

**RULES REGULATING TIME, PLACE AND MANNER OF EXPRESSIVE ACTIVITIES,  
LITERATURE DISTRIBUTION AND SOLICITATION IN UNSECURED AREAS OF  
ST. LOUIS LAMBERT INTERNATIONAL AIRPORT**

**PREAMBLE:** This “Rule” is intended to regulate the time, place and manner in which individuals and groups may exercise their constitutional rights to free speech at St. Louis Lambert International Airport (the “Airport”), which is owned and operated by the City of St. Louis (the “City”), so as to ensure that the security, operational efficiency and aesthetics of the Airport’s terminals will not be impaired intolerably, directly or indirectly, by the use of the terminals for free speech purposes. This Rule shall become effective immediately upon approval of a Resolution by the City’s Airport Commission adopting the Rule and upon its execution and promulgation by the Director of Airports.

**SECTION ONE.** The regulations set out herein are necessary for the accomplishment of the following purposes:

- (a) To ensure that persons seeking to exercise constitutional freedoms of expression can communicate effectively with users of the Airport’s terminals;
- (b) To ensure adequate nearby police facilities for the protection of persons exercising free speech rights in the Airport’s terminals;
- (c) To restrict such activities to unsecured areas of the Airport’s terminals;
- (d) To protect persons using the Airport’s terminals from harassment, intimidation, and unlawful conduct on the part of persons exercising free speech rights;

- (e) To ensure the free and orderly flow of pedestrian traffic through the Airport's terminal premises and to reduce congestion;
- (f) To preserve and safeguard desirable aesthetic qualities and features of the Airport's terminals.

**SECTION TWO.** Definitions:

- (a) "Expressive Activity" is defined as any protest, proselytization, propagandizement, or other communication or conveyance of an idea or ideas, or message or messages, to a general audience, the effect, propensity, or intent of which is to draw or attract a crowd or onlookers.

"Expressive Activity" does not include or refer to: communication or conveyance of an idea or ideas, or message or messages, that is incidental to the use of the Airport's facilities, such as conversation, discussion or other form of contact, among and between travelers, persons employed at the Airport, and other persons who may be present at the Airport; symbolic attire such as political campaign buttons or T-shirts emblazoned with logos, phrases or statements; or any other casual use of the Airport that neither is intended to, nor has the affect or propensity of, attracting or drawing a crowd or onlookers.

- (b) "Literature Distribution" is defined as the handing out or other dissemination of documents or other material containing or setting forth language or some other form of written or printed matter, symbols or images.
- (c) "Solicitation" is defined as any request, whether spoken or communicated by conduct or some form of sign or message, for a donation, bequest or other form of grant of funds, money, negotiable instrument or other valuable asset, to the person making the request, or any person or group with whom the person making the request is affiliated or connected.

### **SECTION THREE.**

- (a) Any person, group of persons, or organization desiring to engage in expressive activity, literature distribution or solicitation shall first obtain a written permit therefore from the Senior Deputy Director of the Airport or his/her representative (“Senior Deputy Director”) designated by the Director of Airports to issue such permits. To obtain such a permit, there shall be submitted to the Senior Deputy Director a written application on a form prepared by and available from the Senior Deputy Director, setting forth the following information;
- (1) the full name, mailing address and telephone number of the individual person or organization sponsoring, promoting or conducting the proposed activities;
  - (2) the subject matter of the proposed expressive activity, solicitation or literature dissemination (must describe the topic or subject of the proposed message or idea, but need not express the viewpoint that will be communicated or conveyed); and
  - (3) the dates and hours, the person, persons or organization requesting to conduct the proposed activities.
- (b) Applicants shall submit their applications to the Senior Deputy Director a minimum of seven (7) calendar days prior to the date(s) of their proposed activities.
- (c) Any person, group or organization granted a permit under this section shall upon arrival at the Airport on each day that his/her or its permit authorizes expressive activity, solicitation or literature dissemination; give written notice to the Airport Police of his/her or its arrival on forms supplied by the Airport Police.

- (d) Permits issued pursuant to this section shall:
  - (1) limit expressive activity, solicitation and the dissemination of literature to one of the three areas located in the vicinity of the approaches to the concourses at the Airport (see Exhibit A, attached hereto and incorporated herein for a diagram of the three areas). These locations may be moved by the decision of the Director of Airports to other areas in the Airport's terminals should conditions as listed in Section Five of these regulations exist or to otherwise provide for the normal operation of the Airport's terminals;
  - (2) limit expressive activity, solicitation and the distribution of literature to the hours between 7:00 a.m. and 10:00 p.m.;
  - (3) prohibit the emplacement, affixation or other attachment of any matter, written, symbolic or graphic, to any Airport structure or facility;
  - (4) limit authorized activities to thirty (30) calendar days per permit period;
  - (5) be used solely for, and are hereby limited to the purpose set forth herein and are not transferable or assignable in whole or in part.
- (e) Applicants may reapply for additional permits as described in Section Three (a).
- (f) In the event that the number of applicants desiring and permitting to use one of the three areas described in Section Three (d)(1) of this Rule exceeds three for any one period of time, the Senior Deputy Director shall schedule each applicant's use of an area so as to apportion equally the available time at the three areas to each applicant.

#### **SECTION FOUR.**

No sound or voice amplification device shall be used in connection with any expressive activity, solicitation, or dissemination of literature permitted under this Rule. No sign, heater, or any other electrical device may be connected to any Airport terminal electric outlet.

## **SECTION FIVE.**

The Senior Deputy Director is empowered to wholly or partially restrict or suspend the activities authorized under permits issued pursuant to Section Three of this Rule in the event of emergencies that disrupt the normal operations or threaten the security of the general public, including, but not limited to, strikes affecting the operations of the Airport, aircraft, or traffic accidents, riots or civil unrest, power failures, or other emergency conditions or circumstances that disrupt the normal operations of the Airport.

## **SECTION SIX.**

No person or group may engage in expressive activity, solicitation or distribution of literature, as defined in the Rule, within a terminal at the Airport, unless they have obtained a permit in accordance with Section Three.

## **SECTION SEVEN.**

If any portion or section of this Rule shall be declared unconstitutional by a judgment or decree or any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining portions or sections of this Rule because these portions and sections would have been promulgated without the incorporation in this Rule of any such unconstitutional portion or segment.