

7010.                    ADMINISTRATIVE REGULATIONS ON REPORTING AND  
PREVENTING SEX CRIMES

7010.1            The Dean, of Student Affairs, Physical Education and Athletics, under the direction of the Vice President of Student Support Services, shall be responsible for administering these regulations for students. The, Associate Vice President of Human Resources, under the direction of the Vice President of Human Resources, shall be responsible for administering these regulations for employees.

7010.2            Definition of Terms: For the purposes of this policy, "sexual assault" includes but is not limited to, molestation, rape, forced sodomy, forced oral copulation, rape by a foreign object, sexual battery, or threat of sexual assault.

7010.3            Any sexual assault, including, but not limited to rape, as defined by California law, whether committed by an employee, student, or member of the public, occurring on District property, or at an off-campus site or facility maintained by the District, or on grounds or facilities maintained by a student organization, is a violation of District policies and regulations, and is subject to all applicable punishment, including criminal prosecution and employee or student discipline procedures.

7010.4            The District shall provide the following:

- A. Education and prevention information about sexual assault and post sexual violence prevention and education information on the campus website (<http://www.lbcc.edu/studenthealth/sexassault.cfm>).
- B. Information on possible sanctions and/or disciplinary procedures to be followed after the final determination of an on-campus rape, acquaintance rape, or other sex offenses, forcible or nonforcible.
- C. Procedures that students and employees should follow if a sex offense occurs, including who should be contacted, the importance of preserving evidence as may be necessary to prove criminal sexual assault, and to whom the alleged offense should be reported ([http://www.lbcc.edu/geninfo\\_collegesafety.cfm#sexualassault](http://www.lbcc.edu/geninfo_collegesafety.cfm#sexualassault)).
- D. Procedures for on-campus disciplinary action in cases of alleged sexual assault, that shall include a clear statement that:
  - 1. Both the accuser and the accused are entitled to the same rights to have others present during a campus disciplinary proceeding.

2. Both the accuser and the accused must be informed of the outcome of any institutional disciplinary proceeding resulting from an alleged sex offense. Compliance with this paragraph does not violate the Family Educational Rights and Privacy Act. For the purposes of this paragraph, the outcome of a disciplinary proceeding means the final determination with respect to the alleged sex offense and any sanction that is imposed against the accused.
- E. Information for students and employees describing their options to notify proper law enforcement authorities, including on-campus and local police, and the option to be assisted by campus authorities in notifying such authorities if the student or employee so chooses.
- F. Information for students and employees of existing counseling, mental health, or other services for victims of sexual assault.
- G. Notification of students of options for, and available assistance in, changing academic schedules after the reporting of an alleged sexual assault incident, if so requested by the victim and if such changes are reasonably available.

7010.5

Procedures followed once a sex offense has occurred:

- A. The victim of a sexual offense/assault shall be given immediate attention, support, and referral assistance as soon as the incident has been reported. The District will request a response by emergency services if medical treatment or transportation to a hospital is necessary.
- B. The victim shall be provided with the following information:
  1. Services available to the victim, and personnel responsible for providing these services.
  2. Description of campus and community resources available.
  3. Procedures for on-going case management, including procedures for disciplinary proceedings and assistance with any academic difficulties arising from an assault. Modification of class schedule and tutoring services will be provided if necessary.
  4. Procedures used to guarantee confidentiality and handling of requests for information from the press, concerned students, and parents.

5. Victim options including criminal prosecutions, civil prosecutions, and disciplinary actions.
  6. The college policy regarding sexual assault on campus.
  7. Legal reporting requirements and procedures for fulfilling them.
- C. The District shall maintain the identity of any alleged victim or witness of sexual assault on District property in confidence unless the alleged victim or witness specifically waives that right to confidentiality. All inquiries from reporters or other media representatives about alleged sexual assaults on District property shall be referred to the District's Director of Public Affairs and Governmental Relations or designee, who shall work with media representatives to assure that all confidentiality rights are maintained. With the victim's permission, the following personnel shall be notified:

Students - Dean of Student Affairs, Physical Education and Athletics and Vice President of Student Support Services; local law enforcement; and any other individuals the victim requests.

Employees - Associate Vice President of Human Resources; Vice President of Human Resources; local law enforcement; and any other individuals the victim requests.

Adopted: January 11, 1994  
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