WELCOME TO THE SMU COMMUNITY!

In voluntarily choosing to join the University community, you take on certain responsibilities and gain certain rights. These rights and responsibilities are developed in order that all members of the community can live together harmoniously.

The purpose of this publication is to provide you with information related to your rights and responsibilities. It includes the Student Code of Conduct, the Judicial Code, Honor Code, and other information that the University is required by law to make available to its students. This material outlines the criteria for continued membership in this private University community. Please familiarize yourself with this information. By accepting admission to the University, you are agreeing to abide by these policies and procedures and will be held accountable for abiding by them.

We are pleased that you are a part of the University community. We believe SMU offers much to its students, and we hope that you will take full advantage of all the University has to offer you. We also look forward to what you have to contribute to our community.

Sincerely,

JAMES E. CASWELL
Vice President for Student Affairs
“One who breaks an unjust law must do so openly, lovingly with a willingness to accept the penalty.”

MARTIN LUTHER KING

**Student Code of Conduct**

**SECTION 1.0 INTRODUCTION**

SOUTHERN METHODIST UNIVERSITY'S Student Code of Conduct exists to identify and explain the student policies that most directly affect student life. Having voluntarily enrolled as students at Southern Methodist University and assuming a place in the University community, all students are presumed to know and to have agreed to abide by the rules and regulations set forth in this Student Code of Conduct. The Student Code is received and evaluated by the Student Senate, which is the legislative body representing student interests. The Student Code is developed by the University Senate, is for students, and is also the expression of the student body's relationship to the University. Hence, the Student Senate may at any time make recommendations to the code and the senate shall be endorsed. Changes to the Student Code adopted by the Student Senate are subject to approval of the president of the University.

Based on the action of the board of trustees, the president of the University is authorized, at his discretion, to decide on the Student Senate. All students, organizations, and decisions of the University judiciary, the University Judicial Council, and the student judiciary. Such review shall include the power to take any actions, possibly involving revocation, amendment, or even summarily with action. Each president thus is vested with the power to act under any circumstances, and the president is also the authorized to act at his sole discretion in conducting such reviews and in deciding what action is appropriate.

This code is subject to the articles of incorporation and bylaws of Southern Methodist University as well as regulations, policies, and regulations of the University. In the event of conflict between this code and said article resolutions, policies, and regulations of the University, the University articles, bylaws, resolutions, policy, or regulation shall control. The University Policy Manual may be accessed at through the SMU web site.

**SECTION 2.0 STUDENT RIGHTS, FREEDOMS, AND RESPONSIBILITIES**

In recognition of Southern Methodist University's long history of dedication to the best interests of higher education, democratic society, the following rights, freedoms, and responsibilities are set forth:

2.1 All students of the University are citizens of the community at large, and as such an absolute freedom of expression, inquiry, and assembly. Students have the right to organize groups or to associate in support of any cause or common interest so long as that support is voiced in an orderly manner. Any disruptive behavior that does not disrupt the regular operations of the University is protected.

2.2 The student press is to be free of censorship except as required under laws.

2.3 The role of the student government and its responsibilities shall be made explicit, and clearly defined means provided to ensure student expression in the formulation and application of institutional policies affecting student and student affairs.

2.4 The authority to allocate student activity fees for use by campus organizations shall be delegated to the Student Senate.

2.5 A student, group, or organization may distribute written material on campus, with prior approval, according code's distribution policy if the distribution does not disrupt the regular operations of the University.

2.6 All applicable local, state, and federal laws shall be upheld by the SMU community. The University expects individual and group within the University community to obey these laws. Failure to do so subjects the person to the possibility of University judicial action and/or action by civil authorities.

2.7 Students are bound by the Student Code and all University policies. Students accused of violating institutional regulations or laws upheld by SMU retain the following rights:

2.8(a) Upon arrest by authorized University officials, students will be informed of their rights in accordance with local, state, and federal laws.

2.8(b) Students will not be subject to any form of harassment.

2.8(c) The University will not release the name or specific case details of any student to the individual or organization, except in cases where the student is found guilty of a violation.
residence hall staff, University officials and/or the University Police Department, and their entrance shall not be denied. Nothing herein shall be construed to deny the University the right at any reasonable time to conduct inspections of student living quarters to determine compliance with health and safety regulations.

2.8(d) Every student shall be granted a fair hearing before an impartial judiciary body of peers, or an administrative official, whichever is deemed by the judicial officer as appropriate to the offense.

2.9 Students will, at all times and in all activities, respect the rights of others, maintain reasonable behavior conducive to the teaching and learning environment, and uphold the integrity of the University both on and off campus.

2.10 Students assuming leadership roles on campus will accept special responsibilities to uphold and support the Student Code.

2.11 The behavior deemed to be in violation of or not in accordance with the Student Code, University policy, or any rule or regulation as promulgated by SMU, is a violation of the University's Student Code, and the University has the right to take disciplinary and/or civil action against those involved.

2.12 The privacy and confidentiality of all student records shall be preserved, in accordance with the Family Educational Rights and Privacy Act of 1974, as amended.

2.13 Unless otherwise specified in the Student Code, requests for changes to the Student Code are made by the Student Senate. Requests for changes may be submitted to the Student Senate Committee on Student Affairs. The committee shall review the request and submit its recommendations to the President and the Board of Trustees. The President may accept, reject, or modify the recommendations of the committee.

2.14 The Student Issues Committee is established by the Student Senate to deal with individuals' concerns, questions, or problems. The committee may be contacted through the Student Senate.

2.15 All students are expected to maintain and monitor their email account. Permanent information will be distributed by University officials through the email system, and this will be a means of notification of students by the University.

SECTION 3.0 GENERAL POLICIES

3.1 ALCOHOL The University is dedicated to providing a healthy, safe, comfortable, and productive environment for students, faculty, staff, and guests. All members of the University community are expected to maintain self-control. Conformity to this standard is expected of all community members. Absence of alcohol and illegal drugs is a major factor in crime, disease, death, and family dysfunction, we support educational programs encouraging abstinence from such use. (The Book of Discipline of the United Methodist Church, para 66).

It is also recognized that Southern Methodist University is a community of free and open inquiry in which adults are encouraged to make responsible decisions in their lives, including abstinence from or careful use of alcohol. The University recognizes the freedom of conscience that determines such matters, but cautions that such freedom does not imply license to violate the law or University policy.

3.1(a) All members of the University community should at all times be cogent of and comply with state and local liquor laws. Alcohol is not permitted on University property for any person under the age of twenty-one (21) to possess, purchase, or consume alcoholic beverages, except when with either a parent or adult spouse.

3.1(b) Possession and consumption of alcoholic beverages in public places on campus is prohibited. The definition of public places includes, but is not limited to, any outdoor area, cafeteria, lobby, hallway, lounge, study area, or restroom on or off-campus buildings, Greek housing, and University properties.

3.1(c) The University prohibits the possession and consumption of alcoholic beverages on campus, with the exception of individual residential rooms of persons 21 years of age or older.

3.1(d) Kegs and other similar containers, including but not limited to 1/2 kegs, party hogs or pony kegs, are not permitted anywhere on campus. The Faculty Club and the Alumni Center will continue to operate under special policies.

3.1(e) SMU is located within the city of University Park, Texas, which is a "dry" area. By statute, dry area means it is illegal to sell alcoholic beverages in University Park. In addition, transportation and/or possession of more than 2412-ounce bottles of beer or more than one quart of hard liquor, is considered prima facie evidence of intent to sell, and, therefore, evidence that the law has been violated. Alcoholic beverages that are transported into a dry area may not be transported back out of the dry area.

3.2 ANIMALS/PETS It is the policy of the University to prohibit the presence of animals/pets on University property except for fish and assistance animals necessary to help persons with disabilities. This includes dormitories, residence halls, apartments, classroom and administrative buildings, the Student Center, athletic facilities, and University facilities in general. Assistance animals and fish are allowed in the residence halls with the use of suitable equipment permitted by the Department of Residence Life and Student Housing.

3.3 ASSAULT Physical abuse and/or other forms of assault which endangers the health or safety of any person is prohibited. Examples include, but are not limited to: fighting or threatening or assault in any form. All offenders may be charged.

3.4 CAMPUS FACILITIES

3.4(a) USE OF BUILDINGS Students may not be in University buildings after 10:00 pm without appropriate authorization. Permission to sleep or reside in any part of any building needs prior approval.

3.4(b) USE OF GROUNDS

3.4(b)(1) Activities taking place on the campus must be approved in advance by the Office of Student Activities. Activities, which in turn, will be notified the Physical Plant Department and the University Police Department. During the summer months the Office of Student Activities will approve the use of campus grounds in consultation with the Office of Conference and Event Services. Special requests for the use of campus grounds that may be considered extra-ordinary by the University must be approved by the vice president for student affairs.

3.4(b)(2) If the event becomes disruptive the normal operation of the University, it may be canceled at any time or during the event by the director of student activities.

3.4(b)(3) Arranged structures must comply with all requirements of the city, e.g., having fire extinguishers on site, posting no smoking signs, etc.

3.4(c) USE OF THE UNIVERSITY FLAGPOLE The flagpole in the main quadrangle is for the use of fly the colors of the United States. No other use may be made of the flagpole without the approval of the President or his designee.

3.4(d) LOADING OF BUSES ON CAMPUS Students or student organizations loading buses on campus to transport them to events off campus must use the Darden Center parking lot to load the buses when leaving campus and unload the buses when returning to campus. Permission may be granted by the director of student activities for buses to load and unload from other locations on campus. Requests shall be made on the Use of Campus Grounds form. Alcoholic beverages may not be loaded onto buses while they are at the University property.

3.5 DISHONESTY Dishonesty is defined as an individual or group's action, or omission of actions, which are intended to mislead, deceive, or deprive University officials, bearing boards, students, faculty members, or members of the community at large of rights to information, accuracy of record, or property. Dishonesty includes, but is not limited to, forgery, falsification of records, lying, falsification of checks, money orders, etc., theft, unauthorized entry to University facilities; or use of University facilities for illegal or fraudulent purposes.

3.6 DRUGS Every person subject to the jurisdiction of this code shall be responsible for compliance with all local, state, and federal laws regarding controlled substances including, but not limited to, their use, sale, distribution, possession or manufacture. Violations of any local, state, or federal law regarding controlled substances may subject the person to disciplinary proceedings in the University Judicial System without regard to any proceedings in local, state, or federal courts.

3.7 EMERGENCY EQUIPMENT Tapping or misuse of fire-fighting equipment, call boxes, emergency warning devices, etc., or any hindrance of emergency procedures is a threat to the community and is grounds for immediate judicial action, fines, and other University response as may be appropriate.

3.8 ELEVATOR Tapping with elevators and elevators and/or elevator equipment such as opening doors, riding outside car, or performing any other activity that endangers personal safety or the functioning of the elevator is prohibited. A student found responsible through the University Judicial System is subject to expulsion from the University.

3.9 ELECTRONIC MEDIA All students must observe all policies concerning student conduct set forth in this document and the use of electronic media.

3.10 EVENT POLICY All members of the SMU community are expected to maintain self-control and to uphold the dignity and that of the University as it appears in University property. Conduct should be consistent with ideals of excellence of mind, healthy bodies, and responsible social behavior, including recognition of the right of others to do the same. Recognizing the above, SMU prohibits entertainment on campus by strippers or other such dancers whose activities fall outside the boundaries of campus. The University reserves the right to refuse to allow the submission of music that is offensive to the University.

3.11 FAILURE TO COMPLY Students who do not comply with reasonable requests from University staff or administrators or who do not complete their judicial sanctions may be held accordingly with failure to comply.
3.12 GAMBLING Every person subject to the jurisdiction of this Code shall be responsible for compliance with all local, state, and federal laws regarding gambling. Violations of any local, state, or federal law regarding gambling may subject the person to disciplinary proceedings in the University Judicial System without regard to any proceedings in local, state, or federal courts. Raffle, which are sponsored by any University group or organization and/or are connected to the University in any way, are prohibited.

3.13 GUESTS/VISITORS Any visitor who is not an official business must be a guest of a University student, faculty member, or staff member.

3.13(a) Guests are subject to all applicable rules and policies as are members of the University.

3.13(b) A guest must identify himself or herself when called upon by a University official, including residence hall staff, and to identify his/her host.

3.13(c) The conduct of the guest is the responsibility of the student serving as host.

3.13(d) See rules regarding Guests and Visitation in the Community Standards and Student Conduct in University Residence Halls section.

3.13(e) The University provides parking for guests in designated areas of campus. Members of the University community or their guests may contact the SMU University Police Department to obtain maps showing designated visitor parking areas and explaining University parking regulations. Guests are subject to the same parking regulations as members of the SMU community.

3.14 HARASSMENT

3.14(a) The University will not tolerate disrespect for the rights of anyone but will maintain the University as a forum for the free expression of ideas under the laws of the state and nation. All members of the University community are protected from harassment, including but not limited to, members according to their race, ethnicity, age, gender, disability, sexual orientation, and religion. Any words or acts deliberately designed to disregard the safety or rights of others; and which intimidate, degrade, demean, threaten, harass, or intimidate, or otherwise interfere with another person's rightful action will not be tolerated on the basis of the standards of the SMU community. Such physical, psychological, verbal, electronic, and/or written acts directed toward an individual or group of individuals are prohibited and therefore may be subject to judicial action. Due to the University's commitment to freedom of speech and expression, harassment is more than mere offensive conduct that creates an uncomfortable situation for certain members of the community.

3.14(b) SEXUAL HARASSMENT SMU prohibits sexual harassment of its students, employees, and those who seek to join the campus community in any capacity. Sexual harassment includes such behavior as unwelcome or forced sexual advances, requests for sexual favors, and other verbal, psychological, and/or physical conduct of a sexual nature directed toward employees and students, or applicants, particularly when any of the following circumstances are present:

(1) Tolerability of the conduct is an explicit or implicit term or condition of employment, admission, or academic evaluation.

(2) Submission to or rejection of such conduct is used as a basis for personnel or academic evaluation affecting the individual.

(3) Such conduct has the purpose or effect of interfering with an individual's work or academic performance or which creates an intimidating, hostile, or offensive environment, including psychological or physical coercion.

Students with complaints of student-to-student sexual harassment should report such complaints to the Office of the Dean of Student Life. Students with complaints of faculty/staff-to-student sexual harassment should report such complaints to the Affirmative Action Office. Students wishing to receive counseling/advice prior to filing a formal complaint may contact the coordinator of psychological services for women at the Memorial Health Center.

3.15 HAZING The following is taken from the Texas state statutes, Education Code Sec. 37.151 et seq. Sec. 51.936 of the Education Code states the application of the chapter to higher education and requires publication of a summary of the law in the University student handbook. The University reserves the right to initiate disciplinary action when individuals and groups neglect or abdicate their responsibility to observe the Student Code of Conduct, of which this policy is a part.

SUBCHAPTER F. HAZING Sec. 37.151 DEFINITIONS. In this subchapter:

(1) "Educational institution" includes a public or private high school.

(2) "Pledge" means any person who has been accepted by, or is in the process of qualifying for membership in an organization.

(3) "Pledging" means any action or activity related to becoming a member of an organization.

(4) "Student" means any person who: (A) is registered or in attendance at an educational institution; (B) has been accepted for admission at the educational institution where the hazing incident occurs; or (C) intends to attend an educational institution during any of its regular sessions after a period of scheduled vacation.

(5) "Organization" means a fraternity, sorority, association, corporation, order, society, corps, cooperative, club or service, social, or similar group, whose members are primarily students at an educational institution.

(6) "Hazing" means any intentional, knowing, or reckless act, occurring on or off the campus of an educational institution, by one person alone or with others, directed against a student, that endangers the mental or physical health or safety of a student for the purpose of pledging, being initiated into, affiliating with, holding office in, or maintaining membership in any organization whose members are or include students at an educational institution. This term includes, but is not limited to:

(A) Any type of physical brutality such as whipping, beating, striking, punching, kicking, rolling, pushing, pulling, hitting, or hitting or striking with the body, or similar activity.

(B) Any type of physical activity such as sleep deprivation, exposure to the elements, confinement in a place, calisthenics, or other activity that subjects the student to unreasonable risk of harm or death.

(C) Any activity involving consumption of a drug, liquor, alcoholic beverage, or similar substance that subjects the student to unreasonable risk of harm or death.

(D) Any activity that intimidates or threatens the student with ostracism, that subjects the student to emotional stress, shame, or humiliation, or that adversely affects the mental or physical health or safety of the student.

(E) Any activity involving abuse of a student that subjects the student to unreasonable risk of harm or death.

(F) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(G) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(H) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(I) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(J) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(K) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(L) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(M) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(N) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(O) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(P) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(Q) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(R) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(S) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(T) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(U) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(V) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(W) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(X) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(Y) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

(Z) Any activity that is intended to cause the student to be expelled or to withdraw from the educational institution or to be denied membership in the organization.

SECTION 37.152. PERSONAL HAZING OFFENSE:

(a) A person commits an offense if the person:

(1) Engages in hazing;

(2) Solicits, encourages, directs, aids, or attempts to aid another in engaging in a hazing;

(3) Intentionally, knowingly, or recklessly permits hazing to occur; or

(4) Has firsthand knowledge of the planning of a specific hazing incident involving a student in an educational institution, and the knowledge that a specific hazing incident has occurred, and knowingly fails to report such knowledge to the dean of students or other appropriate official of the institution.

(B) Any other offense under this section which does not cause serious bodily injury to another is a misdemeanor punishable by a fine of not less than $500 nor more than $1,000, or imprisonment for not less than 90 days nor more than 180 days, or both such fine and confinement.

(C) Any other offense under this section which causes serious bodily injury to another is a misdemeanor punishable by a fine of not less than $1,000 nor more than $5,000, or confinement in county jail for not less than 180 days nor more than one year, or both such fine and confinement.

(D) Any other offense under this section which causes the death of another is a felony punishable by a fine of not less than $5,000 nor more than $10,000, or confinement in county jail for not less than one year nor more than two years, or both such fine and confinement.

(E) Except when an offense causes the death of a student, in sentencing a person convicted of an offense under this section, the court may require the person to perform community service, subject to the same conditions imposed by the court on other individuals convicted of similar offenses, for an appropriate period of time in lieu of confinement in county jail or in lieu of a part of the time the person is sentenced to confinement in county jail.

SECTION 37.153. ORGANIZATION HAZING OFFENSE:

(a) An organization commits an offense if the organization condones or encourages hazing or if an officer or any combination of members, pledges, or alumni of the organization commits or assists in the commission of hazing.

(b) An offense under this section is a misdemeanor punishable by a fine of not less than $5,000 nor more than $10,000, or confinement in county jail for not less than 180 days nor more than one year, or both such fine and confinement.

SECTION 37.154. CONSENT NOT A DEFENSE

It is not a defense to prosecution of an offense under this subchapter that the person against whom the hazing was directed consented to or acquiesced in the hazing activity.
SECTION 37.155. IMMUNITY FROM PROSECUTION AVAILABLE.
In the prosecution of an offense under this subchapter, the court may grant immunity from prosecution for the offense to each person who is subpoenaed to testify for the prosecution and who does testify for the prosecution. Any person reporting a specific hazing incident involving a student in an educational institution to the dean of students or other appropriate official of the institution is immune from liability, civil or criminal, that might otherwise be incurred or imposed as a result of the report. Immunity extends to any judicial proceeding resulting from the report. A person reporting an incident in bad faith or with malice is not protected by this section.

SECTION 37.156. OFFENSES IN ADDITION TO OTHER PENAL PROVISIONS.
This subchapter does not affect or repeal any penal law of this state. Nothing in this subchapter shall limit or affect the right of an educational institution to enforce its own penalties against hazing.

SECTION 37.157. REPORTING BY MEDICAL AUTHORITIES.
Treatment of a student who may have been subjected to hazing activities may be reported to police or other law enforcement officials, and the doctor or medical practitioner so reporting shall be immune from civil suit or other liability that might otherwise be imposed or incurred as a result of the report, unless the report is made in bad faith and with malice.

3.16 IDENTIFICATION CARDS
Students ID cards are the property of SMU and are not transferable.

3.16(a) SMU IDs may not be used by anyone but the student pictured on the ID card for use of SMU facilities. ID cards may not be altered.

3.16(b) Personal Accounts programmed onto Student ID cards are for use on campus at the discretion of the student, pursuant to the rules under which accounts were formed, including Pony Express Accounts. For purchases exceeding $25, the student using the card must provide a valid Student ID and sign for the purchase.

3.16(c) Possession and/or use of a fake identification card is considered dishonest.

3.17 INTERFERENCE
A student shall conduct him/herself in a manner that does not interfere with or disrupt any university teaching, research, administrative, disciplinary, public service, learning or any other activity authorized by the university.

3.18 IRRESPONSIBLE CONDUCT
Individuals and groups shall behave in a manner that does not infringe on the personal or property rights of others and is appropriate for a community of scholars.

3.18(a) Repeated or serious infringement on the personal or property rights of others may result in aggravating circumstances leading to more severe sanctions. Failure to complete judicial sanctions will be an aggravating circumstance.

3.19 NOISE
The following procedures will be required for any activities that have the potential for excessive noise and activities that involve sound amplification equipment.

3.19(a) Any noise of exterior or interior origin that creates or causes an unreasonable or offensive noise level inside the room or living quarters of the complainant, any SMU classroom, office, or library building is prohibited at all times.

3.19(b) Any noise level that creates or causes an unreasonable or offensive noise level, given the time of day on the property line at the source of the noise, is prohibited. Those producing such unreasonable or offensive noise can be required to cease.

3.19(c) Exceptions must be approved by the director of student activities. However, under no circumstances may any noise level exceed that permitted under University Park ordinances.

3.20 NOTICE OF NONDISCRIMINATION
Southern Methodist University does not discriminate on the basis of race, color, national or ethnic origin, sex, age, or disability. The director of affirmative action has been designated to handle inquiries regarding the nondiscrimination policies.

3.21 OFFICIAL NOTICES
3.21(a) Students shall respond immediately to any reasonable request from any University official, who properly identifies himself/herself as such.

3.21(b) When asked for their ID cards, students are required to surrender their student ID card and to comply with the request of the officer, administrator, staff, or faculty member.

3.21(c) If, after responding, a student feels that the authority made an unfair request, he/she may submit a formal complaint to the Student Senate Student Issues Committee and the dean of student life.

3.21(d) Students shall respond promptly to all correspondence from the University and its officials. All correspondence is sent to the address the student has provided the University registrar. The University will consider notice served if delivered to the address provided the registrar. Students have a responsibility to maintain a current address on file with the Registrar’s Office.

3.22 PROTESTS AND DEMONSTRATIONS
3.22(a) Peaceful demonstrations may take place on campus provided that:

3.22(a)(1) A permit is obtained from the director of student activities three days prior to the demonstration to ensure the rights and safety of all involved.

3.22(a)(2) The normal function of the University is not disrupted.

3.22(a)(3) Respect for the rights of others is maintained.

3.22(b) Visitors to the SMU campus who are not on official business must be a guest of a University student faculty member, or staff member, and normally will be welcomed; however, non-SMU personnel are subject to all University rules and regulations. The University reserves the right to order from the campus any nonsmokers disrupting the campus.

3.23 RESIDENCE HALLS
Policies pertaining to residence halls may be found in the Community Standards and Conduct in Residence Halls, published by the Department of Residence Life and Student Housing and the ResLife Hall Association. Recommendations for revisions to these policies may be made to the Residence Hall Association.

3.24 SALES, DISTRIBUTIONS, AND SOLICITATION
Solicitation of off-campus donors or sponsors, including solicitation of goods and merchandise, must be approved and coordinated with the vice president for business and finance, and the vice president for student affairs.

3.24(a) SALES PROJECTS AND SOLICITATIONS
Any solicitation, sale, or offer of any products, goods, food, beverages, or service on campus is subject to prior authorization from the director of student activities and/or his/her designee, and must be conducted in accordance with regulations established by the staff of the facility in which the activity takes place. For purposes of regulation, solicitation is made between "commercial" and "noncommercial" activities. Commercial activity is defined as any sale or offer of the purpose of securing a profit for the benefit of an individual or group. Such activities will be prohibited unless the University does not offer the service or goods and/or it is determined that the activity is necessary to the educational needs of the University. Noncommercial activity is defined as any sale or offer of the purpose of securing a profit for the benefit of any nonprofit organization raising funds by activities of campus organizations are treated as noncommercial activities. If any portion of proceeds from such sales is used to the benefit of any individual making or soliciting the sale, the same can be treated as a commercial activity.

3.24(a)(1) Any individual or agency wishing to sell on the SMU campus must be sponsored by a University department or chartered student organization.

3.24(a)(2) Any items that are illegal may not be sold.

3.24(a)(3) Organizations must request permission to conduct sales through the director of student activities and/or his/her designee. Request forms may be obtained from the Activity Center and returned at least 14 days prior to the requested date of the sale. Sales will be governed by policies of the relevant facility in addition to the overall University policy for the day of the sale.

3.24(b) SOLICITATION OF GREEK HOUSES
Vendors are not allowed to make direct contact with the houses.

3.24(c) SOLICITATION IN RESIDENCE HALLS
No solicitation is allowed in the residence halls. Unfurbishments, exceptions may be made by the Department of Residence Life and Student Housing in the Residence Hall Association. (See Community Standards and Student Conduct in the Residence Hall Association).

3.24(d) SALES IN OTHER CAMPUS FACILITIES
3.24(d)(1) Sales of goods and services in all academic buildings is prohibited.

3.24(d)(2) Sales in other campus facilities, as with all sales, must have the consent of the director of activities and/or his/her designee and must be conducted in accordance with the policies established for the area of the sale in which the sale will be conducted, and by the nature of the sale.

3.24(d)(3) Sales on the streets and grounds are approved through the Office of Student Activities governed by the policies established for use of campus grounds.

3.24(e) DISTRIBUTION OF WRITTEN MATERIAL
3.24(e)(1) Any individual or agency wishing to distribute written material on the SMU campus must be sponsored by a University department or a campus organization.

3.24(e)(2) Any illegal items may not be distributed.

3.24(e)(3) Items to be distributed must be approved by the director of student activities and/or his/her designee. Distribution shall be ordered in such a manner as not to interfere with the rights of students or members of the University community and must be conducted in such a manner as not to interfere with the operations of the University. Distribution must supply a trash receptacle at the site of distribution and be responsible for distributing material discarded on campus grounds.

3.24(e)(5) Distribution in the Student Center may be done only from a reserved area. Reservations made through the Student Center reservations office.
3.24(e) Distribution in residence halls must have prior approval by the Department of Residence Life and Student Housing (See Community Standards and Student Conduct in the Residence Halls.)

3.24(f) COLLECTIONS AND DONATIONS
3.24(f)(2) New collection and solicitations of donations are permitted without approval from the director of student activities for chartered student organizations and the vice president for development and external affairs, the vice president for business and finance, and the vice president for student affairs for nonstudent, off-campus requests.

3.24(g) SURVEYS Groups wishing to survey members of the SMU community must be sponsored by a chartered student organization or University department. An outline of the way in which the results will be used and a copy of the actual survey must be approved by the Office of Student Activities.

3.25 SEXUAL MISCONDUCT AND SEXUAL ASSAULT
3.25(a) Sexual misconduct includes:
3.25(a)(1) Intentionally or knowingly touching or attempting to touch another person’s intimate parts, including but not limited to: genitalia, groin, breast, or buttocks, or clothing covering them, without the other person’s consent.
3.25(a)(2) Non-consensual sexual contact or attempting to cause another to touch a person’s intimate parts without the consent of the person who does the touching.
3.25(a)(3) Sexual assault is engaging in sexual intercourse, sodomy, or oral copulation with another, or the penetration (however slight) of another person’s anal or genital opening with any object, without the other person’s consent, or any attempt to do so.

3.25(c) Consent means knowing and voluntary assent in fact, whether express or implied.
3.25(d) An accused may be found to have committed the offense of sexual misconduct or sexual assault only if the person alleged to have consented to the sexual contact and the accused either knew or was aware of a risk that the other person did not consent.
3.25(e) In determining whether a person consented to the sexual touching or other conduct by the accused, the following factors may be taken into consideration as well as any other factors relevant to the case:
(1) whether the person was physically or mentally impaired;
(2) whether the person was unaware that the sexual contact was occurring;
(3) whether the person’s power to apprise or control his or her conduct or to consent was substantially impaired for any reason, including but not limited to, the ingestion of drugs or alcohol; or
(4) whether the person was, by word or conduct, attempted to resist the accused.

3.25(f) In determining whether the accused was aware of a risk that the other person was not consenting, the accused’s subjective awareness of the following may be considered as well as any other factors relevant to the case:
(1) that the other person might have been physically or mentally impaired;
(2) that the other person might have been unaware that the sexual contact was occurring;
(3) that the other person’s power to apprise or control his or her conduct or to consent was substantially impaired for any reason, including but not limited to, the ingestion of drugs or alcohol;
(4) that the other person had by word or conduct attempted to resist the accused.

3.25(g) If the accused’s failure to be aware of a risk that the other person was not consenting resulted from the accused’s voluntary and knowing ingestion of any substances, such as drugs, medicine, or alcohol, the accused’s failure to perceive the risk is not a defense to a charge of sexual misconduct or assault.

3.26 SIGNS AND POSTERS
3.28(a) All signs and posters must bear the name of the sponsoring individual, organization, or department. The approval process for each facility must be followed before hanging any signs or posters. Specific guidelines for each facility may be found in the Student Organization Manual, which is published by the Student Organization Committee of the Student Senate.
3.28(b) No more than one copy of the sign or poster may be placed on each bulletin board or in each designated place.

3.27 SMOKING RESTRICTIONS ON CAMPUS All areas in University buildings, including residence halls and Greek houses, are smoke-free.

3.28 SPEAKER’S POLICY Any member of the student body or any individual who is sponsored by a chartered student organization, may address any group on campus, subject to reasonable regulations for time, place, and manner. These regulations are not intended to prohibit any speaker except in the rare circumstances when it is shown that the speaker constitutes a clear and present danger of disruption or violence. This determination is to be made by the person charged with the duty of approving the use of the location of the activity. Any questions should be presented to the director of student activities. Organizational members may be required to report any incidents.

3.29 STUDENT ORGANIZATIONS The Student Senate has the authority to grant and revoke the charters of all student organizations and to adopt policies that govern student organizations. Individual students and student organizations are expected to abide by these policies which may be found in the Student Organizations Manual, published by the Student Organizations Committee, available in the Student Activities Center. The Student Senate will review these policies and recommend changes to the Student Senate.

3.30 WEAPONS
3.30(a) Students are prohibited from possessing or carrying weapons of any kind on campus property.
3.30(b) Student-owned snapping firearms or other weapons including rifles and sawed-off shotguns are not permitted on campus.
3.30(c) If weapons or reasonable facsimiles of weapons are used, pursuit and attack are included, but not to, go off, Assimilations, war games, and Dungeons & Dragons are not permitted on campus.

SECTION 4.0 POLICIES PERTAINING TO CAMPUS ORGANIZATIONS
4.1 GENERAL DESCRIPTION Campus organizations are formed for the common interest of the members group and the SMU community. The work of campus organizations is an essential part of the learning environment at Southern Methodist University. Open to all students and facilitated through faculty and staff resource persons, it organizations develop many opportunities for experiential learning that supplements and reinforces the classroom activities for students. There are two types of organizations at SMU-listed and chartered. Neither listed nor char organizations nor their members are authorized to act or make statements on behalf of the University, SMU Students Association, or the Student Senate.

4.2 LISTED ORGANIZATIONS Any campus organization can gain listed status by contacting the Office of Student Activities and identifying a contact person for the organization. The purpose of this status is to permit the use of facilities on campus and to centralize information and resources related to campus groups. The process of becoming listed is specified in the Office of Student Activities as to the contact person for the organization.

4.2(a) PRIVILEGES OF LISTED ORGANIZATIONS:
4.2(a)(1) Be included on the Student Activity Center’s directory of organizations for referrals to interested individuals.
4.2(a)(2) Can apply for mailboxes in the Student Activity Center. Space will be assigned when available.

4.2(b) RESPONSIBILITIES OF LISTED ORGANIZATIONS:
4.2(b)(1) Inform the coordinator of student organizations as to changes in the group’s leadership, co-presidents, or status. A group that is inactive for a period of two years will lose listed status.
4.2(b)(2) If receiving student activity fees, must maintain records and submit fees in accordance with approval.

4.2(c) Any individual or groups that will be entered into by an organization authorized to spend University funds in the name of the organization, must be reviewed by the Office of Vice President for Legal Affairs and signed by the vice president for student affairs or any other officer of the University authorized to sign contracts on behalf of the University. Contracts to be signed by a representative of the organization must be signed by the vice president for Legal Affairs at least 30 days prior to the date of the event.

4.2(b)(6) Neither the Students Association, the Student Senate, nor the University is liable for the fees incurred by a listed organization.
4.2(b)(5) All equipment purchased with Students Association funds is the property of the Students Association or the organization as agreed upon by the organization.

4.3 CHARTERED ORGANIZATIONS Chartered status is for student organizations that want privileges other than those associated with listed status. A request for chartered status of a new organization may be made to the Student Organizations Committee once during each academic year. This request can be made at any time during the fall or spring semester. The Student Senate has the authority to deny or remove chartered status from any organization not in compliance with one or more of the stated privileges and responsibilities or any other rule set forth in this or any other Student Organizations Manual. If chartered status is ever removed from an organization through action of the Senate, or the organization, all privileges granted to the chartered organization are foreclosed. Following removal of charter status, however, such reapplication is subject to all procedures outlined for new groups requesting chartered sta...
4.3(a) PROCESS OF CHARTERING A NEW STUDENT ORGANIZATION:
4.3(a)(1) An application for chartered status and constitution and/or bylaws of the organization must be filed with the Student Senate Organizations Committee.
4.3(a)(2) The organization must be in compliance with “Responsible of Chartered Organizations” (Section 4.3(c)(1-13)) at the time of application.
4.3(a)(3) A representative from the organization must schedule and attend an interview with the Student Senate Organizations Committee.
4.3(a)(4) At the next regularly scheduled senate meeting following the Organizations Committee interview, the Organizations Committee will present to the Student Senate a written report on the organization seeking to become chartered. The senate will vote on chartered status at the next meeting.
4.3(a)(5) Organizations wishing to request money during the fall or spring appropriations process must be chartered prior to the stated application deadline.

4.3(b) PRIVILEGES OF CHARTERED ORGANIZATIONS:
4.3(b)(1) May include “SMU” or “Southern Methodist University” as part of the name of the organization, however, the organization may not alter any circumstances and use the name “SMU” or “Southern Methodist University” in such a way as to represent to others that the organization is authorized to act on behalf of the University (e.g., when negotiating or signing contracts).
4.3(b)(2) May petition for office space in the Student Center through the Student Senate Governing Board.
4.3(b)(3) Will be assigned a mailbox in the Student Activity Center through which all official communication with the organization will be conducted.

4.3(c) RESPONSIBILITIES OF CHARTERED ORGANIZATIONS:
4.3(c)(1) The purpose of the organization must be consistent with the goals and philosophies of Southern Methodist University.
4.3(c)(2) Membership must be open to all members of the SMU student body without respect to sex, sexual orientation, race, creed, disability, age, or national origin. This applies to all groups with the exception of those organizations specifically exempted in Title IX of the Educational Amendments of 1972. Organizations may establish additional membership and academic eligibility for their organizations.
4.3(c)(3) The majority of members must be SMU students. (Majority is defined as 50 percent plus one.)
4.3(c)(4) All persons holding office must be currently enrolled full-time students and may not be on academic probation. Each organization is expected to include within its constitution and/or bylaws additional academic requirements it feels are appropriate to hold office.
4.3(c)(5) Every chartered organization must have an SMU faculty or staff member serving as the advisor. The advisor does not have the authority to control the policies or funds of the organization.
4.3(c)(6) The organization's current constitution and/or bylaws must be on file with the registrar of students.
4.3(c)(7) Religious organizations wishing to be chartered must have a written recommendation from the Campus Ministry Council (CMC) before appearing before the Organizations Committee. Generally, CMC convenes only one meeting per month. In order to be chartered, new religious organizations must be willing to participate as a member of the CMC. (Participation is defined as attending monthly CMC meetings.)
4.3(c)(8) Social Greek Letter Organizations wishing to be chartered must have a written recommendation from the Greek Presidents' Council before appearing before the Organizations Committee. Generally, the Greek Presidents' Council convenes once a month. To be chartered, new Social Greek Letter Organizations that are not recognized by either the Interfraternity Council, National Pan-Hellenic Council, or Panhellenic Council must be willing to send one representative to the Greek Presidents' Council meetings.
4.3(c)(9) Groups designated as sports clubs must have waivers of liability for all members on file with the assistant director of recreational sports before participating in any activity of the group. Due to the unique nature and activity of sports clubs, additional requirements may be imposed before the University will sanction their activities.
4.3(c)(10) Membership must adhere to constitution, bylaws, and statement of purpose of the organization. Policies of a chartered organization must be in accordance with the Student Code and are subject to review by the Student Senate. Changes made in constitution, bylaws, or statement of purpose of the organization must be submitted within two weeks to the Organizations Committee for approval by the senate.

4.3(e) STUDENT ACTIVITY FEE ALLOCATION:
Student activity fees are to be used to support programs and services that benefit the SMU student body. Student activity fees may be applied for through the Student Senate Organizations Committee for review and recommendation to the Student Senate. To be eligible to apply for fees, one must be a chartered student organization or, for nonstudent organizations, be sponsored by an SMU academic or administrative department and be determined by the vice president for student affairs to have a 'legitimate relationship' with the University. This legitimate relationship exists when the requesting organization and/or the sponsor is a department, faculty, or staff member of the University. The vice president for student affairs, a sufficiently similar academic or administrative department, and the Student Senate. If the request is approved, the funds are allocated through the Student Senate Organizations Committee. All expenditures must be approved by the Student Senate Organizations Committee. Funds allocated through the organizations process are governed by policies that restrict the use of those funds. These policies are applied to the funds deposited in a Students' Association account administered by the Students' Association Coordinating Committee.

4.3(f) CHARTERED ORGANIZATIONS:
4.3(f)(1) Chartered organizations may submit a budget application within the time line and guidelines established by the Student Senate Organizations Committee. Chartered organizations receiving student activity fees must have all organizational funds deposited in a Students' Association account administered by the Students' Association Coordinating Committee.
4.3(f)(2) Funds allocated through the appropriate processes are governed by policies that restrict the use of those funds. Groups are expected to spend their appropriated funds in accordance with the way the funds were allocated. All expenditures must be credited to the line item designated for that type of expenditure. Groups will be allowed to transfer money among line items in one line item account to cover expenditures incurred in another line item without specific approval from the Student Senate. Groups found to be using appropriated funds for expenditures not specifically approved in their budget will be subject to disciplinary action and will jeopardize their funding in the future.
4.5(b) NONCHARTERED INDIVIDUALS AND GROUPS:
4.5(b)(1) Individuals or groups that are not chartered and have been cleared through the Office for the Vice President of Student Affairs may request funding from the Student Senate provided they receive approval to apply for funding from the Senate Appropriations Committee. This application requires justification for why the request should be considered and includes the proposed method for administering the funds. If the application is accepted, the group or individual may submit a budget application within the time line and procedures established by the Student Senate. Allocations to individuals and nonchartered groups will be subject to guidelines approved by the Student Senate.
4.5(b)(2) All student activity fees must be held in a Student Association account. If a nonchartered group wishes to administer its appropriated funds in a manner other than through the Student Association, it must submit a proposal outlining how the funds will be administered. If the request is granted, the organization will be responsible for accounting for all expenditures of funds and providing the Student Association with documentation on financial transactions at the end of the fiscal year. Nonchartered groups are expected to spend their funds in accordance with the way the funds were allocated during the budget process. Any deviation from the approved budget requires approval from the Student Senate.

SECTION 5.0 SOCIAL FRATERNITIES AND SORORITIES
5.1 GENERAL DESCRIPTION Fraternities and sororities derive their recognition through their invitation from the University president to establish a chapter on the SMU campus. It is the continuation of that invitation that legitimizes their existence at SMU, which enables them to utilize University property to house their members, and enables the University to establish rules and regulations to govern that housing. In addition, fraternities and sororities draw their rights and privileges from the Student Senate through the chartered status of the Interfraternity, the Panhellenic, and the Pan-Hellenic Councils. Specific regulations regarding rush and Greek system policies are established and supervised by those councils. These policies shall be in accordance with the policies of the Student Code as set forth by the Student Senate and the University. Questions regarding Greek system policies should be directed to the Interfraternity Council for men's groups or the Panhellenic Council for women's groups, and the Pan-Hellenic Council.

5.2 RUSH Rush is defined as any contact between Greek affiliated and nonaffiliated students, the intent of which is to pledge or solicit affiliation of the non-Greek student to a particular fraternity or sorority.
5.2(a) RUSH CONTACT
5.2(a)(1) A rush function is defined as any contact on or off campus, between nonaffiliated students and fraternity/sorority members for the purpose of exploring the possibility of membership in a Greek organization.
5.2(a)(2) The University prohibits contact between Greek affiliated and nonaffiliated students, but permits first-year student pledging during the student's 1st/2nd semester on campus.

5.2(b) ELIGIBILITY FOR PLEDGING Students interested in pledging a fraternity or sorority must have successfully completed 12 semester hours in a college or university in their last semester in college preceding the pledging period and must have earned a cumulative grade point average of 2.25 or above from that college or university.

5.2(c) FORMAL AND OPEN RUSH
5.2(c)(1) Formal rush will be held the week before classes of the spring semester.
5.2(c)(2) Structured open rush occurs for non-first-year students in the fall semester, usually in the first few weeks of September, and for all students in the first few weeks of the spring semester following the formal rush period. However, students who meet the eligibility requirements may pledge at any time at which an invitation for membership is extended by a group.
5.2(c)(3) Exceptions to the eligibility requirements for rush and pledging may be made in the dean of student life through the coordinator of Greek affairs.

5.3 EXPANSION OF THE GREEK SYSTEM Procedure for expansion of the Greek system at SMU shall be specified in the Greek System Expansion Policy. Any questions regarding expansion should be directed to the coordinator of Greek affairs.

5.4 POLICIES PERTAINING TO GREEK HOUSING
5.4(a) ROOM AND BOARD PAYMENT Any student signing a residence contract or a sub-rental to live in Greek housing understands and agrees that the student's University records, including diploma and transcript, and the right to be reenrolled to SMU may be withheld if the student is in arrears in payment of room and board.
5.4(b) ALCOHOL See "Alcohol Policy," Section 3.1.
"A child becomes an adult when he realizes that he has a right not only to be right but also to be wrong."

THOMAS SZAZ - J. R.

The University Judicial Code

I. INTRODUCTION
Responsibility for student discipline is vested in the president by the Board of Trustees. To exercise this responsibility, the president has established the University Judicial Council. The University Judicial Council has the following document detailing the judicial system for students at SMU:

A. PHILOSOPHY AND PURPOSE
A university is a complex institution. It is distinctive from anything else in society, and therefore, the focus of its norms is distinctive. Further, a private university is an elite institution. Admission to a university is a privilege granted on the assumption that the individual who voluntarily enrolls in the institution understands the university’s values and goals and is committed to its purpose. If the student’s values and goals are not consistent with those of the university, the privilege of attendance may be terminated.

The university at SMU is a community in which students are expected to provide a fair disciplinary procedure for accused students and the entire community. The university and any other student may and should exercise certain ethical behavior to assist in the maintenance of high academic standards. It also exists to protect the balance between the rights of the accused and those of the university community as a whole.

Because the nature of SMU is on learning and behavioral change. For the same reasons, the university is a place where students and faculty members have rights to a fair hearing of violations of rules and policies of the University. To provide an appropriate response and, as needed, personal assistance for a violation of university regulations and policies;

B. JUDICIAL CODE
Members of the University Judicial Council make themselves available to the following code:

To ensure that the policies of the University are maintained by conducting a fair hearing of violations of rules and policies of the University;

To provide an appropriate response and, as needed, personal assistance for violations of university regulations and policies;

To maintain an impartiality about the matter and/or person under consideration, and when unable to do so, realign withdraw from the consideration of that matter;

To act not as an advocate for the students nor for the University but to consider equally the needs of individuals, student groups, and the needs of the University community as a whole;

To maintain confidentiality of all details pertinent to a matter and all actions related to a hearing and to refrain from making comments or persons involved in a judicial hearing;

To participate in training sessions and meetings;

To adhere to all provisions of the University Judicial Code.

Members charged with a violation of the code or with a criminal offense may be suspended from the Board of Trustees. The University Judicial Council, upon recommendation of the Office of the Dean of Student Life, determines the action to be taken. The decision may be appealed by persons in an attempt to influence a judicial decision shall report such activity to the Office of the Dean of Student Life.

II. OUTLINE OF THE JUDICIAL SYSTEM
This outline provides a basic overview of the judicial system and a quick guide to the responsibility of the various parts. For an accurate understanding of any part of the system, one must consult the pertinent detailed text in this section. The major representation on all boards are students.

A. THE ORGANIZATION AND RESPONSIBILITIES OF THE JUDICARY
1. DELEGATION OF AUTHORITY
The vice president for student affairs may delegate any part or all of his authority from time to time, to any person or persons, whenever in these procedures the vice president for student affairs is designated by the University Judicial Council. This person or persons is referred to as a University judicial officer.

II. DISCIPLINARY CONFERENCES
All offenses are eligible for resolution through a disciplinary conference. These meetings will be held between a student and the accused student in cases where students accept responsibility for their actions.

III. ADMINISTRATIVE HEARING
In cases where an accused student does not accept responsibility, or where the case may be heard administratively by a University judicial officer.

IV. UNIVERSITY HEARING BOARDS
Hearing boards are composed of three members of the faculty, one faculty member, and one student member. Serious offenses hearing boards will have a law school faculty member serve as chair. Any case that may result in a suspension of disciplinary probation or greater may be assigned to a hearing board.

The University Judicial Council shall appoint a minimum of nine students for the University hearing boards. A maximum of ten members shall be designated as chairpersons. The University Judicial Council shall also appoint a maximum of three faculty members and two student members to serve on each board.

V. THE TRAFFIC APPEALS BOARD
The president with the chairperson and the University Judicial Council will appoint, in consultation with the chairperson, four faculty members, four students, and one administrator to serve each year. A faculty member may be selected by any one of the members of both faculty and students are represented. This board will hear cases appealing the actions of the traffic and safety officer for registered vehicles only. This is the board for final appeal for traffic citations. Appeals of Traffic Appeals Board decisions to the University Judicial Council are limited to questions of procedure or policy of the Traffic Appeals Board. Questions of fact concerning the citation itself are resolved by the Traffic Appeals Board and are not subject to further appeal.

VI. GRADUATE HEARING BOARDS
The School of Law and the School of Engineering and Applied Science shall each appoint every two years, as may be necessary and appropriate, hearing boards composed of a graduate, faculty members, and graduate students to hear cases involving graduate students enrolled in their respective graduate schools. All charges against graduate students not enrolled in the School of Law or the School of Engineering and Applied Science will be heard through normal judicial channels. The purpose of the board is to appeal to the University Judicial Council during the first month of the academic year. As with other hearing boards, the results of a graduate hearing board may be appealed to the University Judicial Council.

VII. ALTERNATE DISPUTE RESOLUTION
Before assignment of a case, a judicial officer may recommend Alternate Dispute Resolution (ADR). Alternate Dispute Resolution is available to mediate cases between disputants when both parties and the University are in agreement that this procedure be used. For more information on ADR, contact the Office of the Dean of Student Life.

The University Judicial Council (UJC) is the University Judicial Council (UJC), as the basic unit responsible for judicial action in response to student disciplinary problems, is accountable to the president of the University. The UJC shall be composed of two administrators, two faculty members, and two students. The selection of the members of the UJC shall be made by the president of the University. The UJC shall be composed of two administrators, two faculty members, and two students. The president of the University shall appoint the members of the UJC. The University Judicial Council and two representatives from the Faculty Senate may interview all candidates and send their recommendations to the president of the University. The president shall appoint the faculty members. Faculty appointees are for three years and shall be staggered so that members are appointed in different years.

1. SELECTION OF STUDENT MEMBERS
Selection of student members shall be accomplished in the spring of the year and their appointment shall be for the succeeding academic year. Student members may, with the agreement of the other council members, be appointed to succeed themselves. Students shall be limited to three consecutive one-year terms. Student members may not simultaneously serve on any other judicial body or in student government as an officer or student senator. The President of the University will appoint the student members. The president of the University will appoint the student members who shall be faculty members. Faculty appointees are for three years and shall be staggered so that members are appointed in different years.
3. SELECTION OF STAFF MEMBERS  The Office of the Dean of Student Life will initiate contact with the vice president for student affairs concerning staff members. The vice president will nominate three candidates to be interviewed. The council will send its recommendations, including the nominations from the vice president for student affairs, to the president of the University. The president will appoint the staff members. Administrator appointments are for three years and shall be staggered so that members are being appointed in different years. Replacement of members leaving early will be for the balance of the term. Faculty and administrative appointments may serve for more than one three-year term. Terms may not be consecutive, however, exemptions to the above may be granted by the president of the University.

C. RESPONSIBILITIES OF THE UNIVERSITY JUDICIAL COUNCIL

1. ADMINISTRATIVE SUPERVISION OF THE JUDICIARY  It is responsible for the establishment and maintenance of the University Hearing Boards and the operating procedures of the judicial system. Decisions regarding the administration of the University Judicial System are made by a majority of members present at the meetings.

2. APPELLATE BOARD  The members of such an appellate board are drawn from the University Judicial Council. All seven members may serve at any hearing, but an official quorum for a disciplinary appeal consists of a minimum of four members which must include at least one student, one faculty member, and one administrator. An official quorum for an Honor Council appeal consists of a minimum of four members, which must include at least two faculty members, one student, and one administrator. The appellate board convenes solely as an appeal board to consider appeals referred from the Honor Council Hearing Boards, University Hearing Boards, including serious offenses; Traffic Appeals Board, and administrative hearings. Appeals of Traffic Appeals Board decision shall be limited to questions about procedure or policy of the Traffic Appeals Board. Questions of fact resolved by the Traffic Appeals Board are not subject to appeal.

3. STUDENT BODY CONSTITUTION  Constitutional questions concerning the student government may be resolved by the University Judicial Council. Such questions must be brought as a written petition to the council for their consideration. If the University Judicial Council agrees to hear the question, it will meet as an appellate board, at which both sides will be represented and a binding decision will be rendered. The University Judicial Council shall allow oral presentations concerning constitutional questions. Petitions for such a hearing may originate from any Student Body Officer or Student Senator. Also, any student with the signatures and student identification numbers of five percent of the current enrolled full-time and part-time undergraduates may petition for a hearing. All such constitutional questions must first be submitted to the Executive Committee of the Student Senate, which will review the appeal or dispute as outlined in Article X of the Student Senate By-laws.

4. SPECIAL INVESTIGATIVE AUTHORITY  The University Judicial Council has the power to name a Special Investigative Committee in cases in which an alleged offense presents a highly volatile context, e.g., group misconduct, sexual harassment, or an interpersonal situation. The powers of the Special Investigative Committee shall be delegated at the time of its appointment by the University Judicial Council. Both the students who bring the charges and those accused shall submit to the vice president for student affairs names of two persons within the SMU community, who are not involved in the incident, to serve on the Special Investigative Committee. The Office of the Vice President for Student Affairs shall appoint a fifth member to the committee and shall select one of the five as chairperson. The Special Investigative Committee will act in an advisory capacity to the appropriate hearing body to which the case is assigned. Any of the parties involved may petition the University Judicial Council for the establishment of a Special Investigative Committee and the UJC shall determine whether such a committee is necessary.

III. BASIC PROCEDURES

A. INTERVIEWING/INVESTIGATION  A written formal complaint may be filed with the University through the Office of the Dean of Student Life. Nonetheless the University, at its discretion, may proceed with the student judicial process as outlined herein without formal written complaint. A University judicial officer will investigate alleged violations of the Student Code of Conduct, whether they occur on or off campus, and violations of the Community Standards and Student Conduct policies of the Department of Residence Life and Student Housing and interview participants/witnesses as necessary. Such investigation may include consultation with the University Police Department. The accused student has the right to remain silent and to make a statement regarding his/her reasons for choosing to remain silent. Failure to cooperate with the investigation (e.g., failure to meet and/or speak with a University judicial officer) will require the judicial officer to make a decision on the assignment of the case without the benefit of the accused student's testimony. A student who refuses to schedule or keep an appointment with a University judicial officer may be charged with a violation of Section 3.19, Official Notice, of the Student Code of Conduct.

ACTION PENDING A JUDICIAL HEARING  If a student's behavior presents an on-going threat of danger to the community or is a danger to the safety of the student or others, a University judicial officer may impose sanctions as he/she deems appropriate pending a judicial hearing.

ASSIGNMENT OF CASE  If a University judicial officer determines that it is probable that a rule has been violated and the student does not accept responsibility for the violation, the University judicial officer shall assign the matter to the University Hearing Board or an Administrative Hearing. As a general policy, cases assigned to a Hearing Board should satisfy one or more of the following criteria: (1) the alleged offense could result in dismissal or a more serious penalty, (2) the alleged offense has resulted in a substantial interference with the proceedings of the University, (3) the offense is repeated, or (4) the alleged offense caused an unacceptable inconvenience upon the personal or property rights of others. The University reserves the right to consider all of the factors in its judicial as well as in imposing them to off-campus authorities. The University recognizes that violations may be handled concurrently by the University and the criminal court system, including, but limited to, felonies and misdemeanors. The University Judicial System is separate and distinct from the criminal system; it only determines violations of its student code and imposes sanctions within the University context. Such a concurrent action by both systems does not constitute double jeopardy. These criteria serve as guides to the University's assignment of cases and are for the purpose of determining to what category the University's response will be to the student behavior. Cases of academic dishonesty and traffic citations are assigned to their respective boards of jurisdiction.

DISCIPLINARY CASES  As the option of a University judicial officer and if the student and/or those on the appropriate sanctions, a student may choose to accept responsibility for an incident in a meeting, a "conference," with a University judicial officer. In accepting the penalty for student affairs, the assigned student has the right to a hearing. The results of a disciplinary conference may not be appealed. All such conferences reviewed at the end of each semester by the University Judicial Council.

ADMINISTRATIVE HEARINGS  A University judicial officer may choose to hold an "administrative" hearing at any time. The assigned student also may request an administrative hearing. Decisions in administrative hearings may be appealed in the same manner as University hearing board decisions.

NOTICE OF VIOLATION  Every effort will be made to comply with the time requirements outlined herein. However, the University community recognizes that due to time constraints within the academic calendar, it always be possible. A University judicial officer shall give notice in writing to the student of the complaint student. Such notice shall include: a short, concise statement of the conduct alleged to have been in violation of the Student Code of Conduct, the name, time, date, and time of the occurrence, and a reference to the applicable section of the Code of Conduct which set forth the regulation the accused is alleged to have violated, the time and place of the particular hearing process to which the case is assigned. Notice shall be given to the student a minimum of 24 hours prior to the hearing. This delay may be waived by the mutual agreement of the accused and a University judicial officer. The hearing will be held even if the accused student fails to attend.

EXCLUSION FROM CLASS LIST  A minimum of 72 hours prior to the hearing, the accused will be given notice to particular witnesses whose testimony will be presented in person or by summation through a University judicial officer in a brief summary of the anticipated testimony. The accused shall present to a University judicial officer either a witness (including a brief summary of the testimony that it is anticipated they will give) and a copy of all documents that will be submitted to the board a minimum of 60 hours prior to the hearing. However, additional witnesses not at the discretion of the hearing board. The University will attempt to obtain the attendance of witnesses, in writing, of the date and time of the hearing and shall notify members of the student community that failure to appear as witness result in a charge against them of "Failure to Comply." (See Section 3.11 of the Student Code of Conduct)

IV. CONDUCT OF THE HEARING

UNIVERSITY HEARING BOARD PANELS  Whenever possible, members from the University Hearing Board will be selected to serve as hearing board members on a rotational basis. The complainant and the accused will challenge a member of the hearing board on grounds of bias. The board may remove a board member by vote (excluding the member being challenged) during a closed session. If a member is excluded, an alternat of the University Hearing Board will be selected.

QUORUM - UNIVERSITY HEARING BOARD  At least four members of the hearing board shall be present throughout the hearing. If less than the required number are present at the opening of the hearing, the hearing postponed until members can be convened. These requirements may be waived upon agreement of all parties. Once the hearing has commenced, if a hearing board member should need to withdraw for any reason, the hearing shall adjourn until all members can be present. Once the hearing has commenced, if a hearing board member needs to withdraw for a period of more than 30 days or permanently, the accused may request continue hearing with the remaining hearing board members if the complainant agrees. Otherwise, a new
be scheduled. All members may vote, and all determinations shall be by majority vote. A failure to vote shall be registered as a "non-responsible" vote. For Serious Offense cases, the quorum is four board members, composed of students, faculty and staff, plus the chair. Should the chair withdraw for any reason, a new chair will be appointed.

C. QUORUM - UNIVERSITY JUDICIAL COUNCIL APPELLATE BOARD At least four members, including at least one student, one faculty member, and one student member, shall be present throughout an Appellate Board hearing. The quorum of the Appellate Board hearing shall consist of the chair and four other board members. The chair will write the proceedings for any reason, a new chair will be appointed for the next meeting, and at least two faculty members, two students, and one student administrator shall be present.

D. DISQUALIFICATION Upon consideration of any challenges from the accused concerning his/her impartiality, any member of a hearing board may withdraw voluntarily. In such cases, the accused may waive the quorum and the hearing proceed. If the accused chooses not to waive the quorum, the next person in rotation shall serve on the board and the hearing will be reestablished.

E. COMMENCEMENT No hearing shall begin until at least 72 hours have elapsed from the day of service of notice. This period may be waived at the mutual agreement of the accused and a University judicial officer. Notice shall have been served served if it was mailed from the University post office in the university's mail center at least 72 hours before the day of the hearing to the student's address on file with the university. Notice shall have been served served if it was mailed from the University post office in the university's mail center at least 72 hours before the day of the hearing to the student's address on file with the university. Notice shall have been served served if it was mailed from the University post office in the university's mail center at least 72 hours before the day of the hearing to the student's address on file with the university. Notice shall have been served served if it was mailed from the University post office in the university's mail center at least 72 hours before the day of the hearing to the student's address on file with the university.

F. DECORUM The decorum of a hearing hall shall maintain order for the proper conduct of the hearing. When necessary, the chair may expel disruptive individuals or adjourn the hearing to a later time to assure the full development of the facts in a calm, deliberate setting.

G. ATTENDANCE AT HEARINGS All judicial hearings shall be closed and private. Only members of the hearing board, judicial members, and the accused shall be present at the hearing, and only members of the hearing board, judicial members, and the accused shall be present at the hearing. Participants shall not be present at the hearing.

H. JOINDER AND SEVERANCE In hearings involving more than one accused student, a University judicial officer, in his or her discretion, may permit the hearing on each student to be conducted separately.

I. UNIVERSITY HEARING BOARD PROCEDURES The University hearing board will include, but not limited to, the following procedures:

1. The complaint and the accused may be present at the hearing, as well as their parents and one support person from the SMU community.
2. The hearing shall be closed to all others, except that the president of the University will have the authority to permit attendance of one or more University observers at any time during the hearing. The hearing shall be closed to all others, except that the president of the University will have the authority to permit attendance of one or more University observers at any time during the hearing. The hearing shall be closed to all others, except that the president of the University will have the authority to permit attendance of one or more University observers at any time during the hearing. The hearing shall be closed to all others, except that the president of the University will have the authority to permit attendance of one or more University observers at any time during the hearing.
3. Members of the hearing board, the complainant, and the accused may direct questions to and cross-examine witnesses. The chairperson of the hearing board, at his or her discretion, may require that questions for cross-examination be submitted first to him/her who then will direct the question to the witness(es).
4. Each party in the case will have the right to make an opening and closing statement. The complaint may give the opening statement. The accused may give the closing statement. The statement shall be limited to 30 minutes. The accused may give the closing statement. The statement shall be limited to 30 minutes. The accused may give the closing statement. The statement shall be limited to 30 minutes. The accused may give the closing statement. The statement shall be limited to 30 minutes. The accused may give the closing statement. The statement shall be limited to 30 minutes. The accused may give the closing statement. The statement shall be limited to 30 minutes.
5. The concluding statement of the board, deliberation in closed session to reach a decision. The hearing board's decision will be presented in writing within three working days and will include findings of responsibility or non-responsibility. If there is a finding of responsibility, the hearing board will impose sanctions.

J. REPRESENTATION BY AN ATTORNEY Neither the accused nor the complainant may be represented by an attorney at any hearing.

K. PRESENCE AT THE HEARING-CONFRONTATION OF WITNESSES The complainant and the accused at a University judicial officer shall have the privilege of presenting witnesses, subject to the right of cross examination. The chairperson of the hearing board, at his or her discretion, may require that questions for cross examination be first submitted to him/her who will then direct the question to the witness(es).
the hearing begins, the hearing board may call persons named in the confidential investigative report, as well as additional witnesses, at its discretion.

E. THE HEARING The chair will conduct the hearing utilizing broad powers to conduct a full and fair hearing involving calling witnesses, and questioning and ordering the witnesses. The hearing chair will make final decisions regarding questions of procedural issues and admissibility of evidence in accordance with generally accepted administrative judicial procedures. The chair must be a SMU Law School faculty member who has specialized training. No one may serve as chair if he/she has not completed this training.

The chair is a voting member of the board and may not participate in deliberations, except to answer questions regarding procedures, admissibility of evidence, etc. A quorum will consist of the chair and four board members.

Should the chair withdraw from the proceedings for any reason, a new chair will be appointed. A University security officer must be present in the hearing and will function as the official record keeper of the hearing, as well as a resource person for the hearing board.

F. HEARING BOARD DECISIONS The hearing will reconvene after hearing has been completed and announce and submit its decision to the complainant and the accused.

G. RIGHTS OF THE COMPLAINANT ALLEGING SEXUAL MISCONDUCT AND/OR SEXUAL ASSAULT INCLUDE:

1. To be informed of all alternatives and options by the Coordinator of Psychological Services for Women.
2. To decide whether the complainant wishes to press charges through the University Judicial System.
3. To have parents or a member of the SMU community accompany him or her during the student judicial proceedings. Such persons are for moral support and have the same responsibilities for satisfactions for rights of the accused to have companions. (See The University Judicial Code, Section IV, Conduct of the Hearing.)
4. To challenge any member of the University Hearing Board on grounds of prejudice.
5. To request to have his or her living arrangements (if on campus housing) modified pending the outcome of the student judicial proceedings if the accused lives close to the complainant.
6. To remain present during the proceedings.
7. Not to have his or her sexual history discussed during the hearing. However, evidence of a recent sexual relationship between the accused and the accuser may be considered if the accused asserts consent as a defense.
8. To be informed of the board's decision within 48 hours following the hearing.

H. RIGHTS OF THE STUDENTS ACCUSED OF SEXUAL MISCONDUCT AND/OR SEXUAL ASSAULT INCLUDE:

1. To be informed of the accusation and all alternatives and options by a counselor in the Counseling and Testing Center.
2. To remain silent, before, during, and after the hearing to make a statement explaining the reasons for remaining silent.
3. To have parents or a member of the SMU community accompany him or her during the student judicial proceedings. Such persons are for moral support and have the same responsibilities for satisfactions for rights of the accused to have companions. (See The University Judicial Code, Section IV, Conduct of the Hearing.)
4. To challenge any member of the University Hearing Board on grounds of prejudice.
5. To remain present during the proceedings.
6. Not to have his or her sexual history discussed during the hearing. To present evidence of a recent sexual relationship between the accused and the accuser only if the accused asserts consent as a defense.
7. To be informed of the board's decision within 48 hours following the hearing.
8. To appeal the decision of the hearing board to the University Judicial Council.
9. To request to have his or her living arrangements (if on campus housing) modified pending the outcome of the student judicial proceedings if the accused lives close to the complainant.

VI. SANCTIONS ESTABLISHED AND DEFINED BY UNIVERSITY JUDICIAL COUNCIL.

The following sanctions may be implemented individually or in any combination by the hearing boards or University judicial officers. The president reserves the right to impose or lower sanctions imposed in the judicial process.

A. DISCIPLINARY DISMISSAL (EXPULSION) An individual or group will be separated from the University on a permanent basis. An individual's dismissal will be permanently recorded on his/her academic transcript. Before this penalty is enforced, the president of the University will review it. A student expelled from the University will not receive a refund of any monies paid, including tuition, fees, and student volunteer services.

B. SUSPENSION An individual or group will be suspended from the University for an assigned period of time, and all the conditions deemed necessary by the judiciary. Before this penalty is enforced, the accused student or group may request the University Judicial Council to review it. Requests must be submitted in writing via the appeal process.
VII. RECORDS
The following policies concerning records and the release of information are in compliance with the Family Educational Rights and Privacy Act of 1974 (The Buckley Amendment). Records of the Office of the Dean of Student Life shall contain all information, data, correspondence, findings, and records of official action concerning student discipline.

A. A disciplinary sanction will remain on a student’s record until it is erased three years after graduation. If the student leaves the University before graduation, the notation is removed three years after the anticipated date of graduation from the University.

B. If an offense results in sanctions less severe than disciplinary probation, the information stays within the University community. Disciplinary probation and more serious sanctions may be released as appropriate under the law when questions related to disciplinary actions are asked.

C. Beginning with their senior year, students may request to have their disciplinary records expunged by the dean of student life for good cause, upon written petition of respondents. Factors to be considered in review of such petitions shall include:
   1. The present demeanor of the respondent.
   2. The conduct of the respondent subsequent to the violation.
   3. The nature of the violation and the severity of any damage, injury, or harm resulting from it.

There will be no appeal of the decision of the dean of student life.

VIII. APPEALS

A. GROUNDS FOR APPEAL
   An accused who has been found responsible shall have the right to request an appeal review. Such written request must be received in the Office of the Dean of Student Life within 96 hours from the mailing of the written findings to the student's address. A quantum of the University Judicial Council, who has participated in the training provided to all University Hearing Board members, shall sit as the appellate body. Each case may have a member of the University Judicial Council sit to hear the appeal if he/she has not completed the training.

   The accused may request an appeal on the following grounds:
   1. Clearly erroneous findings of fact;
   2. Significant procedural irregularities that denied the accused a fair hearing;
   3. Substantial new relevant evidence not available at the time of the hearing;
   4. Evidence presented at the hearing for a finding of responsibility clearly insufficient; and
   5. Sanction unreasonably harsh.

   Only in the event of clear and manifest abuse of discretion shall the result of a hearing be overturned. The appellate body shall base its decision to uphold or overturn the result of a hearing solely on the student's written request for an appellate review, and the summary of the hearing prepared by the judicial officer or the hearing board chair. Such summary will include the decision, the reasons for the decision, and the reasons for the sanctions assessed.

B. STANDARD OF PROOF
   The standard of proof for a finding of responsibility is a preponderance of the evidence.

C. APPELLATE PROCEDURE
   The procedure for the appeal will be as follows:
   1. At the conclusion of each hearing, the judicial officer or hearing board chair will submit the following document to the Office of the Dean of Student Life: the decision, the reasons for the decision, and the reasons for the sanctions imposed.
   2. The student must file a written request to appeal with the Office of the Dean of Student Life. The request must include the grounds for appeal and the basis for each.
   3. The hearing officer or chair will review the student's appeal and write his/her response to the student's appeal.
   4. The student will have the opportunity to review the hearing officer or chair's response and add any final documents.
   5. The appeals packet consisting of the above statements and documents and a copy of the original incident report shall be prepared for the University Judicial Council.

D. OPTIONAL PRESENTATION
   In an appellate review, the University Judicial Council may allow oral statements from the presenters and the amount of time allowed for each statement will be determined by the University Judicial Council.

E. DETERMINATION OF APPEAL
   The University Judicial Council may dismiss the case because there were no procedural irregularities at the hearing as would warrant denying the student a fair hearing if the case were presented to a new panel, or dismiss or remand for clearly erroneous findings of fact or finding of facts clearly insufficient to support the charge. The University Judicial Council may alter the sanctions imposed based on a finding that the original sanctions are unreasonably harsh. Moreover, it may remand the case to the original hearing board if there is substantial new relevant evidence that was not available at the time of the hearing. The University Judicial Council serves as a board of final appeal for appeals originating from University Hearing Boards and Administrative Hearing.
"To keep your character intact you cannot stoop to filthy acts. It makes it easier to stoop the next time."

KATHERINE HEPBURN - 1938

The Honor Code of SMU

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Intellectual integrity and academic honesty are fundamental to the processes of learning and evaluating academic performance, and maintaining them is the responsibility of all members of an educational institution. The cultivation of personal standards of honesty and integrity is a goal of education in all the disciplines of the University.

The faculty has the responsibility of encouraging and maintaining atmosphere of academic honesty by being certain that students are aware of the value of, that they understand the regulations defining it, and that they know the penalties for departing from it. The faculty should, as far as is reasonably possible, assist students in avoiding temptation to cheat. Faculty members must be aware that permitting dishonesty is not open to personal choice. A professor or instructor who is unwilling to act upon offenses is an accessory to the student offender in deteriorating the integrity of the University.

Students must share the responsibility for creating and maintaining an atmosphere of honesty and integrity. Students should be aware that personal experience in completing assigned work is essential to learning. Permitting others to prepare their work, using published or unpublished summaries as a substitute for studying required materials, or giving or receiving unauthorized assistance in the preparation of work to be submitted are directly contrary to the honest process of learning. Students who are aware that others in a course are cheating or otherwise acting dishonestly have the responsibility to inform the professor and/or bring an accusation to the Honor Council.

Students and faculty members must mutually share the knowledge that any dishonest practices permitted will make it more difficult for the honest student to be evaluated and graded fairly and will damage the integrity of the whole University. Students should recognize that both their own interest, and their integrity as individuals, suffer if they condone dishonesty in others.

THE CONSTITUTION OF THE HONOR COUNCIL OF SOUTHERN METHODIST UNIVERSITY

PREAMBLE AND DEFINITIONS We, the students of Southern Methodist University, with the approval of the provost and the dean of student life, establish the Honor Council to uphold the standards of academic integrity set forth in the Honor Code. Acts punishable under the code include, but are not limited to the following:

CHEATING Intentionally, using or attempting to use unauthorized materials, information, or study aids in any academic exercise.
FABRICATION Intentional or unauthorized falsification or invention of any information or citation in an academic exercise.
FACILITATING ACADEMIC DISHONESTY Intentionally or knowingly helping or attempting to help another violate any provision of the Honor Code.
PLAGIARISM Intentionally or knowingly representing the words or ideas of another as one's own in any academic exercise.
IMPEDING HONOR COUNCIL INVESTIGATION Impeding the investigation of the council, lying to the council, or in any way failing to cooperate with the council.

ARTICLE I - JURISDICTION, RATIFICATION, AND AMENDMENTS

SECTION 1: The Honor Council shall oversee the academic conduct of all undergraduate and graduate students with the exception of those students enrolled in the schools of Law or Theology of Southern Methodist University.
SECTION 2: Ratification of this constitution shall be by majority vote of the Student Senate, the Faculty Senate, and the approval of the provost and dean of student life.
SECTION 3: Amendments may be proposed by a student senator, faculty senator, member of the council, or by petition of no less than 10 percent of the student body. Passage shall require a majority vote of the Student Senate, the Faculty Senate, and the approval of the provost and the dean of student life.

The general principles for all honest writing can be summarized briefly.

The general principles for all honest writing can be summarized briefly.

Acknowledgment indebtedness:
responsibility to maintain a current address on file with the Registrar's Office at all times. The written notice and charges shall also be sent to the dean of student life.

c) The president shall appoint an investigator who will collect information relevant to the case and write a summary report to be used at the hearing. The investigator must deliver the summary report and copies of all written evidence and exhibits which will be used at the hearing to the vice president of the Honor Council no later than three days before the hearing.

d) The president shall request the registrar to place a hold on the accused student's transcript until the case has reached a final disposition.

e) The president shall convene a Hearing Board, composed of four students and one faculty member, within a reasonable period of time but no earlier than 10 days after the accused student receives notice of the allegation.

SECTION 3: ADVISING THE ACCUSED STUDENT

(a) The vice president of the Honor Council or his/her designee shall serve as liaison to the accused student. The vice president shall document any attempts to contact the student to schedule a meeting to review the accused student's rights and the Honor Council procedures. If the accused student fails to appear or to contact the vice president to schedule this meeting, the vice president will ensure the student has been informed of the charges and copies of the Honor Code, the Honor Council Constitution, and Hearing Procedures. The vice president will describe the hearing procedures to the accused student and answer questions. The vice president will also provide a copy of the investigator's summary report to the student and any written evidence or exhibits to be used in the case at least three days before the hearing. The vice president will inform the student of the hearing date, time, and place. The president for the vice president shall be provided to the dean of student life.

(b) The vice president shall inform the student that he or she may bring one person from the SMU community and his or her parents. Parents and/or community support persons are for moral support only and may not participate in the hearing unless called upon as a witness.

ARTICLE IV - HEARING RULES AND PROCEDURES

SECTION 1: GENERAL HEARING RULES

(a) The president or his/her designee shall serve as the presiding officer of the hearing.

(b) The accused may challenge any board member's eligibility to sit on the panel; however, the hearing board by majority vote, will have the final decision regarding the panelist's eligibility.

(c) Hearings will be closed to the public, except for the accused student's parents, the community support person accompanying the accused student, and those who have accepted a written invitation to observe the hearing.

(d) Any person, including the accused student, who disrupts or fails to abide by the rules of the hearing, may be excluded from the proceeding.

(e) All proceedings are confidential. Violations of the policy on confidentiality will result in a board member's removal from the council as well as subject the board member to possible judicial action.

(f) If a single hearing is held, the accused students may be asked to testify with the other(s) out of the hearing room. Guilt or innocence will be assigned separately.

(g) If the accused student withdraws from school pending a hearing, the Honor Council retains jurisdiction to render a finding of guilt and apply sanctions.

SECTION 2: HEARING PROCEEDINGS

(a) A hearing will be comprised of four students and one faculty Honor Council member. The hearing shall be four members. For a hearing to commence, the complaint or statement by him or her, and the investigator must be present. The accused does not have to be present for the case to proceed. Training for hearing board members will be jointly planned and implemented by the faculty adviser and the dean of student life.

(b) Prospective witnesses, other than the complainant and the accused student, shall be excluded from the hearing until the testimony of others.

(c) Formal rules of evidence shall not be applicable in the hearing. Undue repetitiveness or irrelevant evidence may be excluded. Circumstantial evidence and hearsay are admissible.

(d) Accused students shall be accorded an opportunity to respond to the complaint and those witnesses who testify for the complainant at the hearing.

(e) In like manner, the complainant shall be accorded an opportunity to question the accused student and those witnesses who testify for the accused student at the hearing.

(f) The burden of proof shall be upon the complainant, who must establish the guilt of the accused student by clear and convincing evidence.

(g) All parties, the witnesses, the investigator, and the public shall be excluded during panel deliberations. Honor Council members in training, if any, will be allowed to stay for deliberations but may not contribute to the discussion of the board.

(h) A four out of five vote is necessary for a verdict of guilty to enter. If only four members are present, a unanimous four-four vote is necessary for a verdict of guilty. Any vote short of the requirement will result in acquittal of the accused and the board will dismiss the charge.

(i) If the accused is found responsible for an Honor Code violation, the president will inform the board of the appropriate Honor Code violations by the accused. The hearing board will then determine the sanction(s) to apply. (See Article V, Section 3.)

(j) A brief written statement of reasons for finding a student responsible or not responsible for an offense and the sanctions imposed will be provided by the president or his/her designee. A copy of this statement, called a Hearing Statement, must be signed by the student and the president and given to the accused person in person or by certified mail if the accused is not present, or refused to accept the letter or its copy. The decision of the hearing board will be available to the accused and a record thereof no earlier than 24 hours after decision has been reached.

ARTICLE V - PENALTIES

SECTION 1: The recommended minimum penalty for a violation of the Honor Code shall be an Honor Violation.

SECTION 2: A deferred suspension from the University for the remainder of the student's academic career. The suspension will be imposed for a finding of guilt of an Honor Code violation or a sanction of disciplinary probation imposed by the University Judicial System. The Honor Council shall make the University registrar to place an H.V. on the student's transcript. The H.V. shall remain on the student's transcript for three years after graduation or until date of expulsion. It shall then be removed from the transcript. Although it is presumed that a guilty verdict would result in suspension of a grade of F, the faculty member retains complete discretion to award a grade for the course he or she was teaching. Board members may discuss the case issues in general with other Honor Council members at their regular meetings for purposes of training, but no identifying information may be discussed.

SECTION 3: In lieu of, or in addition to, the above recommended Honor Violation, the following penalties may be

(a) suspension from the University for one term or two
(b) expulsion from the University.

SECTION 4: The criteria on which penalties are based include but are not limited to:

(a) the nature and severity of the offense;
(b) the student's record and seriousness of the offense;
(c) any previous bad conduct.

SECTION 5: For a period of one year, no student with an H.V. on the transcript will be permitted to represent the University in any extracurricular activity, or run for or hold office in any recognized student organization, including, but not limited to, participating as a member of an athletic team, in performances conducted under University auspices, serving as a member of the Student Senate, a member of the Student Foundation, or in similar capacities. If students are not elected to any such activities voluntarily, the Honor Council will contact the student and arrange for substitution of a student or a student or administrative official to perform the student's functions. In exceptional situations, this penalty may be suspended at the discretion of the hearing board.

SECTION 6: For a period of one year, no student with an H.V. on his or her record shall be entitled to a scholarship award on any other basis.
appeal. The hearing board shall submit a response to the appeal to the University Judicial Council. For this purpose, a quorum of the University Judicial Council shall be two faculty members, two students, and one administrator. The council shall convene a closed informal hearing within a timely manner to discuss the merits of the appeal. The standard of appellate review is very stringent and only in cases of a clear miscarriage of justice shall an appeal be granted.

SECTION 4: The University Judicial Council may dismiss the case due to such procedural irregularities as will forever deny the student a fair hearing, grant the appeal and remand for a de novo hearing, with a new hearing board, for insufficient evidence, significant procedural irregularity, or substantial new evidence, or lighter sanctions if it finds the sanctions to be overly harsh.

ARTICLE VII - RECORDS

SECTION 1: All correspondence with the student and records of board decisions and all board correspondence will be kept permanently in the Honor Council file. Copies will also be maintained in the permanent file of the Dean of Student Life Office, in accordance with policies established for maintaining student judicial records.

SECTION 2: If the student is found not responsible, the Honor Council president will expunge identifying information from the case file in the Honor Council Office.

H.L. MENCKEN

"A home is not a mere transient shelter: its essence lies in the personalities of the people who live in it."

Community Standards & Student Conduct in University Residence Halls

...
I understand that I may complete an Incident Report at any time. I am aware of a violation of Community Standards during the housing contract. I agree to be honest and without prejudice in reporting violations and/or when participating in conduct proceedings.

CONDUCT SANCTIONS

I agree to complete sanctions as directed for violations of Community Standards or the housing contract for which I am held responsible. I understand that failing to complete conduct sanctions as assigned may result in further disciplinary action.

DISRUPTIVE BEHAVIOR

I will not act in a manner that will disturb the academic pursuits or infringe upon the personal rights, privileges, or safety of others. I understand that any activity that has a negative impact on the reasonable use of residence halls or their occupants will not be tolerated.

DRUGS AND PARAPHERNALIA

I agree neither to possess, use, sell, share nor otherwise distribute illegal drugs or controlled substances. I agree further that I will not, at any time, by my action or inaction, actively or passively encourage the use of controlled substances or paraphernalia in or around the residence hall.

ELEVATORS

I will use elevators only for the intended purpose of traveling from one floor to another and will neither misuse the elevators nor tamper with their proper operation.

FIRE SAFETY

I will practice effective fire safety at all times by exercising prudent judgment and following fire safety guidelines established or revised for residence halls. I understand that these guidelines are included in the Hall Information Sheets and/or posted in my residence hall. I acknowledge that I am responsible for my actions and the actions of others in the residence hall.

FURNITURE

I agree to use residence hall furniture only for its intended purpose. I agree further not to remove or relocate furniture from student rooms, lounges, etc., except as approved in advance by RLSH. I understand that water beds, "bricks and boards," and Palettes and other construction, including attaching shelves to walls, are not permitted in my room.

GUESTS AND VISITATION

I understand and agree that visitation is a privilege in residence halls, and that I will honor visitation hours established for my residence hall. Visitation hours are noted in the Hall Information Sheet. I understand and agree that the right to study and to privacy take precedence over visitation privileges and that all times be considered as these hours.

I agree to escort my guests whenever they are visiting me in my residence hall. I agree further to abide by this standard when I am a guest in another residence hall. I understand that it is my responsibility to inform my guests of residence hall policies, Community Standards, and other University policies, and that my guests are expected to abide by these policies and standards.

I understand that my roommate and I must agree in advance about having guests and, further, that overnight guest privileges are limited. I agree not to have any overnight guests during the first two weeks or last two weeks of the semester and understand that stays are limited to three consecutive nights unless approved in advance by my roommate and/or my Hall Director. I understand that guests may not stay overnight in common areas of the residence hall.

HALL/WING MEETINGS

I understand that my Hall Director and RA will post notices about Hall/Wing Meetings. I also understand that as a member of this community, it is important that I attend these meetings, and that I am responsible for all information covered, whether or not I attend them.

HOUSING RULES

I agree to abide by the Housing Rules and Living Standards, and other University Policies, and that my actions are expected to be consistent with these policies.

I also understand that RLSH will not participate in any kind of sport, hazing, or other social events inside the residence hall, including but not limited to hockey, pool, bowling, card games, or other activities. Additionally, I will refrain from playing music or using any electronic devices in my room without using my own electronics. Additionally, I will refrain from using any electronic devices in my room without turning them off.

I also understand that any changes made to the housing contract will be discussed with me in advance. I understand that any changes made to the housing contract will be discussed with me in advance. I understand that any changes made to the housing contract will be discussed with me in advance.

PERSONAL RESPONSIBILITY

I will take responsibility and be accountable for my behavior and the choices I make as a member of the hall and house community. I agree not to engage in behaviors that could endanger myself or others in the community.

PETS

I agree that dog(s) will be allowed in the residence hall, but only in designated areas. I understand the restrictions and regulations for Pets.

POSTING

I agree that any posters, messages, bags, message boards, and other materials that are posted in places where they may be easily seen by others will comply with Community Standards. I understand that these materials will not be allowed in areas that are not designated for such purposes.

REBATE/FOR PROPERTY AND ENVIRONMENT

I understand that my personal property, as well as property belonging to other members of this community and the University, will not be damaged or destroyed by me or anyone under my control. I understand that all necessary and reasonable actions will be taken to prevent damage to property and will not result in any damage committed by others. I will promote a clean and pleasant environment in my residence hall, including my room/apartment, bathroom, common areas, and halls. I will not allow the presence of any fire hazards, and I will not allow the presence of any fire hazards.

ROOM ASSIGNMENT

I understand that I have been assigned to a specific room and agree not to change rooms or roommates without the approval of RLSH and following established procedures.
ROOM REFRIGERATORS
I understand that there is a limit of one refrigerator permitted in my residence hall room, and that it may not exceed 6 cubic feet.

ROOM PAINTING
I agree not to paint my room without advance permission from RLSH. After I obtain permission to paint, I agree to do so with the products and according to the procedures and standards specified by RLSH.

ROOMMATE AGREEMENT
I agree to complete the Roommate Agreement with my roommate (s) (and submates) when moving in together or changing rooms. I understand that this Agreement outlines specific understandings for living together.

SAFETY AND SECURITY
I agree to actively promote safety and security within this community at all times.
- I will not prop open or otherwise disable the locking mechanism of any door to the building or unprop any door that I find propped open or otherwise unsecured.
- I will not permit access to the residence hall by non-residents who are not my personal guests and who cannot be condoned doing so.
- I will choose to keep my room/apartment door closed and locked when not in the room and understanding that I can enhance my personal safety by keeping the door closed and locked at all times.
- I will agree to immediately inform a member of the Residence Hall Staff and inform the police of any unsafe condition or behavior that threatens the safety or security of this community.
- I will agree not to enter or exit my room or any residence hall through a window except in the event of a similar emergency situation.

SMOKING
I understand that all SMU buildings are smoke-free, including residence halls. I agree that, if I choose to smoke, I will not do so in designated smoking areas away from building entrances and will ensure that my smoking does not disturb other residents or guests when they are inside the building or as they enter or leave it.

SOLICITATION
I understand that commercial solicitation and canvassing are not permitted in residence halls, and agree to abide by this policy. I agree further to report any unauthorized solicitation activity to a residence hall staff member or to the University Police Department.

THEFT
I understand that theft of University or personal property in the residence halls will be subject to discipline procedures referred to the Dean of Student Life, and/or criminal prosecution, and that theft includes unauthorized borrowing or possession of stolen property. I will report any thefts I become aware of to Hall Staff member or to the University Police Department.

UNAUTHORIZED ACCESS
I will not enter restricted access areas unless specifically authorized to do so by RLSh. I understand that restrictions may include but are not limited to Area Desks, roofs of residence halls or parking lots, attics, or machine rooms. I understand further that any resident being in a residence hall when unaccounted for or after being restricted from residence hall is prohibited.

WEAPONS
I will not bring any type of weapon into the residence hall. I understand that "weapon" includes but is not limited to firearms (including CO2 cartridge guns), dangerous chemicals, any explosive device, nunchucks, brass knuckles, hunting knives, and other materials that can be used in the enrichment of others.

WINDOWS
I will not remove and/or damage the windows or screens in my residence hall. I understand that it is dangerous and unsafe to lean out windows, and from dropping, suspending, throwing, or shooting anything from or through the windows.
2. Visitors and guests of the University may park in the W-S Lot (south of Dedman Center), the parking garage at corner of SMU Boulevard and Airline Road, the visitors' parking area in the lot between the Edwin L. Cox Sr. School of Business and Bovard Hall, the west side of Hamon Library/Grinnell Garson Theatre, and the covered spaces of University Boulevard north of the Perkins Administration Building. Occasionally, some of these lots may be designated for special events parking, in which case one of the alternate lots listed above should be used. No parking is allowed on any streets near the building that is being visited in order to provide parking illegally.

3. Visitors are subject to the same rules and regulations as the community student.

4. Visitors who violate traffic laws and ordinances may be cited in University Park City Traffic Court.

5. Visitors can only park on campus during normal hours of operation (7 a.m.-midnight). Visitors may not leave their cars on campus overnight. If a vehicle needs to be left overnight or frequently visits are made to campus, the owner should use the W-S Lot (south of Dedman Sports Center) or call the SMU Police Department (214-678-3388) for instructions.

6. Faculty, staff, or students are not considered visitors, even during off-duty hours.

7. Students are responsible for the actions of their guests on campus and should advise them as to the areas in which they are allowed to park. Traffic citations that result from guest violations on campus will be charged to the account of the individual responsible for the guest.

8. SMU is not responsible for any damage that may occur to vehicles parked on campus or to vehicles entering or leaving SMU parking lots.

FLOOD WARNING
Certain low-lying areas of the campus (especially the 3200 block of Binkley Avenue and the 5800, 5900, and 6000 blocks of Binkley Avenue) are prone to flooding in heavy rains. Concerns or questions about these areas should be addressed to the SMU Police Department (214-678-3388).

PARKING FOR THE DISABLED
1. SMU provides spaces throughout the campus for the parking needs of persons with disabilities. The campus has any government-issued disabled designation visibly displayed.

2. Guests to the campus, with proper state designation and with the disabled person in possession of the vehicle, may park in the appropriate parking space, including spaces designated for disabled parking. Permits or license plates displaying disability do not permit anyone to park in “Fire Lanes” or “No Parking” areas, or “Reserved” parking spaces.

3. If necessary, faculty, staff, and students with disabilities will be provided parking spaces as convenient as possible to their primary destinations. Individuals should inform the SMU Police Department.

4. Requirements for authorization to park a vehicle in a “Disabled” space are a state-issued “Disabled” license plate, a state “Disabled” decal, or any disabled designation issued by a government entity.

5. SMU has provisions to issue either a temporary or permanent SMU Disabled Decal. Temporary Disabled Decals may be issued with written authorization from a physician. This issuance is done at the Service Desk located on the second floor of Patterson Hall. (Note: A telephone is conveniently located on the lower level of Patterson Hall.) Temporary decals may be issued for a maximum of six (6) months. This provision will enable an individual to obtain a State Temporary Permit if the disability is expected to continue longer. There is no University provision for an extension past the six-week period. Permanent Disabled Permits issued only to persons with state-issued license plates or identification cards.

6. Unauthorized vehicles in a space reserved for disabled persons will be towed away at the expense of the owner/operator.

7. Spaces designated for disabled persons may be used only by vehicles displaying an appropriate permit. The regulation applies at ALL TIMES (24 hours a day, seven days a week). Vehicles improperly parked in such spaces will be towed away. A $100 PENALTY FEE WILL BE CHARGED FOR EACH VIOLATION. THIS WILL BE IN ADDITION TO THE TOWING CHARGE.

8. Individually reserved spaces are available for disabled persons upon request, if the space will be utilized by the individual for a majority of the time.

NOTES: Article 6675a-3.1, Vernon’s Texas Civil Statutes; Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled. Section 10. (a) A person commits an offense if a person is not properly or permanently disabled nor transporting a temporarily or permanently disabled person and parks a vehicle with such special device or displaying a disabled person identification card in a public parking space or parking area designated for use by the disabled by a political subdivision or by a person who owns or controls private property used for parking by the disabled.
Department. Other apartment residents should contact the office (214-750-4777) where they signed their contract and ask about a parking decal. These residents are designated for parking in the assigned apartment only and do not authorize the vehicle to be parked in any other parking lot. A parking permit must be purchased if the vehicle is brought to campus.

NOTE: Campus parking decals do not authorize a vehicle to park in any of the SMU apartment lots. Nonresident vehicles will be towed away at the owner's expense.

16. CONTRACTOR'S VEHICLES (PAPER - BLUE HANG TAG) These vehicles are issued temporarily to contractors, subcontractors, and vendors who make deliveries to various campus areas. It is available only for temporary parking situations.

17. TEMPORARY (PAPER - YELLOW) This is used on a temporary basis as a substitute for any other permit. It is available only for temporary parking situations.

18. SERVICE & DELIVERY (PAPER - WHITE HANG TAG) This permit is to be used by vendors and construction workers who make deliveries to campus areas. A parking permit must be affixed to the outside of a vehicle's rear windshield.

19. SPECIAL GUEST (PAPER - WHITE/RED HANG TAG) This permit is used to designate the vehicles of campus visitors and allows the vehicle to be parked in any legal space.

20. RETIRED FACULTY/STAFF (PAPER - WHITE/BLUE HANG TAG) Individuals who have retired from SMU may obtain a permit, which allows them to park in any legal space. The permit is available through the Retired Faculty Association or the Retired Staff Association.

21. FRATERNITY/SORORITY PARKING Some Greek houses are operated under SMU property management. However, parking related to fraternity and sorority house restricted to members who actually live in the house. All vehicles parked in these areas are subject to a permit of an SMU employee.

REGISTRATION AND PARKING

1. Student registration for parking begins with paying for a permit at Student Enrollment Services in the Perkins Administration Building. The student then goes to the SMU Police Department, located on the second floor of Patterson Hall, and presents proof of payment for the parking permit. The student also must provide a driver's license and license plate number to register. The SMU Police Department personnel will issue an appropriate permit for each vehicle. A parking permit must be affixed to the outside of a vehicle's rear windshield. A no parking zone.

2. In certain cases, a person not officially registered to park on campus may be issued a temporary permit. The permit must be affixed to the rear of each vehicle with the vehicle's time of authorization indicated on the face of the permit. Information regarding temporary permits should be directed to the SMU Police Department at 214-768-2487.

3. No parking fee will be charged to students enrolled in University noncredit courses. However, a parking decal is required and will be distributed at the time of registration by the Division of Extended and Continuing Studies.

4. Faculty and staff parking fees for permanent permits will be deducted from the individual's pay on a regular basis. Payroll deductions will be continued unless the individual desires to cancel the parking privilege and return to permit and assigned parking gate card, if applicable, to the SMU Police Department.

5. Giving false information to register a vehicle (e.g., incorrect vehicle owner) is a violation of University policy.

FEES

Parking fees per school year (September 1-August 31) are as follows:

1. Students
   - Full-time (more than 9 credit hours)
     - Full year-$80
     - Spring Semester-$40
     - Summer Semester-$15
   - Part-time (9 or fewer credit hours)
     - Full year-$40
     - Spring Semester-$20
     - Summer Semester-$15

2. Faculty/Staff-$35 a month

3. Exchange of car (2nd permit)-$2

4. Replacement of lost or stolen permit-$2

5. Contract employees with personal vehicles-$8 monthly

6. Deposit for parking gate trip card-$10

7. Temporary permit-$8 monthly

8. Dedman Center W-5 lot (large lot south of Dedman Center) - NO CHARGE

REFUND POLICY - PARKING FEES

Parking fees will be refunded if a request is made within the first thirty (30) calendar days of the beginning of a semester. If a request is not received within this time frame, no refund will be issued.

TRAFFIC AND PARKING VIOLATIONS

All parking and traffic regulations, state laws, and City of University Park ordinances are in effect on the SMU campus at all times.

PARKING VIOLATIONS

1. A penalty fee of $30 will be charged for all minor violations.

2. Parking in a space designated for the disabled without visible authorization or blocking a ramp for the disabled will result in a $100 penalty fee. In addition, the vehicle will be towed at the owner's expense.

3. The suspension of parking privileges occurs after six citations. The suspension is automatic and determined by the SMU Police Department. The penalty fee for violation of suspension is $525 per incident. Vehicles parked in violation of suspension are subject to tow or immobilization at the owner's expense.

4. Tow fees and fire plug violations are $30 each.

VIOLATIONS

The maximum permissible speed on campus streets is 20 MPH. The speed limit in all parking lots is 5 MPH.

2. Vehicles must stop for pedestrians at all intersections and at marked crosswalks on campus. Pedestrians always have the right of way in any situation.

3. A motor vehicle shall not be operated while any person is sitting on, holding onto, or otherwise positioned on the outside of the vehicle, except pick-up trucks, in which passengers may be seated in the truck bed if the passenger is not in violation of minimum age as defined by state law.

4. When loading or unloading unusually heavy items, or when a vehicle is temporarily inoperative, a no-parking zone shall be placed on the dashboard of the driver's side, signed by the driver, stating the loading or unloading, or temporary inoperative vehicle, and the time of day. A maximum of twenty (20) minute parking will be granted in these instances. Impressive vehicles must be moved as soon as possible, and the SMU Police Department (214-768-3385) must be notified. The vehicle involved in loading or unloading must be parked in a parking space or loading zone and must be moved immediately upon completion of the loading or unloading operation. The procedure does not apply to the "Fire Lane," a space designated for a "Disabled Person," a "No Parking" zone, or a "Reserved" space.

5. It shall be a violation for any person to drive by, through, or to move a barricade, a roadblock, or parking zone that is officially erected on the campus.

6. Parking in a fire lane.

7. Blocking a driveway.


10. Parking in a crosswalk or yellow-painted zone.

11. Moving traffic violation (includes driving motorcycles and mopeds on sidewalks).

12. Failing to yield the right of way to a pedestrian.

13. Overtaking backing (this includes areas controlled by parking personnel).

14. Parking in an unauthorized area, no permit or incorrect permit, and spaces designated "Visitors." Any vehicle parked in an unauthorized area will be towed immediately.

15. Parking outside the defined limits of a parking space (Taking two spaces).

16. Parking on sidewalks or grass, mail, or lawn.

17. Parking a trailer or boat on campus.

18. Parking on public property.

19. Improper use of parking citation.

20. Bicycle violations (e.g., blocking ramps for the disabled, handrails, chained to trees or lamp posts).

21. Students, faculty, or staff parking in any area designated "Visitors.

22. Parking in a "Reserved" parking space or area.

*Note: Towing action is at owner's expense. The towing fee is in addition to the Violation Penalty Fee.

OTHER REQUIREMENTS

1. Parking is regulated by posted signs and curb markings, which take precedence over colored map indications.
HOURS OF RESTRICTION

Many of the campus parking areas are restricted by the type of decal 24 hours a day, while others are designated as restricted from 7 a.m. to 5 p.m. Drivers should be aware of the signage restricting the area before attempting to park their vehicles.

1. During the hours of restriction, a vehicle may be parked only in the parking area in which the vehicle has been assigned and for which a permit has been issued. If restrictions are posted with no time designation, the restriction is enforced 24 hours a day. On Saturday and Sunday and official school holidays, only posted restrictions are effective.

2. When restrictions are not in effect, vehicles bearing a current SMU parking permit (except W-5) may be parked in any area that is not in violation of state and local statutes or is not controlled by signs or curbs marking special provisions. Reserved parking areas (e.g., Student Activity Center, etc.) are reserved 24 hours a day, seven days a week.

ENFORCEMENT

1. Citations will be issued by the SMU Police Department for violation of traffic and parking regulations. A copy will be affixed to the vehicle in violation.

2. A sixth traffic citation will result not only in a violation fee but also in the suspension of parking privileges.

Suspended vehicles may be parked only in the W-5 Lot (large lot south of Deedman Center).

3. Students securing a parking permit using fraudulent registration information or displaying a fictitious permit will result in the suspension of parking privileges and referral to the Dean of Student Life Office for further action.

4. Improperly parked vehicles that interfere with usual traffic functions, such as maintenance, delivery, emergency vehicles, etc., will be towed. Vehicles that damage lawns or other landscape areas will be towed.

5. In situations where violations warrant, a vehicle either may be towed or immobilized by the use of a mechanical boot. If the boot is used, the violator must not be under any circumstances to move the vehicle. Any attempt to move the vehicle will result in damage to the locking device and/or the vehicle. SMU IS NOT RESPONSIBLE FOR THE DAMAGE TO A VEHICLE THAT IS MOVED WHILE SECURED BY A BOOT. ANY DAMAGE TO THE "BOOT" WILL BE CHARGED TO THE VEHICLE OWNER.

MOTORCYCLES

There are specific regulations and state statutes applying to motorcycles, mopeds, and motorbikes. Operators of these vehicles must be registered with the SMU Police Department and must display a parking permit. The same penalties for violations of regulations apply to them as to other motor vehicles. Parking and traffic regulations for motorcycles are identical, with the following exceptions:

1. Motorcycles may be driven only on the streets and driveways of the campus and are explicitly prohibited from sidewalks, lawns, flower beds and shrubbery, inside of buildings except garages, and areas where they are prohibited by posted signs.

2. Motorcycles may be parked in any area authorized for automobiles.

3. Motorcycles may not be parked in fire lanes, inside any building except garages, on sidewalks or lawns, in driveways or loading zones, within 10 feet of any building, wall, in bike parking areas or where official signs prohibit.

4. No more than one passenger may be transported on a motorcycle.

5. Helmets are required.

BICYCLES

Bicycles must be ridden in accordance with state and local laws pertaining thereto. The SMU Police Department will provide a synopsis of such laws upon request.

1. As a deterrent to theft and to aid in prompt identification of a lost or stolen bicycle, the SMU Police Department will provide a FREE registration decal to an owner supplying the serial number or identification number of the bicycle. Registration of bicycles is mandatory.

2. A bicycle may be ridden, parked or stored in any campus street or lane or on other areas where pedestrians walk, including sidewalks, inside buildings, garages, any landscape improvements not open to pedestrian use, walls, flower beds, hedges and shrubbery, any outside area designated for other than pedestrian use, or where official signs prohibit parking or riding. Bicycles must be ridden on streets only and pushed on sidewalks designated bike paths may be used.

3. The operator of a bicycle must give the right of way to pedestrians at all times.

4. Bicycles may not be secured to any tree, shrub, or plant, including average spot railings, or any structure NOT designated as a bicycle rack or locking facility. An exception is a chain link fence.

5. Bicycles may not be left unattended on any sidewalk, street, driveway, loading zone, fire lane, building, porch or patio, or pedestrian mall.

6. Violations of these regulations will result in the removal of the bicycle by the SMU Police Department. The owner may retrieve it after paying proper identification.

7. All violations of campus bicycle regulations are considered minor traffic violations and penalty fees will be assessed accordingly.

8. State law requires bicycle riders to obey all traffic control devices, stop signs, etc.

9. Special bicycle lockers located near residential hall areas are available through the Department of Residence Life and Student Housing for a small fee per semester.

IN-LINE SKATES

1. The use of in-line skates on University property will be restricted to members of the campus community (faculty, staff, or regularly enrolled students) and their guests. Guests who are invited to skate on campus property may be eighteen (18) years of age or older.

2. All persons who are engaged in the activity of in-line skating must do so with proper safety equipment. The minimum safety equipment required are wrist braces, knee pads, elbow pads, and a helmet that has been certified by the ANSI or Snell testing standards. Other procedural requirements, adapted from materials of the International In-Line Skating Association, may be obtained from the SMU Police Department.

3. In-line skating can only be practiced during daylight hours. In-line skating in the streets must be directed in the flow of vehicular traffic.

4. In-line skating is not allowed in buildings, on steps, in the parking garage, or ramps designated for the disabled, raised areas such as fountains or decorative arches, or on surfaces that can be damaged by the activity, in construction areas or areas restricted by roadblocks or cones, or in an area where a reasonable person would consider this activity to be unsafe.

5. Any violation of this policy by a member of the campus community will result in a written warning on the first offense. A second offense will result in a citation and a $20 violation fee. A third violation will result in an issue of written notice that revokes the violator's privilege to skate on campus. In the case of students, the case will be referred to the student judiciary in addition to any other sanctions imposed.

RESOLVING CITATIONS

The issuance of a citation to a vehicle in violation of regulations will receive a traffic citation either in person or attached to the vehicle. A traffic violation fee is a University fine and must be paid within 15 days from the date of issuance at Student Enrollment Services. Failure to pay the traffic violation fee will result in delays for students in receiving degrees and transcripts and denial of permission to register.

APPEALS

1. A traffic citation may be appealed by contacting the Support Services Division of the SMU Police Department, located on the second floor of Paterson Hall, 3128 Dyer, 768-2487, within 15 days of the date of issuance. Persons with no current decal and who have not paid for parking cannot appeal campus citations. (Do not call the police dispatcher).

2. An appearance fee of $5 per citation will be required. This fee will be refunded at the hearing unless the person fails to appear. The time and date of the hearing is scheduled by the Traffic Appeals Board chairperson.

3. Decisions made by the Traffic Appeals Board are based on current published parking regulations. All board decisions are final.

4. Individuals who desire to question the current parking regulations may submit recommendations for changes to the Support Services Office located on the second floor of Paterson Hall.

UNIVERSITY PARK CITATIONS

In some instances, violators of the City of University Park, parking, or building ordinances will be issued City citations. These citations are filed in University Park Court and must be resolved by the judge of that court.

SUSPENSION OF PARKING PRIVILEGES

1. When six parking or traffic citations are issued to an individual, that person's parking privileges will be suspended for the remainder of the academic year (until August 31). The suspended person will be required to...
surrender his or her permit. The suspension applies whether the person has paid the fees for the violations. The
person will be issued a W-5 decal. During the parking suspension period, an individual may not park any vehicle on
municipal campus except at the large lot south of DeSman Center (W-5 Lot).
2. The SMU Police Department is not required to notify any person whose parking privileges have been suspended.
Suspension should be considered automatic upon receipt of the sixth citation, even if the citation fees have been
paid. However, reasonable efforts are made to inform persons whose parking privileges have been revoked by mail.
A notice to the address on record. SMU cannot guarantee receipt of this notice. If a suspended vehicle is parked
on campus, that vehicle will be impounded at the expense of the owner or person in charge.
4. Violation of vehicle parking suspension will result in a penalty fee of $25 for the violation in addition to any
fines or penalties.
5. A person who has been placed on suspension may not be reinstated only after a review of the circumstances by the
SMU Police Department and an interview of the individual involved to ensure that the person will not violate
parking regulations in the future. The total suspension period may be reduced by 30 days. Failure to attend the
in-person interview will result in a permanent suspension.
6. Subsequent violation of a parking suspension will be referred to the University Judicial System for action.

TOWING/IMPOUND POLICY
Vehicles in violation of posted restrictions (i.e., suspended for parking on campus, cited three times or more for parking
without a permit, parked in a fire lane, parked in a no-parking area, parking in a service vehicle space without
a hang tag, parking in a no-parking area, or parking in a no-parking area) will be towed or impounded at the
owner’s expense. All vehicles towed by the SMU Police Department are stored in an on-campus area. Arrangements to retrieve
the vehicle must be made at the SMU Police Department office.

ABANDONED VEHICLES
Any vehicle parked on University property without University permission for a period of 48 hours or more is considered
abandoned under state law and can be removed from the campus at the owner’s expense.

After the vehicle is towed, the owner who is listed on the state registration of the vehicle will be informed about locating
the vehicle via certified mail. Failure to claim the vehicle from the storage company within 30 days of notice will result
in the vehicle becoming the property of the storage company.

Vehicles that are not in driving condition are not allowed to be stored on University property. Vehicles that are under
repair are not to be stored on SMU property.

BOATS, TRAILERS, MOBILE HOMES, AND BUSES
Boats are not allowed to be stored or parked on campus, with or without a trailer.

Buses are not allowed to be parked on campus except at the large lot south of DeSman Center (W-5 Lot). Buses that are
owned and operated by the University are permitted to be parked on campus. Buses are not allowed to be parked on campus.

UNIVERSITY CLOSING DUE TO BAD WEATHER
The decision to close the University due to weather conditions is made by the University president. The decision will be
announced to the local television and radio stations by 6 a.m. Voice mail messages announcing the closing will be sent
calling SMU-MAIL (214-768-6245) or SMU-INFO (214-768-4656).

ARTICLE 51.212 (THE TEXAS EDUCATION CODE)
The governing boards of private institutions of higher education, including private junior colleges, are authorized to
employ and commission campus security personnel for the purpose of enforcing the law of the state on the campus
and for the purpose of maintaining order on the campus. Any officer so commissioned shall have the same
powers, privileges and immunities of peace officers while on the property under the control and jurisdiction of the
respective private institution of higher education or otherwise in the performance of his assigned duties. Any officer
assigned to duty and commissioned shall take and file the oath required of peace officers and shall execute and file a
sufficient bond in the sum of $1,000 or more payable to the Governor, with two or more good and sufficient sureties,
sworn to that he will fairly, impartially and faithfully perform the duties as may be required of him by law. The bond
may be made on from time to time in the name of the person injured until the whole amount is recovered.” (Art. 51.212
of the Texas Education Code.)
voice—that is, until we have stopped saying ‘It got lost,’ and say ‘I lost it.’”

**SYDNEY HARRIS - 1962**

**Safety & Security at SMU**

Southern Methodist University is pledged to fulfill its promise as a private university of the highest quality. Toward that end, a variety of services and programs are offered which are conducive to the support of the learning that occurs in the classroom. Amongst these services and programs are those that promote the safety and security of the campus community.

**MUNICIPAL LAW ENFORCEMENT JURISDICTION**

In addition to the SMU Police Department, the University Park Police Department has concurrent jurisdiction on the campus and, if needed, assists the SMU Police Department. The University Park Police Department, which is within a few blocks of the SMU campus, provides fire fighting and emergency paramedic services to the campus. Through interagency agreements, the Highland Park Police Department and the SMU Police Department also will provide assistance if the SMU Police Department requests it.

**LAW ENFORCEMENT AUTHORITY OF CAMPUS SECURITY PERSONNEL**

The SMU Police Department is a lawfully empowered law enforcement agency that is certified by the state of Texas. Campus police officers are state-appointed peace officers with full police authority, duties, and responsibilities. In addition, in selected areas of the campus, the SMU Police Department has authorized public service officers who provide security and support for special event operations. The SMU Police Department provides 24-hour emergency services with a minimum of three patrol officers and a dispatcher on duty all times. The SMU Police Department consists of 35 personnel, 22 of whom are commissioned peace officers. State law allows that police officers, trained security officers, and other government officials may carry a firearm on campus. All other persons are prohibited from carrying firearms on campus. The SMU Police Department has the responsibility and duty to enforce all campus policies and local, state, and federal laws and to effect arrest and to provide for release of persons from the criminal justice system. Any criminal violation against the University will be processed through the University judicial system and also may result in arrest and referral for prosecution in the state or federal criminal justice system.

**PROCEDURES FOR REPORTING CRIMES AND OTHER EMERGENCIES**

The SMU Police Department policies and procedures should be reported to the SMU Police Department in person at the 214-678-5333 from the campus, at the SMU Police Department located on the second floor of the Physical Plant for repair or correction on a daily basis.

**CAMPUS FACILITIES ACCESS**

Visitors to residence halls and fraternity and sorority housing must be accompanied by the resident of the hall who is being visited. Visitors to the campus are welcome but are expected to adhere to all campus regulations and policies. Visitors are encouraged to stop by the SMU Police Department located on the second floor of the Physical Plant for information on University regulations. The University reserves the right to restrict the access of any person who does not adhere to University policies and procedures. Any person may be required, upon request by the SMU Police Department, to present identification while on campus.

**MAINTENANCE OF CAMPUS FACILITIES**

University facilities, lighting, and landscaping are maintained so as to reduce hazardous conditions. Malfunctioning lights and other unsafe conditions are reported to the Physical Plant for repair or correction on a daily basis.

**RESIDENCE HALL SECURITY**

Approximately 2,200 students reside on campus in residence hall facilities. Residence halls have doors that lock automatically 24 hours a day. Access to by a card key entry system that allows building residents to use their assigned cards.
Avoid walking alone, particularly after dark. Use the campus Escort Service of the Blue Angel statute.

- Avoid walking alone, particularly after dark. Use the campus Escort Service of the Blue Angel statute.
- Avoid shortcuts. The shortest route is not always the safest route. Walk along the mid-point between curbs and building and away from alleys and bushes.
- Avoid deserted areas, poorly lit streets, alleys, and pathways.
- Never jog alone.
- When walking or jogging, go against the flow of traffic; it makes it harder for motorists to bother you. (If harassed from a car, walk or run in the opposite direction. Scream if you are truly frightened.)
- Do not jog while wearing stereo headphones. It is important to be alert to what is happening around you.
- Carry your personal belongings in a backpack or similar container that will enable your arms and hands to be free at all times.
- Avoid approaching your car with bundles that restrict use of your arms. If you’ve been shopping, ask the store for assistance.
- Always have your keys ready to unlock the door to your car or residence and enter without delay. Lock the doors after you get inside.
- Before entering your car, look in the back seat and on the floorboard.
- Always lock car doors and windows when you leave or enter your car.
- Never leave belongings in plain view in your car. Lock them in the trunk.
- If someone in a vehicle attempts to stop you, even to ask for directions, do not get close to the vehicle.
- Register, engrave, mark, and/or photograph all your valuables including bicycles, stereo, jewelry, vehicles, computers, etc.
- Never get on an elevator with someone who looks suspicious. If someone who looks suspicious gets on, get off immediately.
- Avoid using ATMs in dark, isolated areas, it’s best to use machines that are highly visible in public areas such as supermarkets.
- Never flush your cash. Always have “emergency” change for a phone call.
- Be responsible with alcohol. If you are intoxicated, you are less alert and an easier target for robbers and attackers.

SECURITY IN THE RESIDENCE HALL
- Never leave your door open, even if you will be gone for only a few minutes; especially, never prop any door open. Always lock doors, screens, and windows to prevent unwanted access to your room.
- Don’t mark your room key or key chain with your name, address, or telephone number.
- Do not give anyone a key to your room.
- Do not leave valuables in plain sight.
- Never let strangers into your hall. This puts you and others at risk.
- Never let suspicious persons and activities. If you observe someone or something suspicious, notify the hall staff and the SMU Police Department, 214-768-3333.

“Learning is not attained by chance, it must be sought for with ardor and attended to with diligence.”

ABIGAIL ADAMS - 1780

Federal Law & Confidentiality of Student

The Family Education Rights and Privacy Act of 1974, more commonly known as the Buckley Amendment, grants students the right to inspect, to obtain copies, to challenge, and - to a degree - control the release of information contained in their student records.

In general, this law also precludes releasing any student records - academic, medical, or disciplinary - to a parent or other third party without the student's written consent.

It is important to note that this is a federal law that all universities and colleges, including SMU, must obey. It is not a policy or a rule that is particular to SMU.

However, there are several exceptions - two of which are particularly important:

ONE: Information may be released to parents of undergraduate students whose current school of record is Dedman College, Cox School of Business, Meadows School of the Arts, or the School of Engineering and Applied Science, unless the student or parent provides a written statement to the University registrar that the student is independent (not a financial dependent as defined by the Internal Revenue Service Code) and that information is not to be released. The written declaration of independent status provided to the registrar by any student may be released to the student’s parents.

TWO: Student information defined by SMU as Directory Information may be released unless the student specifically notifies the Office of University Registrar to the contrary. This information includes the student's name, local and permanent addresses, local telephone, date of birth, academic program (school of record, degree objectives, majors, minors, and anticipated date of graduation), classifications, participation in officially recognized activities and sports, weight and height of athletic team members, dates of attendance, degrees and awards received, previous educational agency/institution attended, and number of hours enrolled for a current or past semester.

See also The University Judicial Code, Section VII, Records.

“It is time for a new generation of leadership, to cope with new problems and new opportunities. For there is a new world to be won.”

JOHN F. KENNEDY - 1960

Office of Services for Students with Disabilities

The mission of this office is to provide individual attention and support for students with disabilities, to assess the unique needs of students with disabilities, and to identify campus resources for them.

This office works closely with faculty members, advisors, the Learning Differences Specialist and other staff at the Learning Enhancement Center to ensure that the student's needs are met. All students requesting accommodations must make prior arrangements with the office. New students will be required to present documentation of their disability before receiving accommodations. Documentation can be sent to the Office of Services for Students with Disabilities as soon as the student is enrolled in the University.

The office is located in Hughes-Trigg Student Center, Room 302. Its telephone number is 214-768-4563.
“Liberty means responsibility. That is why most men dread it.”

GEORGE BERNARD SHAW

Smoking Policy

Southern Methodist University is dedicated to providing a healthy, safe, comfortable, and productive work, study, and social environment for students, faculty, and staff. This goal can be achieved only through ongoing efforts to limit smokers and by helping students and employees adjust to restrictions on smoking. All areas in University buildings, including residence halls and Greek houses, will be smoke-free.

The success of this policy depends upon the thoughtfulness, consideration, cooperation of smokers and nonsmokers. All members of the SMU community share responsibility for adhering to and enforcing the policy. Any conflict should be brought to the attention of the appropriate supervisor and, if necessary, referred to the department head, dean, or vice president. The director of the Office of Environmental Health and Safety has the responsibility for interpreting policy and reviewing questions concerning smoking issues.

“Everyone is in favor of free speech. Hardly a day passes without it being extolled, but some people’s idea of it is that they are free to say what they like, but if anyone says anything back, that is an outrage.”

SIR WINSTON CHURCHILL - 1943

SMU Policy on Sexual Harassment

Southern Methodist University is committed to providing a work and study environment that encourages intellectual and academic excellence and the emotional well-being of its students, faculty, and staff. Circumstances, facts, and conduct that violate this policy contradict the University’s educational philosophy and standards.

Southern Methodist University expressly prohibits sexual harassment of its students, faculty, or staff, or of applicants who seek to join the University community in any capacity. SMU strives to provide an educational and working environment for its students, faculty, and staff free of intimidation and harassment. The unprofessional treatment of students and colleagues in any form is unacceptable in the University community.

Educational materials and programs designed to increase awareness and understanding of sexual harassment and ways to prevent its occurrence.

Prompt, effective grievance procedures that are fair to both the complainant and the accused.

Appropriate sanctions.

Reasonable action to protect complainants and others participating in the proceedings against retaliation.

Counseling and consultation services by professional counselors for those involved in sexual harassment complaints.

Informal proceedings that safeguard the identities of the persons involved and the outcome of the proceedings.

SEXUAL HARASSMENT

Definition

Sexual harassment includes, but is not limited to, such behavior as unwelcome sexual advances; requests for sexual favors; verbal or physical conduct of a sexual nature directed toward a student, member of the faculty or staff, or an applicant seeking to join the University community, particularly when any of the following circumstances is present:

1. Tolerance of sexual harassment is made an explicit or implicit term or condition of status in a course, program, activity, academic evaluation, employment, hiring, or admission.

2. Submission to or rejection of sexual harassment is used as a basis for academic evaluation or an employment decision affecting such individual.

3. The behavior described has the purpose or effect of creating an intimidating, hostile, or offensive environment for work or learning, or unduly interfering with an individual’s work performance. For purposes of this policy, appropriate, warranted, or natural.

EXAMPLES

- Physical assault
- Direct propositions of a sexual nature
- Direct statements regarding submission with promise of reward (i.e., higher grade, promotion, etc.) or threats of reprisal.
- Implied statements regarding submission to sexual advances with promise of reward or threats of reprisal (i.e., “How much more time do you need to finish that paper?”)
- Suggesting that a student’s sexual conduct is not legitimate.
- Patterns of conduct (not related to office business or the subject matter of a course) that causes humiliation or discomfort, such as sexual explicit or sexual comments, questions, anecdotes, or jokes.

CONSENSUAL SEXUAL RELATIONSHIPS

Faculty/Student Relationships

It is a serious breach of professional ethics for a student to initiate or accept from a sexual relationship with a student who is under the supervision of the faculty member. Therefore, Southern Methodist University expressly prohibits consensual sexual relationships between a faculty member and a student enrolled in a course taught by the faculty member. The term student includes all perspectives who is or has been involved in a consensual sexual relationship with a faculty member. An employee who is or has been involved in a consensual sexual relationship with a faculty member is expected to keep all relevant, professional student relationships confidential.

Sexual harassment can be an extensive sexual relationship between a faculty member and a student, particularly when the faculty member is in a position of power, or in a position of influence. What one is voluntarily consent or voluntary consent may be only implied consent that the hidden, subtle relationship becomes more obvious or significant.

The appearance of inappropriacy to the University community, which such relationships produce, poses a significant threat to the student’s welfare. For purposes of this policy, a faculty member or a student is any member of the full-time or part-time faculty, a student assistant, or any other person making any judgment about a student’s work.

“Consensual sexual relationships” may include amorous or intimate relationships, and the term is intended to indicate conduct between a faculty or staff member and a student that crosses beyond what a person of ordinary

STATESTUDENT RELATIONSHIPS

Consensual sexual relationships between staff and students are prohibited where the student has authority or control over the student. Even where there is no power or authority of the staff member over the student, consensual sexual relationships are discouraged between the staff person and the student.

SMU GRIEVANCE PROCEDURES

The University has two levels of review - informal and formal procedures. If the informal procedures are not satisfied with the results, formal proceedings may be made.

In formal proceedings involving:

- faculty member, teaching assistant, or other instructional personnel.
- students.
- students.
- other members of the University community.

The aggrieved are submitted to the University's Grievance Committee for consideration.

The grievance procedures must be handled by the aggrieved member's principal administrator, in consultation with the affirmative action officer.

The appeal of a decision made at the informal level, or the final decision at the formal level may be made to the Free Speech Committee or the University's Grievance Committee, or a combination of both.

The grievance procedures may be obtained from the Affirmative Action or any administrative office, and

The procedures are available under the University Policy Op-00.011, Sexual Harassment and Consensual Relationships.
OPTIONS FOR HANDLING SEXUAL HARASSMENT

- Know your rights. Sexual harassment is a violation of University policy and the Student Code. It is also prohibited under Title VII of the Civil Rights Act of 1964, as amended, and Title IX of the Education Amendments of 1972. You have a right to an education or work environment that is free of bias, intimidation, or hostility.
- State your objections at the time. Express your objections to undesirable behavior clearly and firmly. Your response could prevent future harassment from the person especially if he or she did not realize the behavior was offensive.
- Tell someone. It is helpful to talk to a trusted friend, teacher, resident assistant, colleague, or counselor to help clarify the nature of the incident, receive support, and discuss alternative responses. Many victims of sexual harassment feel ashamed, angry, or frightened, and have a tendency to blame themselves for the incident. The staff of the Women's Center may be particularly helpful if you need emotional support and information on the policies and procedures of the university center.
- Document incidences. Note dates, times, places, persons involved, descriptions of the behavior, and how you responded in a journal or datebook. Keep notes or letters received from the person.
- Write a letter. A letter to the harasser can be an effective way to communicate one's objection to certain behaviors. Such a letter should state: (a) the facts of the situation, (b) the effects the behavior has had on the harasser, and (c) that the harasser should respect the behavior to stop.
- Report the incidence on course evaluation forms. This option permits the complainant to report an incident anonymously to the faculty member and the chairperson of the department.
- Report the incident. The Affirmative Action Office - administratively neutral and knowledgeable - can be helpful if you need information or want to file an informal or formal complaint. You may remain anonymous until the point that you may wish to request an official review of the charges.

CAMPUS RESOURCES

For General Information, Reporting Incidents, or Consultation on Grievance Procedures:
Office of Affirmative Action
221 Perkins Administration Building
214-768-3601

For Information, Reporting Incidents, Counseling, or Educational Programs:
Women's Center
3116 Foodren Drive
214-768-7081

Counseling and Testing Center
Memorial Health Center
214-768-2121

Mental Health Center
Memorial Health Center
214-768-2860

Office of the Chaplains
316 Hughes-Trigg Student Center
214-768-4502

Dean of Student Life Office
302 Hughes-Trigg Student Center
214-768-4564

Additional Counseling Options:
Counseling and Testing Center
Memorial Health Center
214-768-2121

Mental Health Center
Memorial Health Center
214-768-2860

Office of the Chaplains
316 Hughes-Trigg Student Center
214-768-4502

A person may cause evil to others not by his actions but by his inaction, and in either case he is justly accountable to them for the injury.”

JOHN STUART MILL

SMU Policy on Sexual Assault

SMU is a community of trust whose very existence depends on adherence to standards of conduct. Student conduct that violates these standards is handled through the University Student Judiciary. Cases of alleged student misconduct involving serious physical or psychological harm are referred to the SMU Student Judiciary Serious Offense Judicial Board. This includes cases involving sexual misconduct and/or sexual assault or attempted sexual assault. (What follows is a summary of SMU's policies and procedures on sexual misconduct and sexual assault. Please consult the University Student Handbook for more information.)

WHAT CONSTITUTES SEXUAL ASSAULT?

Sexual assault offenses include the unlawful or attempted intentional touching of an unconsenting person’s intimate parts (defined as genitalia, groin, breast, buttocks, or clothing covering them) or for the purpose of forcing an unconsenting person to touch another’s intimate parts, rape, incestuous sodomy, forcible oral copulation, or forcible anal penetration, but not just any sort of forced sexual contact. A person may be guilty of sexual assault by a stranger or by acquaintance and must be committed either by force, threat, or intimidation.

EDUCATIONAL PROGRAMS THAT PROMOTE AWARENESS

The Counseling and Psychological Services for Women will conduct educational programs on sexual assault for students through the Wellness Program, the Orientation Week Program, and the Extended Orientation Program in residence halls, seminar rooms, and classrooms as requested. In addition, confidential counseling for students who have consented to sexual assault is available through the Counseling and Psychological Services for Women. Confidential counseling is available to students who have been sexually assaulted through the Counseling and Psychological Services for Women.

WHAT TO DO IF YOU HAVE BEEN SEXUALLY ASSAULTED

Students, faculty, and staff are encouraged to report sexual assaults to the SMU Office of Diversity and Human Resources. Students can report sexual assaults to the University Police Department or the Dean of Student Life. Reporting a sexual assault to University officials or filing a police report does not automatically initiate criminal charges. Students who have been sexually assaulted are encouraged to seek medical attention. The Coordinator of Psychological Services for Women is available to accompany students who have been sexually assaulted to the hospital and counseling, if desired. A medical examination is referred to as a "rape kit test," conducted by an area hospital, to help determine the extent and nature of the assault. If the person who has been sexually assaulted desires, the hospital can be notified.

HOW TO FILE A SEXUAL ASSAULT COMPLAINT

Persons with complaints of sexual misconduct and/or sexual assault allegedly committed by students, whether on or off campus, should report such complaints to the Office of the Dean of Student Life. If the complaint wishes to proceed with formal charges through the SMU Office of Diversity and Human Resources, an investigation is conducted, and if the case is referred to the SMU Office of Diversity and Human Resources, a group specially trained to handle serious offenses is involved. This board is composed of six members (students, faculty, and staff) and meets weekly to hear serious offenses. The board is composed of six members (students, faculty, and staff) and meets weekly to hear serious offenses. The board is composed of six members (students, faculty, and staff) and meets weekly to hear serious offenses.

In addition, the accused has the right to appeal the decision of the SMU Student Judiciary Serious Offense Judicial Board.
Judicial Board to the University Judicial Council. Students found responsible for sexual harassment or assault face sanctions imposed by the student judiciary ranging from judicial reprimand to expulsion.

Filing formal charges through the SMU student judiciary does not preclude filing criminal and/or civil charges. Students who wish to file criminal and/or civil charges may receive information and assistance from the Office of the Dean of Student Life and the SMU Police Department.

STANDARDS OF CONDUCT

Alcohol: A) The Student Code of Conduct prohibits possession and consumption of alcoholic beverages in public places on campus. B) The University strictly enforces that which may be considered a violation of state law prohibiting the possession and consumption of alcoholic beverages by those younger than 21. Controlled substances (drugs): C) The Student Code of Conduct requires that all students be in compliance with all local, state, and federal laws regarding controlled substances to include, but not limited to, their use, sale, possession, or manufacture.

HEALTH RISKS OF ALCOHOL AND DRUGS

Alcohol: A) Acts as a depressant, affects mood, dulls the senses, and impairs coordination, reflexes, memory, and judgment. B) More serious effects may be damage to the liver, kidneys, pancreas and brain. C) It is a leading cause of death among people ages 18-24. D) On average, heavy drinkers shorten their life spans by approximately 10 years.

Marijuana: A) Prolonged use can lead to severe psychological dependence. B) An immediate increase in heart and pulse rate may cause an acute panic reaction. C) Impairment of memory, altered sense of time and inability to concentrate. D) May cause apathy/loss of motivation.

Cocaine: A) Increase in heart rate, breathing rate, and body temperature. B) Chronic drowsy state and meningitis infection. C) Overdose may result in seizures, heart failure, coma or death.

Opium: A) Highly susceptible to physical dependence. B) May cause infections of the skin, liver, heart and lungs.

Tobacco: A) Shortness of breath, nagging cough, and heart difficulties. B) Long-term effects may be: emphysema, bronchitis, heart disease and cancer.

SMU SANCTIONS

When the standards of conduct regarding alcohol and drugs are violated, SMU will impose, at a minimum, the following sanctions:

Alcohol: A minimum of a $100 fine. Additional sanctions will be assigned as deemed necessary by the appropriate judicial body. Additional sanctions may include, but are not limited to: notification of parents, assignment of community service hours, referral to the Center for Alcohol Education. (See The University Judicial Code section).

Drugs (illicit): Sanctions will be imposed by the appropriate judicial body. Possible sanctions include, but are not limited to: a fine, assignment to community service hours, notification of parents, probation suspension, lifetime suspension, or expulsion. (See The University Judicial Code section).

LEGAL SANCTIONS

Alcohol: Minors convicted in the criminal court system of possession or consumption of alcoholic beverages may be subject to arrest, fines or additional penalties depending on the number of previous convictions. Convictions for selling to minors may subject individuals to fines and jail terms of up to six months. Convictions for driving while intoxicated may subject individuals to fines up to $2,000 and to a jail term of up to two years. Fines and jail terms escalate with subsequent offenses.

Controlled substances (drugs): Sanctions upon conviction in the criminal court system for possession, distribution, or manufacture of controlled substances range from fines to probation to imprisonment. Amounts of drugs, terms of probation, or years of imprisonment generally are contingent upon the circumstances and amounts of drugs involved, sale, distribution, or manufacture.

SERVICES AVAILABLE TO THE CAMPUS COMMUNITY

The mission of the Center for Alcohol Education is threefold: 1) To provide students, faculty, and staff with a
confidential source of help when confronted with income in drug abuse. 3) To help and programs with student support to focus campus attention on the problem of alcohol and drug abuse.

We have nine primary service functions on campus. They are:

1) **ASSESSMENT:** We meet with clients to assess the extent of their problem with alcohol and other drugs and provide students with feedback and information based on the results of the assessment.

2) **INTERVENTION:** By working with friends, family, faculty and staff, we reach out to people in trouble and provide them access to appropriate help.

3) **SHORT-TERM COUNSELING:** As appropriate, we provide counseling to students, faculty or staff.

4) **REFERRAL/AFTER-CARE:** Based on our assessment, we assist clients needing treatment in finding specialized care. This may include outpatient therapy or inpatient treatment.

5) **CAMPUS AWARENESS:** We work with student organisations to coordinate projects to focus attention on the dangers of alcohol and drug abuse and the problem of dependency.

6) **SUPPORT GROUPS:** Our office supports self-help groups such as Alcoholics Anonymous and refers to a wide range of support groups in the community, as dictated by the needs of the individual.

7) **EDUCATION:** Our professional staff gives presentations on topics related to alcohol and other drugs, chemical dependency and substance abuse.

8) **TRAINING:** Our office provides training for students and staff in dealing with others who believe they may have a substance abuse or dependency problem.

9) **PEER EDUCATORS:** SMU supports a peer education program, Friends to Friends, which provides prevention education on campus and in the surrounding community.

Additional information is available at the Center for Alcohol Education, Memorial Health Center, second floor, from 8:30 a.m. - 5 p.m. Monday through Friday; 214-768-4021.