

## **21.99.09 Access to System Property for Sales, Rentals and Soliciting Donations**

Approved April 24, 1996  
Revised September 1, 1999  
Revised August 8, 2012  
Revised November 21, 2013  
Next Scheduled Review: November 21, 2018



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### **Regulation Statement**

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Members of The Texas A&M University System (system) are ensured normal working and educational conditions by regulating the activities of organizations and individuals desiring to sell or rent products and services directly to or solicit donations directly from students, employees and visitors.

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### **Reason for Regulation**

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This regulation seeks to avoid disruption of the normal working and educational objectives of the system and its members.

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### **Procedures and Responsibilities**

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#### **1. GENERAL**

The buildings and grounds of the system are public property readily accessible to visitors and individuals having legitimate business with system universities and agencies. However, to ensure normal working and educational conditions within system boundaries, it is necessary to regulate the activities of organizations and individuals desiring to sell or rent products and services directly to or solicit donations directly from students, employees and visitors.

#### **2. RESPONSIBILITY**

2.1 Each member chief executive officer (CEO) or designee shall regulate access to a system building or property for the purpose of selling or renting products and services or soliciting donations and shall establish written guidelines for determining what and when access is allowed. This responsibility may be delegated to an individual or a committee.

2.2 When a building or property is occupied by more than one member, the members shall agree whose guidelines shall be controlling.

- 2.3 Member guidelines will include a requirement that organizations and individuals desiring to sell or rent products and services or engage in soliciting donations shall obtain written permission prior to beginning such activity.
- 2.4 If at any time the selling or renting activities or soliciting of donations of an organization or individual disrupt the normal business of the system, such organization or individual may be requested to cease such activities and/or leave the system buildings and grounds. Should an organization or individual refuse to cease or leave if requested to do so, they may be informed that they are trespassing on state property. Authorities having jurisdiction may be called upon to respond to the disruptive activity. Most frequently, this will first be a university official and, if not successful, then law enforcement.

### 3. SCOPE

This regulation should not be interpreted to restrain or interfere with protected expressive activity.

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## Definitions

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Consideration – An inducement to enter into an agreement. Some right, interest, profit or benefit, or some forbearance, detriment, loss or responsibility given or undertaken by parties to the transaction, including funds, gratuities or contributions.

Sales and rentals – The offer to transfer goods to or render services for another, whether for immediate or future delivery, in exchange for funds, pledges, contributions or other consideration.

Soliciting donations – The collection of funds, pledges or contributions by an individual, group or entity without requiring consideration in return. This also includes the promise of future funds, pledges and/or contributions.

Transaction – An exchange of consideration (funds, pledges or contributions) between two or more persons or entities for the purpose of consummating a sale or rental.

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## Member Rule Requirements

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A rule is not required to supplement this regulation.

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## Contact Office

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Office of General Counsel  
(979) 458-6120