

OBJECTIVE To establish and convey the requirements regarding the distribution of literature, solicitation of donations, speaking, marching, picketing, or rallying on Aviation Authority properties consistent with the Aviation Authority Board's declaration that Orlando International and Orlando Executive Airports are non-public fora.

DEFINITIONS **Activities:** The Distribution of Literature, Speaking, Picketing, Marching, or Rallying.

Airport: Any airport or portion of an airport operated, managed, or controlled by the Aviation Authority.

Charitable Organization: A religious or charitable entity.

Chief Executive Officer: Chief Executive Officer of the Aviation Authority, or his designee.

Commercial Purpose: Suggesting or proposing a Commercial Transaction.

Commercial Transaction: The sale, rental, distribution or making available of goods or services for remuneration.

Designated Areas: Locations for Activities determined by the Director within his or her discretion, taking into consideration the factors listed below under the Applicability section.

Director: Senior Director of Airport Operations, or his designee.

Distribution of Literature: The passing of pamphlets, handbills, flyers, brochures, or any printed materials to persons at the Airport.

In-Person Solicitation of Funds: The face-to-face solicitation or acceptance of alms, contributions of money or other articles of value in the form of cash, check, credit or debit vouchers, or any other form of negotiable instrument for Charitable Organizations.

March or Marching: Conduct involving standing or walking by one or more persons, who are not members of the Traveling Public and who are at the Airport solely to March, in order to communicate a particular message.

Non-Rally Activities: Conduct involving Distribution of Literature or Speaking.

Participant: Any individual or organization conducting Activities at the Airport.

Picket or Picketing: Conduct involving standing or marching back and forth by one or more persons who may be carrying a placard or, potentially, engaging in the Distribution of Literature incidental thereto, to communicate the picketer's message at the Airport.

Public: Persons who are not individuals or representatives employed by the Aviation Authority or its tenants and contractors.

Rally: Conduct expressing support or opposition to a particular economic, political, religious, or social issue, including Picketing and Marching at the Airport. Speaking unaccompanied by Picketing or Marching is not a Rally.

Secure Area: An area contained by Airport security fencing, buildings and waterways and/or security controlled by the Aviation Authority or its tenants in accordance with the regulations of the Transportation Security Administration.

Speaking: Conduct involving the use of spoken words.

Spokesperson: A responsible representative designated by the Activities group who has the authority to control and supervise all Participants.

Traveling Public: Passengers at the Airport who are embarking or disembarking an airplane, rental car, or train, and persons picking up or dropping off passengers in a private, non-commercial capacity.

APPLICABILITY

It is not the purpose of these general conditions to regulate the text of the Participant's message or argument in his/her effort to communicate the Participant's side of a matter. These conditions are reasonable viewpoint-neutral time, place, or manner restrictions intended to deal with the conduct of the Participant.

Any person desiring to conduct Activities within any area at the Airport shall first obtain a written permit from the Aviation Authority.

The Traveling Public will not be deemed to be conducting Activities if engaging in Speaking or walking through the Airports.

**PROHIBITED
ACTIONS**

Activities that include Commercial Purposes, such as literature for a Commercial Purpose or that indicates it is provided by a commercial entity, or Participants wearing apparel with the name of a commercial entity, are prohibited. In-Person Solicitation of Funds is prohibited. Solicitations for Charitable Organizations by distribution of written requests are permitted, but only in accordance with the terms of this

Policy. Driving a vehicle that carries a message relating to an economic, political, religious or social issue on Aviation Authority roadways without having the purpose of picking up or dropping-off a passenger, travel to or from the Airport, or conducting permitted Activities or business at the Airport is prohibited.

In order to allocate the Airport's space resources in a manner to accommodate the Activities permitted under this Policy, permits shall be limited to Activities relating to economic, political, religious or social issues. No Activities for Commercial Purposes shall be allowed.

Conducting Activities, by any number of people, outside the Designated Areas is prohibited because of the disruption to the daily operation of the Airport. Those who conduct Activities in violation of this Policy will be asked to stop immediately and leave the Airport. Refusal may lead to the issuance of trespass notices.

PROCEDURE

A person desiring to engage in Activities on behalf of himself or an organization shall submit an application in person to the Aviation Authority. The application is available from the Ground Transportation Services (Permitting) office at Orlando International Airport, 5855 Cargo Road, Orlando, Florida. The Ground Transportation Services (Permitting) office is open Monday to Friday, 7:30 a.m. to 3:00 p.m., except for holidays. The application is also available on the Aviation Authority's website at www.orlandoairports.net. The application must be submitted at least 48 hours prior to the commencement of the Activities. A permit shall not be granted or denied based upon the viewpoint of any message, but will be limited to Activities relating to economic, political, religious, or social issues.

All Activities must not include graphics, text or speech that:

1. Is harmful to children or is of a nature to frighten children, either emotionally or physically. The term "harmful to children" means language or pictures that (i) describe or depict sexual conduct, or nudity, as defined in Fla. Stat. §847.001(9), (16) (2013); (ii) make use of foul language; (iii) describe or depict violent physical torture, destruction, or death of a human being; or (iv) describe or depict criminal activity in a way that tends to glorify or glamorize the activity and that, with respect to children under the age of 18, has a tendency to corrupt. The term "of a nature to frighten children, either emotionally or physically" means language or pictures that describe or depict violent or brutal activity, whether such violence or brutality was intended or not, in a manner that causes children under the age of 18 physical or emotional distress or fear for his personal safety or for the safety of others.

2. Includes sexually oriented materials, as defined by Fla. Stat. §847.001(18)(2013), obscene materials, as defined by Fla. Stat. §847.001(10), materials containing nudity, as defined by Fla. Stat. §847.001(9), sexually prurient material, profane material, or graphically violent material.
3. Implies or contains any endorsement by the Aviation Authority.

NON-RALLY

For Non-Rally Activities, the Director shall review the application for sufficiency of information, and shall issue a permit within two business days, or notify the applicant in writing why issuance of a permit is delayed or denied. If the Director fails to issue a permit or a written notification to the applicant stating why the issuance of the permit is delayed or denied, it may be considered a denial of a permit and the applicant may, at its option, seek a review of such denial by following the procedure outlined in this Policy.

The permit for Non-Rally Activities will designate that the holder is eligible to conduct Activities at a specific Airport for a period of up to six (6) months, subject to earlier revocation or suspension in accordance with the provisions of this Policy. At the end of the approved period, the person or organization must re-register if they wish to continue their Activities. The Aviation Authority is not under any obligation to remind applicants of the expiration date of their permits.

RALLY

For Rally Activities, the Spokesperson of the organization submitting the application will meet with the Director to discuss specific procedures for the conduct of the Activities at the Airport. Following this meeting, the Director will approve the permit for the Activities for the time period determined by the Director, which shall not exceed thirty (30) days, provided that the proposed Activities do not interfere with the Traveling Public. If more than one request is made for the same time period, the requests will be considered in the order received. If the Director determines that the proposed Activities are inconsistent with Aviation Authority policies, he/she may deny the permit.

**PERMIT DENIAL,
REVIEW OF
DENIAL,
REVOCATION,
OR SUSPENSION**

If the Director denies, suspends, or revokes a permit, it shall be subject to a review by the Chief Executive Officer of the Aviation Authority. Any applicant desiring such review shall file a written request with the Chief Executive Officer no more than five (5) business days after the date written or verbal notice of denial, revocation, or suspension of the permit is sent or provided to the applicant or permittee. When such review shall be requested, a review hearing shall be held by the Chief Executive Officer. The Chief Executive Officer shall mail to the applicant or permittee, at the address on the application, written notice of the time and place at which the review will be held, and such notice

shall be mailed at least five (5) business days in advance of the review date. If the applicant or permittee requests that the hearing be postponed to adequately prepare for the hearing, the Chief Executive Officer may grant such requested postponement for up to five (5) business days. At the review, the applicant or permittee may appear, may be represented by counsel, and may present evidence. Upon completion of the review, the Chief Executive Officer shall affirm or reverse the action of the Director and shall give prompt written notice of the affirmance or reversal to the applicant or permittee. If the decision of the Director is reversed, the Director shall issue a permit. Any determination of the Chief Executive Officer adverse to the applicant or permittee shall be final and binding upon the applicant or permittee, and shall not be subject to further review by the Aviation Authority.

**DESIGNATED
AREAS**

For safety and security reasons, and to avoid congestion, the Activities shall be conducted only in non-secure, public use areas of the Airport. They shall not be conducted:

- a. In any area reserved for a particular use, such as a parking area, restroom, restaurant, seating, ticket counter, baggage claim area or car rental area;
- b. Within ten (10) feet of any area leased exclusively to a tenant by the Aviation Authority;
- c. Within ten (10) feet of the main door areas;
- d. Within twenty (20) feet of the entrances to elevators, escalators, moving sidewalks or restrooms;
- e. Within fifty (50) feet of an Airport security check area; and
- f. Within the Automated People Movers (APMs) shuttles or APM boarding areas.

NON-RALLY

The Designated Areas for Non-Rally Activities subject to a permit will change from time to time as deemed necessary by the Aviation Authority, provided that the Designated Areas provide a reasonable opportunity to engage in Activities and do not, in the determination of the Aviation Authority, interfere with the safe and efficient operation of the Airport. Activities may be conducted only in areas designated by the Director. The Director will maintain a chart showing the current Designated Areas, and listing any limitations on the number of persons that may conduct Activities in each Designated Area. The chart will be available to any interested person.

RALLY

At Orlando International Airport, employees of tenants located within the terminal building and employees of contractors working within the terminal building will be permitted to engage in Rally Activities, subject to the prior authorization of the Director, only at the curbside (on the sidewalk) outside the entrance door at the first, second and third levels of the landside terminal building, nearest their place of employment.

Employees of tenants not located within the terminal building or employees of contractors working on the Airport premises and not located within the terminal building will be permitted to engage in Rally Activities, subject to prior authorization of the Director, only in Rally Designated Areas in the vicinity of the actual job site.

At Orlando Executive Airport (“OEA”), employees of tenants located within the buildings and employees of contractors working within the buildings will be permitted to engage in Rally Activities, subject to the prior authorization of the Director, only at the Aviation Authority controlled property. OEA’s Community Room, which is available for rent to the Public, may be used for any Activities provided the Participants have followed all procedures required to reserve the Room, including payment of rent.

In no case, however, will any Rally Activities be within the Airport’s Secure Area.

The Public will be permitted to engage in Rally Activities, subject to the prior authorization of the Director, only in Public Rally Designated Areas. The Director, in determining the exact location for Rally Activities, shall be guided by the nature and purpose of the Activities, the requested starting date and duration of the Rally Activities, the number of persons expected to participate, the flow of passenger traffic, the safe and efficient operation of the Airport given the limited availability of space, and any other safety considerations.

**CONDUCT OF
ACTIVITIES:
GENERALLY**

Activities shall be conducted in a peaceful, orderly and lawful manner, without physical harm, threat or harassment to the Traveling Public, individuals, or representatives employed by the Aviation Authority or employed by tenants or contractors.

No drum, bell, tambourine, horn or other noisemakers, megaphones, or sound amplifying devices of any nature shall be used.

A Participant shall comply with all Aviation Authority security procedures.

A person under the influence of intoxicants will not be permitted to engage in Activities.

If any Participant is involved in an accident or other incident in which any person is injured or property is damaged, the Participant or the participating organization shall immediately notify the Director of such accident or incident.

In conducting Activities, no person shall:

1. In any way indicate to the Public that the Participant is a representative of the Aviation Authority;
2. Misrepresent his identity or the identity of the organization for which he is performing the permitted Activities;
3. Violate any portion of this Policy;
4. Violate any applicable local, state or federal law, rule or regulation;
5. Fail to cooperate with the Aviation Authority in the investigation of a complaint received by the Aviation Authority concerning the conduct of a Participant;
6. Obstruct the use of the Airport and the lawful activities conducted thereon;
7. Seek to coerce, physically disturb, or touch any other person;
8. Hamper or impede the conduct of any authorized business at the Airport;
9. Permit food or beverages, or food or beverage containers used by Participants to litter the Airport;
10. Shout or address particular persons; or
11. Use profanity.

**CONDUCT OF
ACTIVITIES:
NON-RALLY**

The Director will determine the number of Participants who can be reasonably accommodated in the Designated Area(s) at any given time while maintaining the safe, efficient, and orderly flow of pedestrian traffic throughout the Airport so that it can be used for the purposes intended and in accordance with its design.

Authorization for use of the Airport by a Participant or organization pursuant to this Policy shall be granted on a daily “first come, first served” basis. Organizations will be limited to conducting their Activities in no more than two (2) of the Designated Areas. Participants may only conduct Activities for four (4) hours before having to return their Permittee Badge. If the number of Participants exceeds the number of available locations, the names of the Participants will be placed on a waiting list in the order of their sign-in time for that day. When a Participant departs, the next person on the sign-in list will be issued a Permittee Badge.

PERMITTEE BADGE

Each individual Participant shall be given a serially-numbered Permittee Badge which indicates that the person is conducting Activities pursuant to this Policy. Permittee Badges shall only be valid for Activities under this Policy at a specific location designated by the Director. A Permittee Badge will be issued for the specific location requested by the Participant, provided that the authorized number of Permittee Badges for that specifically requested location are not currently issued to other

Participants conducting Activities at the Airport. The Permittee Badge shall be worn or otherwise prominently displayed by the Participant while conducting the Activities.

The Participant shall not indicate to any person that such a badge represents endorsement or support by the Aviation Authority of the permitted Applicant, or the organization engaging in the Activities.

To obtain a Permittee Badge for Orlando International Airport, Participants must sign in at the Aviation Authority's Lost and Found Office prior to the start of each day's Activities. To obtain a Permittee Badge for OEA, Participants must sign in at the OEA Administrative Offices. The Permittee Badges will be issued to the individual Participants from the respective offices and must be returned to the issuing office at the conclusion of each day's Activities. Failure to return a Permittee Badge shall lead to revocation of a permit. Permittee badges are not transferable.

**PROHIBITED
ACTIVITIES**

No person or organization shall commence any of the Activities regulated hereunder unless the person or organization has first obtained the necessary permit, signed in, and has obtained a Permittee Badge.

In conducting the Activities, no person shall:

1. Use any tables, chair, or other objects likely to impede pedestrian traffic flow;
2. Engage in the Distribution of Literature without displaying the Permittee Badge provided for in this Policy;
3. Permit any containers to be left unattended, e.g. boxes of handout materials;
5. Engage in the In-Person Solicitation of Funds; and
6. Stand on anything other than the floor or ground.

**CONDUCT OF
ACTIVITIES:
RALLY**

The number of Participants permitted at the Rally Designated Area will be determined by the Director and included in the permit approval form. No more than the approved number of Participants will be permitted at the Rally Designated Area, and under no circumstances shall the Participants congregate in such a way as to block traffic or impede pedestrian flow. Individuals supporting the Participants in excess of the number authorized by the Director shall not assemble within a distance of the Rally Designated Area ("Clear Zone") to be specified by the Director, and shall not in any manner conduct Activities in any location other than the Rally Designated Area.

Prior to beginning Activities each day at Orlando International Airport, the Spokesperson shall sign in with Landside Operations at the Lost and

Found Office. Prior to beginning Activities each day at OEA, the Spokesperson shall sign in at the OEA Administrative Offices. During all Activities, the Spokesperson will be present at the Rally Designated Area. The Spokesperson shall also sign out each day at the office where they signed in when the Activities have ceased.

No person or organization shall commence any of the Activities regulated hereunder unless the person or organization has first signed in with the Aviation Authority through its Spokesperson.

Activities are permitted normally between the hours of 6:00 a.m. and 1:00 a.m., seven (7) days per week in the absence of any extraordinary circumstances.

A person to whom the Airport has issued an identification badge shall not display his/her badge while participating in Activities.

A private vehicle belonging to a Participant will not be permitted to park in the vicinity of the Rally Designated Area. A Participant must utilize public parking lots or an employee may use lots assigned to employees for the purpose of parking while on the job.

A Participant's sign must be capable of being handled by one person only, carried without a stick, and shall be made of cloth or cardboard. No banners of any type carried by two or more persons are permitted because of the hazard created to the Traveling Public. Participants acknowledge the responsibility not to cause litter in or about the Rally Designated Area, and will police the area to pick up any refuse created by the Activities and any incidental handbilling activities.

Participant organizations acknowledge that authorized Activities may take place while the Airport is required to adhere to increased security measures and agree to comply with all security requirements to include, without limitation, no unattended items in or around the landside terminal.

Participant organizations acknowledge that Activities by other organizations may be authorized in the same general location. Organizations affirm the responsibility to peacefully conduct Activities independently of the other organizations without preventing, restricting, or in any manner interfering with the Activities of the other organizations.

Participants, and those supporting but not actively conducting the Activities, must not interfere with the free movement of pedestrians or

vehicular traffic, nor block any roadway, gate or entrance anywhere on the Airport.

**ACTIVITIES
DURING
EMERGENCIES**

During an emergency declared by the Chief Executive Officer, the Aviation Authority will suspend Activities by Participants and organizations. In addition, during periods of heightened security, the Aviation Authority will suspend Activities and the issuance of permits to Participants and organizations, if recommended by the Transportation Security Administration, the Orlando Police Department, or any other responsible governmental agency.

**PERMIT
REVOCATION OR
SUSPENSION**

The Director may suspend or revoke the permit held by any Participant for good cause shown. Such good cause includes, but is not limited to:

1. Conduct in violation of this Policy;
2. Continued, substantial complaints from the Traveling Public, or individuals or representatives employed by the Aviation Authority or by its tenants or contractors, about harassment, physical contact, or other serious misconduct;
3. Any action that adversely affects the security, health, or safety of persons at the Airport; and
4. Fraud or misrepresentation in any application.

The Director shall notify the permit holder in writing of the suspension or revocation. If a permit has been revoked, a new permit may not be issued to the Participant for six (6) months after the revocation. The suspension or revocation of a permit may be reviewed in accordance with the procedures for review set forth in this policy.

The Director and/or Chief Executive Officer may investigate and observe Activities to assure compliance with these regulations, provided that such investigations or observations do not unreasonably interfere with the Activities permitted pursuant to these regulations.

**ACTIVITIES
WITHOUT A
PERMIT**

Activities conducted without a permit or after the revocation, suspension or termination of a permit are prohibited, and will subject the Participant(s) to being issued trespass notices. Violation of the trespass notice may subject the Participant(s) to arrest.

**TRANSFER-
ABILITY**

Permits granted pursuant to this Policy are not transferable.

**STATE OR
FEDERAL LAW**

Notwithstanding any seemingly contrary provision contained in this Policy, the Aviation Authority reserves the right to restrict Activities to the extent permitted by State or Federal law.

MODIFICATIONS The Chief Executive Officer is authorized to modify this Policy to conform it to any future recommendation by the Aviation Authority's legal counsel. Any such modification shall be effective immediately and will be presented to the Aviation Authority Board for ratification at the next regularly scheduled meeting.

FORMS 740.03.1, First Amendment Activities Permit Application

**APPROVAL AND
UPDATE HISTORY**

Last Approval Authority Board: April 17, 2019

Supersedes 740.01, Distribution of Literature and Solicitation of Donations
740.02, Picketing

GREATER ORLANDO AVIATION AUTHORITY

FIRST AMENDMENT ACTIVITIES PERMIT APPLICATION

All information must be completely filled in. Failure to provide the required information, or any misrepresentation of information shall be grounds for denial.

1. Applicant Information:

Name of Applicant: _____

Name of Organization: _____

Mailing Address: _____

Telephone number: _____ Email Address: _____

2. (For Non-Rally Activities only) Participants:

Name: _____

Date of Birth: _____

Height: _____ Weight: _____

Eye Color: _____ Hair Color: _____

Mailing Address: _____

Name: _____

Date of Birth: _____

Height: _____ Weight: _____

Eye Color: _____ Hair Color: _____

Mailing Address: _____

Name: _____

Date of Birth: _____

Height: _____ Weight: _____

Eye Color: _____ Hair Color: _____

Mailing Address: _____

Name: _____

Date of Birth: _____

Height: _____ Weight: _____

Eye Color: _____ Hair Color: _____

Mailing Address: _____

3. Spokesperson:

Name: _____

Date of Birth: _____

Height: _____ Weight: _____

Eye Color: _____ Hair Color: _____

Mailing Address: _____

Telephone Number: _____

Form 740.03.1

4. Description of Proposed Activities:

Indicate type of activity, including a description of the content of printed materials or speech. If literature is proposed to be distributed, provide a sample of the material. This is strictly for purposes of whether the materials or speech are consistent with the restrictions in the First Amendment Activities Policy and not for viewpoint discrimination purposes.

5. Activity Details:

Proposed date(s) on which activity will be carried out:

Proposed hours of activity: _____

Expected duration of the proposed Activities: _____

- 6. Accidents/Incidents:** Permittee will immediately advise the Director of any accident or other incident involving any Participant in which any person is injured or property is damaged.
- 7. Amendments to the Policy:** The undersigned understands and agrees that this Permit application and any permit issued in connection herewith shall be subject to the terms and conditions of the First Amendment Activities Policy (hereinafter the "Policy"), as such may from time to time be amended, modified or changed by the Aviation Authority, and that any such amendments, modifications or changes shall take effect upon their enactment.
- 8. Effective Date and Term:** If approved, a permit issued pursuant to this application shall be effective commencing on the date of the Aviation Authority's written approval. A permit shall expire on the date determined by the Director, or at such other time or date as may be established by the Policy, or as it may be amended from time to time.
- 9. Governing Rules:** By signing this application, the applicant affirms he/she has read and fully understands the Policy, and that the organization or Participant agrees to abide by the requirements of this Policy and all applicable local, state and federal laws, rules and regulations.
- 10. Assignment:** PERMITS ARE NOT TRANSFERABLE OR ASSIGNABLE.

Form 740.03.1

11. **Designated Areas:** Permittee shall be allowed to conduct Activities in accordance with this application only in areas so designated by the Aviation Authority for this purpose. The use of any other area is specifically prohibited.
12. **Emergencies:** During an emergency declared by the Chief Executive Officer, the Aviation Authority will suspend Activities by Participants and organizations. In addition, during periods of heightened security, the Aviation Authority will suspend Activities, if recommended by the Transportation Security Administration, the Orlando Police Department, or any other responsible governmental agency

Name of Applicant: _____
(Please print or type name and sign below)

By: _____
(Signature)

Date: _____

Its: _____
(Position or title if Applicant is an organization)

Subscribed and sworn to before me this _____ day of _____, 20 _____

Notary Public

(NOTARY SEAL)

My commission expires:

GOAA USE ONLY

Name of Applicant: _____

Approved: **Yes:** _____ **No:** _____ (See Reason for Denial below)

The requested permit is approved, subject to the location specified below and the terms and conditions of the First Amendment Activities Policy, as amended from time to time.

Location: Permittee shall be allowed to conduct Activities in accordance with this application only in areas so designated by the Authority for this purpose. The use of any other area is specifically prohibited.

To be completed by Director:

Date(s) of Activities: _____

Time of Activities: _____

Number of Participants permitted: _____

Special Procedures: _____

Location: _____

Clear Zone Size: _____

Denied: _____ The requested permit is denied.

Reason for Denial: _____

Note: Denial of a permit may be reviewed by the Chief Executive Officer, or his designee, of the Greater Orlando Aviation Authority. A written request for review must be filed for review with the Chief Executive Officer no later than five (5) business days after the date written or verbal notice of denial, revocation or suspension of the permit is sent or provided to the applicant or permittee.

Date: _____

Signed: _____
Senior Director of Airport Operations or Designee

Form 740.03.1