



Administrative Regulation
Chapter 5 – Student Services

AR 5500 STANDARDS OF STUDENT CONDUCT

Students enrolling in the college assume an obligation to conduct themselves in a manner compatible with the college's function as an educational institution. Misconduct or "good cause" for which students are subject to discipline in accordance with the procedures outlined in AR 5520 fall into the following categories:

- A. Continued disruptive behavior, continued willful disobedience, habitual profanity or vulgarity, persistent abuse of other students, or the open and persistent defiance of the authority of, or persistent abuse of, college personnel or college visitor. [E.C. §76033(a)]
- B. Assault, battery, or any threat of force or violence upon a student, college personnel or college visitor. [E.C. §76033(b)]
- C. Willful misconduct which results in injury or death to a student, college personnel, or college visitor, or which results in cutting, defacing, or other injury to any real or personal property owned by the District. [E.C. §76033(c)]
- D. The use, sale, or possession of any controlled substance while on campus, or at any college-sponsored event, or being under the influence of any controlled substance or any poison classified as such by Schedule D in Section 4160 of the State of California Business and Professions Code while on campus or any college-sponsored event. [E. C. §76033 (d)]
- E. Willful or persistent smoking in any area where smoking has been prohibited by law or by regulation of the Board of Trustees. [E. C. §76033 (e)]
- F. Persistent, serious misconduct where other means of correction have failed to bring about proper conduct. [E.C. §76033 (f)]
- G. Sexual assault, defined as actual or attempted sexual contact with another person without that person's consent, regardless of the victim's affiliation with the community college, including, but not limited to, any of the following:
 - (1) Intentional touching of another person's intimate parts without that person's consent or other intentional sexual contact with another person without that person's consent.
 - (2) Coercing, forcing, or attempting to coerce or force a person to touch another person's intimate parts without that person's consent.

- (3) Rape, which includes penetration, no matter how slight, without the person's consent, of either of the following:
 - (a) The vagina or anus of a person by any body part of another person or by an object.
 - (b) The mouth of a person by a sex organ of another person. [E.C. §76033 (g)]
- H. Sexual exploitation, defined as a person taking sexual advantage of another person for the benefit of anyone other than that person without that person's consent, regardless of the victim's affiliation with the community college, including, but not limited to, any of the following:
 - (1) Prostituting another person
 - (2) Recording images, including video or photograph, or audio of another person's sexual activity, intimate body parts, or nakedness without that person's consent.
 - (3) Distributing images, including video or photograph, or audio of another person's sexual activity, intimate body parts, or nakedness, if the individual distributing the images or audio knows or should have known that the person depicted in the images or audio did not consent to the disclosure and objected to the disclosure.
 - (4) Viewing another person's sexual activity, intimate body parts, or nakedness in a place where that person would have a reasonable expectation of privacy, without that person's consent, and for the purpose of arousing or gratifying sexual desire. [E.C. §76033 (h)]
- I. Dishonesty, including, but not limited to, cheating, plagiarism, or knowingly furnishing false information to the college.
- J. Forgery, alteration, or misuses of college documents, records, or identification.
- K. Obstruction or disruption of teaching, research, administration, disciplinary procedures, or any other authorized college activities.
- L. Theft of or damage to property of the college or of a member of the college community or campus visitor.
- M. Willful or blatant misuse of email or other inappropriate forms of communication towards faculty, staff or students including but not limited to phone, voicemail, written notes and any form of electronic communication.
- N. Unauthorized entry to college facilities or unauthorized use of college supplies, equipment including computer hardware, and licensed software.
- O. Violation of college policies or of campus regulations, including, but not limited to, campus regulations concerning student organizations, the use of college facilities, responsible computer use policy, or the time, place, and manner of public expression, library procedures or residence.

- P. Disorderly conduct or lewd, indecent, or obscene conduct or expression on college-owned or controlled property or at college-sponsored or supervised functions.
- Q. Failure to comply with directions of college officials acting in the performance of their duties.
- R. Possession or use of alcoholic beverages on the campus property, at any college-sponsored event, or presence on campus or at any college-sponsored event while under the influence of alcohol.
- S. Illegal possession or use of firearms, explosives, dangerous chemicals or other weapons on college property or at college-sponsored activities. (BP 3530 Weapons on District Property)
- T. Engaging in intimidating conduct or bullying against another person through words or actions, including direct physical contact; verbal assaults, such as teasing or name-calling; stalking; social isolation or manipulation; and cyberbullying.
- U. Engaging in harassing conduct, including hate crimes or hate incidents against another person based on age, ancestry, gender, gender identity, gender expression, genetic information, immigration status, marital status, medical condition, military or veteran status, national origin, physical or mental disability, pregnancy, race, color or ethnicity, religion, sex, sexual orientation/identity, or because they are perceived to have one or more of these actual or perceived characteristics or any other status protected by law.
- V. Except as authorized by the College, the sale, purchase, exchange, distribution or receipt of add codes, class seats and academic work (lab reports, term papers, exams, extra credit, etc.), including, but not limited to, misconduct described in AR 5510 Standards of Academic Conduct
- W. Unauthorized preparation, giving, selling, transfer, distribution, or publication, for any commercial purpose, of any contemporaneous recording of an academic presentation in a classroom or equivalent site of instruction, including but not limited to handwritten or typewritten class notes, except as permitted by any College policy or administrative procedure.
- X. Engaging in any hazing. "Hazing" means any method of initiation or preinitiation into an affiliated student organization or student body, which the initiator knows or should have known is likely to cause serious bodily injury to any former, current, or prospective student of any school, community college, college, university, or other educational institution in this state. The term "hazing" does not include customary athletic events or school-sanctioned events.
- Y. Any other offense set forth in the State of California Education Code which constitutes "good cause."

76034 (a) Except in response to conduct specified in subdivisions (g) and (h) of Section 76033, no student shall be removed, suspended, or expelled unless the conduct for which the student is disciplined is related to college activity or attendance. [E.C. §76034]

76034(b) This section is not intended to limit provisions of federal law, or limit the ability of community college districts to take appropriate action under federal law.

Students who engage in any of the above may be subject to the procedures outlined in AR 5520 Student Discipline Procedures.

Reference: Education Codes §66017, 66300-66303, 76020, 76030, 76033-76034, 76038, 76120, 76121, 76224

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(Replaces former SMC AR 4410, Rules for Student Conduct)