

STUDENT CODE

.4 If the Code Revision Committee determines an emergency exists that makes it necessary to consider and act upon code change proposals in the summer interim period, the UOSA Summer Legislative Council shall make the recommendation on the proposals in lieu of Student Congress.

.5 If any section, subsection, sentence, clause, phrase, or portion of this Code, is for any reason, held invalid or unconstitutional by any court or body of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Code.

TITLE 15 VIOLATION OF LAW AND UNIVERSITY REGULATIONS

1. If a student is cited, charged with or convicted of an off-campus violation of law, the University may respond in the following manner:

.1 The University may impose sanctions for grave misconduct demonstrating flagrant disregard for the rights of others. In such cases, permanent expulsion is not permitted until the student has been adjudged guilty by final judgment in a court of law.

.2 Once a student is adjudged guilty in a court of law, receives a deferred sentence or enters a plea which has the effect of conviction, the University may impose, upon proper hearing or a negotiated settlement signed by both parties, sanctions if it considers the misconduct to be so grave as to demonstrate flagrant disregard for the rights of others.

.3 Nothing in this section shall be construed to prevent the University from implementing disciplinary proceedings pending final adjudication in a competent court of law.

.4 Additionally, the University may impose sanctions upon a conviction, a deferred sentence or a plea that has the effect of a conviction for alcohol-related offenses. Alcohol-related offenses shall include, but are not limited to, minor in possession; public intoxication; manufacture, use or possession of false identification; driving under the influence; driving while intoxicated; actual physical control and involvement in a crime while under the influence.

2. Under authority of this code, if the student is acquitted or the charges withdrawn, the University shall review any previous action against the student, and may, after fair hearing in the judicial system of the University or a negotiated settlement signed by both parties, impose further sanctions if the student is considered to have so shown a flagrant disregard for the rights of others that the safety and well-being of individuals in the University Community may be threatened

3. The University may institute its own proceedings against a student who violates a law which is also a violation of a published University regulation.

4. Notwithstanding any other provision of the Student Code, if a student is charged with or cited for a violation of law that is also a violation of a published University regulation or policy, the University may hold the University's action in abeyance. The University will take action within a reasonable period of time after it receives actual notification of the disposition of the criminal matter.

TITLE 16 PROHIBITED CONDUCT

Generally, University discipline shall be applied only in response to conduct which adversely affects the University community's pursuit of its educational objectives, violates or shows disregard for the rights of individuals with the University community, or damages property. University officials charged with enforcement of these regulations shall have the authority in execution of such duties to perform such acts as are required to maintain the security, well-being, safety, or tranquility of the University community or any of its members.

The following prohibited conduct may be punishable by suspension or expulsion: arson, malicious mischief where the damage is over \$250; physical abuse where there is the infliction of trauma, the use of a dangerous or deadly weapon, or the victim was a member of the University community; intentional disruption or obstruction of teaching, research, administration, disciplinary proceeding, or other institutional activities; theft where the value

of the property taken is over \$250; possession or use of firearms including air rifles and 14 pistols, fireworks, explosives or incendiary devices or any description, on the University Campus or in University housing; violation of the University's alcohol policies and/or the unlawful use, possession, sale, or distribution of narcotics, marijuana, or other controlled substances.

Other conduct may be punishable by suspension or expulsion when that conduct: shows a wanton disregard for human life; the offender is already on disciplinary probation and commits a second offense which may result directly in disciplinary probation or more severe sanctions; or consists of continuing repeated adjudged violations by the same offender. Where applicable, those groups which may be subject to University sanctions may be charged jointly, severally, or as conspirators with violating the prohibitions in this Article. Most of the misconduct identified in this Article is also prohibited by Local, State, and/or Federal law. The following misconduct is prohibited and subject to disciplinary action:

1. All forms of dishonesty such as cheating, plagiarism, knowingly furnishing false information to the institution, forgery, alteration or misuse or being a part to the forgery, alteration or misuse of institution records or documents, including University identification cards. When dishonesty is primarily related to an academic matter such as cheating or plagiarism, the provisions of the Norman Campus Academic Misconduct Code shall apply. (see other university policies.)
2. Disruption or obstruction of teaching, research, administration, disciplinary proceedings, or other institution activities, characterized by noise, blocking ingress or egress, property damage, or other actions of a similar nature such that a reasonable person would not tolerate it.
3. Physical abuse of any person. Physical abuse is not limited to those actions causing personal injury. It may also include physically restraining somebody against his/her will, holding or transporting an individual against his/her will, or other similar actions.
4. Failure to comply with lawful directions of institution officials acting in performance of their duties.
5. Violation of published rules governing residence halls enacted in accordance with the residence hall and University of Oklahoma Student Association.
6. Use/Involvement of Alcoholic Beverages:
 - .1 Possession or consumption of alcoholic beverages (including 3.2% alcohol content) by any person under the age of 21.
 - .2 Furnishing false identification for the purpose of obtaining beverages with any alcoholic content.
 - .3 Transportation of open alcoholic beverages (including 3.2% alcohol content) in the passenger compartment section of a vehicle.
 - .4 Misconduct in connection with drinking of alcoholic beverages which occurs at any event sponsored by an approved organization, or for the organization by its alumni.
 - .5 Public drunkenness, whether it occurs at scheduled social affairs or in informal unscheduled social situations.
 - .6 Unless an exemption otherwise applies, possession and consumption of alcoholic beverages (including 3.2% alcohol content) on University property outdoors, such as housing center lawns and at Brandt Park, or in other public areas on the campus.
 - .7 Unless otherwise provided, possession or consumption of alcoholic beverages (including 3.2% alcohol content) in University Residence Halls, fraternity houses or sorority houses.
7. Bribery, attempted bribery, acceptance of a bribe, or failure to report a bribe or attempt to bribe on the part of any player, participant, coach, referee, umpire, official, or any other person having authority in connection with any University of Oklahoma or National Collegiate Athletic Association athletic contest. This section shall also include bribery, attempted bribery, acceptance of a bribe, or failure to report a bribe on the part of any student, faculty or staff member, or any other such person having any authority or apparent authority in connection with The University of Oklahoma.
8. Intentional misuse, mutilation, or defacement of institutional property to include but not limited to fire alarms, fire equipment, security systems or devices, elevators, and library

STUDENT CODE

- materials.
9. Malicious mischief, which is the injury or destruction of property belonging to another with malice. Malice in this instance shall be defined as harm inflicted wantonly and without justification.
 10. Theft, which is the unauthorized taking of property belonging to another with the intent to permanently deprive the owner of it, where that property was obtained by false pretense, stealth, or from the person of another by force. Theft shall also include the severance of real property subsequently carried away.
 11. Littering of University property.
 12. Possession or use of weapons including, but not limited to, firearms, firearm ammunition, air pistols, air rifle, fireworks, incendiary devices, lock blade or fixed blade knives with a blade length of four inches or greater, blackjacks, metal knuckles, or any other such offensive weapons of any description on the University campus or in University housing. This section specifically exempts the possession of any tear gas-type products in personal use quantities for the purpose of self-defense. The use of tear gas-type products for other than self-defense purposes is a violation of this section.
 13. Hazing, which is an activity participated in or encouraged by student groups, or any members, or associates of a group, in which prospective members or pledges are subjected to or imposed upon to do onerous, denigrating, or hazardous tasks. Student groups shall be assumed to be responsible for the actions of their members or associates for hazing violations. The University or prospective members may file a complaint of hazing against all parties as individuals and against the student groups.
 14. Unauthorized entry or attempted entry into or use of any University facility or portion thereof, building or room, including fraternities, sororities, and all other approved housing.
 15. Unlawful possession, use, sale, or distribution of narcotics, marijuana, or any other controlled substances including any residue of narcotics, marijuana or any other controlled substances, or any paraphernalia associated with the possession, use, sale or distribution of narcotics, marijuana or any other controlled substance.
 16. Defacement by writing, drawing, or marking of any kind upon any permanent interior or exterior wall, sign, or similar vertical surface, in any medium including chalk, paint, felt marker, etc., or any writing, drawing, or marking of any kind in any permanent medium such as paint, upon any sidewalk, mall, patio, terrace, or street, except as authorized by competent University officials. Defacement shall also include any spitting of saliva, any tobacco products, etc., of any kind upon any interior or exterior wall, sign, or similar vertical surface or upon any indoor surfaces such as floors, hallways, or other fixtures including furniture.
 17. Disturbance of the public peace.
 18. Violation of published institutional regulations, including those relating to entry and use of institutional facilities, the rules in this Code of Conduct, and any other regulations which may be enacted in accordance with the Constitution of the University of Oklahoma Student Association.
 19. Alteration or defacement of current University of Oklahoma motor vehicle parking decals or permits.
 20. Failing or refusing to pay upon demand by a University agent the amount of any dishonored check given to the University or any organization for consideration including but not limited to cash, books, tuition, admission tickets to any on-campus event, or given in connection with enrollment for the purpose of being allowed to participate in any event.
 21. Mental harassment, being intentional conduct extreme or outrageous, or calculated to cause severe embarrassment, humiliation, shame, fright, grief or intimidation. To constitute mental harassment, the conduct must be of such a nature that a reasonable person would not tolerate it.
 22. Arson, which is the willful and malicious burning of any structure or its contents or property belonging to another.
 23. Failure by a student to keep Admissions and Records notified of his/her current school and/or permanent home directory information.
 24. Attempts to commit, conspiring to commit or assisting in the commission of acts prohibited by this Title.
 25. Violation of applicable Local, State, or Federal laws.
 26. Misuse of computing facilities or an information technology resource which includes, but is not limited to: campus computing facilities, University time-sharing services, residence hall network ports, World Wide Web pages and related resources, internal or external network connectivity and access to other services and machines:
 - .1 Unauthorized use, or attempted unauthorized use, of University computer systems, computer networks, computer software, data files, or other computing facilities.
 - .2 Intentional disruption or obstruction of legitimate authorized usage.
 - .3 Use of University mainframe or departmental computing facilities for personal or commercial purpose unrelated to legitimate activities of the University.
 - .4 Theft of or tampering with computer software or data files belonging to others. This shall include violations of copyright laws, trade secrets, and license agreements. When used with multiple computer systems, the proper number of copies of software and data files must be purchased/licensed.
 - .5 Impersonation of another person or an information technology resource via electronic media.
 - .6 Failure to obey established guidelines for any information technology resources used either inside or outside the University.
 27. Racial harassment is subjecting any person to differential treatment on the basis of race without legitimate, non-discriminatory reason. When harassment is primarily racial in nature, the provisions of the Racial and Ethnic Harassment Policy shall apply.
 28. Stalking, which is willfully, maliciously, and repeatedly following or harassing another person in a manner that would cause a reasonable person feel frightened, intimidated, threatened, harassed, or molested.
 29. All forms of sexual misconduct including (1) sexual assault, which includes non-consenting and forced sex acts; the type of force includes physical violence, coercion, threat of harm, or administering any substance to intentionally materially impair an individual for the purpose of sexual contact; (2) sexual abuse, which is attempting or making non-consensual sexual contact, including but not limited to, fondling against the individual's will or in circumstances where the individual is unable to give consent by reason of incapacity or age; and (3) obscene or indecent behavior which includes, but is not limited to, exposure of one's sexual organs with the intent to offend others.

TITLE 17 SANCTIONS

1. The following sanctions may be imposed upon students or student groups by the appropriate disciplinary body or administrative official. Information about a sanction imposed or any disciplinary record will be released only upon written consent of the student or in accordance with the guidelines established by Title 5 and this Title.
 - .1 Admonition: An oral statement to a student that he/she is violating or has violated institutional rules.
 - .2 Warning: Notice, orally or in writing, that continuation or repetition of conduct found wrongful may be cause for more severe disciplinary action. It becomes a matter of record in the Student Affairs Office.
 - .3 Censure: A written reprimand for violation of specified regulations, including the possibility of more severe disciplinary sanctions in the event of the finding of a violation of any institution regulation within a stated period of time. This type of action does not restrict the student in any way. It has two important implications: It means he or she is being given a chance to show he or she is capable and willing to live according to the rules without being penalized too severely, but in case he or she errs again he or she knows subsequent action will be more severe. The second implication is that it does become a matter of record in the Student Affairs Office. While the fact that he or she was under censure will not be made known voluntarily, if a specific question is asked whether the student has been involved in any discipline situations, there is no alternative but to give an accurate answer to the