



# SAN DIEGO COMMUNITY COLLEGE DISTRICT

## Administrative Procedure

### Chapter 5 – Student Services

#### AP 3100.4 - VOLUNTEER/VISITOR CONDUCT EXPECTATIONS

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In accordance with Board Policy 3100, Student Rights, Responsibilities, Campus Safety and Administrative Due Process, all students shall have the right to a campus learning environment free from interference or disruption.

1. All visitors and volunteers are expected to adhere to the policies and procedures of the San Diego Community College District, as well as all federal, state and local laws. Visitors and volunteers will be subject to removal from classrooms, service areas, and activities of the campus for any of the acts listed below. Any violation may be subject to permanent removal from all colleges, campuses, sites, programs and activities of the District in accordance with *Section 2, Implementation*.
  - a. Act or threat of damage to or theft of property belonging to or located on District-controlled property or facilities.
  - b. The physical or verbal disruption of instructional or student services activities, administrative procedures, public service functions, authorized curricular or co-curricular activities, the orderly operation of the campus, or prevention of authorized visitors from carrying out the purpose for which they are on campus.
  - c. Physical, verbal, or written intimidation or harassment of such severity or pervasiveness as to have the purpose or effect of unreasonably interfering with a student's academic performance, or a District employee's work performance, or of creating an intimidating, hostile, or offensive educational or work environment.
  - d. Any expression which is obscene, libelous or slanderous according to current legal standards, which so incites others as to create a clear and present danger of the commission of unlawful acts, or the substantial disruption of the orderly operation of the college/campus/District.
  - e. Physical altercation or threats of violence including assault or battery upon a student or District personnel on District premises or at any time or place while under the authority of District personnel.
  - f. Unlawful conduct of a sexual nature including but not limited to indecent exposure, prostitution, voyeurism, or loitering for the purpose of soliciting or engaging in any lewd act or conduct.
  - g. Sexual assault or physical abuse including but not limited to rape, sexual assault, domestic violence, dating violence, or stalking as defined by California law below:

Consent – Affirmative consent to sexual activity by both parties. “Affirmative consent” means affirmative, conscious, and voluntary agreement to engage in sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that he or she has the affirmative consent of the other party. Lack of protest or resistance does not mean consent, nor does silence mean consent. Consent must be ongoing and can be revoked at any time. The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.

Sexual Assault – Includes but is not limited to rape, forced sodomy, forced oral copulation, rape by a foreign object, sexual battery, or threat of sexual assault.

Dating Violence – Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of a romantic or intimate relationship will be determined based on the length of the relationship, the type of relationship and the frequency of interaction between the persons involved in the relationship.

Domestic Violence – Includes felony or misdemeanor crimes of violence committed by a current or former spouse of the victim; by a person with whom the victim shares a child in common; by a person who is cohabitating with or has cohabitated with the victim as a spouse; by a person similarly situated to a spouse of the victim under California law; or by any other person against an adult or youth victim who is protected from that person’s acts under California law.

Stalking – Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or to suffer substantial emotional distress.

- h. Any conduct that threatens the health or safety of any person, including oneself.
- i. Participation in hazing (California Education Code Sections 32050 through 32052).
- j. Possession of weapons, explosives, unlicensed dangerous chemicals or objects which may be used as weapons or to threaten bodily harm as specified in District Policy, the California Penal Code or other applicable laws.
- k. Conduct which is in violation of federal, state, or local laws or ordinances while on District premises or at District-sponsored or supervised activities. (Ref. 76020, 76120)
- l. Failure to comply with directions of staff members of the District who are acting within the scope of their employment. Continued and willful disobedience or open and persistent defiance of the authority of District personnel providing such conduct is related to District policies, activities or college/campus attendance.
- m. Smoking on District premises, or in vehicles provided by the District used for transporting students except as permitted by applicable ordinances, laws, college and District guidelines and procedures.
- n. Use, possession, distribution, or sale of alcoholic beverages on campus except as permitted by law.

- o. Use, possession, distribution, manufacture or sale of narcotics or other hallucinogenic drugs or substances or inhaling or breathing the fumes of, or ingesting, any poison classified as such by the California Business and Professions Code Section 4160, Schedule "D," except as provided by law, is prohibited when on District premises.

Violations of state, federal, or local laws or ordinances, while on District premises, will be addressed by college police in accordance with the California Penal Code.

2. Implementation:

- a. In the event of disruption, visitors will be asked to leave the classroom or office/service area by faculty or staff.
- b. If the visitor does not comply, an appropriate administrator or, in the event of serious disruption, college police should be contacted immediately.
- c. In the event the visitor does not cooperate, or if apparent conflict arises between the visitor and any member of District faculty or staff, the college police will be contacted to assist. College police will assist with removing the disruptive person from campus as appropriate.
- d. In the event of a serious violation or where a violation is continuing or has been repeated, the violator may be permanently barred from District facilities and programs by action of the Board of Trustees as specified in *AP 3100.2 Student Disciplinary Procedures, Section 14.8, Expulsion*.

Approved by  
the Chancellor: May 16, 2018

Supersedes: Procedure 3100.4 – 4/24/07, 6/1/11, 3/2/15