

Proposed Rules  
of  
The Tennessee Board of Regents  
State University and Community College System of Tennessee  
Middle Tennessee State University

Chapter 0240-4-4  
Student Housing Rules

Presented herein are proposed amendments of the Tennessee Board of Regents submitted pursuant to Tennessee Code Annotated, §4-5-202 in lieu of a rulemaking hearing. It is the intent of the Tennessee Board of Regents to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendments are published. Such petition to be effective must be filed in Suite 350 of the Genesco Park Building located at 1415 Murfreesboro Road, Nashville, TN 37217 and in the Department of State, Eighth Floor, William R. Snodgrass Tower, 312 Eighth Avenue, North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rules, or submitted by a municipality which will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of this proposed rule, contact: Mary M. Slater, 1415 Murfreesboro Road, Suite 350, Nashville, Tennessee 37217, Tennessee Board of Regents, 615-366-4437.

The text of the proposed amendments is as follows:

Amendments

1. Paragraph (9) of Rule 0240-4-4.03 Residence Hall Conduct and Disciplinary Sanctions is amended by deleting the text of the paragraph and substituting the following language, so that, as amended, paragraph (9) shall read:

- (9) Prohibited Items. The following items are prohibited in residence hall rooms or single student apartments: personal air conditioners, ice boxes, unauthorized refrigerators, exterior aerials or antennas, heavy electrical appliances, personal stoves, extension cords, halogen lamps, candles, incense, firearms, explosives, fireworks, flammable liquids, slingshots, paint ball guns, "super soakers," dangerous chemical mixtures, pellet guns, B.B. guns, ammunition (which includes but is not limited to bullets, paint balls, pellets, and B.B.s) propelled missiles, alcoholic beverages, and illegal drugs or paraphernalia.

2. Paragraph (13) of Rule 0240-4-4.03 Residence Hall Conduct and Disciplinary Sanctions is further amended by deleting the text of the paragraph and substituting the following language, so that, as amended, paragraph (13) shall read:

- (13) Firearms, Explosives, Fireworks, and Inflammables. The possession or use of firearms, slingshots, paint ball guns, "super soakers," explosives, fireworks, inflammable fluids, dangerous chemical mixtures, pellet guns, B.B. guns, propelled missiles, or ammunition (which includes but is not limited to bullets, paint balls, pellets, and B.B.s) is prohibited.

3 Subparagraph (a) of paragraph (15) of Rule 0240-4-4-.03 Residence Hall Conduct and Disciplinary Sanctions is further amended by deleting the text of the subparagraph and substituting the following language, so that, as amended, subparagraph (a) shall read:

- (a) Dialing Instructions. Listed below are basic dialing instructions for MTSU residential service. Additional dialing information can be obtained in the Telecommunication Services Handbook for Resident Students, copies of which are available from Telecommunication Services.

4. Subparagraph (a) of paragraph (15) of Rule 0240-4-4-.03 Residence Hall Conduct and Disciplinary Sanctions is further amended by adding new subparts (vi) and (vii). New subparts (vi) and (vii) shall read:

- (vi) Prepaid calling cards can be purchased from a vending machine near the Post Office in Keathley University Center. The prepaid calling card allows pre-purchase of \$5 to \$20 of long distance phone calls.
- (vii) Pay phones are available at selected locations across campus. Locations are listed in the Campus Directory.

5. Rule 0240-4-4-.03 Residence Hall Conduct and Disciplinary Sanctions is further amended by adding a new paragraph (31). New paragraph (31) shall read:

- (31) Card Access Systems. All students are expected to carry and swipe their own student identification (ID) card to enter residence hall buildings with an installed card access system. Students who experience difficulty using their ID card to gain entry to a building should contact their residence hall front desk. As a security precaution, students who lose their ID card should report the loss to their residence hall front desk and the ID Office. Residents are not permitted to share or loan their ID card to other persons.

Authority: T.C.A. §49-8-203.

6. Paragraph (2) of Rule 0240-4-4-.05 Visitation Policy is amended by deleting the text of the paragraph and substituting the following language, so that, as amended, paragraph (2) shall read:

- (2) Visitation hours in non-restricted visitation areas will be determined by vote of the residents. Visitation hours may not begin earlier than 12:00 p.m. and may not extend beyond 12:00 a.m. on Fridays and Saturdays. Opposite gender visitors are required to check in at the front desk or other designated area and must be escorted at all times. Visitors are not to loiter in the residence halls nor are they permitted in community restrooms on the floor(s). If escorted at all times by the host, visitors are permitted in TV lounges and study rooms.

7. Paragraph (7) of Rule 0240-4-4-.05 Visitation Policy is further amended by deleting the text of the paragraph and substituting the following language, so that, as amended, paragraph (7) shall read:

- (7) A register will be maintained at each residence hall front desk that has twenty-four (24) hour staff. Residents having guests of the opposite gender are responsible for seeing that their guests provide identification and sign the register when entering and leaving the hall as directed by residence hall staff.

8. Rule 0240-4-4-.05 Visitation Policy is further amended by adding a new paragraph (13) which shall read:

- (13) Visitation regulations apply to all guests regardless of gender.

Authority: T.C.A. §49-8-203.

9. Subparagraph (o) of paragraph (4) of Rule 0240-4-4-.08 Special Regulations Applicable to Particular Housing Facilities is amended by deleting the text of the subparagraph and substituting the following language, so that, as amended, subparagraph (o) shall read:

- (o) Alcohol and Drugs. No alcoholic beverages, illegal drugs, or drug paraphernalia are permitted on the campus of Middle Tennessee State University. Empty alcohol containers (including but not limited to bottles, cans, and kegs) may not be used for display purposes in any residence hall room or apartment.

Authority: T.C.A. §49-8-203.

The proposed rules set out herein were properly filed in the Department of State on the 16th day of January, 2007 and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 31st day of May, 2007. (01-23-07)