

BP 3540 Sexual and Other Assaults Occurring on District Property

Reference: **Education Code Section 67382, 67385, 67385.7, and 67386; 20 U.S. Code Section 1092(f) (Clery Act); and 34 Code of Federal Regulations Section 668.46(b)(11)**

Adoption Date: August 21, 2001

Updated: November 17, 2015

Any sexual assault or physical abuse, ~~including, but not limited to,~~ including, but not limited to, rape, domestic violence, dating violence, sexual assault, or stalking^[WL1], ~~rape~~, as defined by California law, whether committed by an employee, student, or member of the public, that occurs:

- on Grossmont-Cuyamaca Community College District (District) property,
 - in connection with all the academic, educational, extracurricular, athletic, and other programs of the District, whether those programs take place in the District's facilities or at another location, or
 - on an off-campus site or facility maintained by the District, or
 - on grounds or facilities maintained by a student organization,
- ~~on Grossmont-Cuyamaca Community College District (District) property,~~

is a violation of District policies and procedures, and is subject to all applicable punishment, including criminal procedures, and employee or student discipline procedures. Individuals who are not students or employees (e.g., guests, visitors, etc.) of the District may not be entitled to the same procedures as those who are members of the District community. ~~Students~~^[WL2], faculty, and staff who may be ~~victims of (Claimants) or may be accused of (Respondents) of~~ sexual and other assaults shall be treated with dignity and provided ~~appropriate comprehensive~~ assistance.

The Chancellor shall establish administrative procedures that ensure that students, faculty, and staff who ~~are~~ may be victims of sexual and other assaults receive appropriate information and treatment and that educational information about preventing sexual violence is provided and publicized as required by law.

The procedures for sexual assaults shall meet the criteria contained in Education Code Section 67385, 67385.7, and 67386, and 34 Code of Federal Regulations Section 668.46.