

El Camino College College Council Monday, November 20, 2017 1:30 - 2:30 p.m. Library 202

College Council Purpose Statement:

To facilitate communication and serve as a forum to exchange information that affects the college community.

Strategic Initiative C - Collaboration:

Advance an effective process of collaboration and collegial consultation conducted with integrity and respect to inform and strengthen decision-making.

Members:

Kristie Daniel-DiGregorio	Dena Maloney	Jean Shankweiler
Brian Fahnestock	Jane Miyashiro	Erika Solorzano
Irene Graff	Ross Miyashiro	Debbie Turano
Chris Halligan	Susan Pickens	Tiffany Ushijima

Chris Jeffries

Alternate Members/Support: Heather Parnock – Support

David McPatchell – Alternate

Agenda:

1.	Approval of Minutes from November 6, 2017 (Attached)	All	(5 minutes)
2.	Board Agenda Review	all	(15 minutes)
3.	Non-Discrimination Statement Recommended Revisions	Ishikawa	(10 minutes)
4.	Guided Pathways Assessment Review	Jiménez	(10 minutes)
5.	Update on Compton Transition Plan	Halligan	(10 minutes)
6.	IEPI PRT Request	R. Miyashiro	(10 minutes)
7.	Future Meeting Dates: Mondays at 1:30 p.m. (Library 202)	Maloney	(5 minutes)
	a. December 4, 2017b. December 18, 2017		

8. Other

9. Adjournment

2017/18 College Council Goals

- 1) Conduct an annual evaluation of college-wide progress on Strategic Initiative C.
- 2) Implement the timeline for the development and completion of legally-required policies.
- 3) Participate in regular updates regarding El Camino College and Compton College transition planning.
- 4) Provide input and engage in discussion regarding the development of an equity-minded culture at El Camino College.
- 5) Review and share data received as part of the community and college perceptions study which will inform the development of the next Strategic Plan.
- 6) Review and endorse college-wide plans such as the Guided Pathways Plan, the Integration Plan for BSI/SSSP/SEP, Enrollment Management Plan, and other plans.

EL CAMINO COLLEGE

Office of the President

Minutes of the College Council Meeting – November 6, 2017

College Council Purpose Statement: To facilitate communication and serve as a forum to exchange information that affects the college community.

Strategic Initiative C – Collaboration: Advance an effective process of collaboration and collegial consultation conducted with integrity and respect to inform and strengthen decision-making.

Members Present: Kristie Daniel-DiGregorio, Brian Fahnestock, Irene Graff, Chris Jeffries, Dena Maloney, Jane Miyashiro, Ross Miyashiro, Susan Pickens, Jean Shankweiler, Debbie Turano, Tiffany Ushijima

Alternates/Support/Guests: César Jiménez, Jaynie Ishikawa, Beth Katz, David McPatchell

- 1. Minutes October 16, 2017: Approved as amended. Periods were added to the end of each goal statement.
- 2. "Revised" Summer Calendar: Jean Shankweiler presented the "Revised" Summer Calendar for College Council review. The El Camino College Calendar Committee is recommending adding a second, six-weeks summer session for summer 2018. The addition of the second six-week session will provide a later start date to coincide with the ending dates of the neighboring high schools. The later start date would serve to increase enrollment and improve access to higher education in the district. College Council members approved the revised summer calendar as presented. The calendar will go to the Board at the November 20, 2017 meeting.
- 3. Compton Quality Focus Essay (QFE) Second Reading: There have not been any significant changes since the first reading at College Council. Kristie Daniel-DiGregorio contacted Chris Halligan to amend by adding the Academic Senate in the process. Kristie will follow-up with Chris. College Council members approved the QFE as presented.
- 4. Non-Discrimination Statement Recommended Revisions: Jaynie Ishikawa presented her recommended revisions to the Non-Discrimination statements. College Council approved the revisions with the following changes:
 - a. Change the s/he to "they"
 - b. Add the following statement at the end of the protected classes listings: "as required by State and Federal law"

Jaynie will make these changes and bring back the statements to College Council for a final review.

- 5. Legally Required BP/AP's listing and BP/AP College Council report were distributed for review. The goal is to get these through the process so that they are update and current as we work on our self-evaluation report. We will start working on these at the December College Council meetings.
- 6. Presentation on SSP/SE/BSI Integrated Plan: César Jiménez and Beth Katz gave a presentation on SSP/SE/BSI Integrated Plan. The presentation is posted here.
- 7. Presentation from CUE (Center for Urban Education): Jane Miyashiro gave a presentation on CEU. The presentation is posted here.
- 8. Future Meeting Dates/Agendas: Mondays at 1:30 p.m. in Library 202
 - a. November 20, 2017
 - i. Board Agenda Review
 - ii. Guided Pathways Assessment Review (César Jiménez)
 - iii. Update on Compton Transition Plan (Chris Halligan)
 - iv. IEPI PRT Request (Ross Miyashiro)
 - v. Final Review of the Non-Discrimination Statement (Jaynie Ishikawa)
 - b. December 4, 2017
 - i. Enrollment Management Report
 - ii. Strategic Planning Committee Workplan and Process
 - iii. Bridging Study
 - iv. Climate Survey
 - c. December 18, 2017
 - i. Board Agenda Review
 - ii. Board Policies and Administrative Procedure Reviews
 - 1. BP 3501 Campus Security and Access (Brian)
 - 2. AP 3501 Campus Security and Access (Brian)
 - 3. AP 3516 Registered Sex Offender (Brian)
 - 4. BP 3518 Child Abuse Reporting (Brian)
 - 5. AB 3518 Child Abuse Reporting (Brian)

Board Policy 3410

Nondiscrimination

The District is committed to equal opportunity in educational programs, employment, and all access to institutional programs and activities.

The District, and each individual who represents the District, shall provide access to its services, classes, and programs without regard to

actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

national origin, religion, age, gender, gender identity, gender expression, race or ethnicity, color, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, pregnancy, or because he/she is perceived to have one or more of the foregoing characteristics, or based on association with a person or group with one or more of these actual or perceived characteristics.

The Superintendent/President shall establish administrative procedures that ensure all members of the college community can present complaints regarding alleged violations of this policy and have their complaints heard in accordance with the Title 5 regulations and those of other agencies that administer state and federal laws regarding nondiscrimination.

No District funds shall ever be used for membership, or for any participation involving financial payment or contribution on behalf of the District or any individual employed by or associated with it, to any private organization whose membership practices are discriminatory on the basis of

actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

national origin, religion, age, gender, gender identity, gender expression, race, color, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, or because he/she is perceived to have one or more of the foregoing characteristics, or because of his/her association with a person or group with one or more of these actual or perceived characteristics.

Page 1 of 19

See Administrative Procedure #3410.

Administrative Procedure 3410

Nondiscrimination

Education Programs

The District shall provide access to its services, classes and programs without regard to

actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

, national origin, religion, age, gender, gender identity, gender expression, race or ethnicity, color, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, pregnancy, or because he/she is perceived to have one or more of the foregoing characteristics, or based on association with a person or group with one or more of these actual or perceived characteristics.

All courses, including noncredit classes, shall be conducted without regard to the gender of the student enrolled in the classes any of the foregoing perceived or actual characteristics. As defined in the Penal Code, "gender" means sex, and includes a person's gender identity and gender expression. "Gender expression" mean's a person's gender-related appearance and behavior whether or not stereotypically associated with the person's assigned sex at birth.

The District shall not prohibit any student from enrolling in any class or course on the basis of any of the foregoing perceived or actual characteristics.gender.

Academic staff, including but not limited to counselors, instructors and administrators shall not offer program guidance to students which differs on the basis of <u>any of the foregoing</u> <u>perceived or actual characteristics.gender.</u>

Insofar as practicable, the District shall offer opportunities for participation in athletics equally to male and female students of any gender.

Page 2 of 19

Employment

The District shall provide equal employment opportunities to all applicants and employees regardless of

actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, or status as a Vietnam-era veteran.

All employment decisions, including but not limited to hiring, retention, assignment, transfer, evaluation, dismissal, compensation, and advancement for all position classifications shall be based on job-related criteria as well as be responsive to the District's needs.

The District shall from time to time as necessary provide professional and staff development activities and training to promote understanding of diversity.

LONG-FORM STATEMENT

The long-form statement can be found on my office website: http://www.elcamino.edu/administration/hr/diversity/notice-of-non-discrimination.asp and in the Course Catalog, and is based on the requirements set forth from OCR pursuant to Title IX.

The policy of the El Camino Community College District is, in part, to provide an educational and employment environment in which no person shall be unlawfully denied admission, access or benefit to, nor employment in any program or activity that is administered, funded directly by, or that receives any financial assistance from the State Chancellor or Board of Governors of the California Community Colleges on the basis of actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law, including race, color, national origin, sex (including sexual harassment), gender, disability, and age as required by Title VI, Title IX, Section 504, the *Age Discrimination Act*.

Employees, students or other persons acting on behalf of the District who engage in unlawful discrimination as defined in this policy or by state or federal law may be subject to discipline up to and including expulsion or termination. Any retaliation against a person for filing a discrimination charge or making a discrimination complaint is prohibited.

The District has identified the Director of Staff & Student Diversity as the designated responsible employee for receiving all complaints of discrimination, harassment and retaliation and the designated coordinator under applicable federal law, including the ADA/Section 504, Title IX and the Age Discrimination Act. Inquiries regarding compliance with these statutes, and complaints may be directed to...

SHORT-FORM STATEMENT

There are at least two versions of the short-form statement that are used on ECC emails/flyers promoting events sponsored by this office, class schedule, as well as all job announcements.

Page **4** of **19**

Version 1: The El Camino Community College District provides equal employment opportunities to all qualified employees and applicants for employment without regard to race, color, religion, sex (including pregnancy, gender identity or sexual orientation), national origin, age, disability, or veteran status.

Version 2: The El Camino Community College District is committed to providing equal opportunity in which no person is subjected to discrimination on the basis of national origin, religion, age, sex (including sexual harassment), race, color, gender, physical or mental disability, or retaliation.

Recommendation to use one short-form statement, and amend it as follows:

The El Camino Community College District is committed to providing equal opportunity in which no person is subjected to discrimination on the basis of actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

Page **5** of **19**

RELATED BOARD POLICIES & PROCEDURES

Board Policy 3430

Prohibition of Harassment

All forms of harassment are contrary to basic standards of conduct between individuals and are prohibited by state and federal law, as well as this policy, and will not be tolerated. The District is committed to providing an academic and work environment that respects the dignity of individuals and groups. The District shall be free of sexual harassment and all forms of sexual intimidation and exploitation including acts of sexual violence.

It shall also be free of other unlawful harassment, including that which is based on any of the following statuses: actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, or sexual orientation of any person, or because he or she is perceived to any of the foregoing characteristics.

The District seeks to foster an environment in which all employees and students feel free to report incidents of harassment without fear of retaliation or reprisal. Therefore, the District also strictly prohibits retaliation against any individual for filing a complaint of harassment or for participating in a harassment investigation. Such conduct is illegal and constitutes a violation of this policy. All allegations of retaliation will be swiftly and thoroughly investigated. If the District determines that retaliation has occurred, it will take all reasonable steps within its power to stop such conduct. Individuals who engage in retaliatory conduct are subject to disciplinary action, up to and including termination or expulsion.

Any students or employees who believes that he or she hasthey have been harassed or retaliated against in violation of this policy should immediately report such incidents by following the procedures described in AP 3430. Supervisors are mandated to report all incidents of harassment and retaliation that come to their attention.

This policy applies to all aspects of the academic environment, including but not limited to classroom conditions, grades, academic standing, employment opportunities, scholarships, recommendations, disciplinary actions, and participation in any community college activity. In addition, this policy applies to all terms and conditions of employment, including but not limited to hiring, placement, promotion, disciplinary action, layoff, recall, transfer, leave of absence, training opportunities and compensation.

Page **6** of **19**

To this end the Superintendent/President shall ensure that the institution undertakes mandated education and training activities to counter discrimination and to prevent, minimize and/or eliminate any hostile environment that impairs access to equal education opportunity or impacts the terms and conditions of employment.

The Superintendent/President shall establish procedures that define harassment on campus. The Superintendent/President shall further establish procedures for employees, students, and other members of the campus community that provide for the investigation and resolution of complaints regarding harassment and discrimination, and procedures for students to resolve complaints of harassment and discrimination. All participants are protected from retaliatory acts by the District, its employees, students, and agents.

This policy and related written procedures (including the procedure for making complaints) shall be widely published and publicized to administrators, faculty, staff, and students, particularly when they are new to the institution. They shall be available for students and employees in all administrative offices.

Employees who violate the policy and procedures may be subject to disciplinary action up to and including termination. Students who violate this policy and related procedures may be subject to disciplinary measures up to and including expulsion. See Administrative Procedure #3430.

Page **7** of **19**

Administrative Procedure 3430

Prohibition of Harassment

The District is committed to providing an academic and work environment free of unlawful harassment. This procedure defines forms of harassment on campus, and sets forth a procedure for the investigation and resolution of complaints of harassment by or against any staff or faculty member, student, third party, or vendor within the District.

This procedure and the related policy protects students and employees 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, in District vehicles, or at a class or training program sponsored by the District at an off-campus location.

Definitions

General Harassment: Harassment based on actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law, race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, or sexual orientation of any person, or the perception that a person has any of these characteristics is illegal and violates District policy. Gender-based harassment does not necessarily involve conduct that is sexual. Any hostile or offensive conduct based on gender can constitute prohibited harassment. For example, repeated derisive comments about a person's competency to do the job, when based on that person's gender, could constitute gender-based harassment. Harassment comes in many forms, including but not limited to the following conduct:

Verbal: Inappropriate or offensive remarks, slurs, jokes or innuendoes based on a person's race, gender, sexual orientation, or other protected status. This may include, but is not limited to, inappropriate comments regarding an individual's body, physical appearance, attire, sexual prowess, marital status or sexual orientation; unwelcome flirting or propositions; demands for sexual favors; verbal abuse, threats or intimidation; or sexist, patronizing or ridiculing statements that convey derogatory attitudes based on gender, race nationality, sexual orientation or other protected status.

Physical: Inappropriate or offensive touching, assault, or physical interference with free movement. This may include, but is not limited to, kissing, patting, lingering or intimate touches, grabbing, pinching, leering, staring, unnecessarily brushing against or blocking another person, whistling or sexual gestures. It also

Page **8** of **19**

includes any physical assault or intimidation directed at an individual due to that person's gender, race, national origin, sexual orientation or other protected status.

Physical sexual harassment includes acts of sexual violence, such as rape, sexual assault, sexual battery, and sexual coercion. Sexual violence refers to physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent due to the victim's use of drugs or alcohol. An individual also may be unable to give consent due to an intellectual or other disability.

Visual or Written: The display or circulation of visual or written material that degrades an individual or group based on gender, race, nationality, sexual orientation, or other protected status. This may include, but is not limited to, posters, cartoons, drawings, graffiti, reading materials, computer graphics or electronic media transmissions.

Environmental: A hostile academic or work environment exists where it is permeated by sexual innuendo; insults or abusive comments directed at an individual or group based on gender, race, nationality, sexual orientation or other protected status; or gratuitous comments regarding gender, race, sexual orientation, or other protected status that are not relevant to the subject matter of the class or- activities on the job. A- hostile environment can arise from an unwarranted focus on sexual topics or sexually suggestive statements in the classroom or work environment. It can also be created by an unwarranted focus on, or stereotyping of, particular racial or ethnic groups, sexual orientations, genders or other protected statuses. An environment may also be hostile toward anyone who merely witnesses unlawful harassment in his/her immediate surroundings, although the conduct is directed at others. The determination of whether an environment is hostile is based on the totality of the circumstances, including such factors as the frequency of the conduct, the severity of the conduct, whether the conduct is humiliating or physically threatening, and whether the conduct unreasonably interferes with an individual's learning or work.

Sexual Harassment: In addition to the above, sexual harassment consists of unwelcome sexual advances, requests for sexual favors, and other conduct of a sexual nature when:

- 1. submission to the conduct is made a term or condition of an individual's employment, academic status, or progress;
- 2. submission to, or rejection of, the conduct by the individual is used as a basis of employment or academic decisions affecting the individual;
- 3. the conduct has the purpose or effect of having a negative impact upon the individual's work or academic performance, or of creating an intimidating, hostile or offensive work or educational environment; or

4. submission to, or rejection of, the conduct by the individual is used as the basis for any decision affecting the individual regarding benefits and services, honors, programs, or activities available at or through the community college.

This definition encompasses two kinds of sexual harassment:

"Quid pro quo" sexual harassment occurs when a person in a position of authority makes educational or employment benefits conditional upon an individual's willingness to engage in or tolerate unwanted sexual conduct.

"Hostile environment" sexual harassment occurs when unwelcome conduct based on a person's gender is sufficiently severe or pervasive so as to alter the conditions of an individual's learning or work environment, unreasonably interfere with an individual's academic or work performance, or create an intimidating, hostile, or abusive learning or work environment. The victim must subjectively perceive the environment as hostile, and the harassment must be such that a reasonable person of the same gender would perceive the environment as hostile. The harassment may impact more than one individual. A single or isolated incident of sexual harassment may be sufficient to create a hostile environment if it is severe, i.e. a sexual assault.

Sexually harassing conduct can occur between people of the same or different genders. The standard for determining whether conduct constitutes sexual harassment is whether a reasonable person of the same gender as the victim would perceive the conduct as harassment based on sex.

Examples: Harassment includes, but is not limited to the following misconduct:

- 1. **Verbal:** Inappropriate or offensive remarks, slurs, jokes or innuendoes based on a person's protected status, including but not limited to sex. This may include, but is not limited to, inappropriate comments regarding an individual's body, physical appearance, attire, sexual prowess, marital status or sexual orientation; unwelcome flirting or propositions; demands for sexual favors; verbal abuse, threats or intimidation of a sexual nature; or sexist, patronizing or ridiculing statements that convey derogatory attitudes about a particular gender.
- 2. **Physical:** Inappropriate or offensive touching, assault, or physical interference with free movement. This may include, but is not limited to, kissing, patting, lingering or intimate touches, grabbing, pinching, leering, staring, unnecessarily brushing against or blocking another person, whistling or sexual gestures.
- 3. **Visual or Written:** The display or circulation of offensive sexually oriented or other discriminatory visual or written material. This may include, but is not

Page **11** of **19**

limited to, posters, cartoons, drawings, graffiti, reading materials, computer graphics or electronic media transmissions.

4. Environmental: An academic or work environment that is permeated with racially or sexually-oriented talk, innuendo, insults or abuse not relevant to the subject matter of the class or activities on the job. A hostile environment can arise from an unwarranted focus on sexual topics or sexually suggestive statements in the classroom or work environment. An environment may be hostile if unwelcome sexual behavior or other harassing behavior based on a protected status is directed specifically at an individual or if the individual merely witnesses unlawful harassment in his/her immediate surroundings. The determination of whether an environment is hostile is based on the totality of the circumstances, including such factors as the frequency of the conduct, the severity of the conduct, whether the conduct is humiliating or physically threatening, and whether the conduct unreasonably interferes with an individual's learning or work.

Consensual Relationships

Romantic or sexual relationships between supervisors and employees, or between administrators, faculty or staff members and students are discouraged. There is an inherent imbalance of power and potential for exploitation in such relationships. A conflict of interest may arise if the administrator, faculty or staff member must evaluate the student's or employee's work or make decisions affecting the employee or student. The relationship may create an appearance of impropriety and lead to charges of favoritism by other students or employees. A consensual sexual relationship may change, with the result that sexual conduct that was once welcome becomes unwelcome and harassing. In the event that such relationships do occur, the District has the authority to transfer any involved employee to eliminate or attenuate the supervisory authority of one over the other, or of a teacher over a student. Such action by the District is a proactive and preventive measure to avoid possible charges of harassment and does not constitute discipline against any affected employee.

Academic Freedom

To the extent the harassment policies and procedures are in conflict with the District's policy on academic freedom, the harassment policies and procedures shall prevail. If the faculty member wishes to use sexually explicit materials in the classroom as a teaching technique, the faculty member must review that use with an administrator to determine whether or not this violates the sexual harassment policy.

Reporting:

The District designates the Office of Staff and Student Diversity as the area primarily responsible for the administration of this procedure. Individuals alleging incidents of unlawful harassment r those who become aware of unlawful harassment may contact the

Page **12** of **19**

Director of Staff and Student Diversity to initiate the submission of a formal or informal complaint.

Board Policy 3540

Sexual and Gender-Based Misconduct

Any sexual assault or gender-based misconduct or physical abuse, including but not limited to sexual assault (such as rape), sexual violence, sexual harassment, domestic violence, dating violence, and stalking, as defined by California law, whether committed by an employee, student, or member of the public, 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, is a violation of District policies and procedures, and is subject to all applicable punishment, including criminal procedures and employee or student discipline procedures. Students, faculty, and staff who may be victims of sexual and other assaults shall be treated with dignity and provided comprehensive assistance.

The Superintendent/President shall establish administrative procedures that ensure that students, faculty, and staff who are 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 shall meet the criteria contained in Education Code Sections 67385, 67385.7, 67386, and 34 Code of Federal Regulations Section 668.46 and be made widely available to students through the District's website and other means.

Page **14** of **19**

Administrative Procedure 3540

Sexual and Gender-Based Misconduct

Any sexual and gender-based misconduct or physical abuse, including, but not limited to sexual assault (such as rape), dating violence, domestic violence, and stalking, as defined by California law, whether committed by an employee, student, or member of the public, 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, is a violation of District policies and regulations, and is subject to all applicable punishment, including criminal procedures and employee or student discipline procedures. (See also AP 5500 titled Standards of Student Conduct.)

"Sexual assault" includes but is not limited to, rape, forced sodomy, forced oral copulation, rape by a foreign object, sexual battery, or threat of sexual assault.

"Dating violence" means refers to violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of a romantic or intimate relationship will be determined based on the length of the relationship, the type of relationship and the frequency of interaction between the persons involved in the relationship.

"Domestic violence" refers to abuse or threats of abuse when the person being abused and the abuser are or have been in an intimate relationship (married or domestic partners, are dating or used to date, live or lived together, or have a child together). includes felony or misdemeanor crimes of violence committed by:
a current or former spouse of the victim;
a person with whom the victim shares a child in common;

a person who is cohabitating with or has cohabitated with the victim as a spouse; a person similarly situated to a spouse of the victim under California law; or

any other person against an adult or youth victim who is protected from that person's acts under California law.

"Stalking" means refers to engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or to suffer substantial emotional distress.

"Affirmative consent" means refers to affirmative, conscious, and voluntary agreement to engage in sexual activity.

It is the responsibility of each person involved in sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in the sexual activity. Lack of

Page **15** of **19**

protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time.

The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.

This procedure, in addition to the procedures for unlawful discrimination and Title IX investigations from the Office of Staff & Student Diversity, are designed to ensure victims of sexual or gender-based misconduct receive treatment and information. (For physical assaults/violence, see also AP 3500, 3510, and 3515.)

All students and employees who allege they are the victims of sexual and gender-based misconduct shall be provided with information regarding options and assistance available to them. Information shall be available from the Office of Staff & Student Diversity, which shall maintain discretion and confidentiality, to the extent possible, regarding the identity and other information about alleged sexual assault victims.

The Title IX Coordinator shall make available to alleged victims of sexual or gender-based misconduct the following:

- 3. A copy of the District's policy and procedures regarding sexual or gender-based misconduct;
- 4. Information about the victim's option to:
 - notify proper law enforcement authorities, including on-campus and local police;
 - be assisted by campus authorities in notifying law enforcement authorities if the victim so chooses; and
 - decline to notify such authorities;
- 5. A description of available services and resources, regardless of whether the victim chooses to report the crime to campus police or local law enforcement. Services and resources may include:
 - transportation to a hospital by Campus Police, if necessary;
 - counseling by a Student Health Center psychologist or referral to a counseling center;
 - notice to applicable law enforcement, if desired;
 - assistance with the disciplinary process by the District Disciplinary Officer;
 - information about existing on- and off-campus counseling, mental health, victim advocacy, legal assistance and remedies, and other services for victims by the Title IX Coordinator;
- 6. Information about the importance of preserving evidence and the identification and location of witnesses to prove a criminal offense;
- 7. Information about the following procedures:
 - Criminal prosecution;

- Civil prosecution;
 District disciplinary procedures for students and employees;
 Academic accommodations, if necessary.

The District shall investigate all complaints alleging sexual and gender-based misconduct under the procedures for unlawful discrimination and Title IX investigations from the Office of Staff & Student Diversity, regardless of whether a complaint is filed with local law enforcement. These procedures can be found at the Office of Staff and Student Diversity and on the District's website.

Using a preponderance of evidence standard, investigation refers to the fact-finding process the District uses to determine whether it is more likely than not that sexual and gender-based conduct occurred; and shall be adequate, reliable, impartial, and prompt and include the opportunity for both alleged victims and accused to present witnesses and other evidence.

The District shall maintain discretion and confidentiality, to its best ability, amongst the parties involved (including the alleged victim, alleged assailant, witness, or third-party reporter of sexual or gender-based misconduct), unless the parties specifically state otherwise. All inquiries from reporters or other media representatives about alleged incidents of sexual and gender-based misconduct shall be referred to the District's Office of Public Relations, which shall work with the Office of Staff & Student Diversity to assure that any applicable confidentiality and privacy rights are maintained.

All alleged victims and assailants shall be kept informed, through the Office of Staff & Student Diversity of any ongoing investigation. Information shall include the status of any student or employee disciplinary proceedings or appeals. Alleged victims of sexual or gender-based misconduct are required to maintain any such information in confidence, unless the alleged assailant has waived rights to confidentiality.

Based on its investigative findings, the District may impose sanctions following a determination by a District disciplinary proceeding regarding sexual and gender-based misconduct. Such disciplinary proceedings shall provide prompt, fair, and impartial resolution, where both the accuser and accused are entitled the same opportunities for an advisor and to present witnesses and other evidence.

Additionally, the Annual Security Report ("ASR") issued by the District shall include a statement regarding the District's programs to prevent sexual or gender-based misconduct and procedures that should be

followed after an incident of sexual or gender-based misconduct has been reported, including a statement of the standard of evidence that will be used during any District proceeding arising from such a report. The ASR shall be published in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act and all other applicable state and federal laws.

Education and Prevention Information

The Title IX Coordinator shall:

- 1. Provide education and prevention information about sexual or gender-based misconduct. The information shall include the District's sexual and gender-based misconduct policy and prevention strategies including awareness raising campaigns, primary prevention, bystander intervention, and risk reduction.
- 2. Post sexual violence prevention and education information on the campus internet website regarding sexual and gender-based misconduct.

Page **19** of **19**

Board Policy 3410

Nondiscrimination

The District is committed to equal opportunity in educational programs, employment, and all access to institutional programs and activities.

The District, and each individual who represents the District, shall provide access to its services, classes, and programs without regard to actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

The Superintendent/President shall establish administrative procedures that ensure all members of the college community can present complaints regarding alleged violations of this policy and have their complaints heard in accordance with the Title 5 regulations and those of other agencies that administer state and federal laws regarding nondiscrimination.

No District funds shall ever be used for membership, or for any participation involving financial payment or contribution on behalf of the District or any individual employed by or associated with it, to any private organization whose membership practices are discriminatory on the basis of

actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

See Administrative Procedure #3410.

Administrative Procedure 3410

Nondiscrimination

Education Programs

The District shall provide access to its services, classes and programs without regard to actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

All courses, including noncredit classes, shall be conducted without regard to any of the foregoing perceived or actual characteristics. As defined in the Penal Code, "gender includes a person's gender identity and gender expression. "Gender expression" means a person's gender-related appearance and behavior whether or not stereotypically associated with the person's assigned sex at birth.

The District shall not prohibit any student from enrolling in any class or course on the basis of any of the foregoing perceived or actual characteristics..

Academic staff, including but not limited to counselors, instructors and administrators shall not offer program guidance to students which differs on the basis of any of the foregoing perceived or actual characteristics.

Insofar as practicable, the District shall offer opportunities for participation in athletics equally to students of any gender.

Page 2 of 17

Employment

The District shall provide equal employment opportunities to all applicants and employees regardless of actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

All employment decisions, including but not limited to hiring, retention, assignment, transfer, evaluation, dismissal, compensation, and advancement for all position classifications shall be based on job-related criteria as well as be responsive to the District's needs.

The District shall from time to time as necessary provide professional and staff development activities and training to promote understanding of diversity.

LONG-FORM STATEMENT

The long-form statement can be found on my office website: http://www.elcamino.edu/administration/hr/diversity/notice-of-non-discrimination.asp and in the Course Catalog, and is based on the requirements set forth from OCR pursuant to Title IX.

The policy of the El Camino Community College District is, in part, to provide an educational and employment environment in which no person shall be unlawfully denied admission, access or benefit to, nor employment in any program or activity that is administered, funded directly by, or that receives any financial assistance from the State Chancellor or Board of Governors of the California Community Colleges on the basis of actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law, including Title VI, Title IX, Section 504, the *Age Discrimination Act*.

Employees, students or other persons acting on behalf of the District who engage in unlawful discrimination as defined in this policy or by state or federal law may be subject to discipline up to and including expulsion or termination. Any retaliation against a person for filing a discrimination charge or making a discrimination complaint is prohibited.

The District has identified the Director of Staff & Student Diversity as the designated responsible employee for receiving all complaints of discrimination, harassment and retaliation and the designated coordinator under applicable federal law, including the ADA/Section 504, Title IX and the Age Discrimination Act. Inquiries regarding compliance with these statutes, and complaints may be directed to...

SHORT-FORM STATEMENT

There are at least two versions of the short-form statement that are used on ECC emails/flyers promoting events sponsored by this office, class schedule, as well as all job announcements.

Version 1: The El Camino Community College District provides equal employment opportunities to all qualified employees and applicants for employment without regard to race, color, religion, sex (including pregnancy, gender identity or sexual orientation), national origin, age, disability, or veteran status.

Version 2: The El Camino Community College District is committed to providing equal opportunity in which no person is subjected to discrimination on the basis of national origin, religion, age, sex (including sexual harassment), race, color, gender, physical or mental disability, or retaliation.

Recommendation to use one short-form statement, and amend it as follows:

The El Camino Community College District is committed to providing equal opportunity in which no person is subjected to discrimination on the basis of actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law.

RELATED BOARD POLICIES & PROCEDURES

Board Policy 3430

Prohibition of Harassment

All forms of harassment are contrary to basic standards of conduct between individuals and are prohibited by state and federal law, as well as this policy, and will not be tolerated. The District is committed to providing an academic and work environment that respects the dignity of individuals and groups. The District shall be free of sexual harassment and all forms of sexual intimidation and exploitation including acts of sexual violence.

It shall also be free of other unlawful harassment, including that which is based on any of the following statuses: actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law..

The District seeks to foster an environment in which all employees and students feel free to report incidents of harassment without fear of retaliation or reprisal. Therefore, the District also strictly prohibits retaliation against any individual for filing a complaint of harassment or for participating in a harassment investigation. Such conduct is illegal and constitutes a violation of this policy. All allegations of retaliation will be swiftly and thoroughly investigated. If the District determines that retaliation has occurred, it will take all reasonable steps within its power to stop such conduct. Individuals who engage in retaliatory conduct are subject to disciplinary action, up to and including termination or expulsion.

Any students or employees who believe that they have been harassed or retaliated against in violation of this policy should immediately report such incidents by following the procedures described in AP 3430. Supervisors are mandated to report all incidents of harassment and retaliation that come to their attention.

This policy applies to all aspects of the academic environment, including but not limited to classroom conditions, grades, academic standing, employment opportunities, scholarships, recommendations, disciplinary actions, and participation in any community college activity. In addition, this policy applies to all terms and conditions of employment, including but not limited to hiring, placement, promotion, disciplinary action, layoff, recall, transfer, leave of absence, training opportunities and compensation.

To this end the Superintendent/President shall ensure that the institution undertakes mandated education and training activities to counter discrimination and to prevent, minimize and/or eliminate any hostile environment that impairs access to equal education opportunity or impacts the terms and conditions of employment.

The Superintendent/President shall establish procedures that define harassment on campus. The Superintendent/President shall further establish procedures for employees, students, and other members of the campus community that provide for the investigation and resolution of complaints regarding harassment and discrimination, and procedures for students to resolve complaints of harassment and discrimination. All participants are protected from retaliatory acts by the District, its employees, students, and agents.

This policy and related written procedures (including the procedure for making complaints) shall be widely published and publicized to administrators, faculty, staff, and students, particularly when they are new to the institution. They shall be available for students and employees in all administrative offices.

Employees who violate the policy and procedures may be subject to disciplinary action up to and including termination. Students who violate this policy and related procedures may be subject to disciplinary measures up to and including expulsion. See Administrative Procedure #3430.

Administrative Procedure 3430

Prohibition of Harassment

The District is committed to providing an academic and work environment free of unlawful harassment. This procedure defines forms of harassment on campus, and sets forth a procedure for the investigation and resolution of complaints of harassment by or against any staff or faculty member, student, third party, or vendor within the District.

This procedure and the related policy protects students and employees 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, in District vehicles, or at a class or training program sponsored by the District at an off-campus location.

Definitions

General Harassment: Harassment based on actual or perceived race, color, ancestry, national origin, religion, creed, age (over 40), disability (mental or physical), sex, gender (including pregnancy and childbirth), sexual orientation, gender identity, gender expression, medical condition, genetic information, marital status, military and veteran status, or retaliation; or on any other basis as required by state and federal law, violates District policy. Gender-based harassment does not necessarily involve conduct that is sexual. Any hostile or offensive conduct based on gender can constitute prohibited harassment. For example, repeated derisive comments about a person's competency to do the job, when based on that person's gender, could constitute gender- based harassment. Harassment comes in many forms, including but not limited to the following conduct:

Verbal: Inappropriate or offensive remarks, slurs, jokes or innuendoes based on a person's race, gender, sexual orientation, or other protected status. This may include, but is not limited to, inappropriate comments regarding an individual's body, physical appearance, attire, sexual prowess, marital status or sexual orientation; unwelcome flirting or propositions; demands for sexual favors; verbal abuse, threats or intimidation; or sexist, patronizing or ridiculing statements that convey derogatory attitudes based on gender, race nationality, sexual orientation or other protected status.

Physical: Inappropriate or offensive touching, assault, or physical interference with free movement. This may include, but is not limited to, kissing, patting, lingering or intimate touches, grabbing, pinching, leering, staring, unnecessarily brushing against or blocking another person, whistling or sexual gestures. It also includes any physical assault or intimidation directed at an individual due to that person's gender, race, national origin, sexual orientation or other protected status.

Physical sexual harassment includes acts of sexual violence, such as rape, sexual

assault, sexual battery, and sexual coercion. Sexual violence refers to physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent due to the victim's use of drugs or alcohol. An individual also may be unable to give consent due to an intellectual or other disability.

Visual or Written: The display or circulation of visual or written material that degrades an individual or group based on gender, race, nationality, sexual orientation, or other protected status. This may include, but is not limited to, posters, cartoons, drawings, graffiti, reading materials, computer graphics or electronic media transmissions.

Environmental: A hostile academic or work environment exists where it is permeated by sexual innuendo; insults or abusive comments directed at an individual or group based on gender, race, nationality, sexual orientation or other protected status; or gratuitous comments regarding gender, race, sexual orientation, or other protected status that are not relevant to the subject matter of the class or activities on the job. A hostile environment can arise from an unwarranted focus on sexual topics or sexually suggestive statements in the classroom or work environment. It can also be created by an unwarranted focus on, or stereotyping of, particular racial or ethnic groups, sexual orientations, genders or other protected statuses. An environment may also be hostile toward anyone who merely witnesses unlawful harassment in his/her immediate surroundings, although the conduct is directed at others. The determination of whether an environment is hostile is based on the totality of the circumstances, including such factors as the frequency of the conduct, the severity of the conduct, whether the conduct is humiliating or physically threatening, and whether the conduct unreasonably interferes with an individual's learning or work.

Sexual Harassment: In addition to the above, sexual harassment consists of unwelcome sexual advances, requests for sexual favors, and other conduct of a sexual nature when:

- 1. submission to the conduct is made a term or condition of an individual's employment, academic status, or progress;
- 2. submission to, or rejection of, the conduct by the individual is used as a basis of employment or academic decisions affecting the individual;
- 3. the conduct has the purpose or effect of having a negative impact upon the individual's work or academic performance, or of creating an intimidating, hostile or offensive work or educational environment; or
- 4. submission to, or rejection of, the conduct by the individual is used as the basis for any decision affecting the individual regarding benefits and services, honors, programs, or activities available at or through the community college.

This definition encompasses two kinds of sexual harassment:

"Quid pro quo" sexual harassment occurs when a person in a position of authority makes educational or employment benefits conditional upon an individual's willingness to engage in or tolerate unwanted sexual conduct.

"Hostile environment" sexual harassment occurs when unwelcome conduct based on a person's gender is sufficiently severe or pervasive so as to alter the conditions of an individual's learning or work environment, unreasonably interfere with an individual's academic or work performance, or create an intimidating, hostile, or abusive learning or work environment. The victim must subjectively perceive the environment as hostile, and the harassment must be such that a reasonable person of the same gender would perceive the environment as hostile. The harassment may impact more than one individual. A single or isolated incident of sexual harassment may be sufficient to create a hostile environment if it is severe, i.e. a sexual assault.

Sexually harassing conduct can occur between people of the same or different genders. The standard for determining whether conduct constitutes sexual harassment is whether a reasonable person of the same gender as the victim would perceive the conduct as harassment based on sex.

Examples: Harassment includes, but is not limited to the following misconduct:

- 1. **Verbal:** Inappropriate or offensive remarks, slurs, jokes or innuendoes based on a person's protected status, including but not limited to sex. This may include, but is not limited to, inappropriate comments regarding an individual's body, physical appearance, attire, sexual prowess, marital status or sexual orientation; unwelcome flirting or propositions; demands for sexual favors; verbal abuse, threats or intimidation of a sexual nature; or sexist, patronizing or ridiculing statements that convey derogatory attitudes about a particular gender.
- 2. **Physical:** Inappropriate or offensive touching, assault, or physical interference with free movement. This may include, but is not limited to, kissing, patting, lingering or intimate touches, grabbing, pinching, leering, staring, unnecessarily brushing against or blocking another person, whistling or sexual gestures.
- 3. **Visual or Written:** The display or circulation of offensive sexually oriented or other discriminatory visual or written material. This may include, but is not

limited to, posters, cartoons, drawings, graffiti, reading materials, computer graphics or electronic media transmissions.

4. Environmental: An academic or work environment that is permeated with racially or sexually-oriented talk, innuendo, insults or abuse not relevant to the subject matter of the class or activities on the job. A hostile environment can arise from an unwarranted focus on sexual topics or sexually suggestive statements in the classroom or work environment. An environment may be hostile if unwelcome sexual behavior or other harassing behavior based on a protected status is directed specifically at an individual or if the individual merely witnesses unlawful harassment in his/her immediate surroundings. The determination of whether an environment is hostile is based on the totality of the circumstances, including such factors as the frequency of the conduct, the severity of the conduct, whether the conduct is humiliating or physically threatening, and whether the conduct unreasonably interferes with an individual's learning or work.

Consensual Relationships

Romantic or sexual relationships between supervisors and employees, or between administrators, faculty or staff members and students are discouraged. There is an inherent imbalance of power and potential for exploitation in such relationships. A conflict of interest may arise if the administrator, faculty or staff member must evaluate the student's or employee's work or make decisions affecting the employee or student. The relationship may create an appearance of impropriety and lead to charges of favoritism by other students or employees. A consensual sexual relationship may change, with the result that sexual conduct that was once welcome becomes unwelcome and harassing. In the event that such relationships do occur, the District has the authority to transfer any involved employee to eliminate or attenuate the supervisory authority of one over the other, or of a teacher over a student. Such action by the District is a proactive and preventive measure to avoid possible charges of harassment and does not constitute discipline against any affected employee.

Academic Freedom

To the extent the harassment policies and procedures are in conflict with the District's policy on academic freedom, the harassment policies and procedures shall prevail. If the faculty member wishes to use sexually explicit materials in the classroom as a teaching technique, the faculty member must review that use with an administrator to determine whether or not this violates the sexual harassment policy.

Reporting:

The District designates the Office of Staff and Student Diversity as the area primarily responsible for the administration of this procedure. Individuals alleging incidents of unlawful harassment or those who become aware of unlawful harassment may contact the

Director of Staff and Student Diversity to initiate the submission of a formal or informal complaint.

Board Policy 3540

Sexual and Gender-Based Misconduct

Any sexual or gender-based misconduct, including but not limited to sexual assault (such as rape), sexual harassment, domestic violence, dating violence, and stalking, whether committed by an employee, student, or member of the public, 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, is a violation of District policies and procedures, and is subject to all applicable punishment, including criminal procedures and employee or student discipline procedures. Students, faculty, and staff who may be victims of sexual and other assaults shall be treated with dignity and provided comprehensive assistance.

The Superintendent/President shall establish administrative procedures that ensure that students, faculty, and staff who are 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 shall meet the criteria contained in Education Code Sections 67385, 67385.7, 67386, and 34 Code of Federal Regulations Section 668.46 and be made widely available to students through the District's website and other means.

Administrative Procedure 3540

Sexual and Gender-Based Misconduct

Any sexual and gender-based misconduct, including, but not limited to sexual assault (such as rape), dating violence, domestic violence, and stalking, whether committed by an employee, student, or member of the public, 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, is a violation of District policies and regulations, and is subject to all applicable punishment, including criminal procedures and employee or student discipline procedures. (See also AP 5500 titled Standards of Student Conduct.)

"Sexual assault" includes but is not limited to, rape, forced sodomy, forced oral copulation, rape by a foreign object, sexual battery, or threat of sexual assault.

"Dating violence" refers to violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of a romantic or intimate relationship will be determined based on the length of the relationship, the type of relationship and the frequency of interaction between the persons involved in the relationship.

"Domestic violence" refers to abuse or threats of abuse when the person being abused and the abuser are or have been in an intimate relationship (married or domestic partners, are dating or used to date, live or lived together, or have a child together).

"Stalking" refers to engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or to suffer substantial emotional distress.

"Affirmative consent" refers to affirmative, conscious, and voluntary agreement to engage in sexual activity.

It is the responsibility of each person involved in sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in the sexual activity. Lack of protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time.

The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.

This procedure, in addition to the procedures for unlawful discrimination and Title IX investigations from the Office of Staff & Student Diversity, are designed to ensure

victims of sexual or gender-based misconduct receive treatment and information. (For physical assaults/violence, see also AP 3500, 3510, and 3515.)

All students and employees who allege they are the victims of sexual and gender-based misconduct shall be provided with information regarding options and assistance available to them. Information shall be available from the Office of Staff & Student Diversity, which shall maintain discretion and confidentiality, to the extent possible, regarding the identity and other information about alleged sexual assault victims.

The Title IX Coordinator shall make available to alleged victims of sexual or gender-based misconduct the following:

- 3. A copy of the District's policy and procedures regarding sexual or gender-based misconduct;
- 4. Information about the victim's option to:
 - notify proper law enforcement authorities, including on-campus and local police;
 - be assisted by campus authorities in notifying law enforcement authorities if the victim so chooses; and
 - decline to notify such authorities;
- 5. A description of available services and resources, regardless of whether the victim chooses to report the crime to campus police or local law enforcement. Services and resources may include:
 - transportation to a hospital by Campus Police, if necessary;
 - counseling by a Student Health Center psychologist or referral to a counseling center;
 - notice to applicable law enforcement, if desired;
 - assistance with the disciplinary process by the District Disciplinary Officer;
 - information about existing on- and off-campus counseling, mental health, victim advocacy, legal assistance and remedies, and other services for victims by the Title IX Coordinator;
- 6. Information about the importance of preserving evidence and the identification and location of witnesses to prove a criminal offense;
- 7. Information about the following procedures:
 - Criminal prosecution;
 - Civil prosecution;
 - District disciplinary procedures for students and employees;
 - Academic accommodations, if necessary.

The District shall investigate all complaints alleging sexual and gender-based misconduct under the procedures for unlawful discrimination and Title IX investigations from the Office of Staff & Student Diversity, regardless of whether a complaint is filed with local law enforcement. These procedures can be found at the Office of Staff and Student Diversity and on the District's website.

Using a preponderance of evidence standard, investigation refers to the fact-finding process the District uses to determine whether it is more likely than not that sexual and gender-based conduct occurred; and shall be adequate, reliable, impartial, and prompt and include the opportunity for both alleged victims and accused to present witnesses and other evidence.

The District shall maintain discretion and confidentiality, to its best ability, amongst the parties involved (including the alleged victim, alleged assailant, witness, or third-party reporter of sexual or gender-based misconduct), unless the parties specifically state otherwise. All inquiries from reporters or other media representatives about alleged incidents of sexual and gender-based misconduct shall be referred to the District's Office of Public Relations, which shall work with the Office of Staff & Student Diversity to assure that any applicable confidentiality and privacy rights are maintained.

All alleged victims and assailants shall be kept informed, through the Office of Staff & Student Diversity of any ongoing investigation. Information shall include the status of any student or employee disciplinary proceedings or appeals. Alleged victims of sexual or gender-based misconduct are required to maintain any such information in confidence, unless the alleged assailant has waived rights to confidentiality.

Based on its investigative findings, the District may impose sanctions following a determination by a District disciplinary proceeding regarding sexual and gender-based misconduct. Such disciplinary proceedings shall provide prompt, fair, and impartial resolution, where both the accuser and accused are entitled the same opportunities for an advisor and to present witnesses and other evidence.

Additionally, the Annual Security Report ("ASR") issued by the District shall include a statement regarding the District's programs to prevent sexual or gender-based misconduct and procedures that should be

followed after an incident of sexual or gender-based misconduct has been reported, including a statement of the standard of evidence that will be used during any District proceeding arising from such a report. The ASR shall be published in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act and all other applicable state and federal laws.

Education and Prevention Information

The Title IX Coordinator shall:

- 1. Provide education and prevention information about sexual or gender-based misconduct. The information shall include the District's sexual and gender-based misconduct policy and prevention strategies including awareness raising campaigns, primary prevention, bystander intervention, and risk reduction.
- 2. Post sexual violence prevention and education information on the campus internet website regarding sexual and gender-based misconduct.

COMPTON CCD/EI CAMINO CCD 2016-2021 PARTNERSHIP TRANISITION PLAN

Focused Area	2016-2017	2017-2018	2018-2019	2019-2020	2020-2021
Partnership Transition	Request and received approval for transition funding from the State of California in the amount of \$11.3 million to Compton Community College District. Accept Fiscal Crisis Management Assistance Team management letter recommendations as it relates to the \$11.3 million transition funding. Status Report: Compton District Board Accepted recommendations at their June 20, 2017, board meeting.	Initial planning meeting for Compton College separation from El Camino Community College District. Status Report: Meeting scheduled for Tuesday, July 11, 2017. Transition committees established and meet throughout the 2017-2018 year California Community College Board of Governors resolution recognizing Compton College as the 114th California Community College — July 17, 2017 AB 1299- Compton Community College District — 75/25 and 50% law protection Outsource scanning of the Compton Center and Compton College records from fall 2006 through December 31, 2017 — Need funding	Compton College fall/spring registration available – spring 2019 Continue with transition meetings throughout the 2018-2019 year. Submit Substantive Change Proposal – Change of Control to ACCJC by August 1, 2018 California Community College Board of Governors resolution recognizing Compton College as a college under the authority of Compton Community College District in spring 2019. Partnership with El Camino Community College District ends prior to summer session 2019	Compton College opens under the authority of Compton CCD – prior to Summer Session 2019	

Admissions and Records		Prepare Substantive Change Proposal – Change of Control In the middle of the application cycle for Fall 2017 Compton received accreditation as a college. The CCCApply application remains separate. Application material on the Compton web and corresponding letters and emails must reflect the change at a certain point.	Compton College CC Apply Application Available		Compton Center CCCApply Application has been and continues to be available online.
		Academic transcripts for student work completed between Fall 2006 and Spring 2019 inclusive will continue to be issued by El Camino College. In Spring 2018 Compton College should complete the layout, legend, and overall desired output of its official and unofficial academic transcripts. Also, a decision needs to be made if transcripts will be 1) printed in house or via a vendor and 2) mailed from Compton College or a vendor.	If Compton College decides to contract with a vendor for official transcripts, then in the Fall 2018 term Compton should select a vendor. All data elements, specifications, and desired electronic and paper output must be included in the contract. By the Spring 2019 semester, implementation by the vendor must occur with Compton's A&R and ITS department's alpha and beta testing both the paper and electronic transcripts.	Effective Summer 2019, Compton College is able to issue official and unofficial academic transcripts in both paper and electronic formats.	Academic transcripts are issued by El Camino College.
	International Student Program is currently offered through El Camino College	The Compton Center should have a protocol in place for verification of enrollment for all Compton students	Compton College should establish a protocol to verify student academic records that are 1) pre August 2006 and post	In Spring 2019 Compton College will need to contract with a vendor for verifications of enrollment.	Verifications of Enrollment

enrolled in the old Compton College courses (pre August 2006).	Spring 2019. Unless already in place, training should take place for primary and secondary personnel to perform the verification duty.		
Degrees and Certificates will continue to be awarded under El Camino College until Summer 2019.	By the end of Spring 2018 Compton College should have a task force in place to recommend the "look and layout" of Compton College degrees and certificates. This would include the quality of paper, the font, the wording, coloring, desired signatures, logo, etc. In addition, consideration must be given whether Compton College will print its own degrees and certificates or contract with a vendor.	If Compton College choses to contract with a vendor to print degrees and certificates, consideration should also be given to have the vendor mail them to students. The entire process of preparing for degrees and certificates, regardless through a vendor or in house, must be finalized by the end of Spring 2019. At the end of Summer 2019 Compton College shall be issuing degrees and certificates.	Degrees and Certificates are awarded by El Camino College
The Compton Center continues to maintain all course section records: rosters, etc.	A protocol is established between Compton and El Camino Colleges on the transfer of course section records from the Compton Center (from August 2006 through a designated date). Part of the protocol will be to account for missing records or documents.	Effective by no later than Summer 2019 El Camino College will be responsible for responding to subpoenas or other legal external requests (court orders, audits, research requests).	Records are currently kept separately on the two campuses.
The existing El Camino College policy and procedure will continue	In 2018 a protocol between El Camino and Compton should be	Implementation of the protocol	Grade Changes are processed separately by El Camino and Compton.

through the 2016-2017	established on a grade		
academic year.	change process in the		
Julian Julian	post-separation era. For		
	example, in September		
	2019 a student		
	challenges a grade taken		
	at Compton in Fall 2018.		
	The student has 18		
	months to challenge.		
	Therefore, he/she is		
	within the 18 month		
	period. The separation		
	is now official and the		
	records are now with El		
	Camino. However, the		
	instructor of record is		
	contracted with Compton		
	College. A protocol and		
	process must be		
	established prior to the		
	final separation.		
	illiai separation.		
In Spring 2018 a plan of	In Fall 2018 preliminary	In early Spring 2019 the	Veterans Services are
action including target	contact with both the	request for authorization	sanctioned for El Camino
dates and steps should be	federal and state veterans	to offer classes and	College with Compton as
completed to allow	agencies. This will be	services to veterans must	its Center.
Compton College to	an initial authorization to	be sent to the agencies.	its center.
certify veterans by	offer veterans services	If the agencies allow for	
Summer 2019.	and classes, not a re-	earlier submittal (Fall	
Summer 2019.	authorization.	2018), that should be	
	Therefore, all the	considered. In person	
	requirements will need	visits by the agencies	
	to be documented and	may be required before	
	met. During Fall 2018	the granting of	
	the research and data	authorization.	
	required by the		
	government agencies		
	must be collected and		
	prepared.		

		The relationship and format of the International Student Program between El Camino and Compton should not change in this year.	Spring 2019 will be the last semester in which an El Camino F-1 student can take classes at Compton. It is advised that Compton. Effective Summer 2019 F-1 or other related visa students will not be able to attend Compton.	During the 2019-2020 academic year Compton College should begin the process of applying for certification to offer F-1 students courses. The target first term should be Fall 2020.	International Student Program is currently offered through El Camino College
Academic Affairs	Developed the position of Curriculum Analyst. Worked with the Academic Senate to establish a process for curriculum. Developed a curriculum handbook, established the parameters of the curriculum committee and elected a curriculum chair. Purchased and started setting up a curriculum management system – CurricUNET META	Hire a Curriculum Analyst by October 2017. Establish and train the Compton College Curriculum Committee. Divisions will identify the programs and courses that will be copied from ECC to serve as the foundation of Compton's curriculum. Go live on CurricUNet META by January 2018 Establish curriculum review timelines. Begin the process of developing a college catalog for Compton. Work with the College to evaluate and select a student information system to meet the needs of the college	Curriculum committee will begin to review new course proposals and course reviews. Establish schedule development timelines. Implement a calendar committee. Establish the processes necessary to clean up the curriculum inventory at the Chancellor's Office. Spring 2019 – publish 2019-20 Compton College Catalog Develop the appropriate processes for 320, FON, MIS and enrollment reports and determine office responsible. Establish course management system for distance education – CANVAS	Fully independent academic operations. Nursing contingency plan in the event BRN does not approve separation – enter a contractual agreement with ECC to operate nursing program.	

Compton College. Evaluate status of nursing transition	reds for the ograms. Form a distance education advisory committee reger of Research for ollege. Evaluate status of nursing transition	education advisory committee Faculty Contracts Evaluate status of nursing transition		SAv. don4
Student Services Cilicaterprise Resource Planning) - Banner, Colleague, Peoplesoft? By Oct. 2017 - decide on ERP and initiate contract process; By Summer 2018: Contract in place, roles and permissions, curriculum (comprehensive – rules, course description, load), in system – 1 year (so we can PPA for Financial aid and start building summer 2019 schedule) Organization/structure Create a 3 year staffing grid/timeline; develop reporting for curriculum, articulation, ITS, etc.; examine 50% law; tiered leads for transition planning and ongoing operations; compliance. Decide by December 2017. Board Policy and Procedure review Drocesting Process (SSSP and categorical-SRC, EOPS/CARE, CalWORKs, Student SRC, EOPS/CARE, CalWORKS, SSP And tageopries, EAP STUDE, December 10218.	Resource Banner, Peoplesoft? 7 - decide on tiate contract 2018: 2018: Place, roles Pionne, Pionne, Pooplesoft? CalWORKs, Student Equity). Must decide ERP system; map and align contacts to MIS data element dictionary, align in system and train staff to input and report; QA – reports. To be in place by Summer 2019. Start process Spring iption, load), 1 year (so we Financial aid lding summer alle) Change Management / structure ear staffing et; develop ucture in vices, reurriculum, ITS, etc.; % law; tiered insition d ongoing compliance. December Procedure review Determine which BP/AP need to be revised or drafted (both ECC and callworks, Student Equity). Must decide ERP system; map and align contacts to MIS data element dictionary, align in system and train staff to input and report; QA – reports. To be in place by Summer 2019. Assessment testing determine staff and train by October 2018 (2019–2020 application open) Create post-separation protocols for all departments by Summer 2019. (A&R Specifically-handling grade change requests, subpoenas, academic renewal, transcript requests, audits) A&R processes - degrees, transcripts, application	Procedure review Determine which BP/AP need to be revised or drafted (both ECC and CC); create timeline for updates by July 2018. (A&R) Establish a Veterans Program (VRC). Start process Spring 2018. (ITS & SS) Establish a Student Portal Change Management /surviving and thriving through the process Ongoing. Develop a plan to handle	(Enterprise Resource Planning) - Banner, Colleague, Peoplesoft? By Oct. 2017 – decide on ERP and initiate contract process; By Summer 2018: Contract in place, roles and permissions, curriculum (comprehensive – rules, course description, load), in system – 1 year (so we can PPA for Financial aid and start building summer 2019 schedule) Organization/structure Create a 3 year staffing grid/timeline; develop reporting structure in Student Services, reporting for curriculum, articulation, ITS, etc.; examine 50% law; tiered leads for transition planning and ongoing operations; compliance. Decide by December	

	A .: 1 .: 00	1	C 11 2010	T
	Articulation officer		fall 2018 - accept	
	/designee to be added to		applications for Summer	
	continue pathways for		2019 start Oct. 2018.	
	transfer. Position to be		(Communications & SS)	
	filled after curriculum is		TeachOut for students	
	agreed upon.		Timeline—waves	
	(A&R) Academic and		(Communication & SS)	
	Production calendar.		Student Communication	
	Decide by Sept 2017 for		keep our FTES, student	
	the 2019-2020; determine		and community informed	
	timeline for CO approval;			
			Change Management	
	(Financial Aid)		/surviving and thriving	
	Establish CC PPA for		through the process	
	financial aid		Ongoing	
	by September 1 - phone			
	calls; next steps			
	determined by SIS			
	selection			
	(Communication & SS)			
	Student Communication			
	keep our FTES, student			
	and community informed			
	Change Management			
	/surviving and thriving			
	through the process			
	Ongoing			
Business	Review Compton College	Summer 2018, issue a	Open Bookstore separate	
	existing Bookstore	RFP for Bookstore	from El Camino College.	
Services	contract with El Camino	services.		
	College.			
			Implement PeopleSoft for	
	Work with LACOE to		Compton College	
	implement PeopleSoft for		Business Services and	
	Compton College		Human Resources.	
	Business Services and			
	Human Resources.			

Co Rel Dir Cas sup De tim Co Rel ress to G Fin late Vs. Co for three pro Co Co Gu Co Gu Co Co Gu Co	ompton College ommunity elations/Foundation irector hired asual employee clerical apport hired evelop Transition meline for transferring ommunity elations/PRM esponsibilities from ECC of CC Comm Rel Dept. inal transfer of duties no ter than June 30, 2018. eview complete ransition Plan to identify iternal Communications vs both or activities/tasks roughout the transition rocess omplete Compton ollege Communications uide onduct audit of CC ebsite to determine ages that refer back to CC website pages. ommunicate Substantive hange Proposal ibmission	from ECC to CC Communicate FA processes and changes from ECC to CC	With SS develop and communicate a teach out timeline for students
---	---	---	---

Financial Aid	Review and planning call with CCC Chancellors Office Conference call with Department of Ed to review steps required for Title IV participation Conference call with CSAC to review steps required for Cal Grant participation Develop detailed timeline/action plan with subcommittee	Certification training for CEO and FAO Director Submit application for participation in Title IV Submit application for participation in Cal Grant Apply for campus based funds Begin awarding students Enterprise system must be set up and functional prior to the awarding process. The awarding process should begin by January 2019		
Information Technology Systems	Implement Compton.edu network with user accounts and MS Office365. Advertise RFP. Collect responses and select the vendor. Purchase Compton College Enterprise Resource Planning System.	Complete system configuration and user training. Compton College ERP System available – October 2018 Implement Canvas LMS. Acquire all academic and administrative software.	Continue with user trainings. Optimize business processes. Project Glue – multiple interface between college systems and state systems.	Implement LACOE CGI Advanced financial, payroll, and HR systems.

		Start system implementation and user training. Switch to LACOE financial on July 1, 2018.	Implement network and system security. Install portal. Design and implement new www.compton.edu website.		
Nursing	Operated a program of ECC Registered Nursing (RN) on Compton Center campus Managed by ECC Nursing Director with the help of an Assistant Director located at the Compton Center campus Taught ECC Registered Nursing (RN) curriculum Developed, submitted, and approved Certified Nursing Assistant/ Home Health Aide (CNA/HHA) curriculum by ECC Curriculum Committee Started the development of the Vocational Nursing (VN) curriculum	Operate a program of ECC Registered Nursing on Compton College campus Managed by ECC Nursing Director with the help of an Assistant Director located at the Compton College campus Teach ECC Registered Nursing curriculum Initiate programs and processes to ensure a continuous achievement of 75% NCLEX pass rate of Compton Registered Nursing graduates from 2016/17 and beyond. Ensure the nursing transition team/advisory committee meets once a month and is dedicated to reviewing and providing deliverable outcomes of nursing curriculum and RN/NCLEX program and examination readiness. Start pre-licensure activities with CA	Compton College Nursing Director implements strategies to improve program quality and NCLEX pass rates Work with a Nursing Consultant to examine areas in teaching structures that strengthen or weaken the student learning experience and environment. Work with a Nursing Consultant to identify positive nursing curriculum changes that will improve classroom and clinical learning experience in line with BRN guidelines and nursing program approval requirements. Work with a Nursing Consultant to establish pro-active measures relating to early intervention and/or remediation for students currently accepted into the nursing program	Fully independent Registered Nursing program at Compton College. Agreement with ECC to operate nursing program if 75% NCLEX pass rate is not achieved Start to offer Compton College VN program	CCCD is happy ever after as FTES skyrockets CCCD community is happy. They have the programs they have been longing for.

Department of Public Health to approve Compton College CNA/	Work with an NCLEX professional expert to ensure the NCLEX-RN	
Home Health Aide program	testing of all students that completed the	
Complete the development and approval of the Vocational Nursing curriculum by ECC Curriculum Committee Develop the job description and hire a Nursing Director for Compton College	nursing program at Compton College from June 2016 to December 2017 and have not taken the BRN NCLEX Examination. Work with an NCLEX professional expert to increase NCLEX pass rates for first-time test taking students who completed the nursing program at the Compton College between June 2017 and December 2017.	
	Work with an NCLEX professional expert to assist in scheduling BRN NCLEX testing for graduating students covering the period December 2017 to achieve testing within a 90-day window after graduation.	
	Start pre-licensure activities with BVNPT for VN program	
	Start to offer Compton College CNA/HHA program	

Police Services	Payroll-complete	Hire Police Chief	Nixle account 2018	Transfer Police Services	Payroll-complete
	Police Cadets	Compton College Police	New ORI/Clets/DOJ	effective July 1, 2019	
	Investigations	Department			Police Cadets
	EPCD		Backgrounds/2018-2019	Post Training	Investigations
	Cleary	Develop and implement	Issued equipment	Records/2019	EPCD
	Parking Machines	plan to transfer police	Policy manual		Cleary
	Emergency contact	services from El Camino	Towing Contract	Life-Scan 2019/2020	Parking Machines
	number	Community College	Dispatchers/cellular	Reports Tiburon	Emergency contact
	Property and evidence &	District to Compton	contracts	UCR-Stats	number
	establish another contract	Community College	911 transfer & paper	Hate Crimes	Property and evidence &
	with the phoenix group	District.	work to LASD-Compton	New moving	establish another contract
	for CCCD		& State officer of 911	tickets/parking ticket	with the phoenix group
	Arrest and booking	CCCD Board Resolution	EOS.	rolls	for CCCD
	LASD	for Police Department.	Transfer DMV paper	Old crime	Arrest and booking
			work and insurance	data/Hawthorne PD on	LASD
		MDC funding for 3	paper work	flash drive	
		MDC/3 portable radios		Transfer employee	
		Arbitrator systems and		vehicle confidentiality to	
		modems	All weapons	CCCD	
			Side arms	Gas cards transferred	
			Shotguns	new decals for cars	
			MP5	Funding source	
			Tasers	ECC Badges & ID	
			Bean bag shotguns	transfer	
			HR Transfer issues with	Open new Police Facility	
			POA & ECC Classified	on July 1, 2019 @	
			and other	0000hrs.	

Transition Planning Committees

Admissions & Records – Richette Bell (Co-Chair), Bill Mulrooney (Co-Chair), Espe Nieto, Richelle Penalba.

Academic Affairs – Barbara Perez (Co-Chair), Dr. Jean Shankweiler (Co-Chair), Joshua Meadors Dr. Abiodun Osanyinpeju, Dr. Chelvi Subramaniam, Dr. Roza Ekimyan, Paul Flor, David Mussaw, Dr. Art Leible (Sheryl Kimball)

Student Services – Elizabeth Martinez (Co-Chair), Dr. Dipte Patel (Co-Chair)

Business Services – Steve Haigler (Co-Chair), Babatunde Atane (Co-Chair)

Communication - Ann Garten (Co-Chair), Keith Curry (Co-Chair), Heather Parnock, Dr. Nelly Alvarado, Christine Aldrich

Financial Aid – Melissa Guess (Co-Chair), Mytha Pascual (Co-Chair), LaJuan Steels, Kristina Martinez, Chi Lam, Henry Ross, Elizabeth Martinez, Andrei Yermakov, Erlinda Argel

Information Technology System - Andrei Yermakov (Co-Chair), Dr. Art Leible (Co-Chair)

Police Services – Chief Michael Trevis (Co-Chair), Lt. Ramund Box (Co-Chair), Sergeant Arnold Jackson, Mitch Kekauoha, Grace Knox, Christina Kato, Josh Armstrong: Police, Erick Mendoza, Christina Baskin, Sergeant Jeff Lewis, Custody Facility Sergeant Dal Toruno, Ruben Lopez

Nursing – Dr. Abiodun Osanyinpeju (Co-Chair), Dr. Wanda Morris (Co-Chair), Zenaida Mitu, Yuko Kawasaki Dr. Shirley Thomas, Rory Natividad

November 20, 2017

Dr. Dianne Van Hook, Chancellor College of the Canyons 26455 Rockwell Canyon Road Santa Clarita, CA 91355

Dear Dr. Van Hook,

El Camino College is interested in exploring its Strategic Enrollment Management change options, planning, and implementation. El Camino College has excelled in its support services to students creating various support services programs such as First Year Experience (FYE), Honors Transfer Program (HTP), Extended Opportunities Program & Services (EOPS), as well as targeted programing such as Puente Program, Project Success (Umoja), The RISE Center (that helps students who are on probation), as well as other programs. The collaboration and multiple support opportunities has translated into 76.2% persistence rate that is above the statewide average. While El Camino College believes more can be done to increase the persistence rate, the college has chosen to focus on its initial student enrollment strategies and on-boarding processes in the context of strategic enrollment management.

Enrollment Management is the focus of El Camino College's Institutional Effectiveness Partnership Initiative (IEPI) Partnership Resource Team Visit. The sub-topics would include; student outreach & recruitment, student onboarding, student retention and completion, and finally technology initiatives to support and foster student applications, enrollments, retention, and completion.

El Camino College is currently in its first year of restoration of FTES, having entered stabilization in 2016-17. The college would like to "re-think" the way it does student outreach, recruitment, onboarding, and comprehensive support to create a sustainable student enrollment to meet its initial enrollment targets and continuously grow its student enrollment to reach higher goals.

El Camino College would like to request a visiting team in Spring 2018 to analyze how the college markets itself, recruitments students, performs outreach, on boards students, and its current use of technology to increase the effectiveness and efficiencies for new and continuing students.

Warm Regards,

Dena P. Maloney, Ed.D.
Superintendent/President
El Camino Community College District