

NOTICE OF PROPOSED REGULATION

Date: July 30, 2008

REGULATION TITLE:

Student Honor Code and Student Conduct Code: Philosophy,
Definitions and Scope

REGULATION NO.:

6C1-4.040

SUMMARY: The philosophy and general principles of the Student Conduct Code and Student Honor Code are set forth. The regulation defines the terms: University campus (broadly defined to include any locations owned or controlled by the university), University groups and organizations (including student organizations), University activity or program, faculty member, University officials, students, business days, and members of the University community as these terms are used in Regulations 6C1-4.040-6C1-4.051. The scope of the codes are clarified. Disciplinary actions may be imposed for violations of the codes on the University campus, housing of University organizations, University activities, activities conducted by University groups, and other off-campus activities under the conditions set forth in the regulation.

AUTHORITY: BOG Resolution dated January 7, 2003.

COMMENTS CONCERNING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation you are commenting on.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED REGULATION

IS: Rebecca J. Holt, Administrative Assistant, 123 Tigert Hall, Post Office Box 113125, University of Florida, Gainesville, Florida 32611, 352-392-1358 office, 352-392-4387 facsimile, regulations@ufl.edu.

NAME OF PERSON WHO APPROVED THE PROPOSED REGULATION: Patricia Telles-Irvin, Vice President for Student Affairs.

THE FULL TEXT OF THE PROPOSED REGULATION IS ATTACHED TO THIS NOTICE.

REGULATIONS OF
UNIVERSITY OF FLORIDA

6C1-4.040 Student Honor Code and Student Conduct Code: Philosophy, Definitions and Scope.

(1) Philosophy. The University of Florida is an institution which encourages the intellectual and personal growth of its students as scholars and citizens. As an educational institution, the University recognizes that the transmission of knowledge, the pursuit of truth, and the development of individuals require the free exchange of ideas on any subject whether or not controversial, self-expression, and the challenging of beliefs and customs. The University also endeavors to teach students to communicate effectively in all aspects of their lives and on all manners of subjects. This often (although not always requires) respectful speech and conduct. In order to maintain an environment where these goals that are critical for the University's educational mission can be achieved safely and equitably, the University requires civility, respect, and integrity in the curricular program and encourages these behaviors in other activities among all members of the student community. Students are taught to exhibit high standards of behavior and concern for others and are encouraged to live up to these standards.

The University strives to protect and guide the educational community by establishing and requires students to adhere to a Student Honor Code, a Student Conduct Code and a student conduct system that promote individual and social responsibility and are enforced through University regulations. Choosing to join the University of Florida community obligates each member to a code of responsible behavior. Individuals and student organizations are expected to observe the policies, rules, regulations, law and requirements of the University of Florida,

municipalities and counties, the State of Florida, the United States and, when in another country, that country. University regulations have been designed to protect individuals and the campus community and create an environment conducive to achieving the academic mission of the institution.

(a) Student Honor Code: Adoption and General Principles.

Preamble: In adopting this Honor Code, the students of the University of Florida recognize that academic honesty and integrity are fundamental values of the University community. Students who enroll at the University commit to holding themselves and their peers to the high standard of honor required by the Honor Code. Any individual who becomes aware of a violation of the Honor Code is bound by honor to take corrective action. Student and faculty support are crucial to the success of the Honor Code. The quality of a University of Florida education is dependent upon the community acceptance and enforcement of the Honor Code.

The Honor Pledge:

We, the members of the University of Florida community, pledge to hold ourselves and our peers to the highest standards of honesty and integrity by abiding by the Honor Code.

On all work submitted for credit by students at the University of Florida, the following pledge is either required or implied:

"On my honor, I have neither given nor received unauthorized aid in doing this assignment."

(b) Student Conduct Code: General Principles.

The purpose of the Student Conduct Code is to set forth the specific authority and responsibility of the University in maintaining social discipline, to establish guidelines which

facilitate an open, just, civil and safe campus community where the academic curricular program can flourish for all students and where freedom of speech, safety, and University work and operations are protected in those events and areas open to the public that constitute open public fora. The purpose is also to outline the educational process for determining student and student organization responsibility for alleged violations of University regulations. The conduct process will follow established procedures for insuring fundamental fairness and an educational experience that facilitates the development of the individual and of the organization.

(2) The Student Conduct Code and Student Honor Code define violations, outline conduct standards and procedures, and prescribe sanctions for violations. Provisions of the Codes are contained in Regulations 6C1-4.040 through 6C1-4.051. Alleged violations of campus traffic and parking regulations by students are handled by a Student Traffic Court, as provided in Regulation 6C1-3.015.

(3) Definitions. For the purposes of Regulations 6C1-4.040 through 6C1-4.051, the following definitions shall apply:

(a) “University campus” or “campus” shall be defined as those lands located in Alachua County, Florida occupied or controlled by the University of Florida, and bounded generally by 13th Street on the east, University Avenue on the north, 34th street on the west and Archer Road on the south, along with any other educational or residential facilities occupied or controlled by the University within Alachua County, Florida, and any facilities or programs owned, leased, or operated by the University of Florida in any location in the state of Florida and elsewhere in the world.

(b) “University facilities” shall be defined as all buildings and other facilities, including athletic and recreational fields, on the University campus.

(c) “University groups and organizations” shall be defined as:

1. Officially constituted colleges, schools, divisions, departments, agencies and other corporate or organizational units which are a part of or operate on behalf of the University, including but not limited to, direct support organizations, other affiliated organizations, and alumni organizations officially recognized by the University, and

2. Student organizations that are officially registered or recognized by the University, including but not limited to political groups, sponsored groups, honor societies, registered student organizations and fraternities and sororities. “Student organization” means a University group or organization of the type listed in this clause.

(d) “University activity” or “university program” shall be defined as an event, program or activity that is sponsored or organized by any university group or organization, including but not limited to student organizations. Such activities or programs include but are not limited to study abroad, field trips, retreats, social events, philanthropies, and community service events. For purposes only of student and student organization responsibility under the Student Honor Code and Student Conduct Code, University activity also includes a social event or other activity at the home of, hosted by or participated in by a member of the University community where other members of the University community are in attendance.

(e) “Faculty member” shall be defined for purposes of the Student Honor Code as any member of the University community who has responsibility for classroom or other teaching activities. This includes but is not limited to instructors, researchers, teaching assistants, graduate assistants, lab assistants, course directors and undergraduate teaching students. For purposes of appointment to conduct committees, “faculty member” shall be defined pursuant to Regulation 6C1-7.003.

(f) “University officials” shall be defined as employees of the University, including faculty members, University Support Personnel System (USPS), Technical, Executive, Administrative, and Managerial Support (TEAMS) and Other Personnel Services (OPS) personnel. Student employees may be considered University officials when acting in the performance of their duties. Examples include but are not limited to event staff, resident assistants, teaching assistants, and Preview staff.

(g) “Student” shall be defined as any person admitted, enrolled or registered for study at the University of Florida. Persons not officially registered or enrolled for a particular term but who are eligible to enroll or have a continuing relationship with the University of Florida are considered students.

(h) “Business day” shall be defined as Monday through Friday excluding official University of Florida holidays.

(i) “Members of the University community” shall be defined as University students, employees, and, in connection with their participation, other individuals and entities that participate in any University activity or program.

(4) Scope. Disciplinary action may be imposed for violations of the Student Conduct Code or Student Honor Code occurring at any of the following locations or activities:

- (a) University campus;
- (b) Housing of any University of Florida organization or group, including but not limited to fraternity and sorority property;
- (c) Activities officially approved by the University of Florida or which are sponsored or conducted by university groups and organizations merely notifying the University community

of an activity or opportunity does not make it a University or University group or organization approved, sponsored or conducted activity); and

(d) Other off-campus conduct as set forth in this subsection (d):

1. When a student violates a municipal or county ordinance or violates state or federal law or foreign country's law by an offense committed off the university campus and which is not associated with a university activity or program, the conduct authority of the University will not be used merely to duplicate the penalty imposed for such an act under applicable ordinances and laws.

2. The University may take conduct action against a student for such off-campus conduct if it is required by law to do so, if the conduct arises from University activities or if the conduct could undermine the safety or security of the University community or the integrity of the educational process.

Specific Authority: BOG Resolution dated January 7, 2003.

History: New _____, Formerly 6C1-4.015, 6C1-4.017 and 6C1-4.018.