

Code of Conduct

Paul Smith's College considers the behaviors described in the following subsections as inappropriate for the College community and in violation of the core values of the College. These expectations and rules apply to all students, groups, and organizations. Paul Smith's College encourages community members to report to College officials all incidents that involve the following actions. Any student, group or organization found to have committed the following conduct is subject to disciplinary action.

Academic Integrity

1. Cheating: The act or attempted act of deception by which a student seeks to misrepresent that he/she has mastered information on an academic exercise that he/she has not mastered.
2. Fabrication: The use of invented information or the falsification of research or other findings in an academic exercise.
3. Plagiarism: The submission of another's work as one's own, without adequate attribution.

Integrity

1. Knowingly furnishing or possessing false, falsified, or forged information such as falsification or misuse of documents, accounts, records, identification, verbal, written or otherwise communicated statements, or financial implements
2. Unauthorized possession, duplication, or use of means of access (keys, I.D. cards, permits, etc.) to any College building or service.
3. Action or inaction by someone in complicity with an offender, which encourages or fails to discourage a known and obvious violation of College policy or local, state, or federal law.
4. Violations of positions of trust or authority within the community.
5. Interfering with the election of any College recognized student organization.
6. Misuse or unauthorized use of College or College-affiliated organizational names, images, and logos

Disruption of College Operations

1. Causing a Disturbance: Disturbance resulting in substantial disruption of authorized activities.
2. Failure to Comply with Sanction: Failure to comply with or attempts to circumvent a sanction(s) imposed by the Coordinator, Conduct Board, Vice President for Student Affairs and Campus Life or designee.
3. Failure to Identify: Failing to properly identify one's self to an employee of the College in pursuit of his/her official duties.
4. Failure to comply with the directions of a College official, law enforcement officers, or emergency personnel during the performance of their duties and/or failure to identify oneself to these persons when requested to do so.

5. Interference with Code Enforcement: Interference with a complainant, witness, investigation or the carrying out of procedures defined in this Code.
6. Interference with or Failure to Comply with a College Official: Direct interference with or failure to comply with an employee of the College in the performance of his/her official duties.
7. Supplying False Information: Knowingly supplying false information to employees in pursuit of their official duties or to a Board in the course of a disciplinary proceeding, or knowingly causing false information to be thus supplied.
8. Unauthorized Representation: Unauthorized representation of the College or an employee of the College.
9. Violation of Residence Hall Policies: Violation of residence hall contracts, except when the residence hall contract specifically provides for an alternate procedure or remedy for the violation concerned.
10. Violation of Student Activity Regulations: Violation of a campus-specific or -wide regulation, policy, standard of conduct, or code of ethics applicable to the activity in which the student is engaged, and which has been adopted, published or otherwise made known to students participating in such activity.
11. Disruption of College operations: Knowingly and intentionally causing obstruction of teaching, research, administration, safety and security, other College activities or other authorized activities which occur on campus (e.g. conferences, guest speakers meetings).
12. Abuse of the Student Conduct system, including;
 - (a) Failure to attend meetings scheduled for student conduct administration purposes;
 - (b) Falsification, distortion, or misrepresentation of information;
 - (c) Failure to provide, destroying, or hiding information during an investigation;
 - (d) Discouraging an individual's proper participation in or use of the student conduct system
 - (e) Harassment (verbal or physical) and/or intimidation of a member of a student conduct body prior to, during, and/or after a student conduct proceeding;
 - (f) Influencing or attempting to influence another person to commit an abuse of the student conduct system.

Health & Safety Violations

1. Creating a Dangerous Condition: Creation of a fire hazard or other dangerous condition.
2. Endangering Health or Safety: Conduct which threatens or endangers the health or safety of any individual.
3. False Reporting of Dangerous Conditions: Giving or causing to be given false reports of fire or other dangerous conditions.
4. Interference with Safety Equipment or Alarms: Tampering with, disabling, or causing malfunction of fire and safety equipment or alarms.
5. Violation of state, local, or campus fire policies, including;
 - (a) Failure to evacuate a College-owned or managed building during a fire alarm;
 - (b) Tampering, improper use, misuse, or abuse of College fire safety equipment;

- (c) Unwarranted dispatch of "first responder" and/or fire emergency services;
 - (d) Tampering with or improperly engaging a fire alarm in a College building;
 - (e) Intentionally, recklessly and/or negligently causing a fire which damages College or personal property or which causes injury to any member of the community;
 - (f) Intentionally causing or ignoring any condition which creates a substantial fire/safety risk upon college properties.
6. Possession of Firearms or Weapons: Possession or misuse of firearms, explosives, or other dangerous weapons.
 7. Restricting Traffic Flow: Restriction of normal traffic flow into or out of College facilities.
 8. Use or Possession of Chemicals or Explosives: Unauthorized use or possession of explosive components, chemicals, etc., such as fireworks, explosives, gas or compressed air.
 9. Violation of Health or Safety Policies: Violation of College health or safety regulations.

Offenses Involving Drugs/Alcohol

1. Illegal Possession, Use, Distribution or Sale of Drugs: Possession, use, or sale of illegal drugs or drug paraphernalia or the misuse or unlawful sale or distribution of legal prescription drugs.
2. Tobacco: The use of tobacco, vaporizers and/or the use of products designed to simulate the use of tobacco, excluding those products that have been designated as an approved tobacco cessation product by a recognized governing body or organization possessing the authority to approve said products for cessation purposes.
3. Abuse and/or misuse of prescription or over-the-counter medication; allowing someone else to abuse and/or misuse your prescriptions, including "distribution" by allowing someone else access to your prescription, whether or not they have a prescription for the medication themselves.
4. Alcohol: Use, possession, or distribution of alcoholic beverages, except as expressly permitted by law and the College's Alcohol Policy. This includes, but is not limited to, being in the presence of and/or the possession/consumption of alcohol by those under the age of 21, providing alcohol to those under the age of 21, the consumption of alcohol while in the presence of a minor, possession of a common source container (empty or full) and/or participating in "drinking games" that aid in the mass consumption of alcohol, driving under the influence, and public intoxication by persons of any age.

Offenses Involving Other People

1. Discrimination, Harassment and Bias-Related Incidents Policy: Paul Smith's College affirms the belief that guests, visitors, students, faculty and staff have a right to be free from any type of discrimination or harassment by any member of the College community or his/her guest(s) with respect to nationality, national origin, racial or ethnic background, religious beliefs, disability, sex, sexual orientation, gender, gender identity, age, marital or veteran status. Discrimination, harassment, and any bias-related incident, in any form, that is sufficiently severe that it interferes with, limits, or denies the ability to participate in or benefit from Paul Smith's programs or activities is unacceptable conduct because it creates

a hostile environment by depriving the recipient of educational or employment access and/or opportunities, including peaceful enjoyment of our campus. Harassment is a form of discrimination that is prohibited by law and College policy. Merely offensive conduct and/or harassment of a generic nature which is not on the basis of a protected status is not prohibited under this policy, but may, nevertheless, be inappropriate and addressed by the College. Any member of the campus community, guest, contractor, or visitor who acts to deny, deprive, or limit the educational, employment, residential, and/or social access, benefits, and/or opportunities of any member of the campus community on the basis of their actual or perceived membership in the protected classes listed above is in violation of the Paul Smith's College policy governing nondiscrimination.

2. Causing Fear of Physical Harm: Intentionally or recklessly placing a person or persons in reasonable fear of imminent physical harm.
3. Dating Violence: See Sexual Harassment & Sexual Misconduct Policy
4. Domestic Violence: See Sexual Harassment & Sexual Misconduct Policy
5. Sexual Misconduct. The College has defined categories of sexual misconduct, as set forth in the Sexual Harassment & Sexual Misconduct Policy set forth in Chapter 10 of the Community Guide, as prohibited at Paul Smith's. Acts of sexual misconduct may be committed by any person upon any other person, regardless of the sex, gender, sexual orientation, and/or gender identity of those involved. Violations include, but are not limited to: Sexual Harassment, Sexual Assault, Sexual Exploitation, Domestic/dating violence and stalking. See Sexual Harassment and Sexual Misconduct Policy.
6. Harassment or Intimidation: Unwelcome behavior that creates a hostile or intimidating working, educational, or living environment or behavior that unreasonably interferes with an individual's academic or job performance and opportunities.
7. Hazing: The College defines hazing as any action taken or situation created, whether on or off College premises, to produce mental or physical discomfort, embarrassment, harassment, or ridicule for the purposes of initiation into, affiliation with, admission to, or as a condition for continued membership in a group, team, club, or organization.
8. Interference with Residential Life: Significant interference with the normal residential life of others.
9. Invasion of privacy: A person is guilty of violation of privacy if that person intentionally: Commits a civil trespass on property with the intent to overhear or observe any person in a private place; Installs or uses in a private place without the consent of the person or persons entitled to privacy in that place, any device for observing, photographing, recording, amplifying or broadcasting sounds or events in that place; Installs or uses outside a private place without the consent of the person or persons entitled to privacy therein, any device for hearing, recording, amplifying or broadcasting sounds originating in that place that would not ordinarily be audible or comprehensible outside that place; or engages in visual surveillance in a public place by means of mechanical or electronic equipment with the intent to observe or photograph, or record, amplify or broadcast an image of any portion of the body of another person present in that place when that portion of the body is

in fact concealed from public view under clothing and a reasonable person would expect it to be safe from surveillance.

10. Lewd or indecent behavior: Exhibition of the genitals, anus or pubic area of a person for the purpose of eliciting or attempting to elicit a sexual response in the intended viewer.
11. Public Exposure: Deliberately and publicly exposing one intimate private body parts, public urination, defecation or public sex acts.
12. Rape: See Sexual Harassment & Sexual Misconduct Policy
13. Physical assault: Intentionally, knowingly or recklessly causing bodily injury or offensive physical contact to another person.
14. Sexual Assault: See Sexual Harassment & Sexual Misconduct Policy
15. Sexual Harassment: See Sexual Harassment & Sexual Misconduct Policy
16. Sexual Exploitation: See Sexual Harassment & Sexual Misconduct Policy
17. Stalking: See Sexual Harassment & Sexual Misconduct Policy
18. Threatening or causing physical harm, extreme verbal abuse, or other conduct which endangers the physical or emotional health or safety of any person.
19. Intimidation, as defined as implied threats or acts that cause an unreasonable fear of harm in other.
20. Bullying, defined as repeated and/or severe aggressive behavior likely to intimidate or intentionally hurt, control, or diminish another person physically or mentally.
21. Freedom of Expression: Interfering with the freedom of expression of others on College premises during College sponsored or approved activities.
22. Disrespectful or discourteous behavior to the residents of the surrounding community.
23. Retaliation, defined as any adverse action taken against a person participating in a protected activity because of their participation in that protected activity. Without limiting the generality of the preceding sentence, retaliation against an individual for reporting any violation, supporting a complainant, or for assisting in providing information relevant to a claim of a violation is itself a serious violation of College policy. Acts of alleged retaliation should be reported immediately to the Title IX Coordinator, Campus Safety, or the Coordinator of Student Conduct and will be promptly investigated.

Offenses Involving Property

1. Defacement, Destruction, or Misuse of College Property: Intentional or reckless misuse, destruction, or defacement of College property or of the property of other people while located on College property.
2. Knowingly taking possession of stolen property
3. Misuse of access privileges to College premises or unauthorized entry to or use of buildings or grounds.
4. Misuse of College Computers & Technology: Misuse of the College computer facilities, equipment, passwords, network or accounts including, but not limited to, theft of computer files or data, e-mail, or other electronically stored information, spamming, sending out computer viruses, or uploading or downloading copyrighted material for personal use or

distribution without authorization. Students who connect their personal computers (or other technologies) to the campus network will be held responsible for any violation of this policy that originates from that device. Examples of misuse include:

- (a) Access, use, inspection, or modification of data or functions that are neither allotted nor authorized as a part of the user's account nor specified as public domain information;
 - (b) Access, use, inspection, or modification of data that refer to computer utilization, computer access authorization, or security;
 - (c) Abuse or improper use of hardware;
 - (d) Installing or executing unauthorized or unlicensed software on any College owned or operated computer resource;
 - (e) Causing disrupting noise, displaying abusive behavior toward other users, or creating other disturbances in any campus computing area;
 - (f) Sending, displaying, printing, or storing obscene, pornographic, fraudulent, harassing, threatening, racist, or discriminatory images, files, or messages through the College's network;
 - (g) Access and/or use of another user's account and the data contained in that account;
 - (h) Theft, destruction, or removal of data or College-owned computer resources;
 - (i) Unauthorized copying, installation, and/or distributing electronic media by any means;
 - (j) Physical or electronic interference with other computer systems users;
 - (k) Dissemination or distribution of a user account password to any other person;
 - (l) Use of computing facilities to interfere with the work of another student, faculty member, College official, or the normal operations of the College computing system;
 - (m) Any other practice or user activity that, in the opinion of the office of Information Technology or the Vice President for Student Affairs, promotes illegal activities, results in the misuse of computer resources, or jeopardizes the operation of computer or network systems.
5. Motor Vehicle Violation: Violation of motor vehicle policies established by Paul Smith's College.
 6. Tampering, Destruction, or Falsification of Records: Tampering with, destroying or falsifying official records.
 7. Theft or Unauthorized Use: Theft, attempted theft, or unauthorized acquisition, removal, or use of property.
 8. Trespassing: Trespassing or unauthorized presence on any College held or related property, including residence halls.

General Infractions

1. Aiding & Abetting: Knowingly assisting in the violation of any of the provisions of this Code.
2. Continued Infraction: Continued infractions of the Code.
3. Conviction of a Crime: Conviction of any crime that threatens: (a) any educational process or legitimate function of the College, or (b) the health or safety of any member of the academic community.
4. Initial Infraction: Any infraction of the Code

5. Unauthorized possession of unapproved pets, creatures, or animals on campus or at College sponsored activities
6. Other Illegal Activity: Violating local, state, or federal laws otherwise not covered under this Code.