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LEGAL AUTHORITY	P6Hx23-4.33	7/28/21 Revision #21-7

P6Hx23-4.33 PROCEDURE: STUDENT CODE OF CONDUCT

- I. The following actions are prohibited at or on any campus or center of the College, or at any College-sponsored or College-affiliated activity or event. Violation of any of these regulations may result in disciplinary action. In addition, the College reserves the right to impose discipline based on any student conduct, regardless of location, that may adversely affect the College or College community. Further, disciplinary action may be imposed in special circumstances where prescribed by law.
 1. Possession or consumption of alcoholic beverages.
 2. Use, possession, sale, barter, exchange, gift, distribution, or other transaction of any drugs which would be in violation of state or federal law.
 3. Cheating in any form as delineated in the College's Procedure on Academic Honesty.
 4. Stealing or attempting to steal.
 5. The use of indecent or abusive language.
 6. Gambling.
 7. Hazing. The College's anti-hazing policy and the penalties for violations thereof are set forth in Board of Trustees' Rule 6Hx23-4.331.
 8. Vandalism or destruction of property.
 9. Unauthorized possession, duplication or use of keys or access cards to any College premises or services.

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10. Taking or unauthorized use or possession of College property or the private property of another.

11. Falsification, forgery, alteration, or misuse of any College record, document or identification card.

12. Permitting another to use his or her College identification card, impersonating another or misrepresenting being authorized to act on behalf of another.

13. Failure to comply with lawful directives of College officials or security officers acting within the performance of their duty.

14. Any action which causes or attempts to cause a fire, explosion, including bomb threats, or any false reporting of a fire, explosion or any tampering with the fire safety equipment or other safety devices or the failure to evacuate the College buildings during a fire alarm.

15. Fraudulent and/or unauthorized official use of College name, seal, emblem, nickname or motto.

16. Lewd or indecent conduct as defined in the Florida Statutes, Chapter 800.

17. Behavior or actions which are disruptive of the normal, peaceable, and orderly operation of the College, including the management of the teaching and learning environment.

18. Any disorderly conduct or breach of peace. This includes, but is not limited to, such conduct as threatening, fighting or other tumultuous behavior, the making of unreasonable noise or offensively coarse utterances, gestures or display, or abusive language to any person, creation of a hazard or offensive condition or other causes or matters resulting in the disturbance

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of the public tranquility and order of the College, its students or personnel.

19. Obstruction of the free flow of pedestrian or vehicular traffic on College premises or at College sponsored or supervised functions.
20. Acts of verbal or written abuse, threats, intimidation, harassment, coercion and/or other conduct which creates an intimidating, hostile or offensive working and/or educational environment.
21. Violation of a federal or state law, county or city ordinance.
22. Assault or physical abuse.
23. Possession or use of explosives (including fireworks), chemical agents, or weapons (including firearms) on College property unless such possession and use is authorized as provided for in the Board of Trustees' Rule 6Hx23-1.232 and College Procedure P6Hx23-1.232.
24. Unauthorized entry and/or occupancy of College facilities.
25. Violations of student traffic and parking control as listed in Board of Trustees' Rule 6Hx23-4.34.
26. Sexual harassment, as defined in Board of Trustees' Rule 6Hx23-2.011.
27. Sexual misconduct, as defined in Board of Trustees' Rule 6Hx23-4.332.
28. Discrimination as defined pursuant to the Board of Trustees' Rule 6Hx23-1.34 and College Procedure P6Hx23-1.34.
29. Stalking as defined by Florida law pursuant to §784.048.

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30. Disobedience. Failure to abide by official College rules, procedures, policies or guidelines.
31. Conduct endangering safety and welfare. The commission of any act which one could reasonably foresee as having the potential to threaten or endanger the health or well-being of any person or property.
32. Misuse of Computer and Computer Information Resources as outlined in the Board of Trustees' Rule 6Hx23-6.900 and College Procedure P6Hx23-6.900.
33. False information. Furnishing false information to a College official in the exercise of his/her responsibilities.
34. Knowingly instituting a false charge against another.
35. Intentionally, without consent, limits or restricts the freedom of another to move about in a lawful manner.
36. Knowingly providing false statements during any proceeding or taking any action which interferes with or obstructs any College administrative process.
37. Conspiracy to commit violation of any of the above or aiding, abetting, assisting, hiring, soliciting, or procuring another in the violation of any of the above.
38. Video or audio recording of classes or labs that are not authorized under this Procedure or consented to by those recorded. Only a recording of a lecture, for personal educational use or in connection with a complaint, are allowed without prior permission of the lecturer. Recordings of testing, student speech or presentations, and portions of a class other than a lecture by

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faculty, including capturing the images or voices of other students, are prohibited without prior consent of those involved.

39. Publishing a recording of a lecture made in a classroom without the lecturer's consent.

In cases in which there has been a violation of law against the College or any of its officials, legal action may also be brought against the offender.

- II. Student organizations are also prohibited from engaging in the conduct listed in I. above. Violations of this College Procedure by a student organization could result in the rescission of the authority for such organization to operate on College property or under the sanction of the College.
- III. This section of the Procedure is implemented in recognition of the fact that there are circumstances in which the College administration needs to act expeditiously in order to provide a reasonable safe academic and work environment.

Student disciplinary action shall be imposed in accordance with College Procedure P6Hx23-4.35, however, a student may be immediately suspended from classes and/or from the College and its grounds and premises under this Procedure and upon recommendation of the student's campus/center associate provost or designee, upon approval of the provost or designee, or upon approval of the President or designee when one or more of the following circumstances exist:

1. A student is reasonably suspected of threatening and/or causing physical harm to a student, instructor and/or staff member and/or their property or property of the College.

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2. A student is reasonably suspected of violating Sub Paragraphs 14, 16, 18, 20, 22, 23, 27 and 35 of Paragraph I. of this Procedure.

The associate provost or designee will conduct an expedited investigation of the alleged violation and attempt to meet with the student to present notice of the charges, and, as may be feasible in the situation, providing an opportunity for the student to respond to such charges. If a meeting is not feasible due a serious campus safety or security concern, the student may be afforded an opportunity to provide any written evidence to the appointed campus administrator in lieu of a meeting.

Any student suspended pursuant to the foregoing shall be notified of the suspension by letter, either by personal delivery or by regular mail to the student's last known address.

The suspension letter shall include a time certain for which the suspension is in force, and details concerning the method by which the student can apply for readmission at the conclusion of the suspension time period. The letter of notice shall further provide the student with an opportunity to request a disciplinary review pursuant to the College's Disciplinary Procedure, P6Hx23-4.35, to be arranged in an expedited fashion. The student shall have no more than three school days from the actual notice of immediate suspension to notify the associate provost of the request. If the student does not timely request a disciplinary review on the matter, such right is waived. Under this section, the College reserves the right to impose additional disciplinary action as may be warranted in accordance with this Procedure. As deemed necessary by the associate provost or designee, the suspension shall remain in place during the duration of any review and proceedings.

On sites where there is no provost and/or associate provost, the President shall designate the person(s) to undertake the duties of

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the provost and/or associate provost under this College Procedure.

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