

within a limited focus as determined by the chairperson.

15. The term "policy" is defined as the written regulations of the College as found in, but not limited to, *The Student Code of Conduct*, *Residence Hall License*, *Student Handbook*, *Geneseo Update*, *Undergraduate Bulletin*, and *Graduate Bulletin*.
16. For students found responsible for hazing or other serious violations, especially those which lead to the death or serious physical injury to another person, a permanent notation will be made on the student's academic transcript. Further, students found responsible for such violations shall not receive credit for the semester in which the suspension or dismissal occurred, and will be liable for all tuition and fees for that semester. [Pending College Council approval; Fall 2004]

Article III - Proscribed Conduct

Geneseo is distinguished by one overriding purpose: to achieve excellence in higher education. The College realizes this through a spirit of cooperation and collaboration among all members of the community. In particular, Geneseo values:

Excellence, and upholds high standards for intellectual inquiry and scholarly achievement;

Innovation, and affirms a spirit of exploration that fosters continued excellence;

Community, and embraces the educational aspirations and interests that its members share;

Diversity, and respects the unique contributions of each individual to the campus community;

Integrity, and promotes the development of ethical citizens; service to society, and models the qualities it seeks to develop in its students;

Tradition, and celebrates its long history of collaborative, learning-centered education.

Individual honesty and integrity, respect of oneself and others, concern for the physical well-being of oneself and others, and concern for the community are fundamental to the development of self-awareness and interpersonal competence that characterizes a liberally educated person.

A. General Conduct Rules and Regulations

The following is a list of examples of the types of behaviors that are antithetical to the values Geneseo has identified as essential elements toward excellence in higher education. It is published to provide fair notice of the types of conduct that may result in disciplinary action. This list is not all-inclusive.

1. Physical or verbal abuse, intimidation, or harassment of another person or group of persons including acts such as killing, assaulting, battering, stalking, sexually assaulting, or sexually harassing another person.

2. Deliberate or careless endangerment; tampering with safety alarms or equipment; setting unauthorized fires; violation of specific safety regulations; failure to render reasonable cooperation in any emergency; possession, use, or storing on campus of firearms (including compressed air guns, pellet, or BB guns), weapons, dangerous chemicals, martial arts weapons, explosive devices of any description, knives, or fireworks.
3. Obstruction or forcible disruption of regular college activities, including teaching, research, administration, campus services, discipline, organized events, and operation and maintenance of facilities; interference with the free speech and movement of members of the College Community; refusal to identify oneself when requested or to obey any other lawful instruction from a College official or faculty member to discontinue or modify any action which is judged disruptive.
4. Dishonesty, including (but not limited to) provision of false information, alteration or misuse of documents, plagiarism and other academic cheating, impersonation, misrepresentation, or fraud. Causing, making, or circulating a false report or warning of a fire, explosion, crime or other catastrophe.
5. Obscene, indecent, or grossly inconsiderate behavior, exposure of others to highly offensive conditions, disregard for the privacy of self or others.
6. Theft, abuse, or unauthorized use of personal or public property, including unauthorized entrance to college facilities, possession of stolen property, and littering.
7. Illegal use, sale, distribution, manufacturing, or possession of stimulants, intoxicants, or drugs. Participation of a student in any incident, accident, or personal injury that is related to the use by that student of any stimulant, intoxicant, or drug.
8. Use or possession of open containers of alcoholic beverages on campus, other than at approved locations and events or in accordance with the SUNY Geneseo Policy on Alcohol and Illicit Drugs, is prohibited. Containers of alcoholic beverages found on campus which are not in compliance with approved college policies will be confiscated and/or destroyed by a University Police officer or College official.
9. Gambling on campus or at organized student activities.
10. Theft or abuse of computer time, including but not limited to:
 - a. Unauthorized entry into a file, to use, read, or change the contents, or for any other purpose.
 - b. Unauthorized transfer of a file.
 - c. Unauthorized use of another individual's identification and password.

- d. Use of computing facilities to interfere with the work of another student, faculty member or College official.
 - e. Use of computing facilities to send obscene or abusive messages.
 - f. Use of computing facilities to interfere with normal operation of the College's computing system.
11. Failure to comply with the lawful directions of any college official, staff member, or student employee who is acting in performance of duties of position or is explicitly assuming responsibility on behalf of the College in the absence of a particular official. (Emergency orders may supersede some written regulations. Students who receive orders which they consider unreasonable, although not illegal, must obey them at the time and may bring a formal complaint later against the issuing staff members by writing to the Vice President for Student and Campus Life.)
 12. Abuse of the Judicial System, including but not limited to:
 - a. Failure to obey the summons of a judicial body or College official.
 - b. Falsification, distortion, or misrepresentation of information before a judicial body.
 - c. Disruption or interference with the orderly conduct of a judicial proceeding.
 - d. Institution of a judicial proceeding knowingly without cause.
 - e. Attempting to discourage an individual's proper participation in, or use of, the judicial system.
 - f. Attempting to influence the impartiality of a member of a judicial body prior to, and/or during the course of, the judicial proceeding.
 - g. Harassment (verbal or physical) and/or intimidation of a member of a judicial body, witness, or complainant prior to, during and/or after a judicial proceeding.
 - h. Failure to comply with the sanction(s) imposed under the Student Code of Conduct.
 - i. Influencing or attempting to influence another person to commit an abuse of the judicial system.
 13. Deliberate incitement of others to commit any of the acts prohibited above; involvement as an accessory to any of the prohibited acts by providing assistance or encouragement to others engaged in them or by failure to separate oneself clearly from a group in which others are so engaged when there is sufficient time and opportunity.
 14. Violating state or federal law if such action has serious impact on the College community.
 15. Violating College policy.
- B. Violation of Law and College Policies
- Geneseo judicial proceedings may be instituted against a student charged with violation of a law which is also a violation of the Student Code of

Conduct. Proceedings under this Student Code of Conduct may be carried out prior to, simultaneously with, or following civil or criminal proceedings off-campus at the discretion of the Dean of Students.

Article IV - Procedures

1. Any member of the College community may file a complaint against any student for misconduct. A complaint shall be prepared in writing and directed to the Dean of Students. Any complaint should be submitted as soon as possible and no later than six months after the event takes place. The Dean of Students may waive the six-month limitation when a late submission is reasonable, as determined by the Dean of Students.
2. The Resolution Officer may conduct an investigation to determine if the charges have merit and/or they can be disposed of administratively by mutual consent of the parties involved on a basis acceptable to the Resolution Officer. Such disposition shall be final and there shall be no subsequent proceedings.
3. The Dean of Students or her/his designee will review the results of the investigation to determine the severity of the charges. A case will then be designated as Level I or Level II. Level I cases are those in which the resultant action is expected to be less than suspension. These cases are adjudicated by a Resolution Officer. Level II cases are more severe cases where suspension or dismissal from the College is a possible outcome. Level II cases are heard by a Judicial Committee.
4. All charges shall be presented to the accused student in written form within five (5) business days of receipt of a written complaint. The written charges will outline the specific rule(s), regulation(s), or law(s) violated. Written notice also includes a brief description of the incident and, when possible, the date, time, and location where the infraction occurred, and a copy of the Judicial Procedures. Maximum time limits for notification may be extended at the discretion of the Dean of Students.
For Level I cases, a hearing shall be scheduled in not fewer than 24 hours and not more than ten (10) business days after the student has been notified. For Level II cases, a hearing shall be scheduled in not fewer than five (5) business days and not more than ten (10) business days after the student has been notified. Maximum time limits for scheduling of a hearing may be extended at the discretion of the Dean of Students.
5. In Level II cases, the accused student is given the opportunity to meet with a staff member prior to the convening of the Judicial Committee to discuss the Committee procedures.
6. The College allows students accused of violating the Student Code of Conduct to have the benefit of counsel at all Level II disciplinary hearings and in those cases where a student is facing coexistent criminal and intramural charges stemming from the same incident. Counsel's role