

# UNIVERSITY OF BALTIMORE

## I.2.1. STUDENT CODE OF CONDUCT POLICY

*Approved: Fall 1987*

*Last Review: October 2016*

### University Expectations

Students are expected to maintain a high standard of conduct. Since the University's role is to provide the best possible atmosphere for learning, growth, and development, individuals who violate its policies and expectations are subject to review and university sanctions may be issued for violations.

### CODE OF CONDUCT VIOLATIONS

Acts of misconduct include the following:

1. Violation(s) of local, state, federal and/or international law whether on University premises, or off-University premises.
2. Violation of written University policy or regulations contained in any official publication or administrative announcement (e.g. University Catalog, Registered Student Organization Handbook, Sport Club Policy Manual, Computer Use Policy, etc.).
3. Attempting to commit, complicity and/or failure to remove one's self from any situation where a prohibited act(s) of university policy and/or illegal actions are taking place.
4. Failure to appropriately report violations of university policy and/or illegal activity.
5. Retaliation against another individual(s) for their participation in any portion of the referral, university review process, adjudication process, and/or in seeking appropriate remedies or other forms of support.
6. Gambling without appropriate permits.
7. Possession, use, manufacture, distribution, or sale of alcohol in violation of university policy or federal, state, local, or international law, impairment which can be attributed to the use of alcohol, consumption of alcoholic beverages on university premises without proper permits, or other violations of the University Alcohol Policy.
8. Possession, use, being under the influence, distribution, manufacture, or sale of illegal drugs, controlled substances, narcotics, chemicals and/or drug paraphernalia, except as permitted by law.
9. Possession and/or use of firearms or other weapons on university premises and/or university activities and events, except by authorized law enforcement officers in the performance of their duties or by other persons specifically authorized by law or the university to use, possess, or carry weapons or fireworks and/or use such materials.
10. Possession and/or use of firearms or other weapons on or off university premises in a manner that threatens the health safety and welfare of others.
11. Possession and/or use of fireworks and/or chemicals of an explosive or corrosive nature on university premises and/or university activities and events, except by authorized law

enforcement officers in the performance of their duties or by other persons specifically authorized by the University to use, possess, and/or use such materials.

12. Possession and/or use of chemicals of an explosive or corrosive nature on or off university premises in a manner that threatens the health safety and welfare of others.
13. Interfering with normal university operations.
14. An unregistered student group attempting to function in the name of the University of Baltimore.
15. Furnishing/implying false information to the university or a university official or throughout the course of university regulated affairs.
16. Misrepresentation misuse and/or abuse of university achievements and/or affiliations.
17. Misrepresentation, misuse and/or abuse of university roles and affiliations.
18. Refusal to present identification and/or provide appropriate identification to university officials or law enforcement acting in the performance of their duties.
19. Failure to comply with a directive given by a university official or refusal to comply with a request to report to an administrative office.
20. Failure to comply with directives associated with student conduct proceedings, university review proceedings, the adjudication process and/or sanction(s).
21. Behavior that to a reasonable person is disorderly and disrupts others.
22. Acts that invade the privacy of another when there is a reasonable expectation of privacy.
23. Obstruction of the free flow of pedestrian or vehicular traffic without appropriate permission.
24. Trespassing and/or unauthorized entry into or use of university facilities or equipment.
25. Fabrication, forgery, alteration, misuse and/or misrepresentation of information, resources and/or documents (ex: university documents, transcripts, documents presented as part of a university review, identification information, keys, access cards, documentation logs etc.)
26. Vandalism, destruction or misuse of university property or property of a member of the university community, other personal or public property on or off university premises.
27. Theft, possession, sale, and/or barter of university property, property of a member of the university community or other personal or public property.
28. Tampering, misuse and/or damage of fire extinguishers, alarms or other safety equipment.
29. Interfering with fire, police, or emergency services and/or intentionally initiating or causing to be initiated any false report, warning or threat of fire, explosion, or other emergency.
30. Participation in and/or leading or inciting others to participate in a riot or breach of the peace on university premises or during university functions, events and/or activities. Actions include but are not limited to disturbance of the peace, theft, vandalism, arson, assault etc. *Under the policies of the University System of Maryland, the appropriate minimum sanction is presumed to be dismissal if a student has been convicted in a state or federal court or found responsible in a campus proceeding of rioting, assault, theft, vandalism, or breach of the peace related directly or indirectly to university-sponsored activities. If the appropriate person or board decides to impose a sanction less than suspension or expulsion for these violations, the decision must be supported by written findings, signed by the Dean of Students, and maintained with the student's conduct file.*
31. Acts that violate the Computer Misuse Policy, including but not limited to, misuse, abuse, and unauthorized use of technology, and/or use of technology for unauthorized purposes.

32. Misuse of phones, computers, tablets and other electronic devices in a manner that causes disruption to the university or university functions, events, and/or activities.
33. The recording, filming, transmitting or producing of another person's voice without their knowledge and consent. This does not pertain to the recording of public events or discussions, security footage, or recordings made by law enforcement.
34. Unauthorized use of the university's name, information, videos, social media, publications, audio, logos, images and graphics.
35. Substantially interfering with the freedom of expression of others.
36. Lewd, indecent or obscene conduct.
37. Actions motivated by a consideration of perceived or actual identities of sex, gender, race, religion, age, disability, national origin, ethnicity, sexual orientation, gender identity, or other legally protected characteristics. Student's found responsible for this violation may be subject to more severe sanctions than would be imposed in the absence of this motivation.
38. Intimidating verbal and/or nonverbal behavior, abuse, coercion, and/or other conduct, expressed and/or implied, that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial distress.
39. Intimidating physical behavior, abuse, coercion, and/or other conduct, expressed and/or implied, that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial distress.
40. Engaging in a pattern of behavior that is directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial distress.
41. All forms of hazing such as any action taken or situation created, intentionally, to produce mental or physical discomfort, embarrassment, ridicule, distress or possibly cause mental or physical harm or injury to any person. Participant's consent will not be a defense. Apathy or acquiescence in the presence of hazing is not a neutral act and is a violation.
42. Infliction and/or threat of physical, verbal, non-verbal and/or emotional harm to any person(s) or their property.

## **RIOTING**

The University of Baltimore expressly condemns the participation in and/or leading or inciting others to participate in a riot or breach of the peace on university premises or during University functions, events and/or activities. The appropriate minimum sanction is presumed to be dismissal if a student has been convicted in a state or federal court or found responsible through the campus adjudication process of rioting, assault, theft, vandalism, or breach of the peace related directly or indirectly to University-sponsored activities. If the appropriate person or board decides to impose a sanction less than suspension or expulsion for these violations, the decision must be supported by written findings, signed by the Dean of Students, and maintained with the student's conduct file.

## **Adjudication of Code of Conduct Concerns**

Potential Code of Conduct violations will be adjudicated using the procedures outlined in the *Conduct Process* section of the *Student Rights and Responsibilities Guide*.

In situations where a potential Code of Conduct violation(s) is directly related to an alleged Sexual Misconduct concern(s), the concern will be adjudicated through the procedures established in the Sexual Misconduct policy and will not be adjudicated through the procedures outlined in this guide. The Sexual Misconduct policy supersedes the adjudication procedures outlined in this *Guide*.