DISCLAIMER AND OSRHE SOCIAL MEDIA TERMS AND CONDITIONS FOR USERS

Disclaimer

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Purpose

Because many of our constituents and other stakeholders utilize social media for news and communications, departments of the Oklahoma State Regents for Higher Education (State Regents) have developed social media profiles that help them inform the public about the State Regents' work and mission.

Assuring the accuracy and consistency of information associated with our social media accounts is important to us. We respect the First Amendment to the U.S. Constitution, the rights outlined in our state constitution and the right to freedom of speech.

These terms and conditions establish guidelines for the public's use of our social media profiles that balance these values.

Definitions

- "Social media" means content (text, images, audio, links or video) created or shared by us and communicated via our online profiles. The platforms on which we have created these profiles allow sharing, commenting, and other types of engagement. Examples of social media platforms we may use are Facebook, X (formerly Twitter), YouTube and LinkedIn.
- "Comments" include any content (text, images, audio, links or video) posted to one of our social media profiles by a user.
- "User" means a member of the public who views or interacts with one or more of our social media profiles.

General Guidelines

- These terms and conditions apply to all State Regents social media profiles. Where possible, a link to these terms and conditions will be provided on our social media accounts.
- Users should know that social media posts we make—as well as comments and replies to those posts, and any direct or private messages sent to us—may be deemed to be public records and as such, subject to applicable requirements for public records.
- Our social media profiles are not monitored 24/7, and no one should utilize our social media profiles to seek emergency services. Anyone in need of emergency assistance should call 9-1-1.
- We do not guarantee we will respond to comments posted to or messages sent to our social media profiles.

Expectations

We believe that honest, civil and productive discussions provide the best environment for citizens to understand the work of their government and participate in constructive engagement. We ask users to consider that our social media accounts may be viewed by children and other impressionable people.

Please avoid profanity, personal attacks, bullying or use of incorrect information.

Content Moderation

Limited Public Forum
Our social media profiles are created and maintained as limited public forums consistent with federal law. We invite members of the public to view and, where possible, provide comments or other engagement on our social media profiles.

However, the law permits us to hide and/or delete comments that are not protected speech under the First Amendment and relevant federal caselaw.

Prohibited Content
Consistent with federal law, we will hide or delete certain comments on our social media profiles.

- Comments directly advocating violence or illegal activity.
- Comments containing direct criminal threats as defined by local, state or federal law.
- Comments containing obscenity, which is defined as sexually explicit and/or pornographic content that is patently offensive, appeals to prurient interest and lacks serious literary, artistic, political or scientific value.
- Comments that directly promote or advocate for the State Regents to illegally discriminate based on race, age, religion, gender, national origin, disability, sexual orientation, veteran status or any other legally protected class, if such comments violate local, state or federal law.
- Comments containing links to malware and/or malicious content that affects the normal function of a computer system, server, app or browser.
- Duplicate comments posted repeatedly within a short period of time.
- Comments containing actual defamation against a person, either as determined by a court or comments that are patently defamatory by easily discovered facts.
- Comments that contain images or other content that violate the intellectual property or copyright rights of someone else, if the owner of that property notifies us that the property was included in a comment on our social media profile(s).
- Comments that contain a hyperlink to any website other than those we control. This will be done without regard to the viewpoint of the comment containing such a link, or the content of the site to which the link redirects.

Retention
When a comment containing any of the types of content noted above is posted to one of our social media profiles and we proceed to hide or delete the comment, a copy or electronic record of that content may be retained pursuant to our records retention policy, along with a brief description of the reason the specific content was hidden or deleted.

Accounts of Government Officials

If, consistent with the test set forward by the U.S. Supreme Court in *Lindke v. Freed*, we determine that a social media account maintained in the name of one of our government officials is a government account, such accounts will be maintained consistent with this policy.