

# SOUTH DAKOTA BOARD OF REGENTS

## Policy Manual

**SUBJECT:** Housing

**NUMBER:** 3:6

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### 1. Student Housing - General

- A. During the first two years from the time they were or would have been graduated from high school, all unmarried students who enroll in courses delivered on a main campus for six credit hours or more are required to enter into a housing agreement with the institution unless special permission to room elsewhere is received from the institution. Permission ordinarily shall be granted to students with dependent children or to students who reside full time during the academic year with parents or legal guardians. Students who have enrolled for twelve or more credits for four (4) semesters may be exempted from this agreement at the discretion of the institution.
- B. Each student, together with the student's spouse, dependants or household members, who applies, or who is required to apply, to reside in a housing facility operated by the institution shall disclose on the application form whether the student or spouse or any dependant or household member is required to register as a sex offender pursuant to law or whether any such person has a criminal history that includes a conviction, guilty plea, no contest plea or suspended imposition of sentence that has not been discharged involving a felony offense, together with details identifying the jurisdiction, date of the offense, circumstances of the offense, the sentence or parole conditions and other facts or circumstance that the student believes to be relevant. Students, spouses, dependants or household members are not required to respond to the felony question if their only felony offenses resulted in adjudication as a delinquent child or as a child in need of supervision. Notwithstanding any other provision of this policy to the contrary, except for persons already residing in institutional housing facilities before July 1, 2006,
1. where an application form reports a felony offense involving use or sale of illegal drugs or involvement in a crime of violence which did or could have resulted in injury to a person, the individual may not reside in any housing facility operated by the institution;
  2. where the circumstances of the offense otherwise reasonably suggest that placement within a housing facility operated by the institution may place the individual into settings that are similar to those in which the original offense occurred, the institution may deny the individual the privilege of residing in any of its housing facilities; and

3. no person who is required by law to register as a sex offender may reside in any housing facility operated by the institution.
  4. Any person, other than a registered sex offender, who has been denied residence in a housing facility operated by the institution may request a review of the determination and shall be provided an opportunity to submit such writings as the person deems necessary and helpful to explain why the institution should permit the person to reside in one of its housing facilities.
- C. For purposes of this chapter, the students' individual residence hall rooms and individual apartments constitute private places to which the general public does not have an unrestricted access right.
  - D. Housing office staff shall assist students who are unable to leave the campus during official institutional vacations to locate housing alternatives.
  - E. The institution shall not carry insurance covering loss or damage to those students' personal effects and does not assume responsibility for such loss or damage.

## **2. Conduct Regulations**

Subject to Regental review, the institutions shall establish and publish institutional conduct or behavior regulations that ensure responsible and orderly campus life and promote the general welfare.

- A. Alleged violations of these regulations shall be processed through the established institutional disciplinary procedures.
- B. Residence hall governments shall at least annually approve their hall visitation plans, which may include further restrictions.

## **3. Residence Hall Security**

Each institution shall develop and implement a residence hall security policy that is designed to assure the reasonable security of residents and institutional property and that is appropriate to the particular physical structures of its residence hall facilities and its campus setting. Such policies shall be communicated to the Regents' Office whenever the policy is revised. Institutional security measures shall include:

- A. Signage that designates that residence halls are for the exclusive use of residents and their guests.
- B. Designation of public and restricted areas and access regulations related thereto.
- C. Planned educational programs aimed at education of residents regarding their security responsibilities.

- D. One or more of the following security monitoring measures during all hours when access to public areas is unrestricted:
  - 1. Locked entryways to restricted areas;
  - 2. Staff or mechanical monitoring of public entryways;
  - 3. A consistently applied and enforced escort policy.
  
- E. Other measures deemed necessary and appropriate by the President of each institution.

**SOURCE:** (RR, 12:04, 1977); (BOR, June 1978, P.807, amended September 1979); (BOR, April 1987); BOR, March 1993; BOR, December 1995; BOR, May 2006.