

of weapons may also be processed through the University Judicial System (see Most Severe Violation Policy sections for details).

7. **Off-campus criminal acts involving the use, possession, and/or storage of explosives, firearms or lethal weapons of any kind** - (including but not limited to pistols, rifles, shotguns, BB guns, pellet guns, stun guns, martial arts weapons, knives and ammunition) will also be processed through the University Judicial System (see Most Severe Violation Policy sections for details).
8. **Burglary** – A student who knowingly enters or remains unlawfully in a building with intent to commit a crime therein.
9. **Robbery** – In the course of committing theft (see Property Violations), the student uses or threatens the immediate use of force upon another person with intent to: (1) prevent or overcome resistance to the taking of the property; or (2) compel the owner of the property or another person to deliver up the property or to engage in other conduct which aids in the commission of the theft.
10. **Arson** – When the student intentionally damages a building by starting a fire or causing an explosion and when (1) the student knows that another person is present in the building at the time or (2) the student knows of circumstances, which render the presence of another person therein a reasonable possibility.
11. **Assault and Battery - Any** physical altercation that endangers the health or safety of any member of the University community or any person on University premises or during University activities. Assault and battery includes, but is not limited to, beatings, muggings, physical torture, abusive handling of the torso, touching of intimate parts of a person’s body, or any bodily injuries inflicted upon a person with or without a foreign object. Off-campus criminal acts involving assault and battery upon another person may also be processed through the University Judicial System (see Most Severe Violation Policy sections for details).
12. **Hazing** - Defined as an act which endangers the mental or physical health or safety of a student, or which destroys or removes public or private property, for the purpose of initiation, admission into, affiliation with, or as a condition for continued membership in a group or organization (see Pledging and Hazing Policy for details and examples).
13. **Sexual Assault/Rape** - Unlawful touching of a sexual nature which includes, but is not limited to, unwanted kissing, touching or fondling, penetration with a finger or foreign object, vaginal intercourse, oral-genital contact or anal intercourse. Both on-campus and off-campus criminal acts involving touching of a sexual nature will be processed through the University Judicial System.

#### **E. Personal Violations**

1. **Fighting** – Threatening or attempting physical harm to each other, or any intentional display of force that would give each other reason to fear or expect immediate physical harm. It may be committed without actually touching, striking, or doing physical harm to each other.
2. **Disorderly Conduct** – Constituting a public nuisance by being offensive to public order or decency. Disorderly conduct includes, but is not limited to engaging in violent behavior, making unreasonably loud noise, lewd or indecent behavior or an offensive utterance or gesture.
3. **Disruptive Behavior** – Engaging in activity which disturbs any lawful assembly or prevents the accomplishment of any lawful activity, process or function of the University. This includes disruption of the academic process—the acts or words of a student in a classroom or teaching environment which in the reasonable estimation of a faculty member: (a) directs

attention from the academic matters at hand, such as noisy distractions, persistent, disrespectful or abusive interruptions of lecture, exam or academic discussions, or (b) presents danger to the health, safety or well-being of other members of the University community; leading or inciting others to disrupt scheduled and/or normal activities within any campus building or area; intentional obstruction which unreasonably interferes with freedom of movement, either pedestrian or vehicular on campus. Students shall be required to turn off cell phones, pagers and other electronic devices. Electronic devices may be used with the permission of the teacher or in case of emergency.

4. **Harassment** – by any means, of any member of the University community (see Harassment Policy for details). Harassment is not limited to Equal Opportunity violations such as discriminatory references to a person’s race, ethnicity, nationality, religion, gender, or sexual orientation – but also includes any other form of coercion or personal abuse.
5. **Making threats of violence or intimidation** by any means of communication against any member of the University community, or against the University itself (including threats of violence against University premises or equipment).
6. **Being in the bath/shower areas** of the opposite sex.
7. **Slander, libel, or defamation** of character.
8. **The throwing of snowballs** on University grounds.
9. **The use, possession of water guns, super soakers, etc.** On University premises or during University activities.
10. **Verbal abuse** – the use of harsh, often insulting language to any member of the University community.
11. **The wearing of masks or any other item that conceals the face** or identity of an individual, except for authorized functions or inclement weather; or
12. **Wearing of any item or items with the intention to intimidate, frighten, assault or harass** others on University-owned or controlled property.
13. **Stalking** – Delaware State University identifies stalking as a pattern of repeated unwanted attention, harassment, contact, or conduct directed at a specific person or group that would cause a reasonable person or group to (a) Fear for their safety or the safety of others. (b) Suffer substantial emotional distress. Additionally, Delaware State University utilizes the One Policy One Process to handle all incidents on campus that involve Stalking.
14. **Domestic/Relationship Violence** – assault and battery to a person who is a relative, spouse, boyfriend, girlfriend or other intimate of the student.
15. **Identity Theft** – when the student possesses any tool, instrument, or other things adapted, designed, or commonly used for committing or facilitating the offense of identity theft such as credit card, driver’s license or other documents issued in a name, other than the name of the person who possesses the document.
16. **Residents being undressed** when outside their rooms at any time.

## **F. Property Violations**

1. Knowingly opening or removing mail or email of another person or withholding mail from its true or rightful owner.