

1
2 **INDIANA UNIVERSITY**
3 **CODE OF STUDENT RIGHTS, RESPONSIBILITIES, AND CONDUCT**
4 **Revised 1-24-05**

5
6 **PREAMBLE**

7
8 The purposes of Indiana University are the advancement of knowledge, the pursuit of
9 truth, the development of students, and the promotion of the general well being of
10 society. As a community we share a dedication to maintaining an environment which
11 supports trust, respect, honesty, civility for all people, free inquiry, creativity, and an
12 open exchange of ideas.

13
14 Individual rights are best protected by a collective commitment to mutual respect. A
15 student who accepts admission to Indiana University agrees to accept and promote the
16 values of the University. For these reasons, a student will be expected to:

- 17
- 18 • be ethical in his or her participation in the academic community,
 - 19 • take responsibility for what he or she says and does,
 - 20 • behave in a manner that is respectful of the dignity of others, treating others with
21 civility and understanding, and
 - 22 • use University resources and facilities in appropriate ways consistent with their
23 purpose and in accordance with applicable polices.

24 Every Indiana University student is responsible for reading and understanding this
25 Statement, as well as other expectations outlined by individual schools or organizations
26 relevant to an academic major or professional field, or student life residence. This
27 Statement of Student Rights and Responsibilities is intended to outline the basic rights,
28 responsibilities, and expectations of all students and student groups, both on-campus and
29 off-campus—to serve as a guide for the overall student experience at Indiana University.
30

30 **PART I: STUDENT RIGHTS**

31

32 Indiana University recognizes its responsibility to support and uphold the basic freedoms
33 and citizenship rights of all students. Within that context students can also expect to
34 have the following rights.

35

36 **A. *Right of Access to Higher Education*** *[Alternate words for the heading would*
37 *be welcome.]*

38

39 Students have access to excellent faculty, academic technology, classrooms, libraries,
40 presentations, and other resources necessary for the learning process.

41

42 Students have access to academic advising and clear expectations of degree and
43 graduation requirements.

44

45 Students have the right to be free from spurious charges or capricious decision-making
46 that could impede their pursuit of education.

47

48 **B. *Rights in the Pursuit of Education***

49

50 The classrooms, laboratories, libraries, and studios are the essential parts of the University
51 and the freedom to learn should be promoted and encouraged by instructors. The
52 following statements have been developed in support of a students' right in the
53 classroom, or other learning environment. Students shall have the right to:

54

55 A safe learning environment which supports the freedom of self expression and
56 association;

57

58 Participate in an exchange of ideas, pursuant with his or her constitutional rights and the
59 Preamble of this Code, free of conduct that impedes either an instructor's ability to teach
60 or the student's ability to learn; *[NOTE: Will need to include reference to a new policy*
61 *on disruption in the classroom being drafted for inclusion with the Code.]*

62

63 Receive either a paper or an electronic class syllabus.

64

65 Interact with faculty who act professionally, provide clearly stated class goals, provide
66 clear expectations for class performance and evaluation, meet classes regularly, are
67 accessible for office hours or appointments, and maintain a clear connection between
68 course content and the most recent course description;

69

70 Expect a faculty member to be sensitive to the student's religious beliefs and observances.
71 Instructors are required to make reasonable accommodations when a student must miss
72 an exam or other academic exercise resulting from the observance of a religious holiday.
73 *[NOTE: Draft policy being created for approval at the same time as the Code is approved..]*

74

75 Have the freedom to raise relevant issues pertaining to classroom discussion, to offer
76 reasonable doubts about data presented, and to express alternative opinions without
77 concern for any academic penalty. Expect that a faculty member will be sensitive to the
78 student's personal or political beliefs.

79

80 Study, work, and interact in an environment of professionalism and of mutual trust and
81 respect that is free of any form of amorous or sexual advances by a faculty member. All
82 amorous or sexual relationships between faculty members and students are unacceptable

83 when the faculty member has any professional responsibility for the student. See
84 definition of Faculty Member in Part IV. The Indiana University Code of Academic Ethics
85 (A.I.) governs faculty relations with students.

86 ***C. Right to Freedom from Discrimination***

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88
89 Students have the right to study, work, and interact in an environment which is free from
90 any form of discrimination or harassment by any member of the University community.
91 As stated in the Preamble of this Code, students at Indiana University are expected to
92 respect the rights and dignity of other students.

93
94 The University will not exclude any person from participation in its programs or activities
95 on the basis of arbitrary considerations of such characteristics as age, color, disability,
96 ethnicity, gender, marital status, national origin, race, religion, sexual orientation, or
97 veteran status.

98
99 A student has the right to be free from such discrimination by other students, if the
100 discriminatory conduct arises from the participation in programs or activities involving the
101 University.

102
103 Students wishing more information regarding these statements should consult the
104 following Board of Trustees documents: Resolution on the Elimination of Discrimination
105 (July 3, 1967, November 21, 1969), Student Affirmative Action Policy Statement (June 29,
106 1974), Statement concerning Disabled Veterans, Veterans of the Vietnam Era, and
107 Handicapped Individuals (March 3, 1979), and Equal Opportunity/Affirmative Action
108 Policy of Indiana University (December 4, 1992).

109
110 Indiana University administrators are responsible for publicizing and implementing the
111 university's affirmative action policy in their respective areas of jurisdiction. Students who
112 believe that they are victims of such discrimination may obtain information concerning
113 the university's affirmative action policy and complaint procedures from the campus
114 Affirmative Action officer or the Dean of Students office.

115 ***D. Right to Freedom from Harassment***

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117
118 A student has the right to be free from harassment in any building or at any location on
119 any university property, and that occurs in a building or on property that is not university
120 property if the harassment arises from university activities that are being conducted off
121 the university campus or if the harassment compromises the security of the university
122 community or the integrity of the educational process.

123
124 Sexual harassment is defined as unwelcome sexual advances, including requests for
125 sexual favors and other unwelcome conduct of a sexual nature, when submission to such
126 conduct is made, either explicitly or implicitly, a term or condition of a student's
127 education or employment; or submission to or rejection of such conduct by a student is
128 used as the basis for academic or employment conditions affecting the student; or the
129 conduct has the effect of unreasonably interfering with an individual's work or academic
130 performance or creating an intimidating, hostile, or offensive working or learning
131 environment.

132
133 Discriminatory harassment is defined as conduct that targets an individual based upon
134 age, color, religion, disability, ethnicity, national origin, sex or gender, sexual orientation,
135 marital status, or veteran's status and that: adversely affects a term or condition of an

136 individual's education, employment, housing, or participation in a university activity; or
137 has the purpose or effect of creating an intimidating, hostile, or offensive environment for
138 academic pursuits, employment, housing, or participation in university activities.

139
140 The Indiana University Policy against Sexual Harassment, as adopted by the Board of
141 Trustees June 15, 1998, provides procedures for handling complaints concerning sexual
142 harassment. Violations of discriminatory harassment policy are handled under existing
143 procedures for handling complaints of discrimination.

144
145 Indiana University administrators are responsible for publicizing and implementing the
146 university's affirmative action and harassment policies in their respective areas of
147 jurisdiction. Students who believe that they are victims of such discrimination may obtain
148 information concerning the university's affirmative action policy and complaint
149 procedures from the campus Affirmative Action officer or the Dean of Students office.

150 ***E. Right to Access Records and Facilities***

151
152
153 Students have access to policies and procedures which affect them, and free access to
154 University offices which may be able to assist them such as the Office of Affirmative
155 Action or the Dean of Students.

156
157 Students can expect that their academic records will be maintained in a manner
158 consistent with the Indiana University Policy on Student Records (adopted by the
159 University Faculty Council, March 29, 1977, amended, October 2, 2001), and the Family
160 Educational and Privacy Act (FERPA), and that they will have access to their personal
161 records in accordance with these regulations.

162
163 Students should expect to have reasonable access to University facilities and resources.

164 ***F. Right to Freedom of Association, Expression, Advocacy, and Publication***

165
166
167 Students are free to form, join and participate in groups or organizations that promote the
168 common interests of students, including but not limited to groups or organizations that
169 are organized for intellectual, religious, social, economic, political, recreational or cultural
170 purposes.

171
172 In accordance with state and federal law, the university recognizes the rights of all
173 students to engage in discussion, to express thoughts and opinions, and to assemble,
174 speak, write, or publish, or invite speakers on any subject without university interference
175 or fear of university disciplinary action in accordance with the state and federal
176 Constitution.

177
178 Students may engage in peaceful and orderly protests, demonstrations, and picketing that
179 do no disrupt functions of the university, subject to appropriate regulations concerning
180 time, place, and manner. If a student feels that this right has been violated, the student
181 may file a request with the dean of students for an investigation and mediation.

182
183 Students who publish student publications that are not sponsored or financially supported
184 by the university may distribute the publications on university property subject to
185 appropriate regulations concerning the time, place and manner of distribution. If a
186 student feels that this right has been violated, the student may file a request with the
187 dean of students for an investigation and mediation.

189 Students who publish student publications under university auspices have the right to be
190 free of university censorship. However, these students must observe the recognized
191 canons of responsible journalism. Student editors and managers may only be suspended
192 or removed from their positions for proper cause and by appropriate proceedings
193 conducted by the agency responsible for the appointment of such editors and managers.
194

195 Indiana University does not require a student group or organization to register and be
196 approved by the university. The university does not license and will not tolerate what is
197 illegal.
198

199 A student group or organization may be authorized to use university facilities for
200 extracurricular activities, subject to the procedures established by the Dean of Students on
201 each campus.
202

203 ***G. Right to Contribute to University Governance***

204 Students have the right to a voice in the making of institutional policy generally affecting
205 their social or academic affairs.
206

207
208 Students have the right to participate in the formation of standards of student conduct
209 and the student disciplinary procedures by serving as members of appropriate committees
210 such as the Student Affairs Committee of the faculty council.
211

212 Students have the right to be represented by a student government.
213

214 ***H. Right to Accommodation for Individuals with Disabilities***

215
216 *[NOTE: Document is being drafted to include in this section. Suggestions about content*
217 *are welcome.]*
218

219 ***I. Rights of Student as Complainant, Victim, or Offender***

220
221 Students who believe that any of their rights, as defined in this Code, have been violated
222 by a member of the university community have the right to file a complaint, as outlined
223 in Part III.
224

225 A student who files a complaint under the provisions of this Code should expect that the
226 university will make a good faith attempt to determine the validity of the complaint.
227

228 An individual is not entitled to be present during discussion of the merits of the case by
229 the individuals who are adjudicating the case during the deliberation part of the
230 proceedings.
231

232 Rights of students as victim include:

- 233 1. The student has the option of being present in all aspects of a proceeding in
234 which witnesses provide evidence.
- 235 2. The university will disclose the final results of any disciplinary proceeding to
236 victims according to the provisions of the Family Educational Rights and Privacy
237 Act (FERPA).
238

239 Rights of the student charged (alleged offender):

- 240 1. The student has the right to a fair and reasonable process should the student be
241 charged with violating this Code.

- 242 2. The student has the right to be informed of his/her rights
243 3. The student has the right to be present during the hearing, including in all aspects
244 of a proceeding in which witnesses provide evidence.
245 4. The student who is participating in a hearing at which evidence may be submitted
246 in entitled to request the university make a good faith attempt to compel the
247 attendance of witnesses requested, compel the production of documents
248 requested, and provide a reasonable time period within which these requests can
249 be submitted and acted upon.
250

J. Rights for Students as University Employees

251
252

253 A student's rights and responsibilities as an employee of the University are governed by
254 the policies of the unit and by the personnel policies of Indiana University. Students
255 should contact their immediate supervisor, the Office of Student Employment or
256 University Human Resources for information. All personnel policies, including the policies
257 for student hourly employees, are also available on the Indiana University website.
258
259

Part II: Student Responsibilities

Just as students have rights, they also have responsibilities. Indiana University recognizes its responsibility to support and uphold the basic freedoms and citizenship rights of all students and it expects students to be responsible for the following. Students will be expected to:

A. Uphold and follow all codes of conduct, including this Code, relevant codes and bulletins of respective schools, professional programs or professional societies; class environments or University sponsored activities such as an off-campus clinical, field, internship, or in-service experience

B. Obey all University policies and procedures applicable to students and all local, state, and federal laws

C. Facilitate the learning environment and the process of learning including completing class assignments and coming to class prepared

D. Select a major field of study, choose an appropriate degree program within the discipline, plan class schedules, and meet the requirements for their degree

E. Use University property and facilities in support of their education while being mindful to respect the personal rights of others

F. Maintain and monitor their University accounts including e-mail and bursar accounts

G. Uphold and maintain academic and professional honesty and integrity

Academic misconduct is defined as any activity which tends to undermine the academic integrity of the institution. The University may discipline a student for academic misconduct. Academic misconduct may involve human, hard-copy, or electronic resources. Policies of academic misconduct apply to all course-, department-, school-, and university-related activities, including field trips, conferences, performances, and sports activities off-campus, exams outside of a specific course structure (such as take-home exams, entrance exams, or auditions, theses and masters exams, and doctoral qualifying exams and dissertations), and research work outside of a specific course structure (such as lab experiments, data collection, service learning, and collaborative research projects). Academic misconduct includes, but is not limited to, the following:

1. Cheating

Cheating is considered to be an attempt to use or provide unauthorized assistance, materials, information, or study aids in any form and in any academic exercise or environment.

a. A student must not use external assistance on any “in-class” or “take-home” examination, unless the instructor specifically has authorized external assistance. This prohibition includes, but is not limited to, the use of tutors, books, notes, calculators, computers, and wireless communication devices.

b. A student must not use another person as a substitute in the taking of an examination or quiz, nor allow other persons to conduct research or to prepare work, without advance authorization from the instructor to whom the work is being submitted. That prohibition includes unauthorized use of materials from a commercial term paper company or files of papers

- 312 prepared by other persons.
313 c. A student must not collaborate with other persons on a particular project
314 and submit a copy of a written report that is represented explicitly or
315 implicitly as the student's individual work.
316 d. A student must not use any unauthorized assistance in a laboratory, at a
317 computer terminal, or on fieldwork.
318 e. A student must not steal examinations or other course materials,
319 including but not limited to, physical copies and photographic or electronic
320 images.
321 f. A student must not submit substantial portions of the same academic
322 work for credit or honors more than once without permission of the
323 instructor to whom the work is being submitted.
324 g. A student must not, without authorization, alter a grade or score in any
325 way, nor alter answers on a returned exam or assignment for credit.
326

327 2. Fabrication

328 A student must not falsify or invent any information or data in an academic
329 exercise including, but not limited to, records or reports, laboratory results, and
330 citations to the sources of information.
331

332 3. Plagiarism

333 A student must not submit oral or written work that reproduces ideas, words, or
334 statements of another person without appropriate acknowledgment. A student
335 must give credit to the originality of others and acknowledge an indebtedness
336 whenever directly quoting, using, or paraphrasing the ideas of others or borrowing
337 facts, statistics or other illustrative material, unless the information is common
338 knowledge.
339

340 4. Interference

341 A student must not steal, change, destroy, or impede another student's work, nor
342 should the student unjustly attempt, through a bribe, a promise of favors or
343 threats, to affect any student's grade or the evaluation of their academic
344 performance. Impeding another student's work includes, but is not limited to, the
345 theft, defacement, or mutilation of resources so as to deprive others of the
346 information they contain.
347

348 5. Violation of Course Rules.

349 A student must not violate course rules established by a course syllabus, verbal or
350 written instructions, or the course materials which are rationally related to the
351 content of the course or to the enhancement of the learning process in the course.
352 *[NOTE: We will need to talk more with University Counsel about department policies*
353 *and whether they supersede the course syllabus.]*
354

355 6. Facilitating Academic Dishonesty.

356 A student must not intentionally or knowingly help or attempt to help another
357 student to commit an act of academic misconduct, nor allow another student to
358 use his or her work or resources to commit an act of misconduct.
359

360 H. Be responsible for their behavior, and respect the rights and dignity of others both
361 within and outside of the University community.
362

363 The university may discipline a student for the following **acts of personal misconduct**
364 **which occur on University property**, including but not limited to academic and

365 administration buildings, residence halls, athletic and recreational facilities, and other
366 university serviced property, such as sororities and fraternities.:

- 367
- 368 1. Dishonest conduct including, but not limited to, false accusation of misconduct,
369 forgery, alteration or misuse of any university document, record or identification;
370 and giving to a university official information known to be false.
371
 - 372 2. Assuming another person's identity or role through deception or without proper
373 authorization. Communicating or acting under the guise, name, identification,
374 email address, signature, or other indications of another person or group without
375 proper authorization or authority.
376
 - 377 3. Knowingly initiating, transmitting, filing, or circulating a false report or warning
378 concerning an impending bombing, fire, or other emergency or catastrophe; or
379 transmitting such a report to an official or an official agency.
380
 - 381 4. Unauthorized release or use of any University access codes for computer
382 systems, duplicating systems and other university equipment..
383
 - 384 5. Lewd, indecent, or obscene conduct.
385
 - 386 6. Disorderly conduct, including obstructive and disruptive behavior that interferes
387 with teaching, research, administration or other university or university-authorized
388 activity. *[NOTE: Will need to include reference to the new policy on disruption in*
389 *the classroom now being edited.]*
390
 - 391 7. Actions which endanger one's self, others in the University community, or the
392 academic process.
393
 - 394 8. Failure to comply with the directions of authorized University officials in the
395 performance of their duties, including failure to identify oneself when requested to
396 do so; failure to comply with the terms of a disciplinary sanction; refusal to vacate
397 a university facility when directed to do so;
398
 - 399 9. Unauthorized entry, use, or occupancy of University facilities.
400
 - 401 10. Unauthorized taking, possession or use of University property or services or
402 the property or services of others.
403
 - 404 11. Damage to or destruction of University property or the property belonging to
405 others.
406
 - 407 12. Unauthorized setting of fires on University property; unauthorized use of or
408 interference with fire equipment and emergency personnel.
409
 - 410 13. Unauthorized possession, use, manufacture, distribution, or sale of illegal
411 fireworks, incendiary devices, or other dangerous explosives.
412
 - 413 14. Possession of any weapon or potential weapon on any University property
414 contrary to law or University policy; possession or display of any firearm on
415 University property frequented by the public, except, in the course of an
416 authorized activity; sale of any firearms from university property or using
417 university facilities, including through computer and telephone accounts;

418 intentional possession of a dangerous article or substance as a potential weapon.

419 *[NOTE: This will be revised and turned into 2 entries.]*

420
421 15. Acting with violence; and aiding, encouraging, or participating in a riot.

422
423 16. Harassing, stalking or hazing of any kind whether or not the behavior is
424 carried out verbally, physically, electronically or in written form.

425 a. Harassment is defined in part I of this code.

426 b. Stalking is defined as repeated, unwanted contact in the forms of
427 including, but not limited to, phone calls, e-mail, physical presence, and
428 regular mail.

429 c. Hazing is defined as any conduct that subjects another person, whether
430 physically, mentally, emotionally, or psychologically, to anything that may
431 endanger, abuse, degrade, or intimidate the person as a condition of
432 association with a group or organization, regardless of the person's consent
433 or lack of consent.

434
435 17. Physical abuse of any person, including the following:

436 a. The use of physical force or violence to restrict the freedom of action or
437 movement of another person or to endanger the health or safety of another
438 person;

439 b. Physical behavior that involves an expressed or implied threat to
440 interfere with an individual's personal safety, academic efforts, employment,
441 or participation in university-sponsored extracurricular activities and causes
442 the person to have a reasonable apprehension that such harm is about to
443 occur; or

444 c. Physical behavior that has the purpose or reasonably foreseeable effect
445 of interfering with an individual's personal safety, academic efforts,
446 employment, or participation in university-sponsored extracurricular
447 activities and causes the person to have a reasonable apprehension that
448 such harm is about to occur.

449 d. Sexual assault, including while any party involved is in an impaired state;

450 e. Sexual contact with another person without consent, including while any
451 party involved is in an impaired state.

452
453 18. Verbal abuse of another person, including the following:

454 a. An express or implied threat to:

455 (1) Interfere with an individual's personal safety, academic efforts,
456 employment, or participation in university sponsored
457 activities; or

458 (2) Injure that person, or damage his or her property; and under the
459 circumstances causes the person to have a reasonable
460 apprehension that such harm is about to occur; or

461 b. "Fighting words" that are spoken face-to-face as a personal insult to the
462 listener or listeners in personally abusive language inherently likely
463 to provoke a violent reaction by the listener or listeners to the
464 speaker.

465
466 19. Unauthorized possession, use, or supplying alcoholic beverages to others
467 contrary to law or University policy.

468 a. The following actions are prohibited by Indiana University:

469 (1) Use or possession of alcoholic beverages on university property,
470 or in the course of a university activity or student organization

- 471 activity, contrary to law
472 (2) Use or possession of alcoholic beverages in any undergraduate
473 residence supervised by the university, including fraternity and
474 sorority houses, except as otherwise noted in Part II, Section H 19 b;
475 (3) Use or conspicuous possession of alcoholic beverages in or on
476 any property of the university frequented by the public, except in
477 areas specifically designated by the chief administrative officer of the
478 campus.
479 (4) Providing alcohol contrary to law.
- 480 b. The possession or use of alcoholic beverages is not forbidden in the
481 following areas of the university unless otherwise prohibited by law:
482 (1) In designated housing which has been approved by the Dean of
483 Students for allowing alcoholic beverage possession and use by
484 students and others who are twenty-one (21) years of age or older,
485 with certain restrictions, including residence rooms, apartments, and
486 certain common areas approved for such purpose by the Dean of
487 Students. The Dean of Students may enact rules to regulate such use
488 or possession.
489 (2) In designated undergraduate residences supervised by the
490 university when temporary permission is granted by the Dean of
491 Students for events at which persons twenty-one (21) years of age or
492 older may lawfully possess and use alcoholic beverages.
493 (3) In Union Buildings, including guest rooms and certain other
494 areas specifically approved by the chief administrative officer of the
495 campus.
496 (4) In other areas, such as private offices and faculty lounges, not
497 accessible to the public and specifically approved by the chief
498 administrative officer of the campus.
- 499 c. Student organizations that serve or permit possession of alcoholic
500 beverages at student organization functions, on or off campus, may be
501 disciplined if violations of alcoholic beverage laws or of university
502 regulations occur. Individual students who plan, sponsor, or direct such
503 functions also may be subject to discipline.
- 504
- 505 Indiana University also prohibits the use or conspicuous possession of alcoholic
506 beverages in or on any property of the University frequented by the public, except
507 in areas specifically designated by the chief administrative officer of the campus.
508
- 509 20. Obstructing or blocking access to University facilities, property, or programs.
510
- 511 21. Unauthorized possession, manufacture, distribution, use or sale of illegal drugs,
512 any controlled substance or drug paraphernalia.
513
- 514 22. Violation of other published university regulations, policies, or rules. Examples
515 of such regulations include but are not limited to university computing policies,
516 residence hall policies, and recreational sports facility policies.
517
- 518 23. A violation of any Indiana or federal criminal law.
519
- 520 24. Engaging in or encouraging any behavior or activity that threatens or
521 intimidates any potential participant in a judicial process.
522

523 I. Personal Misconduct Not on University Property.

524
525 The university may discipline a student for acts of personal misconduct that are not
526 committed on
527 university property if the acts arise from university activities that are being conducted off
528 the
529 university campus, or if the misconduct undermines the security of the university
530 community or the
531 integrity of the educational process, or poses a serious threat to self or others.

532
533 1. Personal Misconduct Off-Campus

- 534 a. Indiana University is committed to the promotion of a civil community both
535 on campus and off campus.
- 536 b. Indiana University regards off-campus activity as an integral part of a
537 student's academic, personal, and professional growth. Thus, the University
538 recognizes the right of all students to expect that the University will subject
539 individuals to the same responsibilities and disciplinary procedures when
540 conduct:
- 541 (1) Adversely impacts the University's mission, or the tenets of this code, or
 - 542 (2) Occurs at a University-sponsored event, or
 - 543 (3) Presents a clear danger to the personal safety of any person or the
544 protection of any person's property.
 - 545 (4) Violates policies of an academic program and related facilities, including
546 but not limited to an off-campus clinical, field, internship, or in-service
547 experience, or an overseas study program.

548
549 2. Other Personal Misconduct

550 Such acts include, but are not limited to, the following:

- 551
- 552 a.. Alcohol and drug offenses, including public intoxication, that pose a
553 serious threat
554 to self or others. *[NOTE: Is public intoxication appropriate here? Or should*
555 *it be separated*
556 *out?]*
- 557
- 558 b. Altering academic transcripts.
- 559
- 560 c. Arson.
- 561
- 562 d. Battery.
- 563
- 564 e. Domestic violence
- 565
- 566 e. Forgery.
- 567
- 568 f. Fraud.
- 569
- 570 g. Harassment of any kind as defined in part I of this Code
- 571
- 572 h. Hazing.
- 573
- 574 i. Participation in group violence
- 575
- 576 j. Rape.

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l. Sexual assault.

m. Stalking, defined as repeated, unwanted contact in any form, including but not limited to, phone calls, e-mail, physical presence, and regular mail.

n. Trafficking in term papers.

o. Use of a computer or other electronic device off the campus to obtain unauthorized access to information on campus.

p. Theft

PART III: PROCEDURES FOR IMPLEMENTATION OF THE CODE

This code governs activities on all campuses of Indiana University. Specific procedures are to be developed by each campus and made available to students, faculty and staff on the campus. These procedures will provide for:

Student Grievances—Students are to have procedures to follow when they believe that any of their rights, as defined in earlier sections of this Code, have been violated by a member of the university community. The local campus offices of the Dean of Students, Affirmative Action and faculty affairs will assist students in pursuing redress.

Academic and Personal Misconduct—Clear procedures with specific information about the persons who are involved, timelines, and disciplinary sanctions are to be created and maintained at the campus level. These procedures are to be designed to provide students with procedural fairness, to ensure equal protection for all students, and to supply a set of agreed-upon sanctions.

Advisors for Witnesses—A person who appears as a witness in any proceeding conducted under this code is entitled to have an advisor or other counsel present while the witness is testifying during the proceedings, provided it is at the witness' expense. An advisor or counsel for a witness is limited to the role of advising the witness. The advisory or counsel may not participate in the proceeding, may not question the witness, and may not make any statements during the proceeding.

Notification of a Victim—A person who is a victim of any specific misconduct for which disciplinary proceedings are conducted under this code is entitled to participate in all proceedings except for the final deliberative process in which the hearing officer or panel weigh the evidence presented and arrive at a decision. If the subject matter of the disciplinary proceeding involves crimes of violence or a sex offense and the accused is determined to have committed the act, the dean of students is required to notify the victim of the outcome of disciplinary proceedings in a timely manner.

Campus procedures are to be reviewed and approved periodically through the local campus faculty council. Any revision should also be reviewed by University Counsel. It is recommended that campus procedures remain fairly similar across all campuses in an effort to assist students transferring among IU campuses.

627 **PART IV: GENERAL PROVISIONS, DEFINITIONS, ADOPTION PROVISIONS, AND**
628 **APPENDICES**

629 ***A. Definitions***

630
631
632 **Student.** For purposes of this code, the term "student" includes the following:

- 633 1. A person who is admitted or enrolled in any credit-bearing course or
634 program in any school or division of Indiana University.
- 635 2. A person who is admitted to Indiana University and is present on a campus
636 for the purpose of being enrolled in any credit-bearing course or program
637 in any school or division of Indiana University.
- 638 3. A person who has been admitted and enrolled in any credit-bearing course
639 or program in any school or division of Indiana University and continues to
640 be associated with Indiana University because of failure to complete the
641 course or the program in which the person was enrolled.
- 642 4. A person who is not admitted to the university, but who is taking classes to
643 transfer to another university, for personal enrichment, or in preparation to
644 apply to a graduate program.

645
646 **Faculty or Faculty Member:** All who teach and/or do research at the university,
647 including (but not limited to) tenure-track faculty, librarians, holders of research or
648 clinical ranks, graduate students with teaching responsibilities, visiting and part-time
649 faculty, and other instructional personnel including coaches, advisers, and counselors.
650 *(Need to link to policy on relations with students?)*

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652
653 ***B. Persons Authorized to Exercise Specified Responsibilities***

654
655 1. Under this code, the authority that is given to a specified Indiana University official or
656 employee may be exercised by any person who occupies the specified position or has a
657 comparable position on a campus that does not have the specified position. This code
658 refers to the following specified positions but each position includes any equivalent
659 position on a campus that does not use these specific titles:

- 660 a. Dean of Students.
- 661 b. Dean of Faculties.
- 662 c. Affirmative Action Officer.
- 663 d. Assistant Vice President for Human Resources.
- 664 e. Faculty council president.
- 665 f. Chancellor.

666
667 2. Under this code, the authority that is given to a particular Indiana University official or
668 employee may be exercised by that particular person or by that person's designee.

669
670 ***C. Adoption Provisions***

671 *[NOTE: How much of Part VI in the current code is it necessary to include here? We*
672 *assume that all parts of it are necessary, but do they need to all be included in the Code?]*

673
674 ***D. Appendices***

675 *[NOTE: We will write two new appendices for the new version of the Code—disruptive*
676 *students and religious observances. Other appendices in the current Code will be kept.]*

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