

Sexual and Violent Offenders Policy

For the purpose of this policy, a “sexual offender” or “violent offender” is any individual who is required to register as either a sexual or violent offender, or both, with any tribal, federal, or state registry. This policy applies to any individual member of the BCC community, including students, staff, faculty, visitors, student family members, and contractors. “Property” includes all land, buildings, structures, computer networks, vehicles (both BCC-owned and BCC-contracted), and any site of any activity or program owned, funded, contracted, or sponsored by BCC.

Any individuals who is a sexual offender or violent offender is prohibited from entering BCC property except as follows:

1. When he/she is a qualified voter and is entering BCC property solely for the purpose of casting his/her vote at designated polling station on campus.
2. To attend a public meeting designated as “open” by BCC.
3. With the express prior written approval of the BCC President in the following instances:
 - a. To transport an individual to or from BCC
 - b. To attend a conference to discuss his/her child’s educational progress, placement, or educational plan.
 - c. Other circumstances on a case-by-case basis as determined by the BCC President.

A sexual or violent offender may not access any BCC network or computer-based system at any time for any reason with express prior approval of the BCC President.

Upon adoption of this policy, sexual and/or violent offenders who are already admitted for study at BCC shall be subject to immediate review by the BCC President, or his/her designee, to determine the appropriate placement within BCC.

Current Enrolled Students

Any current enrolled student deemed inappropriate for continued BCC study by the BCC President may be removed from BCC enrollment or be subject to study restrictions befitting the individual’s circumstances. In all such cases, the BCC President shall determine removal or restrictions. If a current BCC student sexual or violent offender is permitted to continue to study at BCC under written restrictions, the student shall sign a written agreement covering such restrictions. Refusal to sign a written agreement shall result in immediate dis-enrollment from BCC study without appeal.

Current Enrolled Student Appeal Process

Any current student sexual or violent offender who wishes to appeal the BCC President’s determination may, within seven (7) days of mailing, submit a written appeal to a three member review panel. The review panel shall consist of three senior BCC administrators selected by the BCC President.

Any BCC student who is required by action of law to register with any tribal, federal, or state sexual or violent offender registry shall, within (7) calendar days of said required initial registration, notify the BCC Presidents office, in writing, of all registration requirements. Failure to notify the BCC President's office in writing shall subject a student BCC administration action, up to and including permanent suspension. Any current BCC student who notifies the BCC President's office in writing of his/her sexual or violent offender registration requirements will be subject to review by the BCC President's office. Such review will be subject to the same process, requirements, review, and appeal process detailed within this policy.

Future Enrolled Students

All future students shall be required to certify that he/she is not a sexual offender or violent offender as defined by this policy. No applications for admissions to BCC shall be deemed complete without such certification. All future students shall agree, in writing, to any necessary background check or investigation in order to ensure he/she is not a sexual offender or violent offender as defined by this policy. Such background check or investigation shall be done at BCC expense.

Any applicant seeking admission for study at BCC who is a sexual offender or violent offender may be refused admission or conditionally admitted with restrictions provided by the BCC President or his/her designee. Such applicants will be provided written restrictions and must agree to comply with such restrictions or be subject to disciplinary action, up to and including permanent suspension from BCC study.

Any sexual offender or violent offender student applicant who refuses to agree to BCC restrictions may be denied enrollment for BCC study.

Considerations for Future Enrolled Students

The BCC President, or his/her designee, shall determine appropriate educational placements within the BCC organizational framework for student sexual offenders and violent offenders. In making such determinations, the BCC President or his/her designee shall consider such factors as the safety and health of all members of the BCC community. The BCC President and his/her designee shall develop guidelines for managing each student sexual offender or violent offender attending BCC.

General Requirements and Notifications

- The BCC President, or his/her designee, shall inform the appropriate BCC administrators and/or departments of any restrictions granted to each student sexual offender or violent offender.
- Sexual offenders or violent offenders who are permitted access to BCC property must immediately report to the individual or location designate by the BCC President or his/her designee's written restriction.
- The BCC President may assign a chaperone to accompany the sexual offender or violent offender while he/she is on BCC property.

- Lack of notification by the BCC President does not excuse any student sexual offender or violent offender, either current or future, from abiding by the requirements and prohibitions of this policy.
- The BCC President shall be permitted to make inquiries with the law enforcement and other officials as needed to further this policy.
- The BCC President is also authorized to contact law enforcement and other officials anytime a student sexual offender or violent offender violates this policy.
- The BCC President and his/her designee, may, at his discretion, revoke any privileges granted under this policy at any time for any reason.

All current students shall receive a written copy of this policy. All current students who are sexual offenders or violent offenders shall receive a written copy of this policy via registered/certified mail. All future applicants to BCC shall be provided a copy of this policy along with any requisite application materials.