



NORTHEAST STATE

We're here to get you there

NORTHEAST STATE COMMUNITY COLLEGE

VISITOR/VOLUNTEER CONDUCT EXPECTATIONS

In accordance with Northeast State Community College Policies and TBR Policies, all students shall have the right to a campus learning environment free from interference or disruption. Northeast State strives to maintain an environment that is free of intimidation and encourages the development of students and employees to their fullest extent. Policy clearly states that the Northeast State Community College will not tolerate acts or threats of acts of sexual assault, physical assault, or any type of violence.

1. All visitors and volunteers are expected to adhere to the policies and procedures of Northeast State Community College and TBR, as well as all federal, state and local laws. Visitors and volunteers will be subject to removal from classrooms, service areas, and activities of the campus for any of the acts listed below. Any violation may be subject to permanent removal from all campuses, sites, programs and activities of Northeast State Community College.
 - a. Act or threat of damage to or theft of property belonging to or located on Northeast State Community College property or facilities.
 - b. The physical or verbal disruption of instructional or student services activities, administrative procedures, public service functions, authorized curricular or co-curricular activities, the orderly operation of the campus, or prevention of authorized visitors from carrying out the purpose for which they are on campus.

- c. Physical, verbal, or written intimidation or harassment of such severity or pervasiveness as to have the purpose or effect of unreasonably interfering with a student's academic performance, an employee's work performance, or of creating an intimidating, hostile, or offensive educational or work environment.
- d. Any expression which is obscene, libelous or slanderous according to current legal standards, which so incites others as to create a clear and present danger of the commission of unlawful acts, or the substantial disruption of the orderly operation of the college/campus.
- e. Physical altercation or threats of violence including assault or battery upon a student or personnel on any Northeast State Community College premises or at any time or place while under the authority of Northeast State Community College personnel.
- f. Unlawful conduct of a sexual nature including but not limited to indecent exposure, prostitution, voyeurism, or loitering for the purpose of soliciting or engaging in any lewd act or conduct.
- g. Sexual assault or physical abuse including but not limited to rape, sexual assault, domestic violence, dating violence, or stalking as defined below:

Consent—an informed decision, freely given, made through mutually understandable words or actions that indicate a willingness to participate in mutually agreed upon sexual activity. Consent cannot be given by an individual who is asleep; unconscious; or mentally or physically incapacitated, either through the effect of drugs or alcohol or for any other reason; or, is under duress, threat, coercion, or force. Past consent does not imply future consent. Silence or an absence of resistance does not imply consent. Consent can be withdrawn at any time.

Dating Violence—violence against a person when the accuser and accused are dating, or who have dated, or who have or had a sexual relationship. "Dating" and "dated" do not include fraternization between two (2) individuals solely in a business or non-romantic social context. Violence includes, but is not necessarily limited to:

1. Inflicting, or attempting to inflict, physical injury on the accuser by other than accidental means;
2. Placing the accuser in fear of physical harm;
3. Physical restraint;

4. Malicious damage to the personal property of the accuser, including inflicting, or attempting to inflict, physical injury on any animal owned, possessed, leased, kept, or held by the accuser; or
5. Placing a victim in fear of physical harm to any animal owned, possessed, leased, kept, or held by the accuser – TCA § 36-3-601(5)(c)

Domestic Violence—violence against a person when the accuser and accused:

1. Are current or former spouses;
2. Live together or have lived together;
3. Are related by blood or adoption;
4. Are related or were formally related by marriage; or,
5. Are adult or minor children of a person in a relationship described above.
6. **Domestic Violence** includes, but is not necessarily limited to:
 1. Inflicting, or attempting to inflict, physical injury on the accuser by other than accidental means;
 2. Placing the accuser in fear of physical harm;
 3. Physical restraint;
 4. Malicious damage to the personal property of the accuser, including inflicting, or attempting to inflict, physical injury on any animal owned, possessed, leased, kept, or held by the accuser; or
 5. Placing the accuser in fear of physical harm to any animal owned, possessed, leased, kept, or held by the accuser – TCA § 36-3-601

Sexual Assault—the nonconsensual sexual contact with the accuser by the accused, or the accused by the accuser when force or coercion is used to accomplish the act, the sexual contact is accomplished without consent of the accuser, and the accused knows or has reason to know at the time of the contact that the accuser did not or could not consent. Sexual contact includes, but is not limited to, the intentional touching of the accuser's, the accused's, or any other person's intimate parts, or the intentional touching of the clothing covering the immediate area of the accuser's, the accused's, or any other person's intimate parts, if that intentional touching can be reasonably construed as being for the purpose of sexual arousal or gratification.

Sexual Misconduct—for the purposes of this policy, “sexual misconduct” is defined as dating violence, domestic violence, stalking, and sexual assault.

Stalking—a willful course of conduct involving repeated or continuing harassment of another individual that would cause a reasonable person to feel terrorized, frightened, intimidated, threatened, harassed, or molested, and that actually causes the accuser to feel terrorized, frightened, intimidated, threatened, harassed, or molested. Harassment means conduct directed toward the accuser that includes, but is not limited to, repeated or continuing unconsented contact that would cause a reasonable person to suffer emotional distress, and that actually causes the accuser to suffer emotional distress. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose – TCA § 39-17-315

- h. Any conduct that threatens the health or safety of any person, including oneself.
- i. Participation in hazing.
- j. Possession of weapons, explosives, unlicensed dangerous chemicals or objects which may be used as weapons or to threaten bodily harm.
- k. Conduct which is in violation of federal, state, or local laws or ordinances; while on Northeast State Community College premises or at Northeast State Community College sponsored or supervised activities.
- l. Failure to comply with directions of staff members of Northeast State Community College who are acting within the scope of their employment. Continued and willful disobedience or open and persistent defiance of the authority of Northeast State Community College personnel providing such conduct is related to Northeast State Community College policies, activities or college/campus attendance.
- m. Smoking on Northeast State Community College premises, or in vehicles provided by Northeast State Community College used for transporting students; except as permitted by applicable ordinances, laws, college and Northeast State Community College guidelines and procedures.
- n. Use, possession, distribution, or sale of alcoholic beverages on campus except as permitted by law.
- o. The illegal manufacture, sell, delivery, or possession of any controlled substance in accordance with T.C.A. 39-17-416 and T.C.A 39-17-417.

2. Violations of state, federal, or local law or ordinances, while on Northeast State Community College premises, will be addressed by college police in accordance with state and federal laws.

3. Implementation:

- a. In the event of disruption, visitors/volunteers will be asked to leave the classroom or office/service area by faculty or staff.
- b. If the visitor/volunteer does not comply, the Northeast State Community Police Department or other appropriate administrator should be contacted.
- c. In the event of serious disruption, the Northeast State Community College Police Department should be contacted immediately at 423-677-7927.
- d. In the event the visitor does not cooperate, or if apparent conflict arises between the visitor and any member of Northeast State Community College faculty or staff, the Northeast State Community College police will be contacted to assist. Northeast State Community College police will assist with removing the disruptive person from campus as appropriate.