

# INDIANA UNIVERSITY CODE OF STUDENT RIGHTS, RESPONSIBILITIES, AND CONDUCT (Planned Revisions 3-9-04)

**PLEASE NOTE:** New text appears in larger font and boldface. Deleted text is shown in a strike-through font.

## **PART I: STUDENT RIGHTS AND RESPONSIBILITIES**

### **Preamble**

1 The purpose of Indiana University is the physical, mental, and ethical growth of students  
2 and the development of the human spirit of all members of the IU community. We are a  
3 community of seekers for knowledge, truth, and excellence. The means of our search  
4 are free inquiry, creativity and an open exchange of ideas. As a community we have  
5 obligations to one another in this search. We are committed to oppose and constrain  
6 that which limits intellectual and creative freedom.  
7

8 Individual rights are best protected by a collective commitment to mutual respect. We  
9 have a social contract with each other. Without this contract and without these  
10 obligations and responsibilities, personal rights are jeopardized. Our responsibilities  
11 and obligations to one another preserve our individual rights and freedoms and promote  
12 our collective values. For these reasons, this Code was created **with an**  
13 **expectation that each student will commit to carrying out the**  
14 **following responsibilities:**  
15

- 16 1. **To be ethical in his or her academic work.**
- 17 2. **To take responsibility for what he or she says and does.**
- 18 3. **To behave in a manner that is respectful of the dignity of others,**  
19 **treating others with civility and understanding..**
- 20 4. **To use University resources and facilities in appropriate ways**  
21 **that respect the rights of other users.**  
22

23 **To facilitate meeting these responsibilities, every student is expected**  
24 **to be familiar with the contents of this Code.**  
25

### **A. Individual Rights.**

- 26 1. **Citizenship Rights.**
- 27 a. A student has the right to exercise his or her rights as a citizen.
- 28
- 29

- 30           **b. A student has the right to live and learn in a civil**  
31           **environment.**
- 32           **c. A student has the right to participate in an exchange**  
33           **of ideas, pursuant with his/her constitutional rights**  
34           **and the preamble of this code, free of messages that**  
35           **significantly impede either an instructor's ability to**  
36           **teach or the student's ability to learn.**
- 37           **b.d.** Indiana University believes ~~all students~~ **a student** should be free  
38           to exercise ~~their~~ **his/her** constitutional freedoms and  
39           responsibilities without university interference or fear of university  
40           disciplinary action for such activity.
- 41           **e.e.** A student who files a complaint under the provisions of this code or  
42           who is charged under this code shall have the option of being  
43           present in all aspects of a proceeding in which witnesses provide  
44           evidence. A student who is participating in a hearing at which  
45           evidence may be submitted is entitled to request the university  
46           make a good faith attempt to compel the attendance of witnesses  
47           requested, compel the production of documents requested and to  
48           provide a reasonable time within which these requests can be  
49           submitted and acted upon. An individual is not entitled to be  
50           present during discussion of the merits of the case by the  
51           individuals who are adjudicating the case during the deliberation  
52           part of the proceeding.
- 53           **d.f.** A student has the right not to be falsely accused of violating this  
54           Code. If the accuser makes ~~an~~ **a false** accusation which, after  
55           Investigation, is deemed to have been filed with the intent to cause  
56           harm, the person filing the complaint may be held accountable for  
57           his or her acts.
- 58
- 59           **g. A student has the right to have university classes**  
60           **conducted in accordance with the provisions of the**  
61           **Indiana University Code of Academic Ethics.**  
62           **Instructors will maintain clear connections between**  
63           **the advance description of a course and the conduct**  
64           **and content of the course. Student will receive**  
65           **clearly stated course goals, and testing and grading**  
66           **systems will be intellectually justifiable in the context**  
67           **of those goals. The class will meet regularly and the**  
68           **instructor will plan and regulate class time with an**  
69           **awareness of its value for every student.**

70

71           **2. Discrimination.**

- 72           a. As stated in the preamble of this Code, students at Indiana  
73           University are expected to enter into a social contract to respect the  
74           rights and dignity of other students. Under this policy, the university  
75           will not exclude any person from participation in its programs or  
76           activities on the basis of arbitrary considerations of such

77 characteristics as age, color, disability, ethnicity, gender, marital  
 78 status, national origin, race, religion, sexual orientation, or veteran  
 79 status. [Appendix No. 1.]

80 ~~b. A student has the right to be free from such discrimination arising~~  
 81 ~~from programs and activities of the university.~~

82 **e.b** A student has the right to be free from such discrimination by other  
 83 students, if the discriminatory conduct arises from the participation  
 84 in programs or activities involving the university.

85 **d.c.** Indiana University administrators are responsible for publicizing and  
 86 implementing the university's affirmative action policy in their  
 87 respective areas of jurisdiction.

88 Students who believe that they are victims of such discrimination may obtain information  
 89 concerning the university's affirmative action policy and complaint procedures at the  
 90 Office of the campus Affirmative Action Officer or the office of the Dean of Students.  
 91

### 92 **3. Harassment.**

93 **a. Students have the responsibility to respect each other's**  
 94 **personal rights and dignity. A student has the right to be**  
 95 **free from harassment:**

96 **(1) in any building or at any location on any university**  
 97 **property;**

98 **(2) that occurs in a building or on property that is not**  
 99 **university property if the harassment arises from**  
 100 **university activities that are being conducted off the**  
 101 **university campus or if the harassment**  
 102 **compromises the security of the university**  
 103 **community or the integrity of the educational**  
 104 **process.**

105 **b. Sexual harassment is defined as unwelcome sexual**  
 106 **advances, including requests for sexual favors and other**  
 107 **unwelcome verbal or physical conduct of a sexual nature,**  
 108 **when:**

109 **(1) Submission to such conduct is made, either**  
 110 **explicitly or implicitly, a term or condition of a**  
 111 **student's education or employment; or**

112 **(2) Submission to or rejection of such conduct by a**  
 113 **student is used as the basis for academic or**  
 114 **employment decisions affecting the student; or**

115 **(3) The conduct has the effect of unreasonably**  
 116 **interfering with an individual's work or academic**  
 117 **performance or creating an intimidating, hostile, or**  
 118 **offensive working or learning environment.**

119 **c. Discriminatory harassment is defined as verbal or physical**  
 120 **conduct which targets an individual based upon age, color,**

121 religion, disability, ethnicity, national origin, sex, sexual  
122 orientation, marital status, or veteran's status and that:

- 123 (1) adversely affects a term or condition of an  
124 individual's education, employment, housing, or  
125 participation in a university activity; or  
126 (2) is used as the basis of a decision that adversely  
127 affects an individual's education, employment,  
128 housing, or participation in a university activity; or  
129 (3) has the purpose or effect of creating an  
130 intimidating, hostile, or offensive environment for  
131 academic pursuits, employment, housing, or  
132 participation in University activities.

133 d. Indiana University does not tolerate harassment of  
134 students or employees and university administrators are  
135 responsible for publicizing and implementing the  
136 university's harassment policies in their respective  
137 jurisdictions. The Indiana University policy to eliminate  
138 sexual harassment, as adopted by the Board of Trustees  
139 [Appendix No. 2], provides procedures for handling  
140 complaints concerning sexual harassment. Violations of  
141 discriminatory harassment policy are handled under  
142 existing procedures for handling complaints of  
143 discrimination.

144 e. Students who believe that they are victims of harassment  
145 may obtain information concerning the university's  
146 policies and complaint procedures at the office of the  
147 campus Affirmative Action Officer, the Dean of Students, or  
148 the Dean of Faculties.

149  
150 ~~3. Sexual Harassment.~~

151 ~~a. Students have the responsibility to respect each other's personal~~  
152 ~~rights and dignity. A student has the right to be free from sexual~~  
153 ~~harassment.~~

154 ~~(1) A student has the right to be free from sexual harassment in~~  
155 ~~any building or at any location on any university property.~~

156 ~~(2) A student has the right to be free from sexual harassment~~  
157 ~~that occurs in a building or on property that is not university~~  
158 ~~property if the sexual harassment arises from university~~  
159 ~~activities that are being conducted off the university campus~~  
160 ~~or if the harassment compromises the security of the~~  
161 ~~university community or the integrity of the educational~~  
162 ~~process.~~

163 ~~b. Sexual harassment is defined as unwelcome sexual advances,~~  
164 ~~including requests for sexual favors and other verbal or physical~~  
165 ~~conduct of a sexual nature, when:~~

166 ~~(1) Submission to such conduct is made, either explicitly or~~

167 implicitly, a term or condition of a student's education or  
 168 employment or

169 (2) Submission to or rejection of such conduct by a student is  
 170 used as the basis for academic or employment decisions  
 171 affecting the student ; or

172 (3) The conduct has the effect of unreasonably interfering with  
 173 an individual's work or academic performance or creating an  
 174 intimidating, hostile, or offensive working or learning  
 175 environment.

176 c. Sexual harassment is also defined to include any behavior, physical  
 177 or verbal, that victimizes or stigmatizes an individual on the basis of  
 178 sex or gender and involves any of the following:

179 (1) The use of physical force or violence to restrict the freedom  
 180 of action or movement of another person or to endanger the  
 181 health or safety of another person;

182 (2) Physical or verbal behavior that involves an express or  
 183 implied threat to interfere with an individual's personal safety,  
 184 academic efforts, employment, or participation in university  
 185 sponsored extracurricular activities and causes the person to  
 186 have a reasonable apprehension that such harm is about to  
 187 occur; or

188 (3) Physical behavior that has the purpose or reasonably  
 189 foreseeable effect of interfering with an individual's personal  
 190 safety, academic efforts, employment, or participation in  
 191 university sponsored extracurricular activities and causes the  
 192 person to have a reasonable apprehension that such harm is  
 193 about to occur.

194 d. Indiana University does not tolerate sexual harassment of students  
 195 or employees and has adopted a policy to eliminate sexual  
 196 harassment and to provide procedures for handling complaints  
 197 concerning sexual harassment. [ Appendix No. 2.]

198 e. Indiana University administrators are responsible for publicizing and  
 199 implementing the university's sexual harassment policy in their  
 200 respective areas of jurisdiction.

201 f. Students who believe that they are victims of sexual harassment  
 202 may obtain information concerning the university's policy and  
 203 complaint procedures at the Office of the campus Affirmative Action  
 204 Officer or the office of the Dean of Students.

#### 206 **4. Harassment Based on Sexual Orientation.**

207 a. Students are responsible to respect each other's personal dignity  
 208 regardless of sexual orientation.

209 b. A student has the right to be free from harassment based on sexual  
 210 orientation.

211 (1) A student has the right to be free from harassment based on  
 212 sexual orientation in any building or at any location on any  
 213 university property.

214 (2) A student has the right to be free from harassment based on  
 215 sexual orientation that occurs in a building or on property  
 216 that is not university property if the harassment arises from  
 217 university activities that are being conducted off the

218 ~~university campus, or if the harassment compromises the~~  
 219 ~~security of the university community or the integrity of the~~  
 220 ~~educational process.~~

221 ~~c. Harassment includes any behavior, physical or verbal, that~~  
 222 ~~victimizes or stigmatizes an individual on the basis of sexual~~  
 223 ~~orientation and involves any of the following:~~

224 ~~(1) The use of physical force or violence to restrict the freedom~~  
 225 ~~of action or movement of another person or to endanger the~~  
 226 ~~health or safety of another person;~~

227 ~~(2) Physical or verbal behavior that involves an express or~~  
 228 ~~implied threat to interfere with an individual's personal safety,~~  
 229 ~~academic efforts, employment, or participation in university~~  
 230 ~~sponsored extracurricular activities and causes the person to~~  
 231 ~~have a reasonable apprehension that such harm is about to~~  
 232 ~~occur;~~

233 ~~(3) Physical behavior that has the purpose or reasonably~~  
 234 ~~foreseeable effect of interfering with an individual's personal~~  
 235 ~~safety, academic efforts, employment, or participation in~~  
 236 ~~university sponsored extracurricular activities and causes the~~  
 237 ~~person to have a reasonable apprehension that such harm is~~  
 238 ~~about to occur.~~

239 ~~(4) The conduct has the effect of unreasonably interfering with~~  
 240 ~~an individual's work or academic performance or creating an~~  
 241 ~~intimidating, hostile, or offensive working or learning~~  
 242 ~~environment.~~

243 ~~d. Indiana University administrators are responsible for publicizing and~~  
 244 ~~implementing the university's harassment policy in their respective~~  
 245 ~~jurisdictions.~~

246 ~~e. Students who believe that they are victims of harassment based on~~  
 247 ~~sexual orientation may obtain information concerning the~~  
 248 ~~university's policy and complaint procedures at the office of the~~  
 249 ~~campus Affirmative Action Officer or the Dean of Students.~~

## 251 ~~5. Racial Harassment.~~

252 ~~a. Students have the responsibility to respect each other's personal~~  
 253 ~~rights and dignity. A student has the right to be free from racial~~  
 254 ~~harassment.~~

255 ~~(1) A student has the right to be free from racial harassment in~~  
 256 ~~any building or at any location on any university property.~~

257 ~~(2) A student has the right to be free from racial harassment~~  
 258 ~~that occurs in a building or on property that is not university~~  
 259 ~~property if the racial harassment arises from university~~  
 260 ~~activities that are being conducted off the university campus~~  
 261 ~~or if the harassment compromises the security of the~~  
 262 ~~university community or the integrity of the educational~~  
 263 ~~process.~~

264 ~~b. Racial harassment includes any behavior, physical or verbal, that~~  
 265 ~~victimizes or stigmatizes an individual on the basis of race,~~  
 266 ~~ethnicity, ancestry, or national origin, and involves any of the~~  
 267 ~~following:~~

268 ~~(1) The use of physical force or violence to restrict the~~

freedom of action or movement of another person or to  
endanger the health or safety of another person;

(2) Physical or verbal behavior that involves an express or implied threat to interfere with an individual's personal safety, academic efforts, employment, or participation in university sponsored extracurricular activities and causes the person to have a reasonable apprehension that such harm is about to occur;

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

(4) The conduct has the effect of unreasonably interfering with an individual's work or academic performance or creating an intimidating, hostile, or offensive working or learning environment.

c. Indiana University administrators are responsible for publicizing and implementing the university's racial harassment policy in their respective jurisdictions.

d. Students who believe that they are victims of racial harassment may obtain information concerning the university's policy and complaint procedures at the Office of the campus Affirmative Action Officer or the Dean of Students.

## B. Academic Affairs.

1. A student has the responsibility for selecting a major field of study, for choosing an appropriate degree program within the discipline, for planning class schedules, and for meeting the requirements for his or her degree. The university will provide advisers to assist the student in academic planning. The student is responsible for obtaining a copy of the appropriate bulletin of the college, school, or division in which he or she is enrolled and being thoroughly familiar with all academic requirements which must be met, before a degree is granted. **In order to receive necessary academic and financial information from the university, every student is required to monitor regularly his or her university e-mail account.** A student has the responsibility to take appropriate advantage of the educational opportunities presented by the university, to participate in the learning process in a serious and conscientious manner, and to respect the rights of other members of the university community with regard to academic affairs.
2. A student has the right to have university classes conducted in accordance with the following provisions of the Indiana University Code of Academic Ethics.  
(§§ A.II.1--A.II.7:1):
  - a. A teacher will maintain a clear connection between the advance

- 319 description and the conduct and content of each course presented  
 320 to ensure efficient subject selection by students.
- 321 b. A teacher will clearly state the course goals and will inform students  
 322 of testing and grading systems; moreover, these systems should be  
 323 intellectually justifiable and consistent with the rules and regulations  
 324 of the academic division.
- 325 c. A teacher will plan and regulate class time with an awareness of its  
 326 value for every student and will meet classes regularly.
- 327 d. A teacher will remain available to students and will announce and  
 328 keep liberal office hours at hours convenient to students.
- 329 e. A teacher will strive to develop among students respect for others  
 330 and their opinions by demonstrating his or her own respect for each  
 331 student as an individual, regardless of race, sex, national origin,  
 332 religion, age, disability, or veteran status.
- 333 f. A teacher will strive to generate a proper respect for an  
 334 understanding of academic freedom by students. At the same time,  
 335 a teacher will emphasize high standards and strive to protect  
 336 students from irrelevant and trivial interruptions or diversions.
- 337 g. Since letters of evaluation written by a teacher may be uniquely  
 338 important documents in both the academic and post-university life  
 339 of a student, each teacher will strive to make such letters both  
 340 candid and fair.
- 341
- 342 3. In the classroom, a student has the freedom to raise relevant issues  
 343 pertaining to classroom discussion, to offer reasonable doubts about data  
 344 presented, and to express alternative opinions to those being discussed  
 345 without concern for any academic penalty.
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- 347 4. A student has the right to expect that a faculty member will be sensitive to  
 348 the student's personal or political beliefs expressed in a private manner in  
 349 connection with course work. Furthermore, a student has the right to  
 350 expect that the student's grades, or ~~class standing~~ **rank in class** will not  
 351 be disclosed by a faculty member ~~in a classroom situation~~ without the  
 352 student's permission.
- 353

## 354 5. Religious Holidays:

355 **A student has the right to expect a faculty member to be**  
 356 **sensitive to the student's religious beliefs and observances.**  
 357 **Instructors are required to make reasonable accommodation when**  
 358 **a student must miss an exam or other academic exercise resulting**  
 359 **from the observance of a religious holiday. See Appendix 3 for**  
 360 **guidelines.**

- 361
- 362 5.6. The following ~~provisions of the~~ Indiana University Code of Academic  
 363 Ethics (A.I.) govern faculty relations with students:
- 364 a. Relations with Students. With regard to relations with students, the  
 365 term "faculty" or "faculty member" means all those who teach and  
 366 /or do research at the university including (but not limited to) tenure-  
 367 track faculty, librarians, holders of research or clinical ranks,



368 graduate students with teaching responsibilities, visiting and part -  
369 time faculty, and other instructional personnel including coaches,  
370 advisers, and counselors.

371 b. The university's educational mission is promoted by  
372 professionalism in faculty-student relationships. Professionalism  
373 is fostered by an atmosphere of mutual trust and respect.  
374 Actions of faculty members and students that harm this atmosphere  
375 undermine professionalism and hinder fulfillment of the university's  
376 educational mission. Trust and respect are diminished when those  
377 in positions of authority abuse or appear to abuse their power.  
378 Those who abuse their power in such context violate their duty to  
379 the university community.

380 c. Faculty members exercise power over students, whether in giving  
381 them praise or criticism, evaluating them, making recommendations  
382 for their further studies or their future employment, or conferring  
383 any other benefits on them. All amorous or sexual relationships  
384 between faculty members and students are unacceptable when the  
385 faculty member has any professional responsibility for the student.  
386 Such situations greatly increase the chances that the faculty  
387 member will abuse his or her power and sexually exploit the  
388 student. Voluntary consent by the student in such a relationship is  
389 suspect, given the fundamentally ~~asymmetric~~ **asymmetrical**  
390 nature of the relationship. Moreover, other students and faculty  
391 may be affected by such unprofessional behavior because it places  
392 the faculty member in a position to favor or advance one student's  
393 interest at the expense of others and implicitly makes obtaining  
394 benefits contingent on amorous or sexual favors. Therefore, the  
395 university will view it as a violation of this Code of Academic Ethics  
396 if faculty members engage in amorous or sexual relations with  
397 students for whom they have professional responsibility, as defined  
398 in number 1 or 2 below, even when both parties have consented or  
399 appear to have consented to the relationship. Such professional  
400 responsibility encompasses both instructional and non-instructional  
401 contexts.

402 (1) Relationships in the Instructional Context. A faculty member  
403 shall not have an amorous or sexual relationship,  
404 consensual or otherwise, with a student who is enrolled in a  
405 course being taught by the faculty member or whose  
406 performance is being supervised or evaluated by the faculty  
407 member.

408 (2) Relationships outside the Instructional Context. A faculty  
409 member should be careful to distance himself or herself from  
410 any decisions that may reward or penalize a student with  
411 whom he or she has or has had an amorous or sexual  
412 relationship, even outside the instructional context,  
413 especially when the faculty member and student are in the  
414 same academic unit or in units that are allied academically.

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**C. Student Affairs.**

1. A student has the right to obtain a clear statement of basic rights, obligations, and responsibilities concerning both academic and personal conduct.
2. Students have the right to participate in the formulation of Indiana University policies which directly affect students by serving as members of appropriate committees appointed by the chief administrative officer of a campus and the President of the university. In exercising this right, students have the right to have access to appropriate information, to express their views, and to have their views considered.
3. A student has the right to be represented by a student government in the consideration of student affairs by Indiana University.

**D. Student Groups and Student Organizations.**

1. A student has the right to form, join, and participate in groups or organizations which promote the common interests of students, including but not limited to groups or organizations that are organized for intellectual, religious, social, economic, political, recreational, or cultural purposes. Indiana University considers the freedom of inquiry, assembly, and discussion to be essential to a student's educational development and believes that this broad principle is a cornerstone of education in a democracy. The university therefore recognizes the right of all students to engage in discussion, to express thoughts and opinions, and to assemble, speak, write, or publish on any subject in accordance with the state and federal constitutions.
2. Indiana University does not require a student group or organization to register and be approved by the university.
3. A student group or organization may be authorized to use university facilities for extracurricular activities, subject to the following rules and regulations.
  - a. The student group or organization must submit a written request to the appropriate university official. The request must contain the necessary information concerning the proposed use of the university facilities and a certification that the organization will use the facilities in accordance with the university's rules and regulations.
  - b. Except for a family student organization, a group or organization cannot qualify as a student group or organization for this purpose unless all of its officers and a majority of its members are currently enrolled at Indiana University.
  - c. Participation in the proposed activity must be without regard to arbitrary considerations of such characteristics as age, color, disability, ethnicity, gender, marital status, national origin, race, religion, sexual orientation, or veteran status.
  - d. A majority of the persons sponsoring the proposed activity must be

- 469 currently enrolled students, faculty, and/or staff of Indiana  
470 University and their spouses and/or children.
- 471 e. The written request must state as accurately as possible the  
472 number of persons expected to participate in the proposed activity.
- 473 f. The written request must contain a statement that the student  
474 group or organization will assume responsibility for the use and  
475 proper care of the university facilities during the proposed activity.  
476 The student group or organization and/or individual members may  
477 also be subjected to disciplinary action if the use of the facilities  
478 involves any violation of the provisions of this Code of Student  
479 Rights, Responsibilities, and Conduct.
- 480 g. Requests for the use of **any** university facilities **facility** shall be  
481 accepted and approved on a first come, first served, basis, **within**  
482 **the established guidelines for use of that facility.**
- 483 h. Approval for the use of university facilities will be granted subject to  
484 the condition that no facility may be used in violation of any  
485 university rules or regulations **or state or federal laws.**
- 486
- 487 4. Student organization fiscal accounts at Indiana University shall be  
488 established according to the following policies:
- 489 a. A student organization that receives university funds in support of  
490 its budget shall deposit all funds generated by the university's  
491 general budget in an account, approved by the university and be  
492 subject to audit by the State Board of Accounts.
- 493 b. A student organization that receives funds collected by the  
494 university through the student activities fee is subject to the fiscal  
495 supervision of the university. All funds generated by the University's  
496 mandatory student activity fee shall be deposited in a general fund  
497 account, or a student organization fiscal account and be subject to  
498 audit by the State Board of Accounts.
- 499 c. A student organization that was invited by the university to form a  
500 chapter or branch on the campus, or that was granted a charter by  
501 the university, may establish a student organization account with  
502 the university provided the university has assumed legal  
503 responsibility for the fiscal integrity of the organization.
- 504 d. A student organization that was established to promote scholarship  
505 within a particular academic discipline within the university may  
506 establish a student organization account with the university  
507 provided the university has assumed legal responsibility for the  
508 fiscal integrity of the organization.
- 509 e. Except for a family student organization, an organization cannot  
510 establish a student organization fiscal account unless all of its  
511 officers and a majority of its members are currently enrolled  
512 students at Indiana University.

## 514 E. Campus Activities.

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- 516 1. Indiana University considers freedom of inquiry and discussion essential  
517 to a student's educational development. Thus, the university recognizes  
518 the right of all students to engage in discussion, to exchange thought and

519 opinion, and to speak, write, or publish freely on any subject, in  
520 accordance with the guarantees of the federal and state constitutions.  
521 These rights are more fully realized when students accept and respect  
522 each other's rights to these same freedoms of expression. This broad  
523 principle is a cornerstone of education in a democracy.

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- 525 2. For their programs, student groups on the campus may freely select  
526 persons they wish to invite as guest speakers or performers. There are no  
527 restrictions on the point of view expressed by speakers other than those  
528 imposed by federal or state law. The invitation to outside speakers does  
529 not imply approval or sponsorship of their views by the university nor by  
530 the groups inviting them.
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- 532 3. The university will at all times seek to assure student and faculty groups  
533 the opportunity to meet and to hear and to exchange ideas and views,  
534 however controversial, but it does not license and will not tolerate what is  
535 illegal.
- 536
- 537 4. Students are free to engage in peaceful and orderly protests,  
538 demonstrations, and picketing which do not disrupt functions of the  
539 university, subject to appropriate regulations concerning time, place, and  
540 manner. If a student believes that the rights to peacefully protest,  
541 demonstrate, and picket are being restricted in an inappropriate manner  
542 by another student or an office under the control or auspices of the  
543 university, the student may file a complaint with the Dean of Students, for  
544 investigation and mediation.
- 545
- 546 5. Students who publish student publications that are not sponsored or  
547 financially supported by the university may distribute the publications to  
548 students on university property subject to appropriate regulations  
549 concerning the time, place, and manner of distribution. If a student  
550 believes that the rights to publish and distribute are being restricted in an  
551 inappropriate manner by another student or an office under the control or  
552 auspice of the university, the student may file a complaint with the Dean of  
553 Students for investigation and mediation.
- 554
- 555 6. Students who publish student publications under university auspices have  
556 the right to be free of censorship. At the same time, students who publish  
557 must observe the recognized canons of responsible journalism. Editors  
558 and managers of student publications may not be arbitrarily suspended or  
559 removed from their positions because of student, faculty, administrative, or  
560 public disapproval of their editorial policies or publications. Student  
561 editors and managers may be suspended or removed from their positions  
562 only for proper cause and by appropriate proceedings conducted by the  
563 agency responsible for the appointment of such editors and managers.
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## 565 **F. Off-Campus Activities**

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- 567 **1. Indiana University is committed to the promotion of a civil**  
568 **community both on campus and off campus.**

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- 2. Indiana University regards off-campus activity as an integral part of a student's academic personal and professional growth. Thus, the University recognizes the right of all students to expect that the University will subject individuals to the same responsibilities and disciplinary procedures when conduct:**
- a. Adversely impacts the University's mission, or the tenets of this code, or**
  - b. Occurs at a University-sponsored event, or**
  - c. Presents a clear danger to the personal safety of any person or the protection of any person's property.**
  - d. Violates policies of an academic program and related facilities, including but not limited to an off-campus clinical, field, internship, or in-service experience, or an overseas study program.**

#### **F.G. Student Educational Records.**

1. A student has the right to have access to education records maintained by the university concerning the student, subject to the rules and regulations stated in the Indiana University Policy on Student Records. [Appendix No. 5.]
2. A student has the right to review his or her education records and to obtain an interpretation of the records or to challenge the accuracy of the records, subject to the rules and regulations stated in the Indiana University Policy on Student Records. [Appendix No. 5.]
3. A student has the right to have his or her education records maintained on a confidential basis by the university, subject to the rules and regulations stated in the Indiana University Policy on Student Records. [Appendix No. 5.]

#### **H. Students as University Employees**

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

## PART II: STUDENT COMPLAINT PROCEDURES

Please NOTE: No changes are being requested for this section at the present time.

## PART III: STUDENT MISCONDUCT

### Preamble

Indiana University, ~~like all academic institutions~~, exists for the advancement of knowledge, the pursuit of truth, the development of students, and the promotion of the general well-being of society. Free inquiry and free expression are indispensable to the attainment of these goals. Students are expected to exercise their freedom to learn with responsibility and to respect the general conditions which maintain such freedom. The university has developed the following general regulations concerning student conduct which safeguard the right of every individual student to exercise fully the freedom to learn without interference.

### A. Academic Misconduct.

The university may discipline a student for academic misconduct which is defined as any activity which tends to undermine the academic integrity of the institution. **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 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.

A student must not use or attempt to use unauthorized assistance, materials, information, or study aids in any academic exercise, including, but not limited to, the following:

- 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, ~~and~~ calculators, **computers, and wireless communication devices..**

- 659 b. A student must not use another person as a substitute in the taking  
660 of an examination or quiz.
- 661 c. A student must not steal examinations or other course materials,  
662 **including but not limited to physical copies and**  
663 **photographic or electronic images.**
- 664 d. A student must not allow others to conduct research or to prepare  
665 work for him or her without advance authorization from the  
666 instructor to whom the work is being submitted. Under this  
667 prohibition, a student must not make any unauthorized use of  
668 materials obtained from commercial term paper companies or from  
669 files of papers prepared by other persons.
- 670 e. A student must not collaborate with other persons on a particular  
671 project and submit a copy of a written report which is represented  
672 explicitly or implicitly as the student's individual work.
- 673 f. A student must not use any unauthorized assistance in a  
674 laboratory, at a computer terminal, or on fieldwork.
- 675 g. A student must not submit substantial portions of the same  
676 academic work for credit or honors more than once without  
677 permission of the instructor to whom the work is being submitted.
- 678 h. A student must not alter a grade or score in any way.

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680 **2. Fabrication.**

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

684  
685 **3. Plagiarism.**

686 A student must not ~~adopt or reproduce~~ **submit work that**  
687 **reproduces** ideas, words, or statements of another person without  
688 appropriate acknowledgment. A student must give credit to the originality  
689 of others and acknowledge an indebtedness whenever he or she does any  
690 of the following:

- 691 a. Quotes another person's actual words, either oral or written;  
692 b. Paraphrases another person's words, either oral or written;  
693 c. Uses another person's idea, opinion, or theory; or  
694 d. Borrows facts, statistics, or other illustrative material, unless the  
695 information is common knowledge.

696  
697 **4. Interference.**

- 698 a. A student must not steal, change, destroy, or impede another  
699 student's work. Impeding another student's work includes, but is  
700 not limited to, the theft, defacement, or mutilation of resources so  
701 as to deprive others of the information they contain.
- 702 b. A student must not give or offer a bribe, promise favors, or make  
703 threats with the intention of affecting a grade or the evaluation of  
704 academic performance.

705  
706 **5. Violation of Course Rules.**

707 A student must not violate course rules as ~~contained in~~ **established by**

a course syllabus, **verbal or written instructions, or the course materials** which are rationally related to the content of the course or to the enhancement of the learning process in the course.

**6. Facilitating Academic Dishonesty.**

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

**B. Personal Misconduct on University Property.**

The university may discipline a student for the following acts of personal misconduct which occur on university property, **including but not limited to academic and administration buildings, residence halls, athletic and recreational facilities, and other university serviced property, such as sororities and fraternities.:**

1. Dishonest conduct including, but not limited to, false accusation of misconduct; forgery, alteration or misuse of any university document, record or identification; and giving to a university official information known to be false.
2. Initiating or circulating a report or warning concerning an impending bombing, fire, or other emergency or catastrophe, knowing that the report is false; making a false report concerning a fire or that a bomb or other explosive has been placed in any university building or elsewhere on university property; or transmitting such a report to an official or an official agency.
3. Release of access codes for university computer and duplicating systems and other university equipment to unauthorized persons; use of an access code for a ~~purpose other than that stated on the request for service~~ **unauthorized purposes.**
4. Lewd, indecent, or obscene conduct.
5. Disorderly conduct which interferes with teaching, research, administration or other university or university-authorized activity. **(See Appendix 6 for guidelines)**
6. Actions which endanger ~~the student~~ **one's self, others in** the university community, or the academic process.
7. Failure to comply with the directions of authorized university officials in the performance of their duties, including failure to identify oneself when requested to do so; failure to comply with the terms of a disciplinary sanction.



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8. Unauthorized entry, use, or occupancy of university facilities; refusal to vacate a university facility when directed to do so by an authorized official of the university.
  9. Unauthorized taking, ~~or~~ possession **or use** of university property or services; unauthorized taking, ~~or~~ possession **or use** of the property or services of others.
  10. Damage to or destruction of university property or of property on university premises belonging to others.
  11. Unauthorized setting of fires on university property; unauthorized use of or interference with fire equipment.
  12. Unauthorized possession, use, manufacture, distribution, or sale of illegal fireworks, incendiary devices, or other dangerous explosives.
  13. Possession of firearms or other weapons on university property contrary to law **or university policy**; possession or display of any firearm on university property frequented by the public, except, in the course of an authorized activity, possession of weapons in residence halls on university property in violation of residence hall rules; and intentional possession on university property of a dangerous article or substance as a potential weapon.
  14. Acting with violence; and aiding, encouraging, or participating in a riot.
  15. **Harassment, as defined in section 1.A.3 (above) of this Code.**
  16. **Stalking, defined as repeated, unwanted contact in the forms of, including but not limited to, phone calls, e-mail, physical presence, and regular mail.**
  - ~~15. Sexual harassment, as defined in section 1.A.3 (above) of this Code.~~
  - ~~16. Harassment based on sexual orientation, as defined in section 1.A.4 (above) of this Code.~~
  - ~~17. Racial harassment, as defined in section 1.A.5 (above) of this Code.~~
  - ~~18.~~ **17.** Hazing, defined as any conduct which subjects another person, whether physically, mentally, emotionally, or psychologically, to anything that may endanger, abuse, degrade, or intimidate the person as a condition of association with a group or organization, regardless of the person's consent or lack of consent.
  - ~~19.~~ **18.** Physical abuse of any person, including the following:

- 805 a. The use of physical force or violence to restrict the freedom of  
806 action or movement of another person or to endanger the health or  
807 safety of another person;
- 808 b. Physical behavior that involves an express or implied threat to  
809 interfere with an individual's personal safety, academic efforts,  
810 employment, or participation in university-sponsored extracurricular  
811 activities and causes the person to have a reasonable  
812 apprehension that such harm is about to occur; or
- 813 c. Physical behavior that has the purpose or reasonably foreseeable  
814 effect of interfering with an individual's personal safety, academic  
815 efforts, employment, or participation in university-sponsored  
816 extracurricular activities and causes the person to have a  
817 reasonable apprehension that such harm is about to occur.
- 818 **d. Sexual assault, including while any party involved is**  
819 **in an impaired state;**
- 820 **e. Sexual contact with another person without consent,**  
821 **including while any party involved is in an impaired**  
822 **state.**  
823

824 **20.19.** Verbal abuse of another person, including the following:

- 825 a. An express or implied threat to:
- 826 (1) Interfere with an individual's personal safety, academic  
827 efforts, employment, or participation in university sponsored  
828 activities; or
- 829 (2) Injure that person, or damage his or her property; and under  
830 the circumstances causes the person to have a reasonable  
831 apprehension that such harm is about to occur; or
- 832 b. "Fighting words" that are spoken face-to-face as a personal insult  
833 to the listener or listeners in personally abusive language inherently  
834 likely to provoke a violent reaction by the listener or listeners to the  
835 speaker.  
836

837 **24.20.** Unauthorized possession or use of alcoholic beverages.

- 838 a. The following actions are prohibited by Indiana University:
- 839 (1) Use or possession of alcoholic beverages on university  
840 property, or in the course of a university activity or student  
841 organization activity, contrary to law
- 842 (2) Use or possession of alcoholic beverages in any  
843 undergraduate residence supervised by the university,  
844 including fraternity and sorority houses, **except as**  
845 **otherwise noted in Section III B 20 b;**
- 846 (3) Use or conspicuous possession of alcoholic beverages in or  
847 on any property of the university frequented by the public,  
848 except in areas specifically designated by the chief  
849 administrative officer of the campus.
- 850 **(4) Providing alcohol contrary to law.**
- 851 b. The possession or use of alcoholic beverages is not forbidden in  
852 the following areas of the university unless otherwise prohibited by  
853 law:

- 854 (1) In designated ~~graduate housing and residence hall buildings~~  
 855 **which has been approved by the Dean of**  
 856 **Students for allowing alcoholic beverage**  
 857 **possession and use by students and others who**  
 858 **are 21 years of age or older, with certain**  
 859 **restrictions,** ~~designated as restricted to students who are~~  
 860 ~~21 years of age or older,~~ including residence rooms and  
 861 certain common areas approved for such purpose by the  
 862 Dean of Students. The Dean of Students may enact rules to  
 863 regulate such use or possession.
- 864 (2) In designated undergraduate residences supervised by the  
 865 university when temporary permission is granted by the  
 866 Dean of Students for events at which persons twenty-one  
 867 years of age or older may lawfully possess and use alcoholic  
 868 beverages.
- 869 (3) In designated ~~family~~ housing, including residence  
 870 rooms, apartments and certain common areas  
 871 approved for such purpose by the Dean of Students.  
 872 The Dean of Students may enact rules to regulate  
 873 such use or possession.
- 874 (4) In Union Buildings, including guest rooms and certain other  
 875 areas specifically approved by the chief administrative officer  
 876 of the campus.
- 877 (5) In other areas, such as private offices and faculty lounges,  
 878 not accessible to the public and specifically approved by the  
 879 chief administrative officer of the campus.
- 880 c. Student organizations that serve or permit possession of alcoholic  
 881 beverages at student organization functions, on or off campus, may  
 882 be disciplined if violations of alcoholic beverage laws or of  
 883 university regulations occur. Individual students who plan, sponsor,  
 884 or direct such functions also may be subject to discipline.

886 **22.21. Unauthorized possession or use of illegal drugs.**

- 887 a. The following actions are prohibited by Indiana University:
- 888 (1) Use or possession of any drug or controlled substance, or of  
 889 drug paraphernalia, on university property or in the course of  
 890 a university activity or student organization activity, contrary  
 891 to law. It is not a violation of university regulations for  
 892 students to possess such drugs or controlled substances if  
 893 they are possessed under the terms of a valid and legal  
 894 prescription for such drugs or controlled substances.
- 895 (2) Use of university facilities to manufacture, process, or  
 896 distribute any drug or controlled substance contrary to law.
- 897 (3) Sale, gift, or transfer of drugs, controlled substances, or drug  
 898 paraphernalia to Indiana University students, whether or not  
 899 such sale, gift, or transfer occurs on university property or in  
 900 the course of a university activity or student organization  
 901 activity.
- 902 b. The term "controlled substance" is defined in Indiana law, and  
 903 includes, but is not limited to, substances such as marijuana,

904 cocaine, narcotics, certain stimulants and depressants, and  
 905 hallucinogens.

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 907 **23.22.** Violation of other published university regulations, policies, or rules.  
 908 **Examples of such regulations include but are not limited to**  
 909 **university computing policies, residence hall policies, and**  
 910 **recreational sports facility policies.**

911  
 912 **24.23.** A violation of any Indiana or federal criminal law.

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 914 **24. Engaging in or encouraging any behavior or activity that**  
 915 **threatens or intimidates any potential participant in a**  
 916 **judicial process.**

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 919 **C. Personal Misconduct Not on University Property.**

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 921 The university may discipline a student for acts of personal misconduct that are  
 922 not committed on university property if the acts arise from university activities that  
 923 are being conducted off the university campus, or if the misconduct undermines  
 924 the security of the university community or the integrity of the educational  
 925 process, **or poses a serious threat to self or others.** Such acts include,  
 926 but are not limited to, the following:

927  
 928 **1. Alcohol and drug offenses that pose a serious threat to self**  
 929 **or others.**

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 931 **4.2.** Altering academic transcripts.

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 933 **2.3.** Arson.

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 935 **3.4.** Battery.

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 937 **5. Domestic violence**

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 939 ~~4. Drug trafficking.~~

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 941 **5.6.** Forgery.

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 943 **6.7.** Fraud.

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 945 **7.8.** Harassment of a student, as defined in this statement in **section I.A.3**  
 946 **in this code (above).**

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 948 **9.** Hazing.

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 950 **10.** Participation in group violence

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~~9.~~ **11.** Rape.

~~10.~~ **12.** Sexual assault.

**13.** Stalking, defined as repeated, unwanted contact in the forms of, including but not limited to, phone calls, e-mail, physical presence, and regular mail.

**14.** Trafficking in term papers.

~~15. Unauthorized use~~ **Use** of a computer **or other electronic device** off the campus to obtain **unauthorized** access to information on campus.

#### **PART IV: STUDENT DISCIPLINARY PROCEDURES**

**Please NOTE: No changes are being requested for this section at the present time.**

#### **PART V: GENERAL PROVISIONS**

**Please NOTE: No changes are being requested for this section at the present time.**

#### **PART VI: ADOPTION PROVISIONS**

**Please NOTE: No changes are being requested for this section at the present time.**