



## Policy Manual

<b>Title:</b> Trespass	<b>Number:</b> 6Hx2-2.02
<b>Legal Authority:</b> <i>Fla. Statutes 1001.64</i>	<b>Page:</b> 1 of 3

### GENERAL STATEMENT

Any person whose behavior poses a threat to the safety of persons or property or who is considered a serious disruption to the educational or working environment of Broward College (the “College”) may be asked by appropriate College personnel to leave any College location effective until otherwise notified. Students, faculty, staff, and guests who do not comply may be subject to trespass and/or arrest by local law enforcement in accordance with applicable Statutes.

Persons may engage in expressive activities on College property in accordance with College Policy 6Hx2-2.21 – Campus Free Expression. Persons who violate Policy 6Hx2-2.21 may be subject to trespass in accordance with this policy.

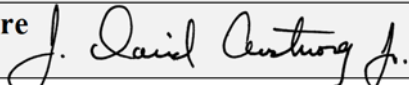
### THE POLICY AND THE STUDENT

Currently enrolled students who pose a risk to the safety of other persons or property or who seriously disrupt the educational or working environment of the College may be asked to leave College locations by a Dean of Students or designee. In general, a warning to leave College locations shall be based on a violation of College Policy 6Hx2-5.02 – Student Code of Conduct or a violation of State Statute deemed serious enough to warrant trespass. Students who do not leave College premises after a notice or warning are subject to arrest by law enforcement personnel for trespass. Students who are directed to leave College premises based on a violation of the Student Code of Conduct shall have a right to appeal in accordance with the provisions of the Student Code of Conduct policy and procedure.

### THE POLICY AND THE FACULTY AND STAFF

Faculty and staff who pose a risk to the safety of persons or property or who seriously disrupt the educational or working environment of the College may be asked to leave College locations by the Executive Director, Human Resources and Equity or designee. Faculty and staff who do not leave College premises after notice or warning are subject to arrest by law enforcement personnel for trespass.

Non represented staff who are directed to leave College premises may appeal in accordance with the provisions of College Policy 6Hx2-3.28 – Filing of Complaints for Administrative and Non-Represented Technical Staff. Represented Faculty may be heard in accordance with the Collective Bargaining Agreement between the Board of Trustees of Broward College and the United Faculty of Florida, and College Policy 6Hx2-4.15 – Faculty Grievances Other Than Contractual Matters. Professional Technical Staff represented by the Federation of Public Employees (“FPE”) may refer to the Collective Bargaining Agreement between the College and FPE for any grievance rights.

<b>History:</b> <i>Revised on March 19, 1991; revised and re-numbered on April 16, 1997; revised on October 25, 2011; revised June 26, 2018</i>			
<b>Approved by the Board of Trustees</b>	<b>Date:</b> 06/26/18	<b>President’s Signature</b> 	<b>Date:</b> 06/26/18

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**THE POLICY AND GUESTS**

Persons who are not students or employees who pose a risk to the safety of persons or property or who disrupt the educational or working environment of the College may be asked to leave College locations by Deans of Business Affairs or designee; Deans of Students or designee; the Executive Director, Human Resources and Equity or designee; or Campus Safety personnel. Such persons may appeal in writing to the Campus President within 5 business days after receiving a notice or warning to leave College premises. The Campus President or designee shall respond within 5 business days after receiving the appeal. The decision of the Campus President shall be final.

**IMPLEMENTATION AND OVERSIGHT**

The President has the authority to establish procedures to implement this policy. The Campus Presidents or designee in consultation with the Associate Vice President, Safety, Security, and Emergency Preparedness is responsible for implementation and oversight of this policy. For issues involving students, the Associate Vice President, Student Life & Ombudsperson or designee should be consulted. For issues involving employees, the Executive Director, Human Resources and Equity or designee should be consulted.

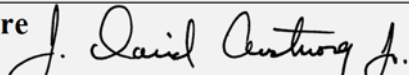
**VIOLATION OF POLICY**

Students, employees, and all other persons who refuse to leave College locations after notice or warning are trespassing and are subject to arrest and prosecution by local law enforcement agencies.

Students found in violation of this policy are also subject to discipline in accordance with College Policy 6Hx2-5.02 – Student Code of Conduct, up to and including expulsion from the College.

For employee issues, violations of this policy shall be investigated by the Executive Director, Human Resources and Equity or designee and may result in disciplinary action up to and including termination:

- For non-represented employees, action shall be taken pursuant to applicable College policies and procedures.
- For full-time Faculty, action shall be taken in accordance with the Collective Bargaining Agreement between The Board of Trustees of Broward College and United Faculty of Florida, Broward College Chapter and Policy/Procedure 6Hx2-4.15, Faculty Grievances Other Than Contractual Matter.
- For represented professional technical staff, action shall be taken pursuant to the Collective Bargaining Agreement between the Board of Trustees of Broward College and Federation of Public Employees.

<b>History:</b> Revised on March 19, 1991; revised and re-numbered on April 16, 1997; revised on October 25, 2011; revised June 26, 2018			
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### DEFINITIONS

Trespass – failure to leave any College location after being directed to do so by the College or returning to any College location after being directed to leave.

**History:** *Revised on March 19, 1991; revised and re-numbered on April 16, 1997; revised on October 25, 2011; revised June 26, 2018*

**Approved by the  
Board of Trustees**

**Date:**  
06/26/18

**President's Signature**

**Date:**  
06/26/18