



Student Handbook 2023-2024

AVTEC 

December 2023

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MESSAGE FROM THE DIRECTOR

Welcome to the Alaska Vocational Technical Center (AVTEC) where we're dedicated to helping Alaskans from across the state train for a career in less than a year. This catalog contains all the essential information about the training programs offered, including their schedules, associated costs, and everything else you'll need to succeed. We know that campus living and activities are an important part of your AVTEC experience, so we've included all the details to make the most of your time here.

The history of the Alaska Vocational Technical Center (AVTEC) dates back to 1969 when it was established in response to an emerging demand for a skilled workforce statewide associated with the 1968 discovery of oil in Prudhoe Bay. In the beginning it was called the Alaska Skills Center and has always served as a post-secondary option for non-credit, skills based training. It started as a division of the Department of Education but in 2003 was transferred to the Department of Labor and Workforce Development (DOLWD), reporting to the Commissioner of Labor. This unique structure, as the only post-secondary technical training center owned and operated by the State of Alaska, provides for quick development of training programs in response to emerging industry needs and based on current labor market data.

If training needed for a job or to start a career is the goal, AVTEC is the place to make that happen!

All the best,

Cathy LeCompte, Director

Alaska Vocational Technical Center



AVTEC is accredited by the Commission of the Council on Occupational Education located at 7840 Roswell Road, Building 300, Suite 325, Atlanta, Georgia 30350. www.council.org



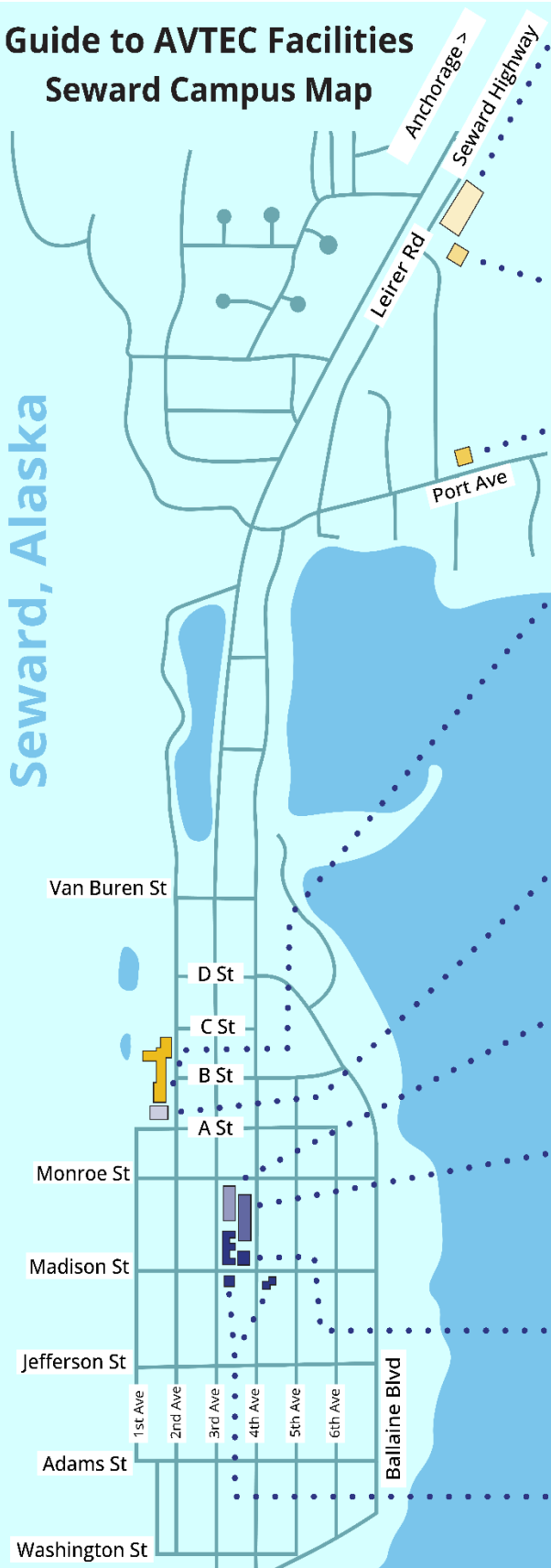
**ALASKA DEPARTMENT OF LABOR
& WORKFORCE DEVELOPMENT**

admissions@avtec.edu; or (907)224-3322, or for individuals with hearing impairments via Alaska Relay at 711 or (800)770-8973.

Guide to AVTEC Facilities

Seward Campus Map

Seward, Alaska



NOTE: There are designated accessible parking spaces at all AVTEC facilities.

Applied Technologies Facility
 1918 Leirer Rd., Seward, AK 99664

- Industrial Welding - Pipe Shop
- Industrial Welding - Structural Shop

1916 Leirer Rd., Seward, AK 99664

- Industrial Welding - Structural Shop

1906 Alameda Rd., Seward, AK 99664

- Diesel/Heavy Equipment Technologies

Energy Building
 1912 Leirer Rd., Seward, AK 99664

- Industrial Electricity
- Power Plant

Port Avenue Facility
 808 Port Ave., Seward, AK 99664

- Plumbing and Heating
- Refrigeration

First Lake Facility
 809 2nd Ave., Seward, AK 99664

- Administration, Business Office (Admissions, Financial Aid)
- Alaska Maritime Training Center
- Business and Office Technology
- Information Technology staff offices

809a 2nd Ave., Seward, AK 99664

- Construction Technology

Information Technology Facility
 703 2nd Ave., Seward, AK 99664

- Information Technology

Alaska Culinary Academy & Cafeteria
 518 3rd Ave., Seward, AK 99664

- Culinary Arts

Student Services Center
 519 4th Ave., Seward, AK 99664

- Counseling/Title IX
- Library/Media Center
- Gym

Willard E. Dunham & Fourth Ave. Residence Halls
 516 3rd Ave., Seward, AK 99664
 505 4th Ave., Seward, AK 99664

AVTEC Apartments
 438 - 440 4th Ave., Seward, AK 99664
 303 Madison St., Seward, AK 99664

GENERAL INFORMATION

Accident, Injury and Illness

Report any accident that occurs on campus, regardless of location or injury. In an emergency, call 911 to reach the police, fire department or ambulance.

Students are encouraged to notify their medical insurance provider within 48 hours of any personal accident or injury. They should complete a Student Accident Report, available from most training staff and in the Residence Life office, within 72 hours of the accident or as soon as possible. Staff can assist the student with its completion. Submit the completed form to the Human Resource staff in the First Lake building at 809 Second Avenue.

First aid supplies are available in every campus building. AVTEC does not have an onsite clinic nor provide health care services. Resources available in the greater Seward community:

- Seward Community Health Center 417 First Avenue, 907-224-2273
- Glacier Family Medicine Clinic 11724 Seward Highway, 907-224-8733
- North Star Clinic (Chugachmiut/Indian Health Service) 201 Third Avenue, 907-224-3490
- Providence Emergency Services 417 First Avenue, 907-224-5205 (Open 24 Hours)

Students are required to take appropriate action to prevent the spread of contagious illnesses (COVID 19, flu, cold, etc.). Students diagnosed with a contagious illness, or with symptoms of one must remain out of training and public campus areas until they are cleared by a medical professional, or no longer experiencing symptoms.

Students living in the AVTEC housing who feel ill should notify the Residence Life office immediately.

Residence Life staff will help students access healthcare resources in the community and bring meals to the student's room during periods of illness.

Cafeteria Meals and Schedule

Students living in the Fourth Avenue or Willard E Dunham residence halls purchased meals as part of the room and board fees. Students must bring and use their AVTEC issued ID card to secure and account for meal services.

Students living in AVTEC family apartments or off-campus can purchase meal tickets at the Business Office in the First Lake Building. Meal tickets cannot be purchased in the cafeteria or Residence Life office.

Meal Schedule

Monday–Friday		Weekends	
Breakfast	7:00 a.m. to 8:00 a.m.	Brunch	9:30 a.m. to 10:30 a.m.
Lunch	11:30 a.m. to 12:30 p.m.	Dinner	5:00 p.m. to 6:00 p.m.
Dinner	5:00 p.m. to 6:00 p.m.		

NOTE: When no classes are held yet students are on campus, the weekend meal schedule applies.

Law Enforcement

There are no onsite security forces at AVTEC. Seward's police forces cover the AVTEC Campus. All crimes at AVTEC, observed or discovered, will be reported to the Seward Police. If a student would like to confidentially report a crime, they can do so by contacting an AVTEC Counselor.

Students are encouraged when they see something, to say something and notify AVTEC staff or contact the police with information about a crime or criminal activity. Call 911 to reach the police. For a non-emergency, contact the Seward Police Department at (907) 224-3338.

Emergency Notice, Response and Shelter

AVTEC's Student Services Center is a designated community evacuation shelter, and in an emergency, students should go there where officials will provide further instruction.

In the event of an emergency, students will be notified with specific instructions and are expected to follow them. Instructions are for your safety and the safety of others.

Financial Aid Contact

The Financial Aid Office is located at the business office inside the First Lake Building. The Financial Aid Officer can be reached at studentaid@avtec.edu or 907-224-6156.

Grocery Store Runs/Transportation

Transportation to the grocery store is available every day at 7:00 p.m. and also at noon on weekends. Please meet at the Residence Life office five minutes before departure if you want a ride to the store. The Residence Life attendant may also provide transportation to other stores or appointments in Seward when time allows and with 24 hours' notice. Hours subject to change. Please check with the Residence Life office for updates.

Mail and Parcel Delivery*Post Office Box*

Students who would like to have mail delivery must do so by securing a PO Box at the US Postal Service Office, located at 507 Madison Street.

The documentation required to set up a post office box for dormitory residents is two forms of ID and an AVTEC proof of residence card, available from the Residence Life office.

For students living off-campus, the documentation required is a copy of their rental agreement or a utility bill with the physical address.

Parcel Deliveries (UPS, FedEx, etc.)

Students that reside on campus can have parcels addressed to the student delivered to the Residence Life office at 516 3rd Avenue, Seward, AK 99664. Students should inform Residence Life when they are expecting a package, and the student will be notified when it arrives.

Personal Vehicles

AVTEC assumes no liability for damage to personal vehicles by other individuals or due to conditions caused by snow, ice, or snow removal.

Students who bring a personal vehicle to AVTEC must register the vehicle and obtain a parking permit (at no cost) from the Residence Life Office in Willard E. Dunham Residence Hall. The permits must be displayed in the lower left of the driver's side windshield.

Only one vehicle per student is permitted in campus parking lots.

Parking

Students may park in any unrestricted AVTEC parking area. Vehicles that are not in compliance may receive a parking violation that could result in the loss of parking privileges or the vehicle towed at the owner's expense.

Students may leave vehicles parked on campus during normal school breaks with prior notice and approval from the Residence Life Department Head.

Students may not leave their vehicles on campus during the summer break between school years.

Vehicle maintenance may not be performed on campus in any parking lot or training area unless prior approval is given, in writing, from the Department Head responsible for that area of campus. Failure to adhere to this requirement will be grounds for discipline and dismissal, as is warranted.

Safety and Security

Security cameras monitor the residence halls (Willard E. Dunham Residence Hall and the Fourth Avenue Residence Hall) and Student Service Center (SSC). The alley entrance doors of the residence halls on Third and Fourth Avenues are unlocked at all times. The doors to the SSC are only unlocked during business hours and only when in active use. Most other doors in resident buildings are locked at all times for security purposes, and some have alarms. Do not exit an alarmed door except in an emergency.

Safety is the priority at AVTEC. If students notice anything that looks or feels unsafe in or around campus facilities, please notify an AVTEC staff member immediately. In the event of a medical emergency, fire, or need for police, call 911.

Smoking, Smokeless Tobacco and Vaping

Smoking, smokeless tobacco, and vaping are only allowed in designated smoking areas on all AVTEC campuses. Smokers are expected to dispose of their tobacco products properly.

Smokeless tobacco (vaping is not considered smokeless) is allowed indoors in your residence hall room and the designated smoking area, but not in any public space. Campus smoking rules are strictly enforced.

Student Employment

Limited part-time positions at AVTEC are available to students. Please inquire about student work opportunities with AVTEC's Student Services or Residence Life staff.

Student ID

Students enrolled at AVTEC receive a picture ID valid for the length of their training program. The student ID is used for meals and other student activities. If an ID is lost or stolen, it is reissued at the expense of the student. If there are changes to status in a program or a housing status change, a new ID will be issued free of charge.

Student Transportation Services

Transportation between Residence Life Campus and the First Lake building is seasonal, dependent on weather. Transportation is typically provided for students between the Residence Life Campus and Applied Tech training facilities on a set schedule before and after the training day and for lunch, Monday through Friday, during the school year.

Bus schedules are posted in the Residence Halls, cafeteria, and training areas. Students should be ready to board at the specific location bus five minutes before the scheduled departure time.

Dependents of AVTEC students can ride in State vehicles, and must wear seat belts or use approved child restraint systems at all times as required by law, and follow the staff's instructions at all times.

Wireless Internet Access

Wireless internet is available in and around all AVTEC campus buildings. Computers with internet access are available for student use in the library.

For access, wireless devices must be registered on the network. See a Residence Life attendant for information about how to access the network.

There are limitations to student internet use of the network due to State rules for the use of its networks. Students that want unhindered access may contract with local providers for service in their residence hall room. See the Internet Use Policy or speak with Residence Life staff for more information.

STUDENT RESOURCES

AVTEC's Student Services Department is located upstairs in offices at the Student Services Center. It provides support for students who may need additional assistance to succeed in training. Some of the services are:

Employment and Career Services

The AVTEC Career Advisor works with students to develop a résumé, enhance job search skills, complete job applications, practice interviewing skills, and liaise between students and employers.

Counseling Services

Counselors help students adjust to their training programs, overcoming barriers that may prevent them from meeting their goals of graduation, employment or personal growth.

Students may seek counseling staff for various issues such as homesickness, conflict resolution, substance abuse, relationship issues, and financial matters. Referrals from counselors to outside agencies and providers are also available.

Counselors can be located in the upstairs of the AVTEC Student Service Center or they can be reached by phone at 1-907-224-6170 or 1-907-224-6171.

Drug-Free Workplace Information

Students enrolled in long-term training (six weeks or longer) receive an orientation follow-up, which includes specific information on Drug-Free Workplaces, and employer expectations in most industries. Topics include the risks to safety and personal health resulting from substance abuse and workplace drug and alcohol testing.

Library/Media Center

AVTEC's Media Center provides learning and recreational reading resources, DVD checkout and more. Days and times will vary; hours are posted on the door.

Student Records

AVTEC's Student Records Office maintains a permanent file for each student. AVTEC protects students' privacy and keeps records confidential in compliance with the Family Educational Rights and Privacy Act. Students may request to see their permanent file or have a copy made of it for a fee. Only authorized AVTEC staff may review your record. Staff will not release the records to parents, sponsors or other interested parties without the student's written consent.

Tutoring

Students who need additional assistance with training assignments can go to the Media Center and seek tutoring assistance through the Student Service Department.

Workforce Innovation and Opportunity Act (WIOA) Youth Grant

Federal funding may be available for qualified students under age 25 for training and other assistance. Students should inquire with the WIOA Grant Coordinator or a counselor to learn more.

STUDENT RECREATION AND SOCIAL OPPORTUNITIES

Athletic Teams

AVTEC sponsors various sports teams that play in seasonal leagues and special tournaments sponsored by the City of Seward. Participating students will be responsible for some participation fees. For information about sports and leagues, students should visit the Recreation Specialist office across from the gymnasium.

Bicycles

It is recommended that students register bicycles with the Residence Life office. See a Residence Life team member for more information. Residents may store their bikes inside their Residence Hall rooms or Family Student Housing Apartments but are responsible for cleanup and any resulting damage.

Interest Groups

Offerings change year to year based on student interest. Wellness, crafts, knitting, beading, meditation, running, hiking and a variety of other interests have had organized clubs in the past. For more information about student groups and resources, please contact a staff member of Residence Life or Student Services.

Public and Dependent Use of Recreation Facilities

The Seward Department of Parks and Recreation schedules some athletic activities at AVTEC for the public. Students and their dependents may participate, free of charge, in activities that are open to the public at the Student Services Center.

A guardian must directly supervise children under the age of 16 at all times when using the Student Service Center. Dependents and guests under the age of 18 are not permitted to use the lounges inside Willard E. Dunham Residence Hall at any time. Students who bring guests into recreation areas are responsible for their guests' behavior while using the facility.

Recreational Activities

The AVTEC Student Services Center has a full-size gymnasium, racquetball court, climbing wall, auditorium, fitness center, sauna, crafts room, computer lab study areas and a snack bar that provide students with a variety of recreation options on campus. AVTEC students have access to the Seward High School pool, at no cost to the student, once per week for swimming. Social events such as campfires, intramural sports, field trips, and cultural activities occur throughout the year.

Student lounges are available in Willard E. Dunham Residence Hall and the Student Service Center. In these lounges, students will find pool tables, table tennis, foosball, video games and televisions available 24 hours a day for on-campus residents and during visiting hours (7 am – 10pm) for off-campus students.

A variety of board games and sports equipment, musical instruments, camping gear, and outdoor recreation supplies are available for students to check out from the Recreation Specialist or Residence Life staff.

The AVTEC ceramics and crafts room is open most evenings for student use. Free supplies for a variety of crafts, including ceramics, beading, painting, knitting/crocheting and traditional arts and crafts are available for students.

The Alaska SeaLife Center offers free admission to AVTEC students with a valid AVTEC ID. Free admission passes for students' visiting families may be available from the Residence Life office. Check with the Residence Life staff for more information.

STUDENT RIGHTS AND RESPONSIBILITIES

Student Rights

- Right to pursue training in a clean, organized, and safe environment; and one that is free from harassment and discrimination.
- Right to fair and impartial evaluation of training performance, and a means of recourse to challenge action contrary to this standard.
- Right to participate and contribute feedback in the formulating and evaluating of institutional policies.
- Right to a clearly defined, fair, and consistent enforcement of rules that govern AVTEC operations and student code of conduct, and due process for discipline, including appeals.
- Right of access to and protection from improper disclosure of student records as required by appropriate legal authority.
- Right to have access to accurate information regarding tuition, fees and charges, refunds, and general requirements for establishing and maintaining satisfactory progress in training and requirements for completion.
- Right to a peaceful and quiet environment in which you can study and sleep.
- Right to privacy, respect, and security of your person and personal property; one that is free from unreasonable search and/or seizure.
- Right to address others behavior that infringes on your rights and to file both formal and informal complaints about any aspect of the AVTEC experience.
- Right to expect freedom from interference regarding your recreational, social, and personal enhancement opportunities established within the campus community.

Student Responsibilities

- Be in the assigned place with appropriate materials, ready to work at the designated time that training begins; follow instructor direction, class rules, and expectations at all times; be in attendance regularly and practice professional behavior in providing prior notification to instructors when unable to attend.
- Use appropriate language and behavior at all times while maintaining friendly and courteous behavior.
- Follow the policies, rules, code of conduct, and regulations of training and campus life to support the educational purposes of AVTEC, and to sustain a safe and comfortable living and learning environment.
- Respect the rights of others, and report unsafe or disturbing situations to appropriate staff.
- Meet expected payment schedules for tuition, room, board, and other fees.
- Respond to all AVTEC staff and faculty directives and questions honestly.

Access-Ability Services and Accommodations

AVTEC complies with Title I of the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act. AVTEC makes every effort to offer reasonable accommodation for students with a documented disability to provide equal access to training programs and activities. You do not have to inform

AVTEC that you have a disability, however, if you will be seeking accommodation, please notify us before your arrival on campus.

The process for students with disabilities to request accommodations are outlined here:

- Self-identify: The student must self-identify as having a disability and request accommodation from AVTEC.
- Provide documentation: The student must provide documentation, such as a diagnosis from a qualified professional.

Once the paperwork is submitted, the student works with the AVTEC ADA Coordinator to determine appropriate accommodations based on the curriculum and potential restrictions in the student's training area. Accommodations are determined on an individual basis, based on the student's specific needs, and the curriculum requirements.

AVTEC ADA Coordinator
Jamie Hall
P.O. Box 889
Seward, AK 99664
Phone: (907) 224-6114
Fax: (907) 224-4400

State ADA Coordinator
Alaska Department of Administration
550 W 7th Avenue, Suite 1960
Anchorage, AK 99501
Phone (voice): (907) 375-7716
Phone (TTY): 711 for Alaska Relay
Fax: (907) 375-7719

Additional information regarding ADA Services:

- AVTEC offers the following services to all students: tutoring, study skills, and possibly a peer tutor. Instructors may provide untimed tests and a quiet place to take a test, however, additional time on assignments is not guaranteed.
- Your IEP or ILP from high school may help demonstrate accommodations that worked for you in the past. Post-secondary schools provide a different level of support by making reasonable accommodation in instructional programs which do not alter the essential content or requirements of a course or program.
- Each AVTEC program has its own physical requirements for admission. Please review the admission requirements for the program of your interest to see if you meet the minimum requirements.
- Know your rights and responsibilities. The U.S. Department of Education's Office for Civil Rights (OCR) website provides more information: <https://www2.ed.gov/about/offices/list/ocr/transition.html>

Service Animals:

Students requesting accommodation for a service animal will be evaluated on a case by case basis. Additional documentation verifying training, or other certification of the animal is required.

A service animal, defined by ADA is any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability. <https://adata.org/guide/service-animals-and-emotional-support-animals>

Non-discrimination

The Alaska Vocational Technical Center (AVTEC) is a division of the Department of Labor and Workforce Development (DOLWD). The Alaska Department of Labor and Workforce Development (DOLWD) administers all programs and activities free from discrimination based on race, color, national origin, age, sex, religion, marital status, pregnancy, parenthood, or disability. The department administers all programs and activities in compliance with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, Title II of the Americans with Disabilities Act of 1990, the Age Discrimination Act of 1975, and Title IX of the Education Amendments of 1972.

AVTEC is committed to providing an environment free from unlawful discrimination and harassment. If you believe you have experienced discrimination or harassment, you may contact the AVTEC Equal Rights Compliance Office at 224-6114 or contact:

**Alaska Department of Administration,
Personnel and Labor Relations,
Equal Employment Opportunity Program,
619 E. Ship Creek Ave., Suite 309
Anchorage, Alaska 99501
Phone: (907) 375-7700
Fax: (907) 375-7719*

**Alaska State Commission for Human Rights
<https://humanrights.alaska.gov/services/complaints/>*

**U.S. Department of Education, Office of Civil Rights
Office for Civil Rights
U.S. Department of Education
915 Second Avenue Room 3310
Seattle, WA 98174-1099
Telephone: (206)607-1600
FAX: (206)607-1601; TDD: 800-877-8339
Email: OCR.Seattle@ed.gov*

Title IX Compliance

AVTEC is committed to providing a safe and respectful campus environment, free from gender-based violence and sexual harassment for all students and employees.

Title IX of the Education Amendments Act of 1972 (Title IX) prohibits discrimination based on gender in educational programs which receive federal financial assistance. Title IX protects students and employees from unlawful sexual harassment in school programs and activities, as well as sexual assault, which are both forms of unlawful discrimination under Title IX. This law applies to every aspect of education, including recruitment and admissions, financial aid, all course offerings and access, counseling and counseling materials, housing and residential services, and employment.

Duty to Report

For AVTEC to respond effectively and to proactively stop instances of gender-based and sexual misconduct, all employees must report information about alleged or possible sexual misconduct to AVTEC's Title IX Coordinator, to their direct supervisor, or to the AVTEC Director. Should an allegation of sexual misconduct be brought to attention, and is found to be in violation of this policy, disciplinary actions and other means will be implemented to ensure the behavior is not repeated.

Retaliation

AVTEC prohibits retaliation by, for or against any participants (complainant, respondent, or witness) for making a good faith report of any conduct believed to violate Title IX policy. Retaliatory action of any kind is subject to discipline.

Reporting

Students with inquiries relating to sexual misconduct are encouraged to do so by reporting their concern to the Title IX Coordinator or to one of AVTEC's trained staff counselors.

**AVTEC Title IX
Coordinator**
Jamie Hall
519 4th Ave. PO Box 889
Seward, AK 99664
907-224-6114
titleix@avtec.edu OR
jamie.hall@avtec.edu

AVTEC Counselor
Kale Tippit
519 4th Ave. PO Box 889
Seward, AK 99664
907-224-6171
kale.tippit@avtec.edu

AVTEC Counselor
Amanda Sanchez
519 4th Ave. PO Box 889
Seward, AK 99664
907-224-6170
amanda.sanchez@avtec.edu

Inquiries may also be made externally to:

Office for Civil Right (OCR)
U.S. Department of Education
915 Second Avenue, Room3310
Seattle, WA 98174-1099
Customer Service Hotline: 800-421-3481
www.ed.gov/oct

For more information on Title IX Compliance, please see Appendix E, F, and G of this handbook.

STUDENT CODE OF CONDUCT

The Student Code of Conduct sets out the standards of conduct expected of students enrolled in AVTEC training. AVTEC students are held responsible for their conduct at all times. The code shall apply to conduct that occurs on AVTEC premises, during AVTEC training courses, at AVTEC sponsored activities, and to off-campus conduct that involves or adversely affects AVTEC in the pursuit of its objectives. Any student who engages in misconduct is subject to disciplinary action.

Instructors or departments may have additional codes of conduct for training areas that reflect specific safety, behavior, or other standards. These codes of conduct may be stricter but never more lenient than those outlined within this handbook. All codes of conduct within this handbook and those in your respective training areas are required to be followed at all times. For example, the Alaska Maritime Training Center requires strict attendance guidelines to comply with all US Coast Guard regulations and those of other regulatory bodies/agencies.

An instructor may remove a student from class for violations of the code of conduct. Before allowing the student to return to class, the instructor, Department Head, and/or administrator will meet with the student and a counselor to establish the expectations to be met to continue training.

Academic Integrity

AVTEC is committed to community and academic excellence, which thrive through honesty, trust, and mutual respect. Cheating, plagiarism, and all forms of academic dishonesty are violations of this concept and can result in dismissal from training. This includes but is not limited to:

- Cheating on tests, assignments, or other work
- Copying another students (past or present) work on tests, assignments or other work
- Utilizing campus resources in a way determined by AVTEC as inappropriate academically

Behavioral Misconduct

Cases of behavioral misconduct usually fall into one of several general categories. The following are examples of misconduct subject to AVTEC discipline:

Actions against Persons

Conduct that involves force, the threat of force, or intimidation directed at an individual or group of individuals may constitute an action against persons. Examples include:

- *Assault* includes but does not necessarily require unwanted physical contact, as well as fighting and physical altercations.
- *Sexual misconduct* detailed definitions and examples of sexual misconduct, including sexual assault and Title IX violations can be found in Appendix B Campus Security Policy.
- *Harassment, intimidation or bullying* which includes acts of intimidation, stalking, confrontation, verbal slurs, insults or taunts, physical force or threat of physical force made with the intention of causing fear, intimidation, ridicule, humiliation, disparagement, disruption to the training environment, or damage to property. Such acts committed in person, by visual materials or on clothing in training areas, residence halls and family housing apartments that can be viewed through open doors, windows, or vehicles parked on campus, by proxy, via telephone or cell phone, via text message, or any electronic means including social networking websites or platforms utilized by AVTEC for the purposes of digital learning are subject to discipline.

Actions against Property

Conduct that results in damage to property. Examples include, but are not limited to:

- Theft
- Damaging another person's property or AVTEC, willfully, or accidentally without stepping forward to let someone know.
- Unauthorized entrance into AVTEC facilities includes unauthorized possession, use, or duplication of AVTEC keys or cards, passwords or other means of access.

Dangerous or Disorderly conduct

Conduct that creates a disturbance or disrupts the ability of AVTEC to carry on its Mission, or which impacts others.

In accordance with the Federal Drug-Free Schools and Campuses Act, AVTEC is an alcohol and drug-free campus. Alcohol and illegal drugs (including containers and paraphernalia) are strictly prohibited on campus. Cannabis, in any form, is also prohibited in or on campus. Students (or their guests) who are found to be visibly impaired, *intoxicated* or under the influence are subject to this handbook's disciplinary process.

AVTEC codes of conduct prohibits the unlawful possession, use or distribution of drugs, alcohol and cannabis by students and employees on AVTEC property or as part of any of its activities. The following is not all-inclusive, but provides examples:

- Possess, use, manufacture, grow, or distribute any scheduled drugs and narcotics, including cannabis in any of its forms.
- Alcohol policy violations: Include but is not limited to possession, consumption and/or intoxication on campus by persons in training and/or living in student housing regardless of age.
- Students aged 21 and older that knowingly provide alcohol to an underaged student will be reported to the authorities and dismissed.
- Tobacco policy: Under the laws of the State of Alaska and AVTEC policy, tobacco use is permitted in designated areas only. Students using tobacco or e-cigarettes in non-designated areas will be subject to fines and discipline up to and including dismissal from training.
- Possessing a weapon on campus: Possession of weapons of any kind on campus and at all AVTEC sponsored activities, whether on or off-campus, is prohibited. Exceptions are tools of training, such as culinary knife sets, and small personal pocket knives with a manually opened blade, not to exceed 3.5 inches in blade length.
- Disorderly conduct which is disruptive to normal operations, infringes on the safety, freedom and activities of all, or which is considered harassing, obscene, or a nuisance.

Actions against the Institution

Conduct, which involves unauthorized access or alteration of documents and records controlled by AVTEC or improper use of AVTEC electronic and physical resources, may constitute an action against the institution. Examples of actions against the institution include:

- Unauthorized use or access to AVTEC property, forgery, furnishing false information, and theft or damage to AVTEC property.
- Violating the Internet Use Policy (See Appendix A Internet Use Policy) Violation of any part of the Internet Use Policy will result in being denied access to the network.

Class Attendance

Attendance is a job training competency that is measured daily. Like going to work, students are expected to be in class every day, on time and ready to work.

Total absences, unexcused and excused combined, cannot exceed 10% of the available training to date.

Students must contact or coordinate absences with their Instructor before the start of class time. Contact information will be provided during the instructor orientation with the class. Your participation in class is mandatory and required for successful completion of your training.

Students absent (unexcused) all day for three consecutive training days will be dismissed from training the morning of the fourth day. Students currently appealing a dismissal from training for attendance violations are expected to be in training during the course of the appeal.

Types of absences are as follows:

- Excused Absence: Absences reported to the instructor before the class start time are excused. Excused absences of longer than three days will require verification or other documented explanation of the absence.

- Unexcused Absence: Failure to notify the instructor before the class start time are unexcused. Outside of injury or illness, removal from class for any reason will be considered unexcused absences. Time spent in police custody will always be considered unexcused.
- Tardy: Arriving at training, without prior notice to the instructor, after the scheduled start time and/or from a break is a tardy and considered an unexcused absence. The instructor will have the discretion to excuse a tardy on a case by case basis.
- Absences, whether excused or unexcused will be recorded in 15-minute increments.

Leave of Absence

The purpose of this policy is to confirm that AVTEC is in compliance with federal regulations, 34 CFR 668.22 (d), regarding the process for students requesting a leave of absence.

A Leave of Absence (LOA) is a period of time, formally agreed upon by the school and the student, in which the student has a break in training due to extenuating circumstances. A LOA is an interruption in training; it is not a period of excused absences. A LOA must be 4 or more school days and cannot exceed 180 days in any 12 month period. Training time missed during a LOA does not count against the student's attendance record. The training clock stops during an LOA.

The department head of the student's training program is the approving authority for an LOA up to 60 days. An AVTEC administrator must approve any LOA longer than 60 and up to 180 calendar days in a 12 month period.

The LOA begins with consultation between the student, the student's counselor, and the student's instructor. The LOA documentation is prepared by the counselor. The instructor must approve of the LOA for the documentation to be forwarded to the department head for final approval.

Valid reasons for a LOA may include, but are not limited to the following examples:

- Extended illness or injury of the student or their immediate family (parent, siblings, spouse, dependents).
- Medical reasons including maternity/paternity leave or in support of a maternity/paternity issue.
- Bereavement leave due to a death in the family.
- Military service.
- Discretionary leave as deemed appropriate by the department head.

A Leave of Absence Request and Approval form must be completed and signed by both the student, the instructor, and the department head (and an administrator if required). The original form will be maintained in the student's permanent file. If the student is unavailable to sign the form at the beginning of the leave, the student must sign it the day the student returns from the LOA.

Withdrawals and Transfers

Transferring Between AVTEC Programs

Students may transfer between AVTEC programs **only during the first week of training** with approval from the instructors in both programs, in consultation with the financial aid officer, and with permission from the AVTEC director or designee. Students may obtain a Training Program Transfer Request form and assistance completing it from their counselor or instructor.

Withdrawal from training

To officially withdraw from school, a student must submit a written, signed and dated statement of withdrawal indicating the reason and effective date of the withdrawal to a counselor or their instructor.

Dress Code

Students are instructed in the appropriate attire required for the training areas and professional appearance in the workplace and are expected to be appropriately dressed each day. Students wearing attire inappropriate for the classroom will be required to change clothes immediately. The time it takes to change clothes is unexcused time away from training. Clothing that is offensive to others is prohibited.

Training Levels of Achievement (aka Grading Scale)

Training programs at AVTEC are designed to replicate what would be experienced on-the-job and with similar expectations. Training programs at AVTEC are competency-based, meaning that technical and employability skills are taught, and student learning is measured through the demonstration of the mastery of skills in the classroom, the performance on employability behaviors, and hands-on work in the labs.

Each program lists the skills students will master during their training on a Training Summary and progress toward mastery is tracked on a Monthly Progress Report, using the following rating system:

- Level 4 Skilled: Performed tasks independently; requires minimal supervision.
- Level 3 Moderately Skilled: Performed independently in a learning situation; may require initial supervision.
- Level 2 Limited Skills: Performed job during training; additional training is required.
- Level 1 Demonstration Only: No practice provided; further training required.

At any time during the training year, if a student is not making satisfactory progress toward mastery of the skills listed on the Training Summary, they could be subject to discipline up to dismissal from the training program.

Upon completion of the training year, a final Training Summary will be completed indicating the mastery of skills demonstrated by the student. An appropriate level of an AVTEC Certificate of Completion will be awarded.

Satisfactory Academic Progress (SAP) Requirements

Satisfactory Academic Progress (SAP) is defined as the successful progression through an academic program, which includes the training programs at AVTEC. Every student must maintain satisfactory academic progress in order to remain enrolled at AVTEC, and to remain eligible to receive federal financial aid.

All students are expected to meet the minimum standards of SAP required for the program of study and are evaluated for SAP monthly. In addition, for federal financial aid eligibility purposes SAP is evaluated at the end of each payment period. Payment periods are based on successful completion of both clock hours and weeks of instruction.

Minimum Standards for Satisfactory Academic Progress:

Students are evaluated for satisfactory academic progress using three standard measurements, quantitative, qualitative and completion of program within a maximum time frame:

- 1. Quantitative - Rate of Progress (ROP):** A student must maintain the minimum ROP requirements, measured through attendance, at specific points throughout the program. The rate of progress percentage is calculated by dividing the hours earned (attended) by the hours attempted (total available for the training program). Only those hours required in the student's program of study are used in the ROP calculation. The minimum ROP standard at AVTEC is 90%.
- 2. Qualitative - Cumulative Level of Achievement (CLA):** Student academic progress at AVTEC is measured through the demonstration of the mastery of technical skills and employability behaviors in the classroom and through hands-on workplace simulation in the labs. Program training summaries list the skills students will master during their training year and students are given monthly progress reports indicating levels of achievement in courses completed and progress toward completion of the training program.

Progress toward mastery is measured using a level of achievement rating system. Students must maintain the cumulative level of achievement outlined for specific programs to be considered making SAP. Only courses required in the student's program of study are used in the calculation of cumulative level of achievement.

The following level of achievement rating system is used:

Level 4 - Skilled: - Performed tasks independently; requires minimal supervision.

Level 3 - Moderately Skilled: Performed independently in a learning situation; may require initial supervision.

Level 2 - Limited Skills: Performed job during training; additional training is required.

Level 1 - Demonstration Only: No practice provided; further training required.

At any time during the training year, if a student is not making satisfactory progress toward mastery of the skills listed on the training summary, they could be subject to discipline up to dismissal from the training program.

Students who successfully achieve learning objectives with a cumulative level of achievement of 3 or 4 on their Training Summary AND have rate of progress over 90% will receive an AVTEC Certificate of Completion and in select programs are eligible to earn industry certification.

3. Maximum Time Frame – Completion of Program

Students are expected to complete their program within 150 percent of the published length of the program (or 1.5 times the number of hours in their program). ROP calculations help assure that students will complete their programs within the maximum time frame. Students who exceed maximum time frame will be placed on Financial Aid Suspension (see below).

1260 Clock Hour Program Versions (38 weeks) – Business & Office Technology, Information Technology and Culinary Arts - *Maximum Timeframe = 1890 hours and 57 weeks.*

Hours	ROP minimum	Cumulative Level of Achievement (CLA)
0-450*	90%	2.0
451-900	90%	2.5
900+	90%	3.0

*SAP is run after a student has earned 450 clock hours and 13 weeks.

1080 Clock Hour Program Versions (38 Weeks) – Diesel/Heavy Equipment Technology, Industrial Electricity and Industrial Welding - *Maximum Timeframe = 1620 hours and 57 weeks.*

Hours	ROP minimum	Cumulative Level of Achievement (CLA)
0-450*	90%	2.0
451-	90%	2.5
900+	90%	3.0

*SAP is run after a student has earned 450 clock hours and 13 weeks.

630 Clock Hour Program Versions (19 weeks) – Construction Technology, Plumbing and Heating and Refrigeration - *Maximum Timeframe = 945 Hours and 28.5 weeks*

Hours	ROP minimum	Cumulative Level of Achievement (CLA)
0-315*	90%	2.0
316-630	90%	3.0

*SAP is run after a student has earned 315 clock hours and 9.5 weeks.

Effect of Transfer Credit on SAP

AVTEC does not award transfer credits.

Effect of Program Change on SAP

Students who change programs will only have clock hours and grades that are applicable to the new program calculated in SAP and Maximum Timeframe. Any clock hours that were previously taken that are not part of the student's new program of study will not be used in the calculations.

Financial Aid Probation, Suspension and Appeals:

Financial Aid Probation:

Students who fail to meet the minimum attendance (ROP) and academic (CLA) requirements evaluation during a payment period will be placed on probation. For a student to maintain eligibility for financial aid in the subsequent payment period, an appeal should be filed with the financial aid office. If the student prevails upon appeal, they will remain on probation for the next payment period and are considered to be making satisfactory academic progress during the probationary/payment period.

If at the end of the probationary/payment period and upon evaluation of SAP, should the student fail to meet the conditions of the appeal, including attendance (ROP) and academic (CLA) standards and the requirements set forth in the Academic Improvement Plan (AIP) they will be determined as NOT making satisfactory academic progress and, if applicable, students will not be deemed eligible to receive Financial Aid funds and they will be placed on Financial Aid Suspension.

Financial Aid Appeals and Documentation

A student may appeal a Financial Aid Probation determination that they are not making satisfactory academic progress at AVTEC within 10 business days of being placed on probation.

A student who is appealing a Financial Aid Probation will submit a signed and dated Satisfactory Academic Progress Appeal Form (provided by AVTEC) to the school's Financial Aid office.

The appeal must, at minimum, include the following:

- A statement explaining extenuating circumstances contributing to the student's failure to meet the SAP standards. Acceptable reasons for appeal may be:
 - Personal injury, illness, physical disability or victim of a crime
 - Death/illness of an immediate family member
 - Separation/Divorce
 - Catastrophic events
 - Legal problems
 - Other circumstances beyond a student's control that occurred during the term for which a student lost eligibility
- Supporting documentation, as appropriate;
- A description of what has changed in the student's situation that would allow the student to meet SAP requirements at the end of the next payment period; and

- An (AIP) Academic Improvement Plan that has been developed with and is signed by the student's instructor. The AIP must include how the student expects to meet the SAP standards as well as the time frame in which the student expects to be back in compliance with such standards.

Upon receipt of the appeal, AVTEC's Financial Aid office will issue a decision to the student within 5 business days of receipt of the student's complete appeal documents.

The decisions of AVTEC's Financial Aid office concerning SAP appeals are final.

Financial Aid Suspension:

Financial Aid suspension will happen when a student is on SAP probation and fails to meet minimum requirements for SAP (ROP and CLA) during the probationary payment period.

Once a student has reached 150% of the program hours they are not eligible for any further financial aid for the program. Students may choose to continue to complete the program on a cash basis.

Reinstatement of Financial Aid Eligibility

For reinstatement after financial aid suspension, a student must successfully meet the minimum requirements for SAP (attendance - ROP or academic - CLA) during one payment period to regain Financial Aid Eligibility. Maximum timeframe will also be considered.

Re-entry upon Acceptance of a Reinstatement Petition:

Students who re-enter after dismissal based on an accepted petition are awarded financial aid for their next term of enrollment and are placed on financial aid probation for that term.

CORRECTIVE ACTIONS

Students are provided due process in corrective actions. However, depending on the severity of the violation, a student may be dismissed by the AVTEC Director or their designee.

Warning

Written warnings are generally the first step in the corrective action process. They can be issued by any instructor or staff member in authority at AVTEC. Warnings are issued for behavioral issues in the training areas and beyond, lack of satisfactory academic progress (rate of progress/attendance and cumulative level of achievement/grades – see Satisfactory Academic Progress policy for more detail), violations of AVTEC policies, rules, regulations and the Student Code of Conduct.

Depending on the severity of the a behavioral violation, students may be placed on probation without warning. Written warnings will include the reason for the warning, and the terms and conditions to be met to avoid further corrective actions. Students are required to meet with their program counselor and financial aid within two business days of being given a warning.

Students who do not follow the terms or meet the conditions of the warning may be subject to further corrective action steps including probation, restriction from campus facilities, and/or dismissal from training.

Warnings will be issued when:

- Behavior in violation of policy is observed by staff; or
- Tardy three times within an eight-week period;
- Student has three hours of unexcused absences, or misses 6% of available training to date; or
- Students' academic progress falls below cumulative levels of achievement – see SAP policy for details.
- Student receives a "No" response on a monthly progress report indicating the student is not meeting Satisfactory Academic Progress standards.

A student issued a warning for violation of the Student Code of Conduct's Academic Integrity and/or Behavioral Misconduct is no longer eligible for Student employment.

Probation

Students may be placed on probation as the next step in the corrective action process, if the written warning terms and conditions were not met or for behavioral issues in the training areas and beyond, lack of Satisfactory Academic Progress (which includes the rate of progress/attendance and cumulative level of achievement/grades. See the Satisfactory Academic Progress policy for more detail), violations of AVTEC policies, rules, regulations and/or the Student Code of Conduct.

Any instructor or staff member in authority at AVTEC can place a student on probation for violation of the Student Code of Conduct, with or without a warning. Instructors placing a student on probation will consult with their department head before doing so.

Probation documents include the reason for the probation and the terms and conditions which must be met to regain good standing. Students are required to meet with their program counselor and financial aid within two business days of being placed on probation.

The duration of the probation period is initially 30 days but can be extended once for an additional 30 days. Students may come off probation early, if they meet the conditions of the probation before the scheduled completion date.

A student cannot be on more than two types (i.e. Attendance and SAP; or SAP and violation of Student Code of Conduct) of probation at the same time. Should a third probation be warranted, regardless of current probation status, it is grounds for immediate dismissal.

Probations will be issued when:

- Student fails to complete or follow through with terms and conditions outlined within an issued written warning; or
- Student violates the Student Code of Conduct, or
- Unexcused absence hours equal to one full day of training, or
- Student is tardy four times within an eight-week period; or
- Student falls below the rate of progress/attendance of 90% attendance during available training to date, or
- Student receives a second "No" response on consecutive monthly progress reports; "no" indicates student is not meeting Satisfactory Academic Progress standards.

While on probation, students are not eligible for student employment, a certificate of completion, and/or disbursement of financial aid.

Dismissal occurs when a student fails to satisfy the conditions of the probation(s) and may occur if student violates other codes of conduct while on probationary status.

Dismissals

Students may be dismissed for failure to satisfy the conditions of probation, violation of the terms and conditions of the probation while on probation, for a third probation, or for violation of other codes of conduct.

Student will be notified of dismissal in writing, by a Department Head or the AVTEC Operations Manager.

Students who have been dismissed may file an appeal. (See the section on Appeals for the process).

- Students appealing a dismissal from training for attendance or academic violations are expected to be in training during the course of the appeal.
- Students appealing a dismissal from training for behavioral violations are not to be in training but should notify their instructor prior to the start of each training day they are absent during the course of the appeal to generate excused absences. Neglecting to notify the instructor each day will result in unexcused absences during the appeal process. Please note both types of absence are time away from training and will affect overall rate of progress/attendance.

Certain programs at AVTEC have an additional obligation for student dismissal based on regulatory guidelines in place by credentialing agencies. Please see the specific requirements of your program during the orientation process.

For example, the Alaska Maritime Training Center may immediately dismiss students for violations of the code of conduct in order to comply with all US Coast Guard regulations and those of other regulatory bodies/agencies without an option for appeal.

The AVTEC Director has the authority to dismiss a student, with no right to appeal.

Reinstatement after Dismissal

Students dismissed from AVTEC and were unsuccessful in the appeal process may petition the AVTEC Director or their designee to return to AVTEC. The petition should make a compelling case as to why they should be allowed to return to training at AVTEC, include information about the circumstances which affected their previous performance/behavior and how the circumstances have been resolved so as not to repeat the past. Factors that will be considered during the petition process include past academic performance, attendance, behavior, life changes, and account balance. Petitions will be considered on a case by case basis.

Residence Life Corrective Actions

Students can be placed on warning and/or evicted from housing at any time while at AVTEC for violations of the code of conduct. AVTEC Residence Life staff and administration reserves the right to evict a student immediately, depending on the severity of the violations.

Residence Life Warning

Students who violate the code of conduct in housing (residence halls and family apartments) will be issued a warning with the mandate to meet with a counselor within two business days to discuss the nature of the violation and consequences of further violations. A student who does not comply will be evicted from housing.

Residence Life Eviction

Students who violate the code of conduct a second time in housing will be evicted.

A student evicted from the residence halls as part of disciplinary action will forfeit room payment for the balance of the current term. The student may continue to eat in the cafeteria for the current term as long as those rights have not been terminated as part of the disciplinary action. A student evicted from family housing apartments as part of disciplinary action will forfeit rent payment for the remainder of the current and following month.

Following an eviction the student must vacate the residence hall or family apartment within 48 hours.

The student must remove all personal belongings, clean the unit, return the key, and pass a housing inspection. Failure to do so will result in additional charges for room cleaning, damage repair and/or failure to return keys.

All AVTEC students and their guests are required to follow the rules and regulations outlined in the AVTEC student handbook and their housing agreement.

Keeping in mind the safety and security of AVTEC, its students, and staff, additional tasks, sanctions or restrictions may be imposed at the discretion of the Director or Designee.

Appeals

Students have the right to appeal dismissals or evictions within two business days of receiving written notice. The appeal process begins with the AVTEC counselor who can assist the student in completing the appropriate documents and answer questions about the appeal process and their role.

Appeals will only be considered if:

- New evidence emerged after the dismissal occurred that could impact the dismissal decision.
- Student claims the policies for dismissal in the AVTEC Student Handbook were not followed.

The AVTEC Director or their designee will review appeal documents and may choose to meet with a student and any potential witnesses or advocates to review aspects of the appeal. All participants in the appeal hearing must conduct themselves in a professional manner. Students must act in accordance with the Student Code of Conduct, at all times during the appeal process. Disrespectful behavior will not be tolerated and will result in immediate dismissal/eviction without continued appeal.

Decisions in regards to appeals are final. There is no further appeal within the AVTEC Appeals process.

Student Complaints and Grievances

We recognize that various obstacles may occur during training that students wish to address. In these times, we ask that students utilize the Complaint and Grievance process to the best of their ability to voice any concerns they may have.

Privacy/Confidentiality: It is understood that committee members, faculty, staff, and administrators involved in the discussion of complaints or grievances will maintain professional standards of Privacy as situations allow. Students should be aware that every effort will be made to maintain privacy; however, AVTEC officials may be obligated to disclose information to law enforcement or other agencies as required by law. All counselors at AVTEC are provided as a confidential resource for students to utilize.

Definitions

Informal Complaint:

- Communication of dissatisfaction, or action(s) that are perceived as unfair or unjust. This may be due to inappropriate or unprofessional conduct, unlawful harassment, issue (s) concerning health and safety, organizational policy or decision, interpersonal conflicts.

Formal Complaint:

- Written (or electronic) documentation of dissatisfaction signed by the student regarding action(s) that are perceived as unfair or unjust. This may be due to inappropriate or unprofessional conduct, unlawful harassment, issue (s) concerning health and safety, organizational policy or decision, interpersonal conflicts.

Grievance:

- A formal written document submitted by a student against the institution and may be filed when a student believes a process was not followed correctly.
- A grievance should outline the specific policy, procedure or standard in question and rationale for the grievance including specific documentation or examples.

Process

Informal Complaints

The student is encouraged to attempt a resolution with whomever the issue arose, if at all possible. The student should contact a counselor if they need assistance and/or guidance.

Please note, this process does not apply in cases of sexual harassment, sexual misconduct or discrimination. In those cases, the student should contact an AVTEC counselor or AVTEC's Title IX Coordinator, Jamie Hall for guidance.

Formal Complaints

If the complaint is not resolved informally, the student should contact a counselor for further guidance. If it is determined a formal complaint will be filed then a Formal Complaint form must be completed and must include the following:

- Record of attempts at informal complaint resolution
- Individuals involved
- Dates of incident(s)
- Witnesses, if applicable

The formal complaint form must be dated and signed before it is submitted to the counselor for final review. All decisions will be final.

Please note, this requirement does not apply in cases of sexual harassment, sexual misconduct or discrimination. In those cases, the student should contact an AVTEC counselor or AVTEC's Title IX Coordinator, Jamie Hall for guidance.

Grievance

Students who have a grievance about their AVTEC experience should contact a counselor for assistance in completing the Grievance form.

The completed form must include the following:

- Record of attempts at resolution
- Individuals involved
- Dates of incident(s)
- Witnesses, if applicable
- Name of individual and/or department against whom the grievance is filed
- Grievance details outlining the specific policy, procedure or standard in question
- Desired outcome

The grievance form must be dated and signed before it is submitted to the counselor for review.

Please note, this requirement does not apply in cases of sexual harassment, sexual misconduct or discrimination. In those cases, the student should contact an AVTEC counselor or AVTEC's Title IX Coordinator, Jamie Hall for guidance.

Human Rights Complaints/Grievances

The Alaska Vocational Technical Center (AVTEC), as an employer and service provider, complies with Alaska Human Rights Law and federal civil rights laws. AVTEC does not discriminate due to race, color, national origin, age, sex, political affiliation, religious beliefs, disability, marital status, changes in marital status, pregnancy, parenthood, military service, family medical history, genetic information, sexual orientation, gender identity and economic status.

AVTEC provides a safe and secure learning and working environment and does not tolerate harassment of any kind. This means that all contact between students, instructors, and other employees of AVTEC must be respectful and conducive to a healthy learning and working environment. This includes language, clothing, or personal items displayed or worn in public containing obscene, profane, or offensive language, gestures, pictures, or symbols. Any such behaviors should be reported to staff immediately.

If a student has a grievance or believes they have been subjected to discrimination under Section 504, Title II, Title IV of HEA, Title IX or a WIOA Title I-financially assisted program or activity,

they may follow these steps toward resolution or during any time of the resolution process and within 180 days of the alleged violation, contact any one of the human rights agencies listed.

For more information, contact AVTEC's Equal Rights Compliance Officer at (907) 224-6114.

Human Rights Agencies:

State of Alaska Department of Labor and Workforce Development
Commissioner
PO Box 111149
Juneau, AK 99811
(907) 465-2700
commissioner.labor@alaska.gov

*State of Alaska Department of Administration
Division of Personnel*
EEO Program Manager
(907) 375-7705

State of Alaska ADA Coordinator
W. 7th Ave., Ste. 1960
Anchorage, AK 99501
(907) 375-7716

Alaska State Commission for Human Rights
800 A Street, Ste. 204
Anchorage, AK 99501-3669
(907) 274-4692
(800) 478-4692

EO Officer, Grants and Contracts (WIOA)
550 W. 7th Ave., Ste. 1930
Anchorage, AK 99501
(907) 269-7487

Director, Civil Rights Center
U. S. Department of Labor
200 Constitution Ave. NW Room N-4123
Washington, DC 20210
(202) 693-6500 ;CivilRightsCenter@dol.gov

U.S. Department of Education

Office for Civil Rights

915 Second Ave, Room 3310,

Seattle, WA 98174-1099

Customer Service Hotline: (800)-421.3481

Council on Occupational Education

7840 Roswell Rd.,

Bldg. 300, Ste. 325, Atlanta, GA 30350

(770) 396-3898

(800) 917-2081

<http://www.council.org>

Appendix A – Alcohol/Drug Policy

AVTEC maintains a Zero Tolerance Alcohol and Drug policy; corrective actions will be consistent for any and all policy violations regardless of extenuating circumstances.

Purpose: AVTEC is committed to providing a safe and healthy training environment for all students, faculty, and staff. This includes on campus housing and all AVTEC buildings and facilities. This policy addresses issues related to the use, possession, being under the influence, distribution, or sale of alcohol and/or drugs on AVTEC premises, during AVTEC-sponsored activities, or off-campus events connected to AVTEC.

Scope: This policy applies to all students, all residents of student housing, and visitors while on the premises or participating in AVTEC-related activities.

Definition: For this policy, the term Alcohol and Drugs refers to all mood alerting substances that change the function of the nervous system and result in alterations of perception, mood, cognition, and behavior. This includes legal and illegal substances.

- **Prescribed Medications:** Any student taking a medication, as prescribed by the student's physician, which may adversely affect that student's ability to perform work in a safe or productive manner, is required to notify his/her/their instructor or department head. This includes drugs known to possibly affect judgment, coordination, any of the senses, or cause drowsiness or dizziness. *To maintain privacy, the student is not required to disclose the name of the medication or reason for taking it.*

Prohibited Activities:

- **Use, Possession, and being Under the Influence:** The proven or suspected use, possession, or being under the influence of alcohol, legal or illegal drugs, or medications taken in a way other than as prescribed by the student's physician is strictly prohibited on AVTEC premises or at AVTEC-related activities. This includes possession of containers and paraphernalia used in conjunction with alcohol or drugs.
- **Distribution and Sale:** The proven or suspected distribution, sale, or intent to distribute or sell legal or illegal drugs, prescription medications, or alcohol is strictly prohibited on AVTEC premises and during AVTEC-related activities.

Reporting, Corrective Actions, Consequences:

- For the safety of students and staff, any person who becomes aware of a violation of this policy should make a report with an AVTEC Supervisor/Department Head as soon as possible.
- Those in violation of this policy will be subject to disciplinary actions including, but not limited to: Written Warning, Probation, Release from student employment, Eviction from student housing, and/or Dismissal from training.
- Those in violation of state, federal, or local laws may face additional legal consequences. Legal authorities will be informed when a violation of the law has or is suspected to have occurred. This includes but is not limited to proven or suspected use of illegal substances, public intoxication, underage consumption, and/or furnishing to a minor.

Support and Education:

AVTEC recognizes that substance abuse is a mental health issue that may lead to physical health issues. We are committed to providing support and education for individuals struggling with alcohol and/or drug-related problems. Students are encouraged to seek help and support from one of AVTEC’s Counselors. The AVTEC Counselors are confidential resources who will provide education, counseling, resources, and referrals for those in need.

Individuals in violation of this policy who remain in training will be provided additional educational materials designed to address the behaviors that lead to the policy violation, in addition to any corrective actions.

Health Risks of Alcohol and/or Drug use:

Alcohol and/or Drug use may cause a multitude of medical, mental, or social complications that may be short lived or long term. It is important to understand that using mood altering substances may lead to health risks including, but not limited to, those listed below:

Alcohol:	Unintended injury, self-harm, high blood pressure, heart disease, stroke, liver disease, cancer, mental health issues, alcohol poisoning and possible death.
Drugs:	Asthma, increased risk of HIV, anxiety, confusion, insomnia, paranoia, increased aggression, nausea, constipation, coma, brain damage, liver and/or kidney disease, heart infection, weight loss, severe dental problems, hallucinations, and possible death.

Health Resources in the Seward area:

- **Seward Community Health Center:** 417 First Ave., Seward. Phone: 907-224-2273
- **Providence Seward Medical Center:** 417 First Ave., Seward. Phone: 907-224-5205
- **North Star Clinic:** 201 Third Avenue, Room 201, Seward. Phone: 907-224-3490
- **SeaView Seward Mental Health Center:** 1400 Chamberlain Road, Seward. 907-224-5257

Compliance:

State and Federal Laws: This policy is in compliance with Alaska state laws and federal regulations regarding alcohol and drug use.

Drug-Free and Alcohol-Free Campus and Workplace Act: This policy is in compliance with the standards, notifications/distribution, and reporting requirements of the Drug-Free and Alcohol-Free Campus and Workplace Act

Amendments and Updates:

AVTEC reserves the right to amend or update this policy as needed, and all changes will be communicated to the AVTEC community including current students, faculty, and staff.

[Alaska State Statutes, Consequences, and Illicit Conduct:](#)

Alcohol - Statutes	Consequences	Conduct/ Offense
Possession, control, or consumption by persons under 21 years of age.	Offense: Fines up to \$500 and an alcohol safety action program	A person under 21 years of age who knowingly consumes, possesses, or controls an alcoholic beverage commits the offense of minor consuming or in possession or control.
Furnishing or delivery of alcohol to persons under the age of 21	Class C felony: Fines up to \$50,000 and up to 5 years in prison	A person may not furnish or deliver an alcoholic beverage to a person under the age of 21 years.
Operating a Vehicle, While Under the Influence	Minimum of 72 hours in jail and fines no less than \$1,500	A person commits driving while under the influence of an alcoholic beverage, inhalant, or controlled substance including driving a motor vehicle or operating an aircraft or a watercraft.

Cannabis - Statutes	Consequences	Conduct/Offense
Public consumption	Fines up to \$100	It is unlawful to consume marijuana in public.
Personal use of Marijuana, under 21	Misdemeanor Class B: Fines up to \$1000	A person under 21 years old possessing, using, displaying, purchasing, or transporting marijuana

Controlled Substance - Statutes	Consequences	Conduct/Offense
First-degree Misconduct Involving a Controlled Substance	Unclassified Felony: 5-99 Years in prison and fines up to \$500,000	Delivers schedule IA, IIA, or IIIA controlled substances to people under 19 years of age where the dealer is more than 3 years older; Engages in a continued felony drug dealing enterprise.
Second-degree Misconduct Involving a Controlled Substance	Class B Felony: Up to 10 Years in prison and fines up to \$100,000	Manufactures/delivers a schedule IA controlled substance; Manufactures/intends to manufacture methamphetamine (including possession certain quantities of listed chemicals with intent to manufacture methamphetamine).
Third-degree Misconduct Involving a Controlled Substance	Class C Felony: Up to 5 years in prison and fines up to \$50,000	Manufacturing, delivering, or possessing with intent to manufacture or deliver any amount of a schedule IVA or VA drug; or possessing any amount of a schedule IIA, IVA, VA, or VIA drug near a school;
Fourth-degree Misconduct Involving a Controlled Substance	Misdemeanor, Class A: Up to 1 year in prison and fines up to \$25,000	Under circumstances not otherwise proscribed, possessing any amount of a schedule IA, IIA, IIIA, IVA, VA, or VIA drug.

**Controlled Substances: a drug or chemical whose manufacture, possession, or use is regulated by a government*

Appendix B – Attendance Policy

AVTEC’s mission is to train students for employment.

Attendance is a job training competency that is assessed daily. The best path to success for every student is to be on time and prepared to train during all available training time. This is the expectation for every student. It is understood that throughout the training term there may be occasional absences from training.

Types of absences are defined as follows:

- **Excused Absence:** Absences reported to the instructor before the class start time are excused. Excused absences of longer than three days will require verification or other documented explanation of the absence.
- **Unexcused Absence:** Failure to notify the instructor before the class start time are unexcused. Outside of injury or illness, removal from class for any reason will be considered unexcused absences. Time spent in police custody will always be considered unexcused.
- **Tardy:** Arriving at training, without prior notice to the instructor, after the scheduled start time and/or from a break is a tardy and considered an unexcused absence. The instructor will have the discretion to excuse a tardy on a case-by-case basis.
- Absences, whether excused or unexcused will be recorded in 15 minute increments.

Total absences, unexcused and excused combined, cannot exceed **10% of the available training to date**. The following outlines AVTEC’s Attendance policy and procedures:

A student will be issued a warning when:

- The student is tardy three times within an eight-week period.
- The student has three hours of unexcused absences or **missed 6% of the available training to date**.
- Additional information on warnings can be found under the Corrective Actions section of this policy.

A student will be placed on probation when:

- Student fails to complete or follow through with terms and conditions outlined within an issued written warning; or
- Unexcused absence hours equal to one full day of training, or
- Student is tardy four times within an eight-week period; or
- Student falls below the rate of progress/attendance of 90% attendance during available training to date.
- Additional information on probations can be found under the Correction Actions section of this policy.

Students must contact or coordinate absences with their instructor before the start of class time. Contact information will be provided during the instructor orientation with the class. **Student participation in class is mandatory and required for successful completion of your training.**

Students absent (unexcused) all day for three consecutive training days will be dismissed from training the morning of the fourth day. Students currently appealing a dismissal from training for attendance violations are expected to be in training during the appeal process.

Leave of Absence

The purpose of this policy is to confirm that AVTEC is in compliance with federal regulations, 34 CFR 668.22 (d), regarding the process for students requesting a leave of absence.

A Leave of Absence (LOA) is a period of time, formally agreed upon by the school and the student, in which the student has a **break in training due to extenuating circumstances**. A LOA is an interruption in

training; it is not a period of excused absences. A LOA must be 4 or more school days and cannot exceed 180 days in any 12-month period. Training time missed during a LOA does not count against the student's attendance record. The training clock stops during an LOA. An LOA should NOT be confused with a series of consecutive absences from training by a student.

The department head of the student's training program is the approving authority for an LOA up to 60 days. An AVTEC administrator must approve any LOA longer than 60 and up to 180 calendar days in a 12 month period.

The LOA begins with consultation between the student, the student's counselor, and the student's instructor.

The LOA documentation is prepared by the counselor. The instructor must approve of the LOA for the documentation to be forwarded to the department head for final approval.

Valid reasons for a LOA may include, but are not limited to the following examples:

- Extended illness or injury of the student or their immediate family (parent, siblings, spouse, dependents).
- Medical reasons including maternity/paternity leave or in support of a maternity/paternity issue.
- Bereavement leave due to a death in the family.
- Military service.
- Discretionary leave as deemed appropriate by the department head.

A Leave of Absence Request and Approval form must be completed and signed by both the student, the instructor, and the department head (and an administrator if required). The original form will be maintained in the student's permanent file. If the student is unavailable to sign the form at the beginning of the leave, the student must sign it the day the student returns from the LOA.

Corrective Actions:

Students are provided due process in corrective actions. However, depending on the severity of the violation, a student may be dismissed by the AVTEC Director or their designee.

Warning

Written warnings are generally the first step in the corrective action process. They can be issued by any instructor or staff member in authority at AVTEC. Written warnings will include the reason for the warning, and the terms and conditions to be met to avoid further corrective actions. Students are required to meet with their program counselor and financial aid within two business days of being given a warning.

Students who do not follow the terms or meet the conditions of the warning may be subject to further corrective action steps including probation, restrictions from campus facilities, and/or dismissal from training.

Warnings will be issued when:

- Tardy three times within an eight-week period.
- The student has three hours of unexcused absences or missed 6% of the available training to date.

Probation

Students may be placed on probation as the next step in the corrective action process if the written warning terms and conditions were not met or lack of Satisfactory Academic Progress (which includes the rate of attendance. See the Satisfactory Academic Progress policy for more detail), violations of AVTEC policies, rules and regulations.

Any instructor or staff member in authority at AVTEC can place a student on probation. Instructors placing a student on probation will consult with their department head before doing so.

Probation documents include the reason for the probation and the terms and conditions which must be met to regain good standing. Students are required to meet with their program counselor and financial aid within two business days of being placed on probation.

The duration of the probation period is initially 30 days but can be extended once for an additional 30 days. Students may come off probation early, if they meet the conditions of the probation before the scheduled completion date.

A student cannot be on more than two types (i.e. Attendance and SAP; or SAP and violation of Student Code of Conduct) of probation at the same time. Should a third probation be warranted, regardless of current probation status, it is grounds for immediate dismissal.

Dismissals

Students may be dismissed for failure to satisfy the conditions of an attendance probation, violation of the terms and conditions of the probation while on probation, for a third probation, or for violation of other codes of conduct.

Student will be notified of dismissal in writing, by a Department Head or the AVTEC Operations Manager.

Appendix C - Campus Security Policy

AVTEC provides a safe learning environment for all students and a safe living environment for all residents and their dependents. AVTEC is subject to policies and procedures from various federal, state, and local laws, including, but not limited to, the Higher Education Act and the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Acts.

AVTEC prepares an annual report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. The full text of this report is on the AVTEC website at www.avtec.edu. The report is prepared in cooperation with the Seward Police Department.

The Violence Against Women Act (VAWA) requires the inclusion and dissemination of information about sexual offenses that occur on campus as well as details about what constitutes a sexual offense, and resources available for the accuser and accused in these incidents.

Definitions

- Awareness Programs: Programs, campaigns, or initiatives that increase audience knowledge of the issues of sexual assault, domestic violence, dating violence, and stalking, and share information and resources to prevent interpersonal violence, promote safety, and reduce perpetration.
- Bystander Intervention: Safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene in situations of potential harm when there is a risk of domestic violence, dating violence, sexual assault, or stalking against a person other than the individual
- Consent: Affirmative consent is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression.
- Domestic Violence: Under Alaska State law, it is illegal for a person to hurt you physically in any way, to force you to have sex when you don't want to, to threaten to hurt or kill you or your children or to destroy your property. Domestic violence occurs when you are physically, sexually, or emotionally abused by another person who is associated with you as:
 - A spouse or former spouse;
 - A person you have dated, or are presently dating;
 - A person with whom you have had sex;
 - A person who lives, or has previously lived with you, in the same household;

- A parent, stepparent, grandparent, child or grandchild, aunt, uncle, cousin, second cousin or children of any of these persons. Under Alaska law, dating violence is considered to be domestic violence when it involves individuals who are in current or former dating relationships, regardless of their housing situation.
- Ongoing Prevention and Awareness Campaigns: Campaigns that are sustained over time, focusing on increasing awareness or understanding of topics relevant to SA, DV, and stalking prevention. These programs will occur at different levels throughout the institution (i.e., faculty, athletics, and incoming students) and will utilize a range of strategies.
- Primary Prevention Programs: Programming, initiatives, and strategies intended to stop domestic violence, dating violence, sexual assault or stalking before it occurs to prevent initial perpetration or victimization by promoting positive and healthy behaviors and beliefs
- Stalking: Under Alaska law, it is illegal for another person to intentionally act in such a way that recklessly places you or someone else in fear of death or physical injury to yourself or your family member. Examples of stalking vary but stem from "nonconsensual contact" which means that any contact that is initiated or continued without that person's consent, after someone has expressed a desire to cease contact, or is outside of the realms of the desired contact. Some examples include:
 - following or appearing within sight of that person;
 - approaching or confronting that person in a public place or on private property;
 - appearing at the workplace or residence of that person;
 - entering onto or remaining on property owned, leased, or occupied by that person;
 - contacting that person by telephone;
 - sending mail or electronic communications to that person; or
 - placing an object on, or delivering an object to, property owned, leased, or occupied by that person.
- Sexual Assault: Sexual penetration or sexual contact of another person without consent is sexual assault and can occur under a variety of circumstances, including but not limited to:
 - Engaging in sexual penetration with someone without their permission and/or who has told you no;
 - Engaging in or attempting sexual penetration or contact with someone without their permission and they are seriously physically injured as a result;
 - Engaging or attempting to engage in sexual activity or contact with someone known to be mentally incapable;
 - Engaging or attempting to engage in sexual activity with someone who is incapacitated, too drunk or high to remember what happened, too drunk or high to walk, talk or clearly communicate and to give consent; or
 - Engaging in or attempting to engage in sexual activity or contact with someone who is unaware of what is happening to them.

Appendix D-Pregnant Student Policy

AVTEC is committed to creating and maintaining a community where all individuals enjoy freedom from discrimination, including discrimination on the basis of sex, as mandated by Title IX of the Education Amendments of 1972 (Title IX).

AVTEC will not discriminate against any student, or exclude any student from its education program or activity, including any class or extracurricular activity, on the basis of such student's pregnancy, childbirth, false pregnancy, termination of pregnancy, or recovery therefrom. In accordance with Title IX, AVTEC will grant a pregnant student leave for the length of time deemed medically necessary by the student's physician and in accordance with AVTEC's Leave of Absence (LOA) Policy.

To the extent possible, AVTEC will take reasonable steps to ensure that pregnant students who take a LOA return to the same educational status the student held prior to LOA. Given the nature of our cohort-style programs, LOA's are sufficient cause to permit the student to join a subsequent cohort when returning from

leave, depending on the circumstances. Nothing in this policy requires modification to the essential elements of any academic program.

Pregnant students are encouraged to discuss their circumstances with their department head by the sixth month of pregnancy or sooner to explore options for academic success, which may include make-up work, LOA or re-starting the program. The Title IX Coordinator will assist with plan development and implementation as needed.

Accommodations

Students with a pregnancy-related condition, like any student with a short-term or temporary disability, are entitled to reasonable accommodations so that they will not be disadvantaged in their program of study. Students who wish to discuss their need for such accommodations should seek assistance from the Title IX Coordinator. Pregnancy related accommodations shall be based on the pregnant student's request, and shall not be initiated by AVTEC.

As with disability accommodations, information about pregnant students' requests for accommodations will be shared with faculty and staff only to the extent necessary to provide the reasonable accommodation. Faculty and staff shall regard all information associated with such requests as private and will not disclose this information unless necessary. Administrative responsibility for these accommodations lies with the Title IX Coordinator, who will maintain all appropriate documentation related to accommodations.

Reasonable accommodations may include, but are not limited to:

- Providing accommodations requested by a pregnant student to protect the health and safety of the student and/or the pregnancy
- Making modifications to the physical environment
- Extending deadlines and/or allowing the student to make up tests and assignments missed for pregnancy-related absences
- Allowing breastfeeding students reasonable time and space to pump breast milk in a location that is private, clean, and reasonably accessible

Attendance and Enrollment Options

Please refer to AVTEC Student Handbook's, Class attendance and Leave of Absence policies.

Note that longer periods of leave may interfere with your ability to maintain satisfactory academic progress.

Withdrawal

A Withdrawal occurs when a student determines that they must pause their education for medical reasons by taking a quarter or more off from their program of study. If a pregnant student wishes to withdraw for pregnancy and postpartum/parenting reasons and reenroll at a later date, AVTEC will work to help reinstate the student to the same educational status the student held prior to withdrawing. After a Withdrawal, a student seeking reenrollment will need to join the next available cohort. AVTEC reserves the right to require a student to restart a program.

Make-Up Work

Make-up work will be available to pregnant and postpartum/parenting students or may be given the opportunity to restart the program. The specifics of the make-up work assignments and related due dates will be left to the instructor and department head to determine.

Appendix E – Financial Aid Policies

Repayments-Title IV Federal Policy

Students receiving any Federal Title IV aid, such as Federal Pell Grants, Federal Stafford Loans, and Federal PLUS loans are subject to the regulations of that program as written by the Federal Government under the Higher Education Act of 1965 (as amended).

Students who withdraw from class, are terminated by the institution, or otherwise do not complete their contracted class prior to completing more than 60% of the payment period will have their eligibility for aid recalculated based on the percent of the term that has elapsed and that the student has completed. For example, when a student withdraws and has only completed 30% of their first term of training, it will be determined they have only “earned” 30% of the Federal Title IV aid that has been disbursed or could have been disbursed for that term. The other 70% of the funds must be returned by the student/school, as those funds are considered “unearned” funds.

When the amount of aid that is considered “unearned” and must be returned by AVTEC is more than the amount that the student has on their account at AVTEC, the student must repay AVTEC. The student will not be able to attend AVTEC again until that debt is repaid. The funds returned will be returned to the appropriate Title IV programs in this order: Unsubsidized Federal Stafford Loans, Subsidized Federal Stafford Loans, Federal PLUS Loans, and Federal Pell Grants.

Once the school returns the portion of aid they are required to return and there is still an amount considered “unearned” and due, the student is responsible for repaying that debt to the US Department of Education. This information will be referred to the US Department of Education by AVTEC. Failure to repay these funds may result in the inability to receive Federal Title IV aid, tax refund garnishment, and other consequences.

When it is determined that a withdrawing student has more aid earned than has actually been disbursed as of the withdrawal date, AVTEC may apply “post-withdrawal disbursements” to any current year charge owed AVTEC without the specific permission of the student, providing the student would have been otherwise eligible for the aid as of the withdrawal date. Should any of the “post-withdrawal disbursement” aid remain after paying amounts owed to AVTEC, withdrawing students (or their respective PLUS borrower) will be offered, in writing, post-withdrawal disbursements of the funds within 30 days of the withdrawal/termination date. The withdrawing student must accept the balance of the “post-withdrawal disbursement” within 14 days, and AVTEC must provide the funds to the withdrawn student within 90 days of the withdrawal date. If the student (or parent for PLUS loans) does not respond within the 14-day window, AVTEC is not required to make the disbursement, but may do so at its discretion.

The fees, procedures and policies listed above supersede those previously published and are subject to change.

Conviction for Possession or Sale of Illegal Drugs

A student is ineligible to receive title IV, HEA program funds, if the student has been convicted of an offense under any Federal or State law involving the possession or sale of illegal drugs for conduct that occurred during a period of enrollment for which the student was receiving title IV, HEA program funds. However, the student may regain eligibility before that time period expires under the certain conditions.

A conviction means only a conviction that is on a student's record. A conviction that was reversed, set aside, or removed from the student's record is not relevant, nor is a determination or adjudication arising out of a juvenile proceeding.

An illegal drug is a controlled substance as defined by section 102(6) of the Controlled Substances Act (21 U.S.C. 801(6)), and does not include alcohol or tobacco.

If a student successfully completes certain drug rehabilitation programs after the student's most recent drug conviction, the student may regain eligibility on the date the student successfully completes the program.

Please contact Financial Aid for more information. 1-907-224-6156

AVTEC is required to have a fair and equitable refund policy. Using the appropriate refund policy related to the student's financing and program length, a refund is calculated when a student withdraws, drops out, is terminated or fails to complete the student's contracted training program on or after the first day of training. The institution refunds 100 percent of the tuition and fees collected in advance for classes it cancels within 30 days of the planned start date.

Refund Calculations

Refund calculations are made from the last date of recorded attendance. Refunds are processed no later than 30 days after the student's official withdrawal date. If the student does not officially withdraw, refunds will be made no later than 30 days from the date the school terminates the student or determines the student has withdrawn.

At times students present with multiple sources of funding. When leaving AVTEC and requesting a refund, any student funds remaining on account for repayment are prioritized depending on the regulations that apply to the source of those funds. The following is the priority of the distribution of refunds, as mandated by Federal and State regulations:

1. Unsubsidized Federal Direct Loans
2. Subsidized Federal Direct Loans
3. Federal Pell Grants
4. Alaska Supplemental Education Loan
5. Other federal, state, private, or institutional sources of aid
6. The student and/or student's family.

Tuition Refund

After 50 percent of the allotted program training period has elapsed, no refunds will be granted. Prior to 50 percent of lapsed training time, refunds will be made as follows:

- Before the 4th day of training, 100 percent tuition refund.
- The 4th day up to ten percent of the allotted program training for that period, 90 percent tuition refund
- After ten percent but not more than 20 percent of the allotted program training, 80 percent tuition refund
- After 20 percent but not more than 25 percent of the allotted program training, 55 percent tuition refund
- After 25 percent but not more than 50 percent of the allotted program training, 30 percent tuition refund

Room and Board Refund

Room and board/rent is refunded, consistent with the agreement signed for housing. Any funds on account in excess of the current charges will be refunded, provided the room is cleaned and free of damage other than reasonable wear and tear.

Veteran's Refund

Refunds to eligible veterans will be made on a prorated basis.

Returned Checks

A returned check fee of \$25.00 is charged to the student's account on whose behalf the check was written. The fee is assessed for any checks returned to AVTEC regardless of the reason.

Appendix F – Internet Use Policy

Definitions

Authorized Use: Any scholarly activity, AVTEC business activity or personal activity by an authorized user that does not violate any federal or state law or AVTEC policy.

Authorized Users: Currently enrolled students, authorized guests, or other individuals approved by the AVTEC Administration or their designee.

Computing resources: Refers to and includes any and all forms of computer-related equipment, tools, and intellectual property. This includes computer systems, personal computers, and computer networks and all forms of software, firmware, operating software, and application software owned by AVTEC or under the school's possession, custody, or control.

Email: Electronic mail

Personally Owned Computer (POC): Any desktop or laptop, or handheld computing devices such as tablets, smartphones, gaming devices, or other electronic devices that may connect to AVTEC computing resources owned by an employee or student that is used on campus or in campus housing.

AVTEC Owned Computer (AOC): Any AVTEC-owned desktop computer, laptop computer or handheld computer assigned to or used by an Authorized User.

Personal use of campus computers in offices, computer labs, library and other areas is allowed within reasonable limits. Authorized users shall be made aware that they are using AVTEC equipment and/or resources, and such use is a reflection on the institution. Authorized users shall be aware that they are subject to all AVTEC policies while personally owned computers are connected to AVTEC's network.

IT Rights and Remedies

IT Services is responsible for enforcing AVTEC's Acceptable Use of Computing Resources Policy. It shall be enforced in concert with all other AVTEC policies and local, state and federal laws pertaining to the use of the network and computer resources. This policy applies to both the AVTEC wired and wireless networks. It is the user's responsibility to be aware of all relevant policy documents.

Network Access

Individuals should always have a contingency plan for critical activities, assignments, and/or communications. Campus network resources are as advanced as possible. IT Services cannot control the failure of equipment and/or network and/or remote location problems beyond the boundary of AVTEC's campus.

Enforcement of the Acceptable Use Policy

As a state-owned resource, the Campus Network is monitored. The network data content is not monitored, reviewed or stored. If connections to and from the user's computer look unusual, the user will receive an email or phone call from a staff member about the activity. The staff member will attempt to ensure that the computer is configured correctly and/or not infected with a virus. In some cases, the user may be asked to modify their activity.

In extreme cases, the computer may be disconnected from the network without warning. IT Services has the authority, depending on circumstances, to block network access to/from the user's machine. Repeated violations may result in permanent loss of network connectivity privileges.

Failure to abide by AVTEC's Acceptable Use of Computing Resources Policy and the AVTEC General Acceptable Use Policy may result in actions including but not limited to:

- Immediate disconnection from the Campus Network without warning
- Disciplinary action, as outlined in AVTEC Housing and Student Affairs Policies
- Legal action under state and federal law

User Responsibilities

1. If registration information changes, the user must contact AVTEC's IT Services with the updated information.
2. The user is responsible for all network traffic generated by their network-attached device. The user will be held accountable for violations of the applicable policies regardless of whether the user 1) generated the traffic, 2) is aware of the traffic, or 3) is aware of the policy violation.
3. The user is responsible for seeking clarification from IT Services about any situations that they feel may violate policy.
4. The user is responsible for installing, maintaining, and utilizing a virus prevention application.

5. The user is responsible for protecting the wireless network's security software, so it is not transferred from one machine to another. The user is also responsible for the safekeeping of their authentication, user identification, and password.

Unacceptable Use

The performance of AVTEC business, education, and institutional functions require the appropriate use of network resources. Any disruption of the network can penalize hundreds of users on campus. Under no circumstances is an AVTEC student or authorized guest to engage in any activity illegal under local, state, or federal law or to violate the Alaska Administrative Code.

The actions listed below are prohibited and are the responsibility of the user, whether intentional or accidental:

1. Violating any state or federal law or regulation
2. Any action that would impair the function of the network
3. Any action that would deny or impair network service to another system or user
4. Operation of any server on the network
5. Peer to peer programs that share music, video, or other files
6. Hosting a WEB site on a machine connected to the campus network
7. Providing access to the AVTEC network to non-authorized users
8. Using a computer, computer account, or system without authorization
9. Using the campus network to gain unauthorized access to any computer (hacking)
10. Connecting to another Internet Service Provider (dial-up, DSL, cable modem) while connected to the campus network
11. Performing an act that will interfere with, damage, or otherwise degrade the normal operation of other systems and/or network resources; including, but not limited to, running, installing, or distributing programs known as computer viruses, Trojan horses, and worms
12. Attempting to monitor or tamper with another individual's electronic communications, including scans, "sniffers," and probes of the campus network
13. Attempting to circumvent data protection schemes or security mechanisms
14. Misrepresenting one's identity to avoid accountability, including, but not limited to, falsifying one's E-mail address or impersonating others in any communication form
15. Using another individual's computer account identity
16. Violating terms of applicable software licensing agreements or copyright protection laws, including making available materials such as music, videos, text, or software without appropriate permission
17. Taking any action that invades the privacy of individuals or entities that are creators, authors, users, or subjects of information resources
18. Using the network for commercial purposes, for personal financial gain, or the exchange of services for money or any other thing of value. Advertising of the availability for sale of miscellaneous used personal property belonging to the resident is not commercial within the meaning of this paragraph
19. Using an unauthorized IP address or statically assigned address
20. Using electronic mail, services, or facilities to harass others, including, but not limited to, sending unsolicited mass mailings over the network (chain mail, solicitations, etc.), sending email and/or attachments to an individual who has requested that such email and/or attachments not be sent, using harassing comments or activities during Internet Chat applications
21. Connecting a personal wireless switch, router, or access point to the campus network
22. Extending the campus network services by modifying the wiring beyond the area of their intended use of one computer per data jack. This applies to all network hardware, computer lab equipment, and in-room data jacks

Appendix G-Student Housing Policies

Students living in campus housing, including Family Housing Apartments, have requirements in addition to those in the Student's Code of Conduct and elsewhere in this handbook.

Checking Out

At the end of training, students are expected to return their room key & any borrowed equipment or items and clean their housing area to the condition when they arrived. This includes thoroughly cleaning walls, floors, bathrooms, and furniture. A Residence Life Attendant will perform a room inspection before departure. Damages to the room, furniture or items left unclean when a student departs will result in the withholding of Graduation Certificate until cleaning or damage charges are paid.

Entrances

AVTEC does not enforce a curfew for residence hall residents. The main entrances of both residence halls are open 24 hours a day. For security purposes, all other exterior doors are locked during quiet hours. Do not use emergency exits unless there is an actual emergency. All emergency exits will sound an alarm if used.

Housing Assignments and Occupancy

Housing assignments are determined before arrival at AVTEC. Any student wishing to change housing status, room/apartment assignments, or those vacating early for any reason need to inform residence life staff. The residence life staff must approve all changes.

Housing Inspections

Staff will perform monthly health and safety inspections inside Residence Hall rooms and Family Student Housing Apartments. Public notice of inspections will be posted at least 24 hours in advance.

Students will receive a written notice of issues discovered during the inspection that must be corrected within a reasonable period of time, which will be in the notice. AVTEC staff may address issues not corrected within the time allowed, and students will be charged for time and materials to remedy the deficiencies.

Items to Borrow

The Residence Life Department has many items that can be checked out for use by students living in the residence halls. TVs, fans, heaters, irons, sewing machines, coffee makers, desk lights, and various recreation items can be checked out for 24 hours at a time. Please see a Residence Life attendant to check out these items.

Laundry

Laundry rooms in Dunham Hall are open 24 hours. Laundry rooms in the 4th Avenue residence hall are locked during quiet hours (10pm - 7am). Laundry should be removed from machines as soon as it is finished. Student use of AVTEC laundry facilities is at your own risk. Detergent and supplies can be purchased at local grocery stores or the student snack bar. Residence Hall laundry room use is for residence hall residents only.

Maintenance Requests

Residents are not permitted to make repairs to AVTEC facilities. Residents must contact the Residence Life office to report broken or inoperative items. After the request is made, a maintenance person will promptly attend to the issue, depending on the severity of the needed repairs.

Messages

Messages for residents may be left at the Residence Life office. A public phone for local use is available in the Dunham Hall lobby. The Residence Life office phone number is 907-224-6100.

Moving Out of Residence Halls

Students must vacate their room no more than 48 hours after program completion. Students must remove all personal belongings, clean the room and bathroom, return the key, and pass a housing inspection prior to being cleared to leave. Students will be charged for additional cleaning, repairs, lost keys and borrowed items. All charges must be cleared on the student account to receive their program Certificate of Completion.

Occupancy during Holidays and Summer Breaks

Students cannot stay in their rooms in the residence halls during the winter holiday but may leave their personal belongings in their rooms. Students must vacate, clean, and check out of their rooms for the summer break using the same process and guidelines found in the section on moving out.

Summer storage of personal belongings is available for returning students and can be coordinated with the Residence Life Department Head.

Quiet Hours

Quiet hours are from 10:00 p.m.–7:00 a.m. and are strictly enforced. Be respectful to your neighbors. Off-campus guests (including family housing residents) are required to be out of the residence hall and off-campus by 10:00 p.m.

Residence Hall Recreation Areas

The lounges and recreation areas inside the residence halls are open at all times. The TV volume and noise in these areas must be kept at an appropriate level so as not to disturb other residents. Quiet hours are strictly enforced in these areas. Please respect the furniture and other users of the facility. Furniture may not be removed from common areas.

Residence Life Office

Residence Life staff are available 24-hours a day, seven days a week. The Residence Life office is located in the Willard E. Dunham Residence Hall lobby. The office phone is 907-224-6100, and the cell number is 907-362-1645, where staff can be reached if they are not in the office.

Right to Entry

Residents have the right to privacy in their Residence Hall room or Family Student Housing Apartment. Residents should lock their doors when they are not in their room and use good judgment to store valuable items. Staff may enter a room after knocking loudly and announcing themselves within these parameters:

- During unoccupied breaks for maintenance or other business purposes
- After prior public notice to conduct regular and monthly housing health and safety inspections;
- After prior public notice to affected residents, to perform maintenance work necessary for the continued operation of the entire facility;
- After prior notification to the resident, to prepare room space for a new resident or to pack the belongings of a former resident;
- To make repairs after a resident has given notice of needed maintenance;
- To locate a missing student when their whereabouts cannot be determined from instructors or friends, and when his/her roommate is unavailable;
- To handle any emergency which threatens the health and safety of the resident or other residents; or
- To investigate activity that appears to violate AVTEC policy and regulations, when staff has probable cause.

Room Cleaning

Residents are responsible for keeping their rooms and bathrooms clean, coordinating with their suitemate to ensure regular cleaning. Vacuum cleaners, mops, brooms, trash bags, gloves, and other cleaning supplies are available in several locations around campus. Residents must bring their trash to the dumpsters located outside in the alley and near the main entrance.

Safety

Safety is our priority. Residents are expected to use good judgment regarding all activities on and around campus. Unsafe behavior on AVTEC property will not be tolerated. If you see anything that looks or feels unsafe, please let a Residence Life attendant know as soon as possible.

Wall Hangings

Do not use nails, tacks, screws, or tape to hang items on the walls of residence hall rooms. Only use poster putty or cork strips inside rooms to mount items to the walls. Residents will be charged for damage due to thumbtacks or other wall attachments. All items hung on residence hall room walls in plain view must be appropriate.

Appendix H-AVTEC Title IX Policy

Members of the AVTEC Community have the right to be free from all forms of sex/gender harassment, discrimination and misconduct. All members of the AVTEC Community are expected to conduct themselves in

a manner that does not infringe upon the rights of others. AVTEC uses the preponderance of the evidence as a standard for proof of whether a violation occurred.

Title IX Coordinator

AVTEC's Title IX Coordinator oversees compliance with all aspects of the sex/gender harassment, discrimination and misconduct policy. Anyone wishing to make a report relating to discrimination or harassment may do so by reporting the concern to the Title IX Coordinator. The Coordinator is a non-confidential resource – while personal information will be protected, a formal complaint, investigation, and hearing based on the allegations may be conducted regardless of the wishes of the complainant if the Title IX Coordinator deems necessary. During regular business hours a complainant may report to the Title IX Coordinator in person, after hours complainants may report via email, phone, or mail.

Jamie Hall

Title IX Coordinator
Student Service Center, 519 4th Ave.
PO Box 889
Seward, AK. 99664
(907) 224-6114 or text (907) 422-7449
Email: jamie.hall@avtec.edu or titleix@avtec.edu

Reporting

Confidential Reporting

With limited exceptions, AVTEC employees are expected to immediately report actual or suspected discrimination or harassment to appropriate officials. If a complainant would like the details of an incident to be kept confidential, they may speak to an AVTEC counselor. These employees will maintain confidentiality except in extreme cases of immediate threat or danger, or abuse of a minor. AVTEC counselors are available to help AVTEC students free of charge.

Formal Reporting Options

All AVTEC employees have a duty to report, unless they fall under the “Confidential Reporting” section above. Complainants may want to consider carefully whether they share personal details with non-confidential employees, as those details must be shared by the employee with the Title IX Coordinator.

If the complainant does not wish for their name to be shared, does not wish for an investigation to take place, or does not want a formal resolution to be pursued, the complainant may make such a request to the Title IX Coordinator who will evaluate that request in light of the duty to ensure the safety of the campus and comply with federal law. In cases indicating pattern, predation, threat, weapons and/or violence, AVTEC will likely be unable to honor a request for confidentiality and may issue a warning to the community. In cases where the complainant requests confidentiality and the circumstances allow AVTEC to honor that request, AVTEC will offer interim supports and remedies, but will not otherwise pursue formal action.

As required, AVTEC includes statistics about Clery Act crimes in an Annual Security Report and provides those to the United States Department of Education. The information is reported in a manner that does not include personally identifying information.

Individuals experiencing harassment or discrimination always have the right to file a formal grievance with government authorities:

Office for Civil Rights (OCR)
U.S. Department of Education
915 Second Avenue, Room 3310
Seattle, WA 98174-1099
Telephone: (206) 607-1600
Facsimile: (206) 607-1601
Email: OCR.Seattle@ed.gov Web: <http://www.ed.gov/ocr>

Alaska State Commission for Human Rights
800 A Street, Suite 204
Anchorage, AK 99501-3669
By telephone at (907) 274-4692
or 1-800-478-4692 (toll-free)
By facsimile at (907) 278-8588

In the event that an incident involves alleged misconduct by the Title IX Coordinator, reports should be made directly to the AVTEC Director.

Sexual Harassment Defined

Anyone experiencing sexual harassment is encouraged to report it to the Title IX Coordinator. Remedies, education and/or training will be provided in response. A student or employee determined to be in violation of AVTEC's Title IX policy is subject to disciplinary action. Additionally, sexual harassment may be disciplined when it takes the form of quid pro quo harassment, retaliatory harassment and/or creates a hostile environment (see below).

Definitions

Title IX Sexual Harassment: Any of the following conduct on the basis of sex:

- Any instance of sexual assault, domestic violence, dating violence, or stalking (see below)
- Unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal educational access.
- Any instance of *quid pro quo* (see below) harassment by an AVTEC employee

Quid Pro Quo Harassment:

- Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature
- By a person having power or authority over another constitutes sexual harassment when
- Submission to such sexual conduct is made either explicitly or implicitly a term or condition of rating or evaluating an individual's educational (or employment) progress, development, or performance.
- This includes when submission to such conduct would be a condition for access to receiving the benefits of any education (or employment) program.

Sexual Assault: Misconduct that meets the definition of Rape, Fondling, Incest, or Statutory Rape, as defined below:

- Rape – The penetration, no matter how slight, of the vagina or anus of a person with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- Fondling - The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of age or temporary or permanent mental incapacity.

- Incest - Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- Statutory Rape - Sexual intercourse with a person who is under the statutory age of consent.

Domestic Violence: Felony or misdemeanor crimes of violence of committed by: (a) a current or former spouse or intimate partner of the victim, (b) a person with whom the victim shares a child in common, (c) a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner, (d) a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, (e) any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Dating Violence: Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

Stalking: Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others; or suffer substantial emotional distress.

Consent: A voluntary, positive agreement between the participants to engage in specific sexual activity. Consent cannot be obtained through coercion or force, or by taking advantage of the incapacitation of another individual. Consent can be withdrawn at any time.

Retaliation

Retaliation is defined as any adverse action taken against a person participating in a protected activity because of their participation in that protected activity. Retaliation against an individual for an allegation, for supporting a reporting party or for assisting in providing information relevant to an allegation is a violation of AVTEC policy.

Sanctions

Sanctions may be imposed upon any member of AVTEC found to have violated the Sex/Gender Harassment, Discrimination and Misconduct Policy. Potential sanctions are discussed respectively in the AVTEC Student Handbook and Employee Handbook.

Appendix I-AVTEC Title IX Procedure

Sexual Discrimination/Harassment Process Overview

This process involves a preliminary inquiry to determine if there is reasonable cause to believe the nondiscrimination policy has been violated. If so, AVTEC will promptly implement an effective remedy designed to end the discrimination, prevent its recurrence and address its effects.

AVTEC aims to bring all allegations to a resolution within a sixty (60) business day time period, which can be extended as necessary for appropriate cause by the Title IX Coordinator with notice to the parties. In overview, the timeline for resolution begins with notice to a mandated reporter. The Coordinator then engages in a preliminary inquiry that is typically 1-3 days in duration. From there, the allegation can lead to a formal investigation, which usually starts within days of the preliminary inquiry's conclusion. Investigations range from days to weeks, depending on the nature and complexity of allegations, with the aim for a 10-14 day window to completion. The parties are apprised of the status of the investigation as it unfolds. The process may then end or continue. If it continues, barring necessary extensions, the investigation leads to formal and informal resolution options, with the aim to complete in 10-14 days from the end of the

investigation. A failed informal resolution which triggers a formal resolution may require AVTEC to extend this timeline accordingly. From there, appeals may be requested, with a three-day window to file appeal requests once a formal determination is reached, a three-day window to grant or deny the appeal request, and another 7-10 days for a final resolution to be reached. In rare cases where a remanded decision results in a new hearing, the results of that hearing can be appealed once, which would typically add another 10-14 days to final results.

AVTEC's resolution will not typically be altered or precluded on the grounds that civil or criminal charges involving the same incident have been filed or that charges have been dismissed or reduced. However, AVTEC may undertake a short delay (several days to weeks) in its investigation or resolution process, to comply with a law enforcement request for cooperation (e.g.: to allow for criminal evidence collection) when criminal charges on the basis of the same behaviors that invoke this process are being investigated. AVTEC will resume its investigation and processes once notified by law enforcement that the initial evidence collection process is complete.

Interim Remedies/Actions

Upon receiving a report of sexual harassment, the Title IX Coordinator will initiate an investigation that determines whether the nondiscrimination policy has been violated. The Title IX Coordinator (or designee) may provide interim remedies intended to address the short-term effects of harassment, discrimination and/or retaliation. These supportive measures may include referral to counseling and health services, implementing contact limitations between the parties, altering housing situations, transportations resources, reasonable academic accommodations, and other appropriate support services and resources. AVTEC will keep interim remedies as private as possible. These supportive measures are offered to all complainants, regardless of whether the complainant chooses to file a formal complaint.

AVTEC may interim suspend a student or employee pending the completion of the investigation and resolution, particularly in when the safety or well-being of any member(s) of the AVTEC community may be jeopardized by the presence on-campus of the respondent.

Formal and Informal Resolution Procedure for Reports of Misconduct

This procedure applies to any member of the AVTEC community (faculty, students, and staff) who engages in discrimination or harassment. Any person can report alleged harassment or discrimination, including faculty, students, staff, guests, visitors, etc. All allegations of misconduct not involving harassment or discrimination will be addressed through the procedures in the respective student and employee handbooks.

The Title IX Coordinator will inform the complainant of the availability of the formal complaint and the formal complaint process. If the complainant files a formal complaint, AVTEC will investigate the allegations and, if appropriate, begin the grievance process.

Informal Resolution

Before pursuing the Formal Resolution Process, every reasonable effort should be made to constructively resolve conflict with students, faculty, staff, or administrators. Whenever possible and safe, the problematic behavior, conflict or misconduct should first be discussed by the impacted person and the person engaged in the problematic behavior, conflict or misconduct. AVTEC does not require an impacted party to contact the person involved or that person's supervisor if doing so is impracticable, or if the impacted party believes that the conduct cannot be effectively addressed through informal means. If informal efforts are unsuccessful, the formal resolution process may be initiated.

Formal Resolution

Initiating a Report of Misconduct by Employees

The AVTEC Human Resource office is designated for reports of notice of discrimination and/or harassment by employees, to address inquiries and coordinate AVTEC's compliance efforts regarding employee-related reports.

Initiating a Report of Misconduct by Students

AVTEC Counselors are designated to investigate reports of discrimination and/or harassment by students, to address inquiries and to coordinate AVTEC's compliance efforts regarding reports of misconduct by students, regardless of AVTEC's role of the complainant, who may be another student, faculty, staff, guest, or visitor.

Notice of a formal report can be made in person, by phone, via email or in writing to an AVTEC Counselor or the Title IX Coordinator. Upon receipt of a report, the Counselor will confer with the Title IX Coordinator on interim action, accommodations for the complainant, or other necessary remedial short-term actions.

Investigation

If the complainant wishes to pursue a formal resolution or if AVTEC, based on the alleged policy violation, wishes to pursue a formal resolution, written notice of the formal complaint will be sent to both parties and they will be notified of the grievance procedure. The Title IX Investigator will complete an investigation. Investigations are normally completed within 10-14 business days but may take longer depending on their nature or complexity. The complainant and respondent may decline to participate, and AVTEC may continue the process without their participation. The complainant and respondent are entitled to select an advisor of their choice to be present throughout the process. Both parties will be given notice of any interviews, meetings, or hearings conducted that they are permitted to attend. Other than to the parties, AVTEC will reveal information about its investigation and hearing only to those needing to know in order to carry out their duties.

The investigator will take the following steps (not necessarily in order):

- Determine the identity and contact information of the complainant;
- Identify the exact policies allegedly violated;
- Conduct an immediate initial inquiry to determine if there is reasonable cause to charge the respondent, and what policy violations should be alleged as part of the charge;
 - If there is insufficient evidence to support reasonable cause, the report should be closed with no further action;
- Meet with the complainant to finalize their statement;
- Prepare the notice of charges on the basis of the initial inquiry;
- Begin a thorough and impartial investigation by developing a strategic investigation plan, including a witness list, evidence list, intended timeframe, and order of interviews for all witnesses and the respondent.
- Make a finding, based on a preponderance of the evidence (whether a policy violation is more likely than not)
- Share the findings and sanctions with the complainant and the respondent.

At any point during the investigation, if it is determined there is no reasonable cause to believe AVTEC's policy has been violated, the Title IX Investigator has authority to terminate the investigation and end resolution proceedings.

Where the respondent is found not responsible for the alleged violation(s), the investigation will be closed. Where a violation is found, AVTEC will act to end the discrimination, prevent its recurrence, and remedy its effects on the complainant and the AVTEC community. All parties will receive written notification of the outcome, to the extent permitted by or mandated by law. Where the respondent accepts the finding of the investigation, AVTEC will impose appropriate sanctions for the violation.

In the event that the respondent rejects the findings in part or entirely, AVTEC will convene a hearing under its respective procedures to determine whether the responding party is in violation of the contested aspects of the report. The hearing will determine whether it is more likely than not that the respondent violated the policies forming the basis of the charge.

Hearing

If the complaint is not dismissed, AVTEC will select a hearing date between 5 and 15 business days after the investigative report is produced. A party may request the entire live hearing occur with the parties in separate rooms with technology enabling them to see and hear each other. At the hearing, both parties will have equal opportunity to present their own relevant evidence and witnesses. A party's advisor may ask the other party and any witness relevant questions. Parties may not conduct such questioning themselves. An AVTEC appointed decision-maker will determine whether the allegations have been proven by a preponderance of the evidence.

Advisor

All parties are entitled to an advisor to guide and accompany them throughout the process. The advisor may be a friend, mentor, family member, attorney or any other supporter a party chooses to advise them. People to be called as witnesses may not serve as advisors. If a party does not have an advisor, AVTEC will provide, without cost, an advisor of AVTEC's choice. This advisor need not be an attorney.

The parties are entitled to be accompanied by their advisor in all meetings and interviews at which the party is entitled to be present. Advisors are expected to advise ethically, with integrity and in good faith. AVTEC cannot guarantee equal advisory rights, meaning that if one party selects an advisor who is an attorney, but the other party does not, or cannot afford an attorney, AVTEC is not obligated to provide one. A party may elect to change advisors during the process.

Where an employee is a member of a union and entitled to a union representative in the process, that employee may be accompanied by the union representative as their advisor or may choose an advisor in addition to their union representative. In such cases, the other party may have two advisors as well.

Decision-Maker

A decision-maker, who is a person other than the Title IX Coordinator or Title IX Investigator, will attend the hearing. The decision-maker will determine whether the allegations have been proven by a preponderance of the evidence. The decision-maker will issue a written determination that includes findings of fact, conclusions about whether the alleged conduct occurred, the reasoning with regard to each allegation, any disciplinary sanctions against the respondent, and any remedies afforded to the complainant. The parties will receive written notification of the outcome of the hearing. This written notification of final decision is delivered to the parties and explains appeals options, and any changes to the results that could occur before the decision is finalized.

Additional Notes

AVTEC students are responsible for knowing the information, policies and procedures outlined in this document.

AVTEC reserves the right to make changes to this document as necessary and once those changes are posted, they are in effect. Students are encouraged to check AVTEC's website for the most recently updated version of

these policies and procedures. If government regulations change in a way that impacts this document, this document will be construed to comply with government regulations in their most recent form. Reports of misconduct made after the fact may raise issues of policy and procedure application, if policies and procedures have changed. Unless the parties accept current policies, all reports are governed by the policies that were in place at the time the alleged misconduct occurred. Procedures applicable are those that are in place at the time of resolution.

This document does not create legally enforceable protections beyond the protection of the background state and federal laws which frame such codes generally.

Appendix J-Title IX Frequently Asked Questions

Answers to some of the most commonly asked questions from AVTEC students regarding AVTEC's sexual misconduct policy and procedures.

Does information about a report remain private?

The privacy of all parties to a report of sexual misconduct will be respected, unless it interferes with AVTEC's obligation to fully investigate the allegations. When privacy may not strictly be kept, it will be tightly controlled on a need-to-know basis. Violations of the privacy of either party may lead to conduct action by AVTEC, though both parties are allowed to share their perspectives and experiences. All parties, including witnesses, involved in an allegation are strongly encouraged to maintain the privacy of information and/or written materials.

In all resolutions of sexual misconduct, all parties will be informed of the outcome. In some instances, the administration also may choose to make a brief public announcement of the nature of the violation and the action taken, without using the name or identifiable information of the alleged victim. If there is a report of an act of alleged sexual misconduct, made to an AVTEC staff member, and there may be evidence that a felony has occurred, local police must be notified. This does not mean charges will automatically be filed or that a victim must speak with the police, but the institution is legally required to notify law enforcement authorities. AVTEC also must statistically report the occurrence on campus of major violent crimes, including certain sex offenses, in an "Annual Security Report" of campus crime statistics. This statistical report does not include personally identifiable information

Will my parent/guardian be told?

If you are 18 or older, no, not unless you tell them. If you are under 18 your parent/guardian *may* be informed. In the event of major medical, disciplinary, or academic jeopardy, students are strongly encouraged to inform their parent/guardian. AVTEC officials will directly inform parent/guardian when requested to do so by a student, in a life-threatening situation, or if an individual has signed a release of information which allows such communication.

Will the responding party know my identity?

Yes, if AVTEC determines there is reasonable cause to believe a violation has occurred and investigates the matter. The respondent has the right to know the identity of the complainant. If there is a hearing, AVTEC does provide options for questioning without confrontation, including closed-circuit testimony, via Zoom or other method, using a room divider or using separate hearing rooms.

Do I have to name the responding party?

Yes, if you want formal disciplinary action to be taken against the respondent. You can report the incident without the identity of the respondent, but doing so may limit the institution's ability to respond comprehensively.

What do I do if I am accused of sexual misconduct?

DO NOT contact the complainant. You may contact an AVTEC Counselor, who can explain AVTEC's procedures for addressing sexual misconduct reports, and maintain your confidentiality, or you may seek other community assistance. See below regarding legal representation.

Will I (as a complainant) have to pay for counseling/or medical care?

AVTEC counselors are available to help AVTEC students free of charge. If you access community services, payment for these will be subject to state/local laws and insurance requirements.

What about legal advice?

Victims of criminal sexual assault need not retain a private attorney to pursue criminal prosecution because representation will be handled by the District Attorney's office. You may want to retain an attorney if you are considering filing a civil action or are the respondent. The respondent may retain counsel at their own expense if they determine that they need legal advice about criminal prosecution and/or the campus conduct proceedings. Both the respondent and the complainant may, at their own expense, use an attorney as their advisor during AVTEC's resolution process.

How is a report of sexual misconduct decided?

AVTEC investigates allegations of sex/gender based harassment, discrimination or misconduct to determine whether there is evidence to indicate a policy violation is "more likely than not." This standard, called the preponderance of the evidence, corresponds to an amount of evidence indicating a policy violation is more than 50% likely to have occurred.

What support services may be provided by AVTEC?

The Title IX Coordinator or an AVTEC Counselor (or a designee) may provide interim remedies intended to address the short-term effects of harassment, discrimination and/or retaliation. These supportive measures may include referral to counseling and health services, implementing contact limitations between the parties, altering housing situations, transportation resources, reasonable academic accommodations, and other appropriate support services and resources. AVTEC will keep interim remedies as private as possible. These supportive measures are offered to all complainants, regardless of whether the complainant chooses to file a formal complaint.

Will a complainant be sanctioned when reporting a sexual misconduct policy violation if he/she has illegally used drugs or alcohol?

No. The seriousness of sexual misconduct is a major concern and AVTEC does not want any of the circumstances (e.g., drug or alcohol use) to inhibit the reporting of sexual misconduct. AVTEC provides amnesty from consequences for minor policy violations that occur during or come to light as the result of a report of sexual misconduct.

Will the use of drugs or alcohol affect the outcome of a sexual misconduct conduct resolution?

The use of alcohol and/or drugs by either party will not diminish the respondent's responsibility. On the other hand, alcohol and/or drug use is likely to affect the complainant's memory and, therefore, may affect the resolution of the reported misconduct. A complainant must either remember the alleged incident or have sufficient circumstantial evidence, physical evidence and/or witnesses to prove that policy was violated. If the complainant does not remember the circumstances of the alleged incident, it may not be possible to impose sanctions on the respondent without further corroborating information. Use of alcohol and/or other drugs will never excuse a violation by a respondent.

Will either party's prior use of drugs and/or alcohol be a factor when reporting sexual misconduct?

Not unless there is a compelling reason to believe that prior use or abuse is relevant to the present matter.

What should I do if I am uncertain about what happened?

If you believe that you have experienced sexual misconduct, but are unsure of whether it was a violation of AVTEC's sexual misconduct policy, you should contact an AVTEC Counselor (confidential) or AVTEC's Title IX Coordinator.



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Seward, Alaska 99664-0889
(907) 224-3322 | (800) 478-5389
FAX (907) 224-4400
www.avtec.edu

A copy of this Handbook can be found at:

<http://handbook.avtec.edu>

AVTEC is a division of the Alaska Department of Labor and Workforce Development.