

6. The term “shall” is used in the imperative sense.
7. The term “may” is used in the permissive sense.
8. The term “public place” for the purpose of restricting distribution and solicitation shall be solely limited to designated common areas. Soldier’s Field shall be considered a building.
9. The term “day” shall be limited to any day on which Rogers State University holds regularly scheduled class(es). “Regularly scheduled” shall include intersession (if any), the regular summer school period, and regularly scheduled final examination days.
10. All other terms have their natural meaning unless the context dictates otherwise.

## **Non-Academic Code of Conduct**

### **1. Distinction Between Academic and Non-Academic Student Discipline**

Academic conduct is generally considered to be related to the actions of students that are associated with the learning environment. Non-academic conduct includes all other forms of student behavior on University premises and University sponsored functions or generally related to the University community.

### **2. Student Code of Conduct**

The University’s basic standard of behavior requires a student (a) not violate any municipal, state, or federal laws, or (b) not interfere with or disrupt the orderly educational process of Rogers State University. A student is not entitled to greater immunities or privileges before the law than those enjoyed by other citizens.

### **3. Authority**

- 3.1 Authority is vested in the Board of Regents for the University of Oklahoma and the President of the University. This includes authority to control and regulate various aspects of student behavior through disciplinary means. Disciplinary authority and judicial latitude necessary to accomplish the discipline are delegated to the Vice President for Student Affairs. The decision of the Vice President for Student Affairs/ shall be final and not appealable except in cases of interim suspension, suspension, or expulsion, which may be appealed to the Committee on Student Conduct.
- 3.2 Generally, institutional 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 within the University community; damages property; and/or violates local, state or federal law.

### **4. Prohibited Conduct**

Each student shall maintain the highest standards of integrity, honesty, and morality and shall obey the University rules and regulations. The following is a non-exhaustive list of conduct that is prohibited and subject to disciplinary action.

- 4.1 Abusive conduct: Unwelcome conduct that is sufficiently severe and pervasive that it alters the conditions of education or employment and creates an environment that a reasonable person would find intimidating, harassing, or humiliating. The frequency of the conduct, its severity, and whether it is threatening or humiliating are factors that will be considered in determining whether conduct is abusive. Abusive conduct includes verbal abuse, physical abuse, or holding a person against his or her will. Simple teasing, offhanded comments and isolated incidents (unless extremely serious) will not amount to abusive conduct.
- 4.2 Alcohol violations: Possessing, using, providing, manufacturing, distributing, or selling alcoholic beverages on or off campus in violation of law or University policies.
- 4.3 Arson: The willful setting fire to or burning of a structure or its contents or the property of another.
- 4.4 Dishonesty: Manufacturing, possessing, providing, making, or using false information or omitting relevant information to University officials or on University applications, forging, altering or misusing a University record or document, initiating a false report, and knowingly using or possessing forged, altered or false documents or records.
- 4.5 Disruption or obstruction of a University activity: Interference with, obstruction or disruption of University activities such as teaching, research, recreation, meetings, public events and disciplinary proceedings.
- 4.6 Drug violations: Possessing, using, providing, manufacturing, distributing, or selling drugs or drug paraphernalia in violation of law or University policies. This includes the use or possession of prescription drugs other than by the person prescribed or for a purpose other than what was prescribed.
- 4.7 Ethical or professional code violations, violation of licensure board rules and regulations, state and federal laws, and/or other applicable regulatory or privileges issues: as defined by the student’s College or professional association or licensure board, as may be applicable to the student(s), or applicable laws or regulations.
- 4.8 Failing to abide by or complete a University sanction in a satisfactory manner: Failure to adhere to sanctions or engaging in other prohibited conduct while on disciplinary probation or suspension.

- 4.9 Failure to comply with the direction of a University official who is performing his or her duties.
- 4.10 Failure to keep records up to date: Failing to keep Admissions and Records notified of current school and/or permanent directory information, including email information.
- 4.11 Harassment, intimidation or bullying: Harassment, intimidation or bullying involves unwelcome conduct by an individual(s) that is sufficiently severe or pervasive that it alters the conditions of education, employment, or living environment and creates an environment that a reasonable person would find intimidating, hostile, offensive, undermining, humiliating, or denigrating.
- 4.12 Hazing: Any action or situation that recklessly or intentionally endangers the mental or physical health, safety, or welfare of an individual for the purpose of initiation, participation, admission into or affiliation with any organization at the University, as defined by Oklahoma or federal law.
- 4.13 Interfering with, obstructing or disrupting police or fire responses: Tampering with, impairing, disabling, or misusing fire protection systems such as smoke detectors, fire extinguishers, sprinklers, or alarms; failing to evacuate during a fire alarm; resisting arrest; failing to abide by the directions of police or fire personnel.
- 4.14 Misuse of computing facilities: Misusing computer labs and equipment as well as technology resources including the Internet, University networks, computer software, data files belonging to others, email addresses and accounts belonging to others, University databases and violating University information technology computing policies.
- 4.15 Misuse or defacement of University property: Damage to or misuse of equipment, property, furniture, facilities and buildings belonging to the University.
- 4.16 Misuse or defacement of property belonging to another.
- 4.17 Retaliation: Taking any adverse action against a person because of, or in retaliation for, the person's reporting of a crime or violation of University policy, or in assisting in such a claim.
- 4.18 Sexual Misconduct: Violating the University's Gender-Based Misconduct Policy for Students.
- 4.19 Stalking (not gender-based): Willfully, maliciously, and repeatedly following or harassing another person in a manner that would cause a reasonable person to feel frightened, intimidated, threatened, harassed, or molested.
- 4.20 Theft: Possessing property that is known or should have been known to be stolen, taking property without the consent of the owner, even with intent to return the property, or obtaining property by false pretenses.
- 4.21 Unauthorized entry or exit or attempted entry or exit: Entering or exiting or attempting to do the same without authority or consent with respect to University facilities, property belonging to another and fraternity and sorority houses.
- 4.22 Violation of local, state, federal law or University regulation or policy.
- 4.23 Weapons violations, possession of weapons, firearms, explosives, fireworks, ammunition or incendiary devices on campus: Actual or constructive possession or control of any weapon, including but not limited to air pistols, air rifles, lock blades, fixed blades, knives with a blade longer than four inches, blackjacks, metal knuckles, chemical substances, bombs, or any other device found to be a violation of this Code by Student Conduct. Instruments designed to look like any of the above are included in this prohibition.

## **Administration of Student Code**

### **I. Directors**

Under the direction of the Vice President for Student Affairs (VPSA), the Director of Student Development shall be primarily responsible for the administration of the student conduct system. The Director of Residential Life or designee will be responsible for resolving disciplinary problems resulting from the violation of regulations within University housing according to the Student Code ("Code"), the Housing Application and Contract, and the Residential Life Handbooks. Violations of the Gender-Based Misconduct Policy for Students will be handled according to the policies and procedures set forth in that document.