



MONTEREY PENINSULA  
COLLEGE

GOVERNING BOARD POLICIES

**Chapter 3      General Institution**

**3900**

**BP 3900      Speech: Time, Place, Manner**

Students, employees, and members of the public shall be free to exercise their rights of free expression, subject to the requirements of this policy.

The college(s) of the District have areas that are designated public forums available for the exercise of expression by students, employees, and members of the public. The Superintendent/President shall enact such administrative procedures as are necessary to reasonably regulate the time, place, and manner of the exercise of free expression in the designated public forums.

The administrative procedures promulgated by the Superintendent/President shall not prohibit the right of students to exercise free expression, including but not limited to the use of bulletin boards, the distribution of printed materials or petitions, and the wearing of buttons, badges, or other insignia.

Speech shall be prohibited that is defamatory, obscene according to current legal standards, or which so incites others as to create a clear and present danger of the commission of unlawful acts on District property or the violation of District policies or procedures, or the substantial disruption of the orderly operation of the District.

Nothing in this policy shall prohibit the regulation of hate violence directed at students in a manner that denies their full participation in the educational process (Education Code Section 66301 subdivision (e)), so long as the regulation conforms to the requirements of the First Amendment to the United States Constitution, and of Section 2 of Article 1 of the California Constitution. Students may be disciplined for harassment, threats, or intimidation unless such speech is constitutionally protected.

See Administrative Procedure 3900 – Speech: Time, Place, Manner

See also Board Policy 2716 - Political Activity, Board Policy 4030 – Academic Freedom, Board Policy/Administrative Procedure 6700 – Civic Center and Other Facilities Use, Board Policy/Administrative Procedure 7370 - Political Activity, and Administrative Procedure 7371 - Personal Use of Public Resources.



## GOVERNING BOARD POLICIES

**References:** *Education Code Sections 66301 and 76120*

**Formerly Governing Board Policy 2215 – Time, Place, and Manner Policy and Governing Board Policy 3045 – Forums and Lectures**

**Adopted:** June 1, 1988 for Policy 2215; March 12, 1990 for Policy 3045

**Revised:** May 25, 1999 for Policy 2215

**Renumbered and Adopted:** March 13, 2018

**Revised and Adopted:** June 24, 2020

**Reviewed:** June 23, 2021