

CHAPTER XVI

SEXUAL ASSAULT

16000. POLICY. The Los Angeles Community College District is committed to providing a safe environment for its students, faculty, and staff. The Los Angeles Community College District Board of Trustees condemns any act of sexual assault committed on any of its facilities. In the event of sexual assault committed on grounds or in facilities maintained and/or used by the District, any alleged victim of a sexual assault who is one of the District's students, faculty, staff, or visitors shall promptly receive appropriate treatment and full and accurate information. Individuals who commit sexual assault while on properties within the control of the District shall be subject to appropriate criminal prosecution and/or District disciplinary procedures.

Confidentiality is fundamental to all aspects of cases dealing with sexual assault. The names of sexual assault alleged victim shall not be revealed by persons responsible for implementing and enforcing the provisions of this Chapter, except with the consent of the alleged victim.

EC 67385(a)

Adopted 07-24-91
Amended 06-09-04

ARTICLE I

DEFINITION

16100. "SEXUAL ASSAULT" AND "RAPE" DEFINED. "Sexual Assault" includes but is not limited to rape, forced sodomy, forced copulation, rape by foreign object, sexual battery, or threat of sexual assault. These include situations where the accused sexually assaults a person incapable of giving consent, including where the person is prevented from resisting due to alcohol or drugs and this condition was known, or reasonably should have been known by the accused. Intoxication of the assailant shall not diminish the assailant's responsibility for sexual assault.

"Rape" is: a) sexual intercourse against a person's will accomplished by force or threats of bodily injury; b) sexual intercourse against a person's will where the person has reasonable fear that she or he or another will be injured if she or he does not submit to the intercourse; c) sexual intercourse where the person is incapable of resisting because she or he at the time is unconscious or asleep and this is known to the accused.

EC 67385(d)

Adopted 07-24-91
Amended 06-09-04