

APPENDIX A

STUDENT CODE OF CONDUCT

endeavor the pursuit of an academic degree. The Student Code of Conduct was designed to promote an environment in accordance with the highest standards of academic excellence, institutional integrity and the free expression of ideas and opinions. The Student Code of Conduct contains rules and regulations governing student conduct and represents a means by which the orderly development of appropriate student conduct is assured.

DISCIPLINARY STANDARDS AND PROCEDURES

By authority of the Board of Visitors, the president is delegated the responsibility and authority for establishing and enforcing regulations governing student life. The president has further delegated these responsibilities and authority to the vice president for student affairs and the University police chief, respectively. The regulations are designed to enable the University to protect itself and its members against the conduct of those who would impair or infringe upon the disciplinary rules and regulations of the University. The regulations and procedures contained herein were formulated through the process of shared governance. This fact in no way abrogates the authority granted by the Board of Visitors to the president and his designee(s) to determine, to manage, and to maintain a system of discipline and safety in the University community. The Board of Visitors and the administration may alter or modify the rules and regulations concerning student conduct and discipline at any time.

Student Code of Conduct. The applicable criterion of review is the preponderance of the evidence standard. Evidence is presented by the parties and/or witnesses called by the parties. Evidence presented may be in the form of, but is not limited to: (a) oral or written testimony from parties or witnesses; (b) affidavits, depositions; (c) police reports and memoranda; (d) properly signed court documents; and (e) other taped or written statements.

VIOLATION OF PUBLIC LAWS BY STUDENTS

The University considers students as citizens of the community and expects them to abide by its laws. While it is

8. Student returns to the Office of Judicial Affairs within three (3) to four (4) business day to receive information regarding the decision of the Administrative Judicial Panel or the appear before the Executive Judicial Panel (EJP), a decision will be rendered within two (2) business days.
9. If a student wished to appeal, he/she must submit a written letter of appeal within two (2) business days following receipt of the letter containing the findings and/or the sanction(s) for cases heard by the Administrative Judicial Panel. For cases heard by the Executive Judicial Panel, appeals must be received within one (1) business day. Student is not present when a case is reviewed on appeal, unless requested by the appeal authority. Letter is sent to student regarding the appealed case.

IMMEDIATE SUSPENSION

Immediate suspension from the University or the suspension or limitation of privileges may be imposed by the case. Immediate suspension will be imposed for offenses that constitute a clear and present danger to the property and safety of the University and its constituents, or that pose a serious detriment to the established system of discipline and decorum on the campus.

Before suspending a student and/or where possible, the appropriate administrator will confer with the student to hear his/her explanation, give him/her the reasons for the suspension, and advise the student of his/her rights.

If a student is suspended/dismissed from a residential facility for disciplinary or financial reasons, the University 24 hours of the suspension/dismissal decision. The student f>500066()-ghtsu

6. The student shall be notified of his/her right to appeal the decision of the Administrative Judicial Panel or the Judicial Affairs Panel will remain in effect unless overruled by a higher body.

7. If a student fails to attend the scheduled hearing, he/she can be tried in absentia.

8. **WAIVER/HEARING** A student may waive his/her right to a hearing. Such a waiver must be executed by the student in writing and communicated to the Office of Judicial Affairs. The decision and, penalty if any, is made/imposed by the vice president for student affairs or his/her designee. The waiver of a hearing also waives any right to appeal.

ADMINISTRATOR S COURT

for student affairs. When selected, he/she will be notified by the vice president for student affairs and given sufficient data and information to adjudicate the case(s).

cases assigned to it by the director of student activities. This Court also hears cases when circumstances prevent the Office of Judicial Affairs from convening the requisite members of the Administrative Judicial Panel. Infractions deemed minor by the AJP may be referred by

PROCEDURES FOR AJP FORMAL HEARINGS

The hearing begins when the chairperson of the panel calls the meeting to order.

The chairperson states the time and date of the hearing and the applicable charge(s) against the accused.

The chairperson reads the names of the members of the panel and all persons present at the hearing, including the director of judicial affairs or his/her representative, the chairperson, and the accused.

president for student affairs, and one (1) student selected by the president of the Student Government Association. Three (3) members constitute a quorum. When the requisite number of members is not available, the chairperson may select substitutes. The vice president for student affairs and the director of events calendar serve as ex-officio members.

Jurisdiction: The body convenes at the request of the president and/or vice president for student affairs. Its regular function is to review cases on appeal from the Administrative Judicial Panel.

Powers: The role of the Executive Committee on Discipline in the matters of appeals shall be limited to:

1. Accepting or rejecting an appeal, based upon whether the student has properly and sufficiently indicated the basis for an appeal.
 - a. Sustain the findings and the penalty/ies
 - b. Sustain the findings and alter the penalty/ies
 - c. Reverse the findings and, if necessary, impose a penalty/ies
 - d. Order a rehearing

In certain instances, this body may serve as the panel of original jurisdiction when certain complex cases are referred directly by the president or provost or any vice president. In such cases, the Executive Judicial Panel shall render decisions on the matters referred to it.

The decisions of the vice president for student affairs or the Executive Judicial Panel on Discipline are final except in those cases resulting in suspension or expulsion. Students who have been expelled or suspended by the vice president for Student Affairs or the Executive Judicial Panel on Discipline may appeal by submitting a written letter of appeal within two (2) business days after receiving the decision to the vice president for student affairs. After review the vice president for student affairs may affirm the suspension or expulsion, or may impose a different penalty (greater or lesser than the original penalty).

Grounds for Appeal

A decision or judgment of a judicial court may be appealed on the following grounds:

1. Prejudicial error was committed during hearing whereby a fair hearing was not conducted.
2. Noncumulative material and relevant evidence, new or newly discovered, which with reasonable diligence could not have been produced at the hearing.
3. The decision or judgment is not supported or justified by the evidence.
4. The penalty or sanction imposed was excessive.

Granting or Denying Appeals

A written request for an appeal must be submitted by the student to the Office of the Vice President for Student Affairs within two (2) business days after receiving the disciplinary decision. Should the deadline fall during the weekend, the next business day shall be considered the final day to submit an appeal letter. The vice president for student affairs and/or the Executive Judicial Panel have the right to deny an appeal if the body decides that an appeal is not warranted.

6.

Section 3 Coeducational Visitation Policy/Trespassing

- 3.01 Visitation or allowing visitation to the room, hallway, lobby, or stairwell of a student of the opposite sex is permitted at designated times.
- 3.02 while illegal visitation is occurring shall be considered a participant and in violation.
- 3.03 Students who entertain family members of the opposite sex without permission of the Area Coordinators shall be considered in violation. All guests are to be entertained in the lobby.
- 3.04 Sexual activity in the residence hall is prohibited.
- 3.05 Students will be responsible for informing their guests, students and nonstudents, of University policies and will be held accountable if their guests violates University policy.
- 3.06 Students shall not enter or remain in a private room, office, or restricted area under control of another student, faculty member, or University official except by permission or invitation of the resident student. Any unauthorized individual entering a University building or room that has been locked or by other means is restricted.

Section 4 Dining Hall Regulations

- 4.01 The removal of trays, tableware, and food from the dining area is prohibited unless authorized to do so.
- 4.02 Students improperly attired (i.e., lacking shirt and shoes) will not be permitted in the dining area for health and safety reasons. Male students are required to remove their hats upon entering the building. No sagging pants or pants worn in such a way that underwear is revealed.
- 4.03 All students participating in the meal plan must present a valid VSU ID card before entering the dining area.
- 4.04 Food fighting is prohibited. Any student identified as taking part will be in violation of the policy and subject to EXPULSION. Food fighting includes, but is not limited to, the use of food and/or food items in any manner other than consumption, i.e., where food or food items are directed at another person and/or those areas surrounding another person. Food fighting is viewed as a major infraction by the University.
- 4.05 All dining patrons must bus their dishes upon completion of their meal.

Section 5 Disorderly Conduct

Students whose behavior disrupts the regular or normal functions of the University, including behavior that breaches the peace or violates the rights of others, are guilty of disorderly conduct.

- 5.01 Students shall not intentionally provide or give false information to any University official.

Section 8 Fighting, Assault, Threats of Physical Abuse, and Verbal Abuse

8.01 Students shall not injure, harass, threaten, offend, or degrade a member of the University community.

8.02 Students shall not engage in or attempt to engage in any form of violence-5(r)-3()08.02 677.02ir5(2)ec-12(n)d TJEO

Section 11

definition also includes spraying, painting, or pelting with any substance; burying in any substance; burning, branding, or tattooing; or any other activity that may result in physical injury or endangerment to the health or life of the individual being hazed.

16.01 Hazing by an individual is prohibited.

16.02 Hazing by an organization is prohibited.

Section 17 Improper Use of University Computers and Computer Networks or Systems

17.01 Students shall not abuse or misuse University computer equipment, materials, or systems or networks by: accessing, sending, or displaying offensive messages, pictures, or profane or abusive language; damaging computer equipment, networks or systems; violating copyright laws; using false and unauthorized identification or using University equipment, supplies, systems or networks for any illegal activities as defined by Virginia statute or federal law.

Section 18 Miscellaneous Policies

18.01 Unreasonably Loud Music

Students shall not play unreasonably loud music on the campus grounds or in the residence halls, classrooms, or buildings. According to the Chesterfield County Code, it shall be unlawful to create any unreasonably loud or disturbing noise in the county. Noise of such character, intensity, and duration as to be detrimental to the life or health of any person or to unreasonably disturb or annoy the quiet, comfort, or repose of any person is hereby prohibited.

18.02 Emergency Call Boxes

Students shall not misuse, damage, or tamper with any emergency phones. Emergency phones can only be used in emergency situations to report criminal activity or to call for assistance.

18.03 Students improperly attired (lacking shirt and shoes), male students with hats on (in buildings) and sagging pants are prohibited.