

1. Title

Special Use Facilities

2. Rule and Regulation

Sec. 1 Designation. Notwithstanding any other provisions of this Rule, the president of an institution may designate specific facilities, such as special event centers, conference centers, concert halls, theaters, or auditoria, as Special Use Facilities. The president shall cause to be prepared and submitted for approval, as a part of the *Handbook of Operating Procedures* of the institution, appropriate rules and regulations for the reservation and use of Special Use Facilities.

Sec. 2 Rules for Use. The rules and regulations must restrict the reservation and use of such facilities in accordance with the following:

2.1 Designation as a Special Use Facility shall not constitute the facility a public facility or forum that is open to use by individuals, groups, associations, or corporations on a first-come, first-served basis.

2.2 Priority in the reservation and use of Special Use Facilities shall be given to programs and activities of the U. T. System or any of the institutions that are in furtherance of and related to the educational, cultural, recreational, and athletic programs of the U. T. System or any of the institutions.

2.3 As a lower priority, the rules and regulations may provide for reservation and use of Special Use Facilities by individuals, groups, associations, or corporations without the necessity of joint sponsorship by the U. T. System or any of the institutions. Subject to all constitutional and statutory provisions relating to the use of State property or funds for religious or political purposes, Special Use Facilities may be made available for religious and political conferences or conventions. Rates must be charged for the use of the Special Use Facility that, at a minimum, ensure recovery of that part of the operating cost of the facility attributable directly or indirectly to such use. If the user charges those attending an event any admission or registration fee, or accepts donations from those in

attendance, the institution shall require the user to make a complete account of all funds collected and of the actual cost of the event. If the funds collected exceed the actual cost of the event, the user shall be required to remit such excess funds to the institution as an additional charge for the use of the Special Use Facility provided however, the Board may permit exceptions to this requirement by the authorization of specific use agreements via the Consent Agenda or Agenda.

- 2.4 The rules and regulations applicable to a Special Use Facility may provide for the rental of space for display of advertising and the display of samples of merchandise in designated areas inside the Facility that have been approved by the president of the institution or his or her delegate, and for advertising by displays on an electronic scoreboard or message center inside the Facility or on the Facility's outdoor electronic marquee or message center. Such rules and regulations may further provide for the sale of advertising space on ticket envelopes for events sponsored by the Facility and in any publication of the Facility distributed in connection with a sponsored event or announcing future sponsored events.

3. Definitions

None

4. Relevant Federal and State Statutes

Texas Education Code [Section 51.202](#) – Rules and Regulations; Penalty

Texas Government Code [Section 2165.002](#) – Exceptions to Commission Charge and Control

Texas Government Code [Section 2203.004](#) – Requirement to Use State Property for State Purposes

5. Relevant System Policies, Procedures, and Forms

Regents' Rules and Regulations, [Rule 80105](#) – Joint Sponsorship of the Use of Property or Buildings

6. Who Should Know

Faculty
Staff
Students
Administrators

7. System Administration Office(s) Responsible for Rule

Office of Academic Affairs
Office of Health Affairs

8. Dates Approved or Amended

Editorial amendment to Section 2.3 made April 12, 2012
Editorial amendment to Number 4 made May 27, 2008
December 10, 2004

9. Contact Information

Questions or comments regarding this Rule should be directed to:

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