

- c. Attempted or actual breach of security of computing data, equipment, or network.
- d. Any violations outlined in the “University Policy on Acceptable Computer Use” as listed in the Student Handbook, University Catalog, or any publications created or used by the University.

#### 10. Hazing (Also see “Hazing Policy”)

Hazing, which is defined as: any intentional or reckless act, on or off University property, by a student(s) or student organization, acting alone or with others, which is directed against any other student(s), that endangers the mental or physical health or safety of that student. In accordance to South Carolina law, it is also unlawful for any person to knowingly permit or assist any person in committing these acts. Hazing includes such things as wrongful striking, laying open hand upon, threatening with violence, or offering to do bodily harm to punish or injure or other unauthorized treatment of a tyrannical, abusive, shameful, insulting, or humiliating nature.

- a. Assisting any person in committing acts defined as hazing.
- b. Failing to report promptly any information within his/her knowledge of acts defined as hazing.
- c. Abusive treatment of another person or persons.
- d. Having knowledge of hazing activities and failing to report the activity and permitting hazing to occur.
- e. Allowing non-students to participate in organization initiations, intake processes, or any activity reserved for enrolled students of the University.
- f. Intentional or reckless behavior that has a foreseeable potential for causing physical harm.
- g. Any activity that intimidates or threatens a student with ostracism or that subjects a student to extreme mental stress.
- h. Any activity that would incite others to engage in hazing activity.

#### 11. Housing and Residence Life Regulations

The Department of Housing and Residence Life has a detailed list of policies, procedures, and regulations. Students who violate housing policies are also subject to other University violations as well. Students living in campus housing are responsible for all activities in their assigned room, apartment, and building. For more information, please see the Housing and Residence Life section of the Student Handbook.

#### 12. University Parking Policies and Regulations

Violation of properly constituted rules and regulations governing the use of motor vehicles on University-owned or -controlled property.

#### 13. Smoking Policy

Francis Marion University is a “smoke-free campus.” Smoking is prohibited on all property-owned or -controlled by Francis Marion University, the Francis Marion University Foundation, and/or the Francis Marion University Real Estate Foundation. This prohibition includes all buildings and grounds. This policy also includes all devices for smoking.

- a. The sale or distribution for marketing purposes of products designed to be smoked on Francis Marion University property.
- b. Advertising and marketing efforts related to products designed to be smoked is prohibited in public spaces on Francis Marion University property and its entities as well as publications produced by the same.
- c. This policy includes cigarettes, cigars, vapor devices, electronic smoking devices, or any combination thereof that is used to smoke and/or emits any substance into the air for the purpose of the activity of smoking.

#### 14. Solicitation Policy

Solicitation by persons not affiliated with the University is prohibited for non-invitees. Students assisting with the distribution of solicitation materials are subject to the Honor Code. Both

commercial and noncommercial solicitations are prohibited in non-public areas of the University.

#### Implementation of the Student Conduct Process

The conduct process for students is based upon the elements of constitutional due process and local, state and federal law which have been developed over the last several decades. While University students do not give up their rights at the gates of the University, it is important to understand that the level of due process in the University disciplinary system differs from that of the legal system. The following procedures outline the University process and shall be carried out as fully as possible. Community members should be aware, however, that there are emergency situations in which these procedures may be omitted when necessary to protect public safety. Any person may refer a student or student group or organization suspected of a violation of the section. Persons making such referrals are required to provide information pertinent to the case and will normally be expected to appear before a conduct board or conduct official as a complainant. The Dean of Students Office administers the conduct process at Francis Marion University, except for academic violations, which are administered by the Office of the Provost. A detailed description of the process used to administer Student Conduct and Academic Violations may be found in the FMU Student Handbook.

*Portions of the materials are adapted from similar documents at the University of Maryland, the University of Tennessee (Knoxville), University of Delaware, Spelman College, and Texas Tech University, and from other materials from sources provided by the Association for Student Conduct Administration and its members. Definitions of cheating and plagiarism are adopted from “Student Rights and Responsibilities” (1970) in the Student Handbook of the University of Kentucky, Lexington, Ky.*

## SEXUAL HARASSMENT

It is the policy of FMU, in keeping with efforts to maintain an environment in which the dignity and worth of all employees and students of the University are respected, that sexual harassment of students, employees, and visitors to the University is unacceptable conduct and will not be tolerated. Sexual harassment may involve the behavior of a person of either sex against a person of the opposite or same sex. As a place of work and learning for students, faculty, and staff, FMU must be free of all forms of sexual intimidation, exploitation, and harassment. All community members should be aware that the University does not condone such behavior and is prepared to take action to prevent and correct such behavior. Individuals who engage in sexual harassment are subject to disciplinary actions which may include, but are not limited to, oral or written warnings, demotions, transfers, suspension without pay, or dismissal for cause or sanction under the student Code of Conduct.

Sexual harassment is a form of sex discrimination that is prohibited under Title VII of the Civil Rights Act of 1964 for employees and under Title IX of the Education Amendments of 1972 for students. The South Carolina State Human Affairs Law also prohibits sex discrimination. **Students should immediately contact the Vice President for Student Affairs or the Vice President for Administration.** Any faculty or staff member receiving a complaint of sexual harassment should seek the advice of the Vice President for Administration.

## ALCOHOL & DRUG POLICY

FMU prohibits the illegal and irresponsible use of alcohol and other drugs. The University will enforce federal, state, and local laws, as well as its own alcohol and drug policies. Procedures that support these laws and policies have been instituted and are strictly enforced. It is the responsibility of every member of the University community to know the risks associated with the use and abuse of alcohol and other drugs and to assist the University in creating an environment which promotes health-enhancing attitudes and activities. Additional information about alcohol and drug policies and procedures may be found in the FMU Student Handbook, the