

Speech: Time, Place and Manner

Reference: Education Code Sections 76120 and 66301

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

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

The administrative procedures promulgated by the Superintendent/President shall not prohibit the right of students to exercise free expression, including but not limited to the use of bulletin boards, the distribution of printed materials or petitions, and the wearing of buttons, badges, or other insignia.

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 policy shall prohibit the regulation of hate violence directed at student 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. Students may be disciplined for harassment, threats, or intimidation unless such speech is constitutionally protected.

See also BP/AP 4030 - Academic Freedom

See also BP/AP 6700 - Civic Center and Other Facilities Use

(Formerly PVC Board Policy 5500)

07/26/11 Board Information Item
04/01/14 College Council Approval
04/08/14 Board First Read
05/13/14 Board Second Read and Approval