
Administrative Procedure
Chapter 5 – Student Services

AP 5500 STANDARDS OF STUDENT CONDUCT

References:

Education Code Sections 66300 and 66301;
ACCJC Accreditation Standards I.C.8 and 10

The Dean of Student Affairs will administer these administrative procedures.

Students' conduct at Long Beach City College must conform to District policy, as well as to college regulations and procedures. The Student Code of Conduct is a key component of the student conduct procedures. The primary purpose of these procedures is to provide a fair and equitable means to address violations of the Student Code of Conduct, which guarantees due process rights consistent with state and federal law. It is not intended to substitute for criminal or civil proceedings that may be initiated by other individuals or entities. The procedures shall clearly define the conduct that is subject to discipline, and shall identify potential disciplinary actions, including but not limited to the removal, suspension and expulsion of the student.

It is the responsibility of all College employees to report to the Office of Student Conduct any student behavior that is unsafe or violates the Student Code of Conduct.

Code of Conduct

The Student Code of Conduct applies to all enrolled Students and student organizations associated with the District. It informs Students of their rights and responsibilities related to standards of behavior and good standing. These standards are upheld through an educational disciplinary process that supports the District's academic mission. (See AP 5520 Student Discipline Procedures and AP 5530 Student Rights and Grievances)

The following conduct shall constitute good cause for discipline, including but not limited to the removal, suspension, or expulsion of a student, except for conduct that constitutes sexual harassment under Title IX, which shall be addressed under AP 3433 Prohibition of Sexual Harassment under Title IX, and AP 3434 Responding to Harassment Based on Sex under Title IX.

- A. Causing, attempting to cause, or threatening to cause physical, mental or emotional injury to another person; including but not limited to, assault or battery, abuse, or any threat of force or violence in verbal or written form

directed toward any Student, District employee, District vendor, and District visitor engaged in authorized activities.

1. **Threats** often can be classified into one of four categories: direct, indirect, veiled, conditional.
 - (a) A “**direct threat**” identifies a specific target and is delivered in a straightforward, clear and explicit manner.
 - (b) With an “**indirect threat**” the plan, the intended victim, the motivation, and other aspects of the threat are masked or equivocal.
 - (c) A “**veiled threat**” is one that strongly implies but does not expressly threaten violence.
 - (d) A “**conditional threat**” is a threat often seen in extortion cases. It warns that a violent act will happen unless certain demands or terms are met.
- B. Engaging in harassing or discriminatory behavior based on disability, gender, gender identity, gender expression, nationality, race or ethnicity, immigration status, age, religion, sexual orientation or any other status protected by law.
- C. Engaging in intimidating conduct or bullying against another Student or member of the College Community through words or actions, including direct physical contact; verbal assaults, such as teasing or name-calling; social isolation or manipulation; and cyber bullying via electronic mail, text messaging, or social media platforms.
- D. Committing sexual harassment as defined by law or by District Policies or Procedures.
- E. Sexual assault or sexual exploitation regardless of the victim’s affiliation with the District.
- F. Physical assault or verbal assault on any Student, District employee, District vendor, District visitor, on or off-campus grounds or facilities maintained by the District, or upon grounds or facility frequented by affiliated student organizations.
- G. The obstruction or disruption, on or off-campus, of the District's educational or administrative processes, activities or any other District function.
- H. Soliciting or assisting another to do any act which would subject a Student to expulsion, suspension, probation, or other discipline pursuant to Student Code of Conduct.

- I. Disruptive behavior, willful disobedience, or the open and persistent defiance of the authority of, or persistent harassment or abuse of, or egregious use of time and resources of, College personnel.
- J. Cheating, plagiarism (including plagiarism in a student publication), or engaging in other academic dishonesty; or any behavior that would violate class policies or instructions (i.e. use or presence of cell phones or other electronic devices).
- K. Dishonesty; forgery; alteration or misuse of District documents, records, or identification; or knowingly furnishing false information to the District.
- L. Persistent, serious misconduct where other means of correction have failed to bring about proper conduct.
- M. Failure to comply with proper directives of District personnel.
- N. Possession, sale, or otherwise furnishing any firearm, knife, explosive, or other dangerous object, including but not limited to, any facsimile firearm, knife or explosive, unless the student has obtained written permission to possess the item from the Superintendent-President or designee.
- O. Unlawful possession, use, sale, offer to sell, or furnishing, or being under the influence of, any controlled substance listed in Health and Safety Code Sections 11053 et seq., an alcoholic beverage, or an intoxicant of any kind; or unlawful possession of, or offering, arranging, or negotiating the sale of any drug paraphernalia, as defined in Health and Safety Code Section 11014.5.
- P. Committing or attempting to commit robbery, theft, burglary, or extortion within college jurisdiction.
- Q. Causing or attempting to cause damage to District property or to private property on campus.
- R. Stealing or attempting to steal District property or private property on campus, or knowingly receiving stolen District property or private property on campus.
- S. Smoking or use of electronic cigarettes in any area where smoking has been prohibited by law or District regulation.
- T. Willful or reckless misconduct that results in injury or death to a Student, to District personnel, or to a member of the College Community, or which results in cutting, defacing, or other injury to any real or personal property owned by the District.
- U. Unauthorized entry to or use of District facilities.

- V. Lewd, disorderly, indecent or obscene conduct or expression on District- owned or controlled property, or at District sponsored or supervised functions.
- W. Engaging in expression which is obscene, libelous, or slanderous, or which so incites others as to create a clear and present danger of the commission of unlawful acts on District premises, or the violation of lawful District regulations, or the substantial disruption of the orderly operation of the District.
- X. Unauthorized preparation, giving, selling, transfer, distribution, or publication, for any commercial purpose, of any contemporaneous recording of an academic presentation in a classroom or equivalent site of instruction, including but not limited to handwritten or typewritten class notes, except as permitted by District Policy or Administrative Procedure.
- Y. Knowingly accessing and without permission altering, damaging, deleting, destroying, or otherwise using District data, email, computer system, or computer network in order to either (a) devise or execute any scheme or artifice to defraud, deceive, defame, slander or extort, or (b) wrongfully control or obtain money, property, or data.
- Z. Willful or persistent smoking in any area where smoking has been prohibited by law or by policy of the college or the District.
- AA. Violation of District policies or procedures including those concerning the formation and registration of student organizations, the use of college facilities, or the time, place and manner of public expression.
- BB. Any other behavior or action not listed herein which is identified as good cause for discipline by the Superintendent-President or designee, including those set forth in Education Code Sections 76020, 76033, or 78907.
- CC. Disruptive behavior, willful disobedience, habitual profanity or vulgarity, or the open and persistent defiance of the authority of, or persistent abuse of, college personnel.

Students who engage in any of the above are subject to the procedures outlined in AP 5520 Student Discipline Procedures.

Also see BP/AP 3410 Nondiscrimination, BP/AP 3430 Prohibition of Harassment, BP/AP 3433 Prohibition of Sexual Harassment under Title IX, AP 3434 Responding to Harassment Based on Sex under Title IX, AP 3435 Discrimination and Harassment Complaints and Investigations, BP 5500 Standards of Student Conduct, AP 5520 Student Discipline Procedures, and AP 5530 Student Rights and Grievances.

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(Replaces LBCC Administrative Regulation 5012)