



Policy

3410 Nondiscrimination

The District is committed to equal opportunity in educational programs, employment, and all access to institutional programs and activities.

The District, and each individual who represents the District, shall provide access to its services, classes, and programs without regard to national origin, immigration status, religion, age, gender, gender identity, gender expression, race or ethnicity, color, political belief and/or political affiliation, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, pregnancy, or military and veteran status, or because they are perceived to have one or more of the foregoing characteristics, or based on association with a person or group with one or more of these actual or perceived characteristics.

The Chancellor shall establish administrative procedures that ensure all members of the college community can present complaints regarding alleged violations of this policy and have their complaints heard in accordance with the Title 5 regulations and those of other agencies that administer state and federal laws regarding nondiscrimination.

No District funds shall ever be used for membership, or for any participation involving financial payment or contribution on behalf of the District or any individual employed by or associated with it, to any private organization whose membership practices are discriminatory on the basis of national origin, immigration status, religion, age, gender, gender identity, gender expression, race, ethnicity, color, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, pregnancy, or military and veteran status, or because they are perceived to have one or more of the foregoing characteristics, or because of their association with a person or group with one or more of these actual or perceived characteristics.

References:

Education Code Sections [66250 et seq.](#), [72010 et seq.](#), and [87100 et seq.](#); Title 5 Sections [53000 et seq.](#) and [59300 et seq.](#); Penal Code Section [422.55](#); Government Code Sections [12926.1](#) and [12940 et seq.](#); Title 2 Sections [10500 et seq.](#); Labor Code Section [1197.5](#); [ACCJC Accreditation Eligibility Requirement 20](#) and [ACCJC Accreditation Standard Catalog Requirements](#) (formerly Accreditation Standard II.B.2.c); [YCCD Board Resolution No. 20-21.03 Condemning Racism & Affirming Our Ongoing Commitment to Serve Our Diverse Student Population](#)

Adopted: June 28, 2004

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Last Reviewed: ~~February 8, 2017,~~ February 13, 2023

Administrative Procedure

3410 Nondiscrimination

Education Programs

The District shall provide access to its services, classes and programs without regard to national origin, religion, age, gender, gender identity, gender expression, race or ethnicity, color, medical condition, genetic information, ancestry, sexual orientation, marital status, physical or mental disability, pregnancy, or because they are perceived to have one or more of the foregoing characteristics, or based on association with a person or group with one or more of these actual or perceived characteristics.

All courses, including noncredit classes, shall be conducted without regard to the gender of the student enrolled in the classes. As defined in the Penal Code, “gender” means sex, and includes a person’s gender identity and gender expression. “Gender expression” means a person’s gender-related appearance and behavior whether or not stereotypically associated with the person’s assigned sex at birth.

The District shall not prohibit any student from enrolling in any class or course on the basis of gender.

Academic staff, including but not limited to counselors, instructors and administrators shall not offer program guidance that differs based on the gender of the student.

Insofar as practicable, the District shall offer opportunities for participation in athletics equally to all students.

Nondiscrimination References for Employment:

Education Code Sections [87100 et seq.](#);

Title 5 Sections [53000 et seq.](#);

Government Code Sections [11135 et seq.](#) and [12940 et seq.](#)

Employment

The District shall provide equal employment opportunities to all applicants and employees regardless of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, immigration status, or military and veteran status.

All employment decisions, including but not limited to hiring, retention, assignment, transfer, evaluation, dismissal, compensation, and advancement for all position classifications shall be based on job-related criteria as well as be responsive to the District’s needs.

The District shall from time to time as necessary provide professional and staff development activities and training to promote an understanding of the District’s commitment to diversity and in accordance with current laws and compliance pertaining to diversity.

It is unlawful to discriminate against a person who serves in an unpaid internship or any other limited-duration program to provide unpaid work experience in the selection, termination, training, or other

1 terms and treatment of that person on any basis of their race, religious creed, color, national origin,
2 ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex,
3 gender, gender identity, gender expression, age, sexual orientation, immigration status, or military and
4 veteran status.

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6 **Cross References (see also)**

7 YCCD Policy 7100 – Commitment to Diversity

8 YCCD Policy 7160 – Professional Development

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10 **References:**

11 Education Code Sections [66250 et seq.](#), [200 et seq.](#), and [72010 et seq.](#); Penal Code Sections [422.55 et seq.](#);

12 Title 5 Sections [59300 et seq.](#); [ACCJC Accreditation Eligibility Requirement 20](#) and [ACCJC Accreditation](#)

13 [Standard Catalog Requirements \(formerly II.B.2.c\)](#); [YCCD Board Resolution No. 20-21.03 Condemning](#)

14 [Racism & Affirming Our Ongoing Commitment to Serve Our Diverse Student Population](#)

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16 **Procedure Last Revised:** ~~February 8, 2017~~, February 13, 2023

17 **Last Reviewed:** ~~February 8, 2017~~, February 13, 2023