

STUDENT CONDUCT POLICY

The general policy on student conduct is stated above in the bylaws of the board of trustees of The City University of New York, Article XV

Student Conduct Regulations

Students who are enrolled in City Tech are obliged to conduct themselves in a manner that is in keeping with the functions of the college as an educational institution. Therefore, violations of any of the college regulations are subject to disciplinary action. Infractions of the regulations include but are not limited to the following:

1. Failure to wear student identification (ID) cards, validated for the current semester, at all times when on campus.
2. Failure to present a validated ID card when requested: a) at all college activities and functions, both on and off the campus; (b) to Public Safety personnel, faculty and personnel in all areas of the college which include but are not limited to the office of the registrar, the bursar, the college bookstore, the financial aid office, the library, learning centers, cafeteria, elevators, hallways.
3. All forms of dishonesty that include but are not limited to fraud, cheating, plagiarism, knowingly furnishing false information to the college, forgery, alteration or use of the college's documents or instruments of identification with intent to defraud. (See Academic Integrity Standards, page 60.)
4. Any behavior (physical or verbal) that interferes with the college's educational objectives or is harmful to the safety of the college community. This includes but is not limited to excessive noise, disorderly, lewd, indecent or obscene conduct or expressions, inappropriate intimate behavior, disruptive conduct in the classroom, and hazing or harassment of students for the purposes of initiation into a fraternity, sorority or other college clubs.
5. The use of cellular phones in all academic and study areas of the college including but not limited to classrooms, libraries, laboratories, learning centers and auditoriums. Cellular telephones, beepers and pagers are not to be turned on during class sessions. Students are not permitted to take calls during class or to leave the classroom during scheduled class time to conduct a conversation.
6. The unauthorized use of audio equipment in all academic and study areas of the College including but not limited to classrooms, libraries, laboratories, learning centers and auditoriums.
7. Unauthorized playing of music on college property.
8. Improper use, destruction or unauthorized removal of college property and/or the property of others.
9. The unauthorized possession of regulated drugs; the possession, use and sale of illegal drugs on the grounds and/or facilities of the college.
10. Gambling on college premises.
11. Smoking in College buildings.
12. The consumption or use of alcoholic beverages on the grounds and/or facilities of the college by individuals or at student social functions. This regulation does not apply to the use of alcoholic beverages as part of an academic program.

13. Attendance in class or on the premises of the college in a state of apparent intoxication.

(A "state of intoxication" means a condition in which the mental or physical functioning of the individual appears to be impaired as a result of the use of alcohol, drugs or medication and may thereby endanger the intoxicated student or other persons or property.)

- 14.a. The sale of food or other goods in the cafeteria, other than those authorized for sale by the management of the cafeteria, during the contractual operating hours of the cafeteria.
- b. The sale of goods and services on the grounds or facilities of the college except for purposes of fund raising by clubs and organizations that have been duly chartered by the Student Government Association and that have received prior permission from the Office of Student Affairs. Note: Fundraising events are regulated by the Department of Student Affairs, which has the authority to supervise all student events on the grounds or facilities of the college.
15. Posting of notices and announcements that have not been approved by the Department of Student Affairs.
16. Failure to dispose of one's own debris and garbage in the proper receptacles situated throughout the college.

RULES AND REGULATIONS FOR THE MAINTENANCE AND REGULATIONS OF PUBLIC ORDER PURSUANT TO ARTICLE 129A OF THE EDUCATIONAL LAW (formerly known as The Henderson Rules)

The tradition of the university as a sanctuary of academic freedom and center of informed discussion is an honored one, to be guarded vigilantly. The basic significance of sanctuary lies in the protection of intellectual freedom: the rights of professors to teach, of scholars to engage in the advancement of knowledge, of students to learn and to express their views, free from external pressures or interference. These freedoms can flourish only in an atmosphere of mutual respect, civility, and trust among teachers and students, only when members of the university community are willing to accept self-restraint and reciprocity as the conditions upon which they share in its intellectual autonomy.

Academic freedom and the sanctuary of the university campus extend to all who share these aims and responsibilities. They cannot be invoked by those who would subordinate intellectual freedom to political ends, or who violate the norms of conduct established to protect that freedom. Against such offenders the university has the right, and indeed the obligation, to defend itself. We accordingly announce the following rules and regulations to be in effect at each of our colleges which are to be administered in accordance with the requirements of due process as provided in the bylaws of the board of trustees.

With respect to enforcement of these rules and regulations we note that the bylaws of the board provide that:

"THE PRESIDENT. The president, with respect to his educational unit, shall:

- a. Have the affirmative responsibility of conserving and

enhancing the education standards of the college and schools under his jurisdiction;

b. Be the advisor and executive agent of the board and of his respective college committee and as such shall have the immediate supervision with full discretionary power in carrying into effect the bylaws, resolutions, and policies of the board, the lawful resolutions of the several faculties;

c. Exercise general superintendence over the converse, officers, employees, and students of his educational unit."

I. Rules

1. No member of the academic community shall intentionally obstruct and/or forcibly prevent others from the exercise of their rights. Nor shall he interfere with the institution's educational processes or facilities, or the rights of those who wish to avail themselves of any of the institution's instructional, personal, administrative, recreational, and community services.

2. Individuals are liable for failure to comply with lawful directions issued by representatives of the university/college when they are acting in their official capacities. Members of the academic community are required to show their identification cards when requested to do so by an official of the college.

3. Unauthorized occupancy of university/college facilities or blocking access to or from such areas is prohibited. Permission from appropriate college authorities must be obtained for removal, relocation, and use of university/college equipment and/or supplies.

4. Theft from, or damage to university /college premises or property, or theft of or damage to property of any person on university/college premises is prohibited.

5. Each member of the academic community or an invited guest has the right to advocate his position without having to fear abuse, physical, verbal, or otherwise, from those who hold conflicting points of view. Members of the academic community and other persons on the college grounds shall not use language or take actions reasonably likely to provoke or encourage physical violence by demonstrators, those demonstrated against, or spectators.

6. Action may be taken against any and all persons who have no legitimate reason for their presence on any campus within the university/college, or whose presence on any such campus obstructs and/or forcibly prevents others from the exercise of their rights or interferes with the institution's educational processes or facilities, or the rights of those who wish to avail themselves of any of the institution's instructional, personal, administrative, recreational, and community services.

7. Disorderly or indecent conduct on university/college-owned or controlled property is prohibited.

8. No individual shall have in his possession a rifle, shotgun, or firearm or knowingly have in his possession any other dangerous instruments or material that can be used to inflict bodily harm on an individual or damage upon a building or the grounds of the university/college without the written authorization of such educational institution. Nor shall any individual have in his possession any other instrument or material which can be used for and is intended to inflict bodily harm on any individual or damage upon a building or the grounds of the university/college.

9. Any action or situation that recklessly or intentionally endangers mental or physical health or involves the forced

consumption of liquor or drugs for the purpose of initiation into or affiliation with any organization is prohibited.

10. The unlawful manufacture, distribution, dispensation, possession, or use of illegal drugs or other controlled substances by university students or employees on university/college premises, or as part of any university/college activities is prohibited. Employees of the university must also notify the college's personnel director of any criminal drug statute conviction for a violation occurring in the workplace not later than (5) days after such conviction.

11. The unlawful possession, use, or distribution of alcohol by students or employees on university/college premises or as part of any university/college activities is prohibited.

II. Penalties

Any student engaging in any manner in conduct prohibited under substantive Rules 1-11 shall be subject to the following range of sanctions as hereafter defined in the attached Appendix: admonition, warning, censure, disciplinary probation, restitution, suspension, expulsion, ejection, and/or arrest by the civil authorities.

Any visitor, licensee, or invitee, engaging in any manner in conduct prohibited under substantive Rules 1-11 shall be subject to ejection, and/or arrest by the civil authorities.

Any organization which authorized the conduct prohibited under substantive rules 1-11 shall have its permission to operate on campus rescinded.

Penalties 1-4 shall be in addition to any other penalty provided by law or The City University trustees.

Sanctions Defined

Admonition: an oral statement to the offender that he/she has violated university rules.

Warning: notice to the offender orally or in writing, that continuation or repetition of the wrongful conduct within a period of time stated in the warning, may be the cause for more severe disciplinary action.

Censure: written reprimand for violation of specified regulations, including the possibility of more severe disciplinary sanction in the event of conviction for the violation of any university regulation within a period stated in the letter of reprimand.

Disciplinary Probation: exclusion from participation in privileges or extracurricular university activities as set forth in the notice of disciplinary probation for a specified period of time.

Restitution: reimbursement for damage to or misappropriation of property. Reimbursement may take the form of appropriate service to repair or otherwise compensate for damages.

Suspension: exclusion from classes and other privileges or activities as set forth in the notice of suspension for a definite period of time.

Expulsion: termination of student status for an indefinite period. The conditions of readmission, if any are permitted, shall be stated in the order of expulsion.

Any tenured or non-tenured faculty member, or other members of the instructional staff, or member of the classified staff engaging in any manner in conduct prohibited under substantive Rules 1-11 shall be subject to the following range of penalties: warning, censure, restitution, fine not exceeding those permitted by law or by the bylaws of The City University of New York, or suspension with/without pay pending a hear-