



Blue Mountain Community College *Administrative Procedure*

Procedure Title: Sex Offenders at BMCC
Procedure Number: 07-2006-0013
Board Policy Reference: IV.B

Accountable Administrator: Associate Vice President, Enrollment Management
Position responsible for updating: AVP, Enrollment Management
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Purpose/Principle/Definitions:

As part of the Cleary Act, the Campus Crime Statistics Act, the Campus Sex Crimes Prevention Act, and Oregon state law, sex offenders are required to report their intent to become students and take classes at BMCC by identifying themselves via the Oregon State Police to the AVP, Enrollment Management or his/her designee. Once reported, if the offender is under supervision by the state, the AVP, Enrollment Management or designee will verify that the offender is a student at BMCC and will contact the Sex Offender's parole or probation officer to find out the restrictions or conditions of the offender's parole or probation to ensure College compliance with those restrictions and regulations. The Campus Sex Crimes Prevention Act amends the Family Educational Rights and Privacy Act to clarify that nothing in the act may be construed to prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders. The act further requires the Secretary of Education to take appropriate steps to notify educational institutions that disclosure of this information is permitted.

If it is determined that the offender is not to be around minors, the AVP, Enrollment Management or designee will monitor the class rosters of the offender to identify minor students in the classroom. If any is present, the offender will be required to remove him/herself from the class and take an alternative course, section, or delivery mode. Other restrictions that keep the offender from full participation in any course will be reviewed at the time; if a reasonable accommodation is not possible, the offender will be contacted by the AVP, Enrollment Management and will be barred from taking the course until such time as she/he has the restrictions removed or is otherwise able to participate in the class coursework.

The AVP, Enrollment Management may also set other behavioral and access restrictions, depending upon the supervisory guidelines established for him or her and as deemed appropriate by the College administration. The AVP, Enrollment Management will notify others about actions taken on a need to know basis only, keeping in mind the mission and best interests of BMCC.

As long as the offender follows state and federal laws governing reporting, is attending school within his/her parole or probationary guidelines, and is in compliance with the Student Rights

and Responsibilities procedures set forth for all students, he/she will be allowed to attend classes. Offenders not in compliance with all of the above may be asked to leave BMCC temporarily or permanently, depending upon the circumstances.

Sex offenders who do not report as required or who are found to be in violation of parole or probation will be removed from the College immediately and may be permanently barred from further attendance.

Student offenders who are barred from taking courses at BMCC for the above or other reasons have a right to appeal the decision by going through the standard complaint procedure for students who think the College has violated its own access or disciplinary policies.