

**Resolution 18-5:
A Resolution to Express Dissent on House Bill 363**

- WHEREAS,** Representatives Goodman and Brenner sponsored House Bill 363, a bill to amend sections 3345.02, 3345.021, 3345.023, and 3345.21, to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3345.025 (3345.0210), and to enact new section 3345.025 and sections 3345.024 and 3345.026 of the Revised Code to enact the "Campus Free Speech Act" with respect to the freedom of speech and assembly at state institutions of higher education and the charging and allocation of student activity fees; and
- WHEREAS,** Section 1, Article C of House Bill 363 prohibits universities across the state of Ohio from requiring students to pay a student activity fee; and
- WHEREAS,** Lines 172 to 178 of House Bill 363 mandates that an institution of higher education cannot issue warnings or communication of any type that “directly or indirectly targets a member of the campus community, or information disseminated to the entire student population shall limit or chill expression based on the content of expression;” and
- WHEREAS,** Lines 184 to 187 of House Bill 363 mandates that the invitation of an invitee cannot be revoked due to “reaction, opposition, offense, or irritation taken to the content of that invitee's expression;” and
- WHEREAS,** Lines 192 to 198 of House Bill 363 mandates that state universities cannot establish barriers, including a registration or security fee, “ the amount of which is unreasonably high compared to other registration and security fees charged to other invitees on the basis of reaction, opposition, offense, or irritation taken to the content of that invitee's expression;” and
- WHEREAS,** Lines 240 to 247 of House Bill 363 declares that “ Any ambiguity that arises from claims involving limited or diminished expression shall be resolved in favor of the individual engaging in the expression;” and
- WHEREAS,** House Bill 363 “Waives the state's 11th Amendment immunity from suit in federal court, including any immunity granted to a state institution of higher education and permits a student, student group, faculty or staff member, employee, or invited guest

to bring an action for violation of free expression rights for one year after the action accrues¹;" now, therefore, be it

RESOLVED, That the Student Government here assembled at Wright State University issues a formal dissent to House Bill 363 and urges the Ohio House of Representatives to not pass this piece of legislation.

Sponsored by
Daniel Palmer, Chief Justice

Co-Sponsored by
Beth Metcalf, Raj Soin College of Business Senator

¹ H.B. 363 Bill Analysis, Holly Cantrell Gilman of the Ohio Legislative Service Commission.