holding, and it has been recommended that any rooms on that list that are fully dedicated to animal holding will be excluded.

### V. Website (for policy)

<https://policies.utexas.edu/policies/hop/8-1060>

### VI. Contacts

| CONTACT                    | DETAILS             | WEB   |
|----------------------------|---------------------|---|
| Campus Safety and Security | Phone: 512-471-5767 | Website:<br><a href="http://www.utexas.edu/campus-life/safety-and-security">http://www.utexas.edu/campus-life/safety-and-security</a> ( <a href="http://www.utexas.edu/campus-life/safety-and-security">http://www.utexas.edu/campus-life/safety-and-security</a> ) |

### VII. Responsibilities & Procedures

#### A. General Safety

1. Texas Penal Code, [Section 46.035\(a-1\)](http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035) (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035>) provides that a license holder may not carry a partially or wholly visible handgun on campus premises or on any University driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area. License holders who carry a handgun on campus must carry it concealed and on or about their person at all times or secure their handgun in a locked, privately- owned, or leased motor vehicle. The only exception to this policy is for license holders who reside in University Apartments or staff whose employment responsibilities require them to reside in University housing. Only these license holders may store their handgun in a gun safe that meets the requirements set forth in this policy.
2. A license holder who carries a handgun on campus must carry it in a holster that completely covers the trigger and entire trigger guard area. The holster must have sufficient tension or grip on the handgun to retain it in the holster even when subjected to unexpected jostling.
3. Where permitted by this policy, a gun safe used by a license holder must:
  - a. be large enough to fully contain all firearms placed in it and provide for secure storage;
  - b. have exterior walls constructed of a minimum 16-gauge steel;
  - c. have a high-strength locking system consisting of a mechanical or electronic combination or biometric lock, and not a key lock; and
  - d. be physically secured inside the license holder's residence in a manner which conforms to Division of Housing and Food Service policy.

#### B. Housing

1. The following rules apply to the concealed carry of handguns in University housing.
  - a. with three exceptions, the concealed carry of handguns is prohibited in all on- campus residence halls except for University Apartments. Those exceptions are as follows:
    - i. For on-campus residence halls, the carrying of a concealed handgun by a license holder is permitted in common areas such as lounges, dining areas, and study areas.
    - ii. A resident's family member who is a license holder may carry a **concealed handgun** on or about their person while visiting. Residents are also responsible for ensuring their guests comply with all rules and regulations contained in this policy.
    - iii. Staff members whose employment responsibilities require them to be in University housing and are license holders are permitted to carry a concealed handgun on or about their person while present in University housing for business purposes.

- b. License holders who ~~reside in University Apartments or staff~~ are full time employees and whose employment responsibilities require them to reside in University housing must store their handguns either in a locked, privately-owned or leased motor vehicle, or in a gun safe in the residence that meets the requirements set forth in Section VII(A)(3) of this policy. License holders are also responsible for ensuring their guests comply with all rules and regulations.

2. Housing contracts of the Division of Housing and Food Service provide that a violation of any University rules regarding the carrying or storage of firearms is grounds for termination of the housing contract.

### C. Offices

1. The occupant of an office to which the occupant has been solely assigned and is not generally open to the public is permitted, at the occupant's discretion, to prohibit the concealed carry of a handgun in that office. An occupant who chooses to exercise this discretion must provide oral notice that the concealed carry of a handgun in the occupant's office is prohibited. In addition, if the occupant's duties ordinarily entail meeting people who may be license holders, the occupant will make reasonable arrangements to meet them in another location.
2. The concealed carry of handguns is prohibited in areas in which formal hearings are being conducted pursuant to the *General Information Catalog* ("GIC"), **Chapter 11** (<http://catalog.utexas.edu/general-information/appendices/appendix-c/student-discipline-and-conduct/>), Student Discipline and Conduct; Board of Regents' *Rules and Regulations*, **Rule 31008** (<http://www.utsystem.edu/board-of-regents/rules/31008-termination-faculty-member>) Termination of a Faculty Member; and the *Handbook of Operating Procedures* ("HOP") **HOP** (<https://www.policies.utexas.edu/policies/faculty-grievance-procedure>) **2-2310** (<https://www.policies.utexas.edu/policies/faculty-grievance-procedure>), Faculty Grievance Procedure, or **HOP 5-2420** (<https://www.policies.utexas.edu/policies/policies-and-procedures-discipline-and-dismissal-employees>), Policies and Procedures for Discipline and Dismissal of Employees. Notice conforming to Texas Penal Code, **Section 30.06** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.30.htm#30.06>) will be provided.
3. To the extent possible, office space within areas where concealed carry is not permitted pursuant to state law or another provision of this policy will be made available on a scheduled basis to faculty and staff who do not have offices to which they are solely assigned. These spaces can be used by faculty or staff preferring to conduct ~~these conferences~~ meetings in a gun-exclusion zone.

### D. Events

1. The University is often the site of pre-K-12 school-sponsored activities, such as field trips. When a pre-K-12 school-sponsored activity is conducted at a particular location, the carrying of handguns is prohibited. A sign reading "Pre-K-12 school-sponsored activity in progress" will be posted during these activities.
2. Texas Penal Code, **Section 46.035(b)(2)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035>) excludes license holders of handguns from carrying a handgun where a high school, collegiate, or professional sporting event or inter-scholastic event is taking place, unless the license holder is a participant in an event where a handgun will be used. Notice ~~will~~ must be given for all collegiate sporting events. If possible, for ticketed sporting events this notice will be given by means of a written communication on the back of, or appended to, the ticket. Vendors and others who are permitted to enter the premises without a ticket will be provided written notice through other means.
3. The concealed carry of handguns is prohibited on premises in which a ticketed sporting event is taking place. Notice conforming to Texas Penal Code, Section 30.06 will be provided.
4. Designated individuals who work in a campus program for minors must, as a condition of their participation, agree not to carry a concealed handgun on the grounds or in buildings where the program is conducted. Parents of attendees must also agree, as a condition of their child's participation, not to carry a concealed handgun on the grounds or in buildings where the program is



conducted. "Campus Program for Minors" is defined in [HOP 3-1710 \(http://www.policies.utexas.edu/policies/youth-protection-program\)](http://www.policies.utexas.edu/policies/youth-protection-program), Youth Protection Program. Notice conforming to Texas Penal Code, Section 30.06 will be provided.

5. The carrying of any firearm, including a concealed handgun carried by a license holder, is prohibited at ticketed events at the Frank Erwin Center where the introduction of firearms is inconsistent with the safety and security of the event. Notice conforming to Section 30.06, Texas Penal Code will be provided.

#### E. Patient Care

The concealed carry of handguns is prohibited in patient-care areas, including those areas in which professional mental health services are provided. This prohibition includes not only traditional patient care facilities, but also research labs and other research areas where and when, as part of a research program, patient care is delivered by or under the supervision or direction of a licensed health care provider. Notice conforming to Texas Penal Code, Section 30.06, will be provided.

#### F. Laboratories

1. The concealed carry of handguns is prohibited in areas where the discharge of a firearm might cause great harm, such as laboratories with extremely dangerous chemicals, biologic agents, or explosive agents, and areas with equipment that are incompatible with metallic objects, such as magnetic resonance imaging machines.
2. The concealed carry of handguns is prohibited in animal-research facilities and other animal-care and animal-use locations in which protocols regulating entrance and exit ways create a risk that a concealed handgun will accidentally discharge, be contaminated, or be separated from a license holder. Notice conforming to Texas Penal Code, Section 30.06 will be provided.

#### G. Other Exclusion Zones

1. Texas Penal Code, Section 46.03(a)(2) excludes license holders from carrying a handgun on the premises of a polling place on the day of an election or while early voting is in progress. A sign that reads either "Polling Place" or "Vote Here" will be posted at any polling place located on campus from the commencement of early voting through Election Day ~~that reads either "Polling Place" or "Vote Here" when the polling place is open.~~
2. Texas Penal Code, Section 46.03(a)(3) excludes license holders from carrying a handgun on the premises of any government court or offices utilized by the court, unless pursuant to written regulations or written authorization of the court. A sign will be posted at the entrance to any courtroom and associated offices on campus whenever in use by a federal, state, or local judge for official business.
3. Texas Penal Code, Section 46.035(b)(1) excludes license holders from carrying a handgun in the premise of a business permitted or licensed under designated chapters of the Texas Alcoholic Beverage Code, [Section 104.06 \(http://www.statutes.legis.state.tx.us/Docs/AL/htm/AL.104.htm#104.06\)](http://www.statutes.legis.state.tx.us/Docs/AL/htm/AL.104.htm#104.06), if the business derives 51 percent or more of its income from the sale or service of alcoholic beverages for on-premises consumption. Any premise on campus ~~meeting that meets~~ the requirements of Texas Penal Code, Section 46.035(b)(1) will provide notice in accordance with Texas Government Code, Section 411.204.
4. The concealed carry of handguns by license holders is prohibited in areas for which state or federal law, licensing requirements, or contracts require exclusion solely at the discretion of the state or federal government, or are required by a campus accrediting authority. Where appropriate, signage will conform to the overriding federal or state law requirements. Otherwise, notice conforming to Texas Penal Code, Section 30.06 will be provided.
5. The carrying of any firearm, including a concealed handgun carried by a license holder, is prohibited on the UT Tower observation deck and in those immediate areas secured by The University of Texas at Austin Police Department ("UTPD") in advance of any public or private tour. Notice conforming to Texas Penal Code, Section 30.06 will be provided.

6. Gun-exclusion zones created by state law as well as those created by this policy may sometimes comprise only a portion of a building. In some instances, it may not be feasible to exclude concealed handguns only from the designated exclusion zones. The following factors and principles will govern the implementation of these rules and regulations in those buildings in which some, but not all parts are designated as exclusion zones.

Governing factors:

- The percentage of assignable space or rooms in a building that are designated as exclusion zones.
- The extent to which the area(s) designated as exclusion zones are segregable from other areas of the building.
- The extent to which use of the building, and hence its status as an exclusion zone, varies from day-to-day or week-to-week.

Governing principles:

- If a small number of rooms or a small fraction of assignable space in a building is subject to exclusion, only the rooms or areas that qualify for exclusion should be excluded. Appropriate signage must be posted for excluded rooms or areas.
- If a significant fraction of the total building in terms of number of rooms or assignable space is subject to exclusion, or if the excludable space is not **segregable able to be segregated** from other space, then as a matter of practicality, the whole building will be excluded. Appropriate signage must be posted for any such building.

#### H. Discipline

1. The University has amended the *General Information Catalog*, Appendix C, **Section 11-404(a)** (<http://catalog.utexas.edu/general-information/appendices/appendix-c/student-discipline-and-conduct/#subchapter11400.prohibitedconduct>), General Misconduct of the Institutional Rules on Student Services and Activities; and **HOP 8-1010** (<https://www.policies.utexas.edu/policies/prohibition-campus-violence>), Prohibition of Campus Violence to provide that causing the accidental discharge of a firearm is conduct subject to disciplinary action.

#### I. Education

1. The University has developed and posted a Campus Concealed Carry FAQ (refer to Sec. IX).
2. The University has developed training materials particular to the University on responding to an active shooter situation. The material is covered in Compliance Training Module: CW 122: A Safe Workplace; employees and University affiliates are encouraged to complete this module. Students are encouraged to complete training on how to respond to an active shooter situation.
3. The University has developed materials to educate and inform parents of University students and prospective students about campus carry and implementation.

#### J. Process and Appeal

A student, or a member of the faculty or staff of the University may appeal a decision regarding the implementation of a policy contained herein to the Campus Safety and Security Committee/associate vice president for campus safety and security for consideration. A further appeal of the decision of the Campus Safety and Security Committee/associate vice president for campus safety and security may be made to the senior vice president and chief financial officer. The senior vice president and chief financial officer may approve, reject, or modify the decision in question, or may submit the issue to the Campus Safety and Security Committee/associate vice president for campus safety and security for reconsideration. The decision of the senior vice president and chief financial officer to approve, reject, or modify a decision is final.

Additional policies or exclusion areas not provided for in this policy will not be the subject of or considered as a matter of appeal. In accordance with Texas Government Code, Section **411.2031**

<http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.411.htm#411.2031>), the president is authorized to enact reasonable rules and regulations regarding the concealed carry of handguns on campus.

### ***VIII. Forms & Tools***

None

### ***IX. Frequently Asked Questions***

<https://campuscarry.utexas.edu/faq> (<https://campuscarry.utexas.edu/faq>)

### ***X. Related Information***

Texas Government Code, **Section 411.204** (<http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.411.htm#411.204>)

Texas Government Code, **Section 411.2031** (<http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.411.htm#411.2031>) (Senate Bill 11)

Texas Penal Code, **Section 30.06** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.30.htm#30.06>)

Texas Penal Code, **Section 46.03(a)(2)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.03>)

Texas Penal Code, **Section 46.03(a)(3)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.03>)

Texas Penal Code, **Section 46.035(a-1)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035>)

Texas Penal Code, **Section 46.035(b)(2)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035>)

Texas Penal Code, **Section 46.035(2)** (<http://www.statutes.legis.state.tx.us/Docs/PE/htm/PE.46.htm#46.035>)

Texas Code of Criminal Procedures, **Article 2.12** (<http://www.statutes.legis.state.tx.us/Docs/CR/htm/CR.2.htm#2.12>)

Board of Regents' **Rule 31008** (<http://www.utsystem.edu/board-of-regents/rules/31008-termination-faculty-member>) – Termination of a Faculty Member

**HOP 2-2310** (<http://www.policies.utexas.edu/policies/faculty-grievance-procedure>) – Faculty Grievance Procedure

**HOP 3-1710** (<http://www.policies.utexas.edu/policies/youth-protection-program>) – Youth Protection Program

**HOP 5-2420** (<http://www.policies.utexas.edu/policies/policies-and-procedures-discipline-and-dismissal-employees>) – Policies and Procedures for Discipline and Dismissal of Employees

**HOP 8-1010** (<https://www.policies.utexas.edu/policies/prohibition-campus-violence>) – Prohibition of Campus Violence

**General Information Catalog, Appendix C** (<http://catalog.utexas.edu/general-information/appendices/appendix-c/student-discipline-and-conduct/>): Institutional Rules on Student Services and Activities

**General Information Catalog, Appendix C, Chapter 11** (<http://catalog.utexas.edu/general-information/appendices/appendix-c/student-discipline-and-conduct/#subchapter11400.prohibitedconduct>) – Student Discipline and Conduct

**General Information Catalog, Appendix C, Chapter 11, Section 11-404(a)** (<http://catalog.utexas.edu/general-information/appendices/appendix-c/student-discipline-and-conduct/>) – General Misconduct Compliance

Training Module: CW 122: A Safe Workplace

### ***XI. History***

None