

Conduct Unacceptable occurs when a student exhibits conduct or a pattern of conduct, on or off campus, that involves either a major breach of honor or discipline or constitutes a failure of the individual to live up to his or her community obligations and responsibilities when their actions are unfavorable to the wellbeing and character of the Maritime College community. Such conduct includes, but is not limited to, off campus violations of the federal, state or local laws, any serious breach of conduct regarding personal integrity, blatant disregard for authority, the rights of others, or the safety of self or others. It also includes any pattern of lesser, but consistent and persistent unacceptable behavior that collectively constitutes a major breach. The college acknowledges that, as society develops, the definition of what is considered a major breach of conduct as defined under this regulation may also evolve. Therefore, decisions as to what constitutes "Conduct Unacceptable" will be open to constant interpretation by the college. Such decisions will not be attempts to limit individual rights except where those acts are unfavorable to the wellbeing and character of Maritime College.

### **DISORDERLY CONDUCT**

Disorderly conduct is that conduct which is offensive to good morals or public decency, safety, peace, or order. Such conduct includes, but is not limited to, public drunkenness, unruly or turbulent actions, lewd and obscene acts or gestures, or repeated violations of other regulations of the college (traffic rules, residence hall regulations, etc.). It is recognized that as society develops, the definition of what is considered good for public peace, morals, etc. may also evolve. Accordingly, the decision as to what constitutes obscenity, lewdness, unruliness, etc., will be open to constant interpretation by the college and the Judicial Board. Such decisions will not be attempts to limit individual rights except where those acts are unfavorable to the well-being and character of Maritime College.

### **ASSAULT/RECKLESS ENDANGERMENT**

No person shall intentionally or recklessly cause physical injury or impairment or bodily harm to any member of the College community, or any person who is on campus for a legitimate purpose. No person shall recklessly engage in conduct that creates a substantial risk of serious injury to another person. Those who do will be subject to serious sanctions, administrative and/or legal actions.

### **INTIMIDATION**

Verbal, written, or electronic threats towards a person or group of persons that leads the person(s) to fear for their physical and/or psychological well-being is prohibited and subject to serious administrative actions.

### **FRAUD**

Responsibility for one's own actions is a cornerstone principle in the sound structure of a living, learning society, and a necessity in the development of personal character. Furnishing false information to the college or others with intent to deceive is a personal abrogation of such responsibility, which is contrary to the well being of a college community. Such fraud includes, but is not limited to, the forging, alteration, or misuse of college property, including library material, private property on the campus, auto decals, identification cards, grade reports, or other personal identification instruments requested by an Academy or other official. This includes using another student's ID card to get meals at the dining center.

### **GAMBLING**

Gambling for money or stakes representing money is prohibited at the College and on board the training vessel at any time.

### **PICKETS, PROTESTS, AND DEMONSTRATIONS**

#### *A. Statement of Policy*

Maritime College respects the right of all members of the academic community to explore and to discuss questions which interest them, to express opinions publicly and privately, and to join together to demonstrate their concern by orderly means. It is the policy of the college to protect the right of voluntary assembly, to make its facilities available for peaceful assembly, to welcome guest speakers, and to protect the exercise of these rights from disruption or interference. The college also respects the right of each member of the academic community to be free from

coercion and harassment. It recognizes that academic freedom is no less dependent on ordered liberty than any other freedom, and it understands that the harassment of others is especially reprehensible in a community of scholars. The substitution of noise for speech and force for reason is a rejection and not an application of academic freedom. A determination to discourage conduct that is disruptive and disorderly does not threaten academic freedom; it is rather, a necessary condition of its very existence. Therefore, Maritime College will not allow disruptive or disorderly conduct on its premises to interrupt its proper operation. Persons engaging in disruptive action or disorderly conduct shall be subject to disciplinary action, including expulsion or separation, and also to charges of violations of law. While Maritime College strongly supports the First Amendment rights of free speech, student should be aware of the effects of abusive or hurtful language on their classmates. Civil behavior is expected at all times.

*B. Rule*

Disruptive picketing, protesting, or demonstrating on Maritime College property or at any place in use for an authorized college purpose is prohibited.

*C. Definition*

Disruptive picketing, protesting, or demonstrating consists of any conduct that directly interferes with the orderly operation of the college or with the lawful pursuits of any member of the college community or any person otherwise on college premises with the express or implied permission of the college. Without in any way limiting the scope of the foregoing definition, the following actions are specifically prohibited:

1. Unauthorized occupancy of college facilities or buildings.
2. Interference with the rights of students, faculty, or staff and persons who are guests of the college to gain access to any college facility for the purpose of attending classes, participating in interviews, conferences, or any other proper purpose.
3. Interference with the orderly operations of the college, by breach of other forms of disturbance.
4. Interference with college traffic, be it pedestrian or vehicular traffic.

*D. Implementation*

Violation of the rule stated above shall lead to appropriate disciplinary action. The President or his delegated representatives may bring charges of such violations. Lack of a prompt response to a cease and desist order from the President or his representative will constitute an aggravation of the offense.

*E. Amendments*

These regulations on pickets, protests, and demonstrations may be changed or amended by the college at any time, but any such change or amendment shall be effective only after due notice or publication.

**HAZING**

Hazing is a serious violation of College policy and New York State law. Maritime College policy specifically prohibits any person, either singly or in concert with others, shall for the purpose of initiation into or affiliation with any organization or group, recklessly or intentionally take any action or create or participate in the creation of any situation that endangers the mental or physical health of another person. This includes, but is not limited to:

- A. Forced or required participation in physical activities such as calisthenics, exercises or games.
- B. Any form of tattooing or branding.
- C. Forced, coerced or required consumption of alcohol or other drugs.
- D. Any form of physical brutality, including paddling, striking with fists, open hands or objects.
- E. Participation in illegal activities.