

Table Of Contents

College Regulations	1
Organization of College Judicial System	5
Judicial System Procedures	7
Student's Rights When Charged With a Violation	10
Judicial Sanctions	11
Policies Pertaining to the Judicial System	13

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I. COLLEGE REGULATIONS

SECTION 1: Academic Dishonesty

Cheating and Plagiarism are the willful misrepresentation of all or part of another's work as one's own.

- 1.01** Cheating in all its forms, or attempting to cheat is prohibited. Examples of cheating include, but are not limited to: Copying another's answers or giving or receiving un-permitted aid during classroom or take-home examinations or on assignments, papers, research reports and projects.
- 1.02** Plagiarism, in all its forms, is prohibited. Examples of plagiarism include, but are not limited to: the use or presentation of the ideas or words of another, whether from print, digital, or aural sources as one's own, failure to cite the source of information and ideas taken from the works of others.

SECTION 2: Aiding and Abetting

A student aiding and abetting another person in violation of a College regulation will be subject to disciplinary action.

SECTION 3: Alcohol

- 3.01** The Alcohol Policy of SUNY Plattsburgh is in compliance with New York State Laws and local City Ordinances, which prohibit the following:
- Sale of Alcohol without a license
 - Sale or giving alcohol to any person under the age of 21
 - Purchase of any alcoholic beverage by a person under the age of 21
 - Possession of alcohol with the intent to consume any alcoholic beverage by any person under the age of 21
 - Possession of an open alcohol container in a Public Place
- 3.02** Possession of an open alcohol container on the SUNY Plattsburgh campus, outside of the legal and personal possession in Residence Halls, as defined in the Residence Hall Manual, or at an event catered by Campus Dining Services, is prohibited.
- 3.03** Alcohol events or parties are not permitted in Residence Halls. Only legal and personal consumption of alcohol, as defined in the Residence Hall Manual, is permitted in college residence halls.
- 3.04** Persons under 21 years of age, may not be in possession of alcohol on the SUNY Plattsburgh campus, nor may they be present where there is an open alcohol container, with the exception of events catered by Campus Dining Services, on the SUNY Plattsburgh campus. Empty alcohol containers shall be considered "open alcohol containers" on the SUNY Plattsburgh Campus.

SECTION 4: **Animals**

- 4.01 Animals are not permitted in campus buildings.
- 4.02 Students who allow their pets to run loose on campus or allow them to create disturbances subject them to impoundment and subject themselves to disciplinary action.

SECTION 5: **Computer Use Violations**

Students using College computer facilities or services are expected to know and abide by the regulations governing their use as set forth by the Office of Computing and Media Services. Failure to abide by these regulations may result in judicial procedures.

SECTION 6: **Damage to Property**

Willful or careless destruction, defacement of or tampering with College property or property of others is prohibited.

SECTION 7: **Disorderly Conduct**

- 7.01 Any offensive or disorderly act or display which interferes with the rights of others is prohibited.
- 7.02 Harassment, threats, physical abuse or the threat of Physical abuse including bias related incidents are prohibited.

SECTION 8: **Drugs**

- 8.01 Illegal possession of or using controlled drugs or drug paraphernalia, as defined in the New York State Penal Law, is prohibited.
- 8.02 Attendance at a gathering where illegal drugs have been used constitutes a violation.

SECTION 9: **Endangerment**

Reckless or intentional acts which endanger, or put at risk, the welfare of oneself or others are prohibited. Threats, in any form, of behavior that could endanger oneself or others is prohibited. Compromising the security measures of the campus will constitute a violation of College Policy.

SECTION 10: **Failure to Comply with Direction of College Official**

Failure to comply with the directions of College officials acting in the performance of their official duties is prohibited.

SECTION 11: **False Alarms, Fire Safety**

- 11.01 Intentionally setting a fire without proper authorization, or giving false alarm of a fire is prohibited.
- 11.02 Tampering with fire alarm devices or fire equipment is prohibited.
- 11.03 Failure to adhere to fire evacuation procedures is prohibited.

SECTION 12: **Falsification of Information**

- 12.01 Willful falsification of information on College records or to College officials is prohibited.
- 12.02 Willfully providing false information for purposes of obtaining services is prohibited.
- 12.03 Possession or use of another person's I.D. card or an invalid I.D. is prohibited.

SECTION 13: **Firearms, Fireworks, Explosives, Weapons**

- 13.01 It is prohibited to carry or contain firearms, ammunition, gun powder, air rifles, air pistols, paintball guns or guns of any kind on campus.
- 13.02 Possession or use of fireworks on the College campus is prohibited.
- 13.03 Possession or use of knives or other weapons, dangerous chemicals, flammable liquids, explosive materials, except as authorized in supervised academic programs, is strictly prohibited on the College campus.

SECTION 14: **Greek Social Organization Violations**

Students are expected to know and abide by the regulations governing Greek Social Organizations, as set forth in the Fraternal Standards Manual available at the Center for Fraternity/Sorority Life. Failure to abide by these regulations may result in judicial procedures. (e.g., Accepting membership into an organization not eligible to have new members due to the Group's suspension or withdrawal of recognition is a violation.)

SECTION 15: **Guests**

Students are responsible for informing their guests of College regulations and will be held accountable for the behavior of their guests.

SECTION 16: **Hazing**

- 16.01 Hazing in every form is prohibited. Hazing is considered to be interference with the personal liberty of others and includes any act of domination by some students over others which may lead to injury, emotional disturbance, physical discomfort or humiliation.
- 16.02 Harassment by banter, ridicule or criticism or playing abusive and humiliating tricks or pranks are prohibited.
- 16.03 Hazing which involves the forced consumption of alcohol or drugs is prohibited.

SECTION 17: **Library Violations**

Students using College library facilities or services are expected to know and abide by the regulations governing the library as set forth in the library brochure available in the library. Failure to abide by these regulations may result in judicial procedures.

SECTION 18: **Obstruction of College Activities**

Obstruction of teaching, research, administration, disciplinary procedures, or other College activities, including public service functions or other authorized activities on campus is prohibited.

SECTION 19: **Residence Hall Violations**

Students are expected to know and abide by the regulations governing residence life as set forth in the Housing Manual, furnished to each student along with a Housing License Agreement. Failure to abide by these regulations may result in judicial procedures.

SECTION 20: **Sexual Exploitation and Sexual Harassment**

20.01 Sexual Exploitation is prohibited.

20.02 Sexual Harassment is prohibited.

SECTION 21: **Theft**

21.01 Theft of property on the College campus is prohibited.

21.02 Theft of services on the College campus is prohibited.

21.03 Removal of College property from common use areas is not permitted.

21.04 Removal of books or other items from College facilities without following prescribed procedures is prohibited.

21.05 Possession of property illegally procured is prohibited.

SECTION 22: **Trespass**

Entering any College facility except in accordance with established regulations is prohibited.

SECTION 23: **Use of the College Name**

Use of the name or logo of the College is prohibited unless specifically authorized in writing by the President of the College or delegated representative. Students are prohibited from falsely presenting themselves as entities of the College beyond the normal scope of activities associated with their student or employment status.

SECTION 24: **Violation of Condition of Judicial Action**

Students who violate the conditions of judicial actions placed upon them are thereby in violation of College regulations and may be subject to further disciplinary action or an additional Judicial sanction as described in Section 5 of this manual.

SECTION 25: **Violations of Civil or Criminal Law**

Violation of Federal, state, or local laws in a way that affects the College community's pursuit of its educational purposes is prohibited and may subject students to disciplinary action. Such violation may be established independent of and prior to a criminal conviction.

SECTION 26: **Violent behavior**

26.01 Violent behavior is prohibited.

26.02 Behavior that is considered Stalking is prohibited

26.03 Dating Violence and Domestic Violence are prohibited

26.04 Sexual Assault is prohibited

II. ORGANIZATION OF THE COLLEGE JUDICIAL SYSTEM

A. Dean of Students

The Judicial System at Plattsburgh is under the direction of a **Dean of Students**. The **Dean of Students** is charged with the responsibility for seeing that due process is provided to students accused of violating College regulations and, to accomplish this task, has the following duties:

1. Revises, as needed, and publishes a Student Conduct Manual which details those College regulations for which all students will be held accountable through the College Judicial system.
2. Solicits, selects, and trains Judicial Assistants as needed.
3. Solicits, selects, and trains student volunteers for the judiciary pool from which Judicial Boards are impaneled to hear cases.
4. Receives Judicial Referrals for alleged violations of college regulations, by individual students, as set forth in the Student Conduct Manual.
5. Sets up a review with each student so referred to discuss the charges and the student's rights.
6. Schedules and chairs Administrative or Judicial Board Hearings as required.
7. Determines the sanction to be applied if the student is found responsible in all cases except those related to Academic Dishonesty. Sanctions for cases involving Academic Dishonesty are determined as outlined in Section III, G.
8. Officially communicates all judicial charges and decisions to each student so charged.
9. Notifies college officials whose relevant interest necessitates their being informed of a violation of College Policy.
10. Maintains the College's official judicial records.

B. JUDICIAL BOARD

1. The **Judicial Board** is composed of the Dean of Students or designee, and three to six members. Whenever possible, two to four members are students selected from the judiciary pool and

one to two members are faculty/staff from the college.

In Academic Dishonesty cases, the **Judicial Board** is composed of the Dean of Students or designee, who directs the hearing and three to six members. Whenever possible, in cases of Academic Dishonesty, two to four members are faculty/staff members, which includes a representative of the Office of the Dean of the faculty where the course or academic activity in question is offered, and one to two are students selected from the judiciary pool.

The **Judicial Board** serves as a panel to hear the case of a student who has pled not responsible and who has been offered a **Judicial Board** Hearing. Selection of the board for any given case depends on the availability of the members at the time scheduled for the hearing and their declared lack of personal acquaintance with or bias for or against the student involved.

2. The **Judicial Board** has the following responsibilities:
 - a. Hears cases as scheduled.
 - b. Hears all statements and evidence related to the case in question.
 - c. Seeks answers to all questions pertaining to the statements and evidence presented.
 - d. Determines if the student is responsible or not responsible after a full and confidential discussion of the case.
 - e. May make a recommendation to the Judicial Coordinator in determining a sanction.
 - f. Acts in an advisory capacity upon the request of the Judicial Coordinator in a case where the student has pled responsible but where the sanction may be so severe that a full review of all relevant facts is desired for a fair perspective.

C. JUDICIAL APPEAL BOARD

1. The **Judicial Appeal Board** is constituted in the same way as the Judicial Board. In the case of an appeal, the board would be made up of an entirely different group of students and faculty/staff from the original Judicial Board. The **Judicial Appeal Board** is chaired by a member of the Student Affairs Division, appointed by the Vice President for Student Affairs. If an Academic dishonesty case is appealed, the **Judicial Appeal Board** is constituted as outlined in section II, B, 1, of this manual, except that persons who served on the original board cannot serve on the appeal board for the same case. The **Judicial Appeal Board**, in cases of Academic Dishonesty, is chaired by the Provost/Vice President for Academic Affairs or their designee.

2. The **Judicial Appeal Board** has the following responsibilities:
 - a. Hears appeals as scheduled.
 - b. Informs itself of the statements and evidence presented at the original hearing.
 - c. Seeks answers to all questions relevant to the case.
 - d. Recommends to the Chair, after a full and confidential discussion, a final sanction on the case.
 - e. The Chair of the **Judicial Appeal Board** has the responsibility for determining the final sanction. In Academic Dishonesty cases heard by the **Judicial Appeal Board**, the Provost/Vice President for Academic Affairs or designee has the responsibility for determining the final sanction, based on the recommendation of the Dean of the faculty where the course was held or the incident occurred, in consultation with the Judicial Coordinator, the Dean of the faculty of the student's major, and the Chief Student Affairs Officer.

III. JUDICIAL SYSTEM PROCEDURES

A. JUDICIAL REFERRAL

1. Any member of the College community may refer a student for judicial action when it is believed that the student has violated a college regulation.
2. Referral forms for judicial action may be obtained from the Dean of Students Office.
3. **Judicial referrals** must be forwarded to the Dean of Students in the Office of the Dean of Students, Kehoe 6th floor.

B. JUDICIAL CHARGES

1. The Dean of Students, upon receiving a referral, determines the charges and sends notice, when appropriate, of the reported violation to the student who has been referred.
2. If the Dean of Students feels that a referral does not warrant charges, the case may be dismissed after a review with the Chief Student Affairs Officer.
3. The notice, in addition to the reported violation, lists the rights and responsibilities of the student and schedules an appointment for a Review of Judicial Charges and Procedures.
4. Charges are forwarded to the student by the Dean of Students. While an academic semester is in session, the appointment for the Review is generally set within 2 - 3 business days of receipt by the student who is being charged.

C. REVIEW OF JUDICIAL CHARGES AND PROCEDURES

1. The Dean of Students or designee states the charge against the student and reviews the rights of the student. Failure to

- appear for the Review constitutes a plea of responsible.
2. The student may plead responsible to the charge, or another charge which is deemed appropriate in the discretion of the Dean of Students or designee, at the time of the Review. In this case, the Dean of Students or designee accepts the plea and determines the sanction that will be applied.
 3. The student may plead not responsible to the charge at the Review.
 - a. The Dean of Students or designee may determine that if the sanction for a violation is to be no greater than a Probation with conditions, a hearing may not be justified. In such a case the Dean of Students or designee will hear the student's information and make a determination of responsible or not responsible.
 - b. If the potential sanction for the violation would be greater than a reprimand but less than would qualify for a Judicial Appeal Hearing the student will, in most cases, be given an Administrative Hearing.
 - c. If the potential sanction for the violation would be subject to appeal, the student will, in most cases, be granted an Administrative Hearing or a Judicial Board Hearing. Relocation, loss of residence license, suspension, and dismissal are subject to appeal.

D. ADMINISTRATIVE HEARING

1. An **Administrative Hearing**, in most cases, will be held for a student who pleads not responsible and whose sanction would not be subject to appeal. As referenced in Section III, E. 1, a student may have the opportunity, in cases which might result in sanctions subject to appeal, to have the case heard in an **Administrative Hearing**.
2. An **Administrative Hearing** differs from a Judicial Board Hearing in that only the Dean of Students or designee hears the case rather than a panel of students and staff. Like a Judicial Hearing, it is a hearing with full presentation of evidence and witnesses. In an **Administrative Hearing**, the Dean of Students or designee will weigh the evidence as presented, may consider a charge that involves equal or lesser judicial action, will make a **final decision, based on a preponderance of the evidence presented**, of responsible or not responsible, and will decide upon the sanction if responsibility is adjudged.

E. JUDICIAL BOARD HEARING

1. A **Judicial Board Hearing**, in most cases, will be held for a student who pleads not responsible to a violation which could involve a sanction subject to appeal. A student who has plead not responsible to a violation which might result in a sanction

which is appealable may request an **Administrative Hearing**. The sole discretion lies with the Dean of Students to determine whether an **Administrative Hearing** may be held rather than a **Judicial Board Hearing**.

2. In the case of a student who pleads not responsible, the Judicial Board makes a **final decision, based on a preponderance of the evidence presented**, of responsible or not responsible.
3. Upon recommendation of the Board, the Dean of Students or designee may consider a charge that involves an equal or lesser judicial sanction.
4. A majority of the votes decides the issue.
5. All members of the board have a vote. The Dean of Students or designee votes only in the case of a tie.
6. When responsibility has been determined by the Judicial Board, the Dean of Students or designee decides the sanction.

F. JUDICIAL APPEAL BOARD

1. A student found responsible for a violation may request an appeal for a sanction which they believe is too severe for the violation. Sanctions of relocation, loss of residence license, suspension and dismissal may be appealed.
2. Appeals must be submitted on the Judicial Appeal Form, available in the Judicial Affairs Office.
3. An appeal must be requested in writing within 48 hours after the judicial decision has been communicated to the student. Time limit does not include weekends or college holidays.
4. Appeals are to be submitted to the Judicial Coordinator who will forward them to the Judicial Appeal Chair.
5. The reason the individual believes the original sanction is too severe must be stated in the request for the appeal.
6. The student requesting an appeal must schedule the appeal hearing with the Chair of the Judicial Appeal Board within 7 days of the submission of the appeal form. Failure to meet this deadline will result in the forfeiture of the appeal.
7. The Chair of the Judicial Appeal Board upon receiving an appeal, will determine whether or not sufficient cause has been given for an appeal hearing to be granted. The Chair, whenever reasonable, will contact the submitter of the original Judicial violation, any victim(s), and relevant College Officials to gain further background information regarding the incident and/or the individual appealing the sanction.
8. Since an appeal hearing is not a new hearing, only the student who is appealing may be present or present information at the appeal hearing.
9. The Judicial Appeal Board makes a recommendation to the Chair of the Appeal Board who makes the final decision.

10. Failure to appear at the appeal hearing results in a forfeiture of the appeal.

G. Sanctioning Academic Dishonesty Cases

In Academic Dishonesty cases, the Dean of the faculty where the course was held or the incident occurred, in consultation with the Judicial Coordinator, the Dean of the Faculty of the student's major, and the Chief Student Affairs Officer, determines the sanction to be applied if the student is found responsible. In determining sanctions, this group must take into account any previous cases of academic dishonesty by the student in question, as evidenced by records held in the Office of the Judicial Coordinator.

H. GROUNDS FOR NEW HEARING

A case will be reopened only if significant new information, material and relevant to the case, not available at the time of the original hearing is to be presented, or if a violation of due process, either procedural or substantive has occurred. Either a student found responsible for a violation or the College may request reconsideration. A request must be directed to the Dean of Students within 48 hours of the original hearing. The Vice President for Student Affairs, in consultation with the Dean of Students, will decide if there is significant new evidence or sufficient grounds, on a question of due process, to reopen a case.

IV. STUDENT RIGHTS WHEN CHARGED WITH A VIOLATION

A. The right to be presumed not responsible until responsibility is established. Responsibility is determined either by an admission of responsibility or by the presentation of information and evidence at a hearing, upon which the Dean of Students or designee or a hearing board bases a decision of responsibility. Responsibility at **Judicial Board**, or **Administrative Hearings**, will be determined by a preponderance of the evidence presented.

B. The right to be given written notice of the nature of the charges and to be informed of one's rights. These rights are printed on each charge slip.

C. The right to plead not responsible and to be granted either:

1. An Administrative Hearing before the Judicial Coordinator or designee or
2. A hearing before the Judicial Board, composed of students and faculty/staff.

D. The right to bring witnesses and/or an Attorney to either the administrative or judicial board hearing. State University policy

permits the presence of counsel for privately advising the student at the hearing. Counsel is not, however, eligible to participate in the hearing, e.g. by presenting the student's case or cross-examining witnesses.

E. The right to remain silent at an Administrative or Judicial Board Hearing. An adverse inference from the accused's silence is neither required or prohibited

F. The right to question any witnesses presented at a hearing and the person making the charge.

G. The right, upon request, of access to all documents, signed statements or printed evidence before the hearing and the right of supervised access to the recorded proceedings of the hearing for a period of 6 months from the date of the hearing.

H. The right to request an appeal of a sanction of relocation, loss of residence license, suspension or dismissal.

V. JUDICIAL SANCTIONS

A. REPRIMAND - A written or oral reprimand is an official statement from the Judicial Coordinator or designee to a student that a College regulation has been violated. This reprimand officially advises the student of a violation and warns that further violations may result in a more severe disciplinary action.

B. REPRIMAND WITH CONDITIONS - Where appropriate, this level of written reprimand may include any or all of the following conditions:

1. Educational program or task - Assignment of educational program and/or appropriate task.
2. Loss of privileges - Removal of privileges or restriction of activities for a designated period of time.
3. Restitution - Reimbursement by the student to cover the cost of damage or loss of property or services. Reimbursement may be partial or complete depending on circumstances, e.g. number of people involved or degree of responsibility.
4. Referral - A student may be referred for counseling or other appropriate professional help if it is believed that this can assist in avoiding further violations.

C. PROBATION - Loss of good standing as a member of the college community for a specified period. This is an official written notice that advises that the student may risk separation from the college if there are any further violations. Where appropriate, probation may

include any or all of the following conditions:

1. Educational program or task - Assignment of educational program and/or appropriate task during the period of probation.
2. Loss of privileges - Removal of privileges or restriction of activities for a designated period of time, not to exceed the period of probation.
3. Relocation - Relocation to another floor or hall.
4. Loss of residence license - Removal of a student from campus residence. A student removed from campus residence will be continued on probation for a specified period. A student removed from campus residence will generally forfeit the privilege of visiting the residence halls. In cases resulting in loss of Residence License, all policies, conditions, refunds and cancellation charges as outlined in the Housing Manual will apply.
5. Restitution - Reimbursement by the student to cover the cost of damage or loss of property or services. Reimbursement may be partial or complete depending on circumstances, e.g. number of people involved or degree of responsibility.
6. Referral - A student may be referred for counseling or other professional help during the period of probation if it is believed that this can assist in avoiding further violations.

D. PROBATION WITH ACADEMIC CONDITION - Loss of good standing as a member of the college community for a specified period. This is an official written notice that advises that the student may risk separation from the college if there are any further violations. Where appropriate, this probation may include any or all of the following conditions:

1. Reduction of a grade in a Course or academic activity in which the incident occurred.
2. Failure of the Course or academic activity in which the incident occurred.

This sanction can only be applied in cases of Academic Dishonesty.

E. PROBATION WITH DISMISSAL FROM AN ACADEMIC PROGRAM - Loss of good standing as a member of the college community for a specified period. This is an official written notice that advises that the student may risk separation from the college if there are any further violations. This sanction can only be applied in cases of Academic Dishonesty.

F. JUDICIAL REGISTRATION RECORD HOLD - If a student fails to complete the conditions of a judicial sanction e.g. College Service Hours, etc., a Judicial Registration Record Hold may be placed on his or her registration account. With this hold in place, the student is prohibited from participating in registration and course adjustment, requesting transcripts, and from receiving a diploma. The Judicial

Coordinator will remove the hold after the student has met the conditions of the sanction.

G. SUSPENSION - Temporary separation from the College for a specified period. At the end of the specified period the student may apply for readmission to the college. Special conditions affecting eligibility for readmission or special conditions to be in effect upon readmission may be designated. Restitution, where appropriate, may be required of a suspended student. Suspended students may not visit the campus unless prior permission by the Judicial Coordinator has been granted. Suspended students will not receive academic credit for the semester in which the suspension occurred.

H. DISMISSAL - Permanent separation from the College. Dismissed students may not visit the campus unless prior permission by the Judicial Coordinator has been granted. Dismissed students will not receive academic credit for the semester in which the dismissal occurred.

Students should be aware that while the judicial actions are listed in order of severity they are not necessarily applied in that order. All judicial actions are communicated to the student in writing. A copy of all correspondence is placed in the student's judicial file. In the event that a student is found responsible a copy of the written notification is sent to appropriate college personnel. If a student is found responsible for violating a college regulation pertaining to violence or non-violent sex offenses, the following information will be released upon request: name of student, offense, sanction imposed.

VI. POLICIES PERTAINING TO THE JUDICIAL SYSTEM

A. A student who withdraws or is granted a leave of absence from the College after being charged with a violation will not be exempt from campus judicial action.

B. A student who is charged with a violation and who is a graduating senior will be ineligible to graduate until judicial action on the case has been completed and eligibility to graduate is confirmed. If the judicial action results in suspension, the student will be ineligible to graduate until the term of suspension has been served.

C. A student who is charged with a violation just prior to the termination of a semester, where there is not sufficient time for the Judicial process to occur, will have their case adjudicated as soon after the semester ends as is feasible.

D. All Administrative Hearings and Judicial Board Hearings will be recorded. Students charged may request, within 6 months of the date of the hearing, supervised access to the recording.

E. With the exception noted in paragraph F below, all judicial hearings are closed. A student who is charged may request, in writing, with justification, permission from the Dean of Students for the hearing to be open to a particular person or persons. The sole discretion lies with the Dean of Students to determine whether to grant such permission. If the number of people exceeds space limitations, if circumstances interrupt the hearing, or if a group's or an individual's behavior is disorderly, the Judicial Coordinator or designee may require some or all people to leave the hearing.

F. In cases resulting from charges of **Section 16, Hazing, Section 20, Sexual Exploitation, or Section 26, Violent behavior**, the alleged victim is entitled to the same opportunities to have witnesses and/or counsel either in the administrative or judicial board hearing. A counselor is not, however, eligible to participate in the hearing, e.g., by presenting the victim's case or cross examining witnesses.

G. Cameras and other recording devices, other than the College recorder, are not permitted to be used at a hearing.

H. Judicial hearings will generally take place in the meeting or conference rooms in the Angell College Center.

I. In accordance with the Family Educational Rights and Privacy Act of 1974, the College will release information pertaining to individual judicial cases to appropriate college personnel and to the parents of students who are dependents under the age of 21. If a student is under 21 years of age, and is found to be responsible for violating campus drug or alcohol regulations, notification will be sent to his/her parent or guardian regardless of dependant status. A student's name, offense committed, and the sanction imposed will always be released to the victim, and upon request by any other individual, if a violation was one of violence or a non-violent sex offense. With those exceptions, and that listed in Section VI, K, information from a student's judicial file will not be made available to anyone other than the student without that student's written consent.

J. If a student is found to be responsible for a violation of **Section 20, Sexual Exploitation** and Sexual Harassment and/or **Section 26, Violent Behavior**, the sanction given to that student will be communicated in writing to the victim involved.

K. A student's written judicial record will be maintained for a period of five years from the end of the semester in which the violation

occurred or 6 months after the Dean of Students is officially notified of the student's graduation, except in matters of suspension or dismissal, in which case the record is maintained indefinitely. If a student is found to be in violation of a College Policy that is also considered a drug or alcohol law violation, the violation will be maintained for a period of seven years from end of the semester in which the violation occurred, to meet the requirements of the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.

L. Students who are suspended or dismissed for serious violation of the Student Code of Conduct, including hazing, will have the following permanent statement placed on their transcript as appropriate: "Disciplinary Suspension" or "Disciplinary Dismissal."

M. The College President or designee may place a student on **interim suspension**, including but not limited to, students charged with a felony, students involved in acts of violence, etc., upon making a determination that such action is necessary as the student in question poses a threat to other students, other College Community Members, or themselves, or such action is deemed necessary to maintain safety and order on the campus. A student placed on interim suspension will as soon as possible be afforded an appropriate hearing.

N. All students attending SUNY Plattsburgh are responsible for these regulations. This includes students living on and off campus. A student who violates college regulations off campus in a way that could adversely affect the normal educational function of the College or could injure, endanger, or put at risk, the welfare of oneself or others may be subject to college judiciary proceedings.

O. When a student has failed to perform according to an indebtedness contract with the College, the College may invalidate the student's I.D. card, withhold transcripts or grades, revoke permission to register and/or suspend the student from college.

P. The Official College Refund Policy applies to students who are relocated. Students who are suspended or dismissed will be liable for all tuition and fees for that semester.

Q. Individuals who have been suspended or dismissed and who are found on campus without prior permission as granted by the Judicial Coordinator will be subject to arrest for trespass.

R. For the purposes of this publication, an individual is considered a student if he or she is admitted, enrolled, registered at or residing on the SUNY Plattsburgh campus.

S. When a student is relocated off campus as a result of a judicial violation, that student's housing license with SUNY Plattsburgh will be considered cancelled by the student and any penalties associated with this cancellation of the contract will be the responsibility of the student.

T. Failure to appear as scheduled at The Review of Judicial Charges and Procedures, or at any subsequent Hearing, Administrative or Judicial, without a satisfactory reason for the absence will result in the student being found responsible. Sole responsibility of whether a reason is satisfactory or not rests with the Dean of Students.

16

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**RULES AND REGULATIONS
FOR MAINTENANCE OF PUBLIC ORDER**

Rules adopted in compliance with Section 6450 of the Educational Law are applicable to this college. These rules may be seen in the Office of the Vice President for Student Affairs.