



Board Policy
Chapter 3 – General Institution

BP 3900 SPEECH: TIME, PLACE, AND MANNER

Students, employees, and members of the public shall be free to exercise their rights of free expression, subject to the requirements of this board policy.

The college of the District is a non-public forum, except for those areas that are designated as public forums or limited public forums available for the exercise of expression by students, employees, and members of the public. The Superintendent/President shall enact such administrative regulations as are necessary to reasonably regulate the time, place, and manner of the exercise of free expression in the designated public forums.

Speech shall be prohibited that is defamatory, obscene according to current legal standards, or which so incites others as to create a clear and present danger of the commission of unlawful acts on District property or the violation of District policies or procedures, or the substantial disruption of the orderly operation of the District.

Nothing in this board policy shall prohibit the regulation of hate violence directed at students in a manner that denies their full participation in the educational process (Education Code Section 66301(e)), so long as the regulation conforms to the requirements of the First Amendment to the United States Constitution, and of Section 2 of Article 1 of the California Constitution. Persons engaged in such conduct may be disciplined unless such speech is constitutionally protected.

Also see BP 4030 Academic Freedom and BP/AR 6700 Civic Center and Other Facilities Use.

References: Education Code Sections 66301 and 76120

Adopted: June 5, 2018