

# SOUTH DAKOTA BOARD OF REGENTS

## Policy Outline

**SUBJECT:** Student Code of Conduct

**NUMBER:** 3:4

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### 1. Introduction

- A. Purpose of the Student Code of Conduct
- B. Standards of Behavior
- C. Authority of an Institution over its Students and Organizations
  - i. An Institution has authority over Students
    - i. when Students are on Institutional Premises;
    - ii. at events officially sponsored by an Institution;
    - iii. when conduct matters arise out of membership in the Institutional community;
    - iv. when conduct matters occur off-campus but adversely affect an Institution, any Organizations, members of the Institutional community, or the pursuit of their lawful objectives.
- D. Alcohol Amnesty
  - i. Disciplinary actions/conduct sanctions for alcohol violations will not be pursued for
    - i. Students who seek emergency medical attention (or who have emergency medical attention sought on their behalf) for alcohol-related consumption; or
    - ii. a bystander Student who has engaged in alcohol consumption and who seeks emergency medical attention for someone else related to their alcohol consumption.
  - ii. Disciplinary actions/conduct sanctions for alcohol or drug violations will not be pursued for
    - i. Students who have been sexually assaulted or sexually harassed.
- E. Relationship Between the Student Conduct Process and the Criminal Law Process
- F. Interpretation and Revision
- G. Institutions may choose to adopt Institutional Policies that are consistent with this Student Code.

### 2. Prohibited Conduct

- A. Acts of Academic Misconduct or Dishonesty
  - i. Cheating

- ii. Plagiarism
- B. Disruption, Obstruction, or Interference with Institutional Activities
- C. Misuse of Institutional Resources or Property, or Personal Property of Others
  - i. Possession of weapons
  - ii. Unauthorized use or abuse of technology
- D. Threat of Harm or Actual Harm to a Person's Physical or Mental Health or Safety
  - i. Violence
  - ii. Brandishing a weapon
  - iii. Restraining or transporting another person without permission
  - iv. Making bomb threats
  - v. Harassment
  - vi. Sexual Harassment
  - vii. Stalking
  - viii. Hazing
  - ix. Sexual Misconduct
  - x. Voyeurism
  - xi. Invasion of Privacy
- E. Discrimination and Retaliation
- F. Housing and Living Groups
  - i. Violations of any rules imposed by Institutional housing or living groups
- G. Use and Misuse of Substances
  - i. Unauthorized manufacture, sale, possession, use, or consumption of alcohol, marijuana, or controlled substances
- H. Violation of Policy or Laws
- I. Other Conduct
- J. Conduct by Organizations

#### **4. Student Conduct Process**

- A. Allegations
- B. Interim Measures
- C. Informal Resolution
- D. Formal Resolution
- E. Sanctions
- F. Appeals