

SAN FRANCISCO COMMUNITY COLLEGE DISTRICT  
ADMINISTRATIVE PROCEDURES MANUAL

Title: SEXUAL ASSAULT AND OTHER ASSAULTS	Number: AP 2.32
Legal Authority: Education Code Sections 212.5; 44100; 66281.5; 66250 ; Government Code Section 12940; Title 5 Sections 59320 et seq.; Title IX, Education Amendments of 1972, 20 U.S.C. Section 1681, et seq; Title VII of the Civil Rights Act of 1964, 42 U.S. Code Annotated Section 2000e ; Jeanne Clery Disclosure of Campus Security Policy and Campus Crimes Statistics Act, 20 U.S.C. Sections 1092(f), 34 C.F.R. Section 668.46(b)11; Pub. Law No. 89- 329	

Any sexual assault or physical abuse, including, but not limited to, rape as defined by California law, or other sexual violence such as domestic violence, dating violence, or stalking, occurring on district property or via electronic communication in connection with the academic, educational, extracurricular, athletic, and other programs of the District is a violation of District policies and procedures and is subject to all applicable punishment including criminal procedures and employee or student discipline procedures. These acts are a violation whether committed by an employee, a student, or a member of the public and whether those programs take place in District facilities, at another location, or at an off-campus site or facility maintained by a student organization. Definitions:

“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 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” includes felony or misdemeanor crimes of violence committed by:

- x a current or former spouse of the victim;
- x by a person with whom the victim shares a child in common;
- x by a person who is cohabitating with or has cohabitated with the victim as a spouse;
- x by a person similarly situated to a spouse of the victim under California law; or
- x by any other person against an adult or youth victim who is protected from that person’s acts under California law.

“Stalking” means 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.

7/31/18

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These written procedures and protocols are designed to ensure victims of domestic violence, dating violence, sexual assault, or stalking receive treatment and information.



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Reporting of Possible Criminal Violation to the District Attorney:

If the finding of an investigation is that a sexual or other assault pursuant to this Administrative Procedure has occurred, the District shall submit the investigation report to the County of San Francisco Office of the District Attorney for review and action. The Compliance Officer and other District employees will work cooperatively with the City of San Francisco Police Department and the District Attorney. In addition, the District may report an incident to the San Francisco Police Department prior to completion of an investigation

Annual Security Report:

The Annual Security Report will include a statement regarding the District's programs to prevent sex offenses and procedures that should

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