



Reference: *Education Code Sections 66301 and 76120*

The students and employees of the District and members of the public may exercise their rights of free expression subject to the time, place, and manner policies and procedures contained in Board Policy 3900 and these procedures.

The colleges and campuses of the District are non-public forums, except those areas generally available to students and the community, defined as grassy areas, outdoor walkways, and other similar common areas, are designated public forums.

The District reserves the right to revoke that designation and apply a non-public forum designation. Areas of the college that are non-public forums specifically include campus offices, classrooms, libraries, performing arts facilities, warehouses, maintenance yards, locker rooms, indoor and outdoor athletic facilities, parking lots, and those areas within 25 feet of doorways leading to areas designated as non-public forums.

The areas open for expressive activities are subject to the following reasonable time, place, and manner restrictions:

- Persons using grassy areas, walkways, and other similar common areas for expressive activities shall not disrupt the orderly operation of the college.
- Persons engaged in expressive activities 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.
- No persons shall solicit donations of money, through direct requests for funds, sales of tickets, or otherwise, except where he or she is acting on behalf of and collecting funds for an organization that is registered with the Secretary of State as a nonprofit corporation or is an approved Associated Students organization or club.

Non-student, community groups wishing to engage in speech or expressive activities on campus in areas designated as public forums are encouraged to check in with the College President or designee prior to engaging in the activities. The District encourages such check-in as a means to provide for safety and the equitable use of District property. This does not involve an advance approval process, except regarding any areas, rooms, classrooms, facilities, or grounds not open for speech or expressive activities as required by Administrative Procedure 6700, Facilities Use.

No illegal activities will be permitted, nor activities which violate District or campus rules, including rules and laws on illegal harassment and discrimination, defamation, obscenity, speech calculated to incite or threaten others, and none that will substantially interfere with or disrupt activities already scheduled for that day and time in the designated areas. 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 through the use of optional reservation forms.

Distribution of Materials

All persons engaged in expressive activities in designated public forums may distribute petitions, circulars, leaflets, newspapers, and other printed matter. Persons using and/or distributing materials shall not impede the progress of passersby, nor shall they force passersby to take material. No person shall touch, strike, or impede the progress of passersby, except for incidental or accidental contact or contact initiated by a passerby. Individuals or groups distributing materials, except material distributed in the areas that is discarded or dropped in or around the areas other than in an appropriate receptacle, shall make a reasonable effort to retrieve and remove such 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 College President or his/her designee. Materials displayed shall be removed after the passage of at least ten (10) days.

Board approval date: 9/28/10
Reviewed/Revised: 4/24/18