

General Institution

AP 3900 SPEECH: TIME, PLACE AND MANNER

References:

Education Code Sections 76120 and 66301
BP 3430, AP 3430 series
BP 5500, AP 5500 series

The students and employees of the District and members of the public shall be permitted to exercise their rights of free expression subject to the time, place, and manner policies and procedures contained in Board Policy 3900 and these procedures. As a general rule, the outdoor common areas of the colleges are considered public forums for expressive activities which do not violate District policy and which are lawful. These areas are chosen so as to provide visibility and allow communication to a large number of students, administrators, faculty, and others walking or traveling on campus but also so as not to substantially disrupt educational and other activities of the District on behalf of students.

Areas of the college that are non-public forums specifically include campus offices, classrooms, warehouses, maintenance yards, locker rooms, laboratories, assessment and counseling areas, and other instructional and student services areas.

The District reserves the right to revoke or limit the public forum designation and apply a non-public forum designation as necessary to prevent the substantial disruption of the orderly operation of the college and its educational activities.

The use of areas reserved and open for expressive activities is subject to the following: Persons using and/or distributing material in the areas shall not impede the progress of passersby, nor shall they force passersby to take material.

No person using the areas shall touch, strike or impede the progress of passersby, except for incidental or accidental contact or contact initiated by a passerby.

Persons using areas shall not use any means of amplification that creates a noise or diversion that disturbs or tends to disturb the orderly conduct of the campus or classes.

Non-student, community groups wishing to engage in speech or expressive activities on campus, in the areas designated as public forums, must check in with the District through the college's Vice President of Business Services, or designee, prior to engaging in the activities. This does not involve an advance approval process. No illegal activities will be permitted, no activities that violate District or campus rules,

including rules and laws on illegal harassment and discrimination, and none that will substantially interfere with or disrupt activities already scheduled for that day and time in the designated areas, as described below. In the event the area sought to be used for expressive activities has already been reserved for another activity so that there will be substantial interference or disruption based on noise, overcrowding, or other considerations unrelated to content, the District will offer alternative available areas or if none are available offer alternative dates. Students, outside organizations, and others are encouraged to make reservations in advance to use the areas for their expressive activities by using the optional space reservation forms.

All persons shall be allowed to distribute petitions, circulars, leaflets, newspapers, and other printed matter within areas designated as public forums. Such distribution shall take place only within those areas. Material distributed in the areas that is discarded or dropped in or around the areas other than in an appropriate receptacle must be retrieved and removed or properly discarded by those persons distributing the material prior to their departure from the areas that day.

Posting

Bulletin boards shall be provided for use in posting materials at campus locations convenient for use by students, staff, and members of the public. All materials displayed on a bulletin board shall clearly indicate the author or agency responsible for its production and shall be dated with the date of posting by the Vice President of Student Services, or designee. Materials displayed may be removed after the passage of 10 days.

Adopted 8/15; Rev. 7/16