

Academic Misconduct

Acts of academic misconduct include but are not limited to the following:

- A. Plagiarism
 - i. Submitting the work of another person or entity as your own.
 - ii. Failing to cite the work or data of another person or entity.
 - iii. Improperly citing the work or data of another person or entity.
 - iv. Submitting work which has been previously submitted for credit or evaluation without instructor approval.
- B. Preparing work with the knowledge or intention that it may be represented as the work of another.
- C. Sharing or disseminating tests, notes, slides, presentations, recordings or any other material which is the intellectual property of an instructor or of the University without prior approval. This does not prohibit a student from appropriately sharing his or her own papers, notes or other written works.
- D. Knowingly falsifying scientific or educational data or representing falsified scientific or educational data as the result of scientific or scholarly experimentation or research.
- E. Violating any restriction on collaboration which has been duly communicated by an instructor, via a syllabus or otherwise in writing or orally in the course of instruction.
- F. Attempting to obtain a grade or other academic credit through improper means or otherwise subverting the educational process by any means whatsoever.
- G. Soliciting, aiding, abetting, concealing or attempting any act of academic misconduct.

General Misconduct

Acts of general misconduct include but are not limited to the following:

1. Alcohol

Use, possession, or distribution of alcoholic beverages except as expressly permitted by law and the University's Alcohol Policies.

- A. Manufacture or Production – The manufacture or production of alcohol on University premises or in ways not consistent with state or federal regulations, regardless of intended use. This policy does not prohibit the manufacture or production of alcohol for a valid educational purpose or as otherwise authorized in writing by the Chancellor, or their designee.

- B. Public Intoxication – Any action taken under the influence of alcohol including that which requires intervention by members of the University community, law enforcement, medical staff or other persons to ensure the health, safety or physical well-being of the student in question, another individual or property or to prevent disruption of normal operation of the University or another entity.
- C. Drinking Games – Games or activities occurring, which encourage excessive or unsafe levels of consumption, require consumption as a component of participation or use consumption as a component of winning, losing or keeping score, regardless of the presence of alcohol.
- D. Common Sources – Possessing, serving, supplying or otherwise making available to others a common source of alcohol, except as specifically authorized by University policy. Common sources include but are not limited to kegs, party balls, punch bowls or other containers intended to distribute alcohol in large quantities or to multiple individuals. Commercial containers such as 12 - 16oz cans or bottles 1.75 liters or less are not considered common sources of alcohol.

2. Animals

Students are expected to abide by all University and University Housing animal control policies (<https://policies.siu.edu/other-policies/chapter6/animal.php>).

3. Abuse of Conduct Process

- A. Abuse or interference with, or failure to comply with University processes including conduct and academic integrity adjudication.
- B. Falsification, distortion, or misrepresentation of information.
- C. Failing to provide, destroying or concealing information during an investigation of an alleged policy violation.
- D. Attempting to discourage an individual's proper participation in, or use of, the campus conduct system.
- E. Harassment (verbal or physical), in an attempt to influence or intimidate a member of a campus conduct body prior to, during and/or following a campus conduct proceeding.
- F. Failure to comply with the sanction(s) imposed by the campus conduct system or any interim measures imposed.
- G. Retaliation or any act taken against an individual or group, whether directly, electronically or through a third party due to his or her participation in the procedures set forth in this Code.
- H. Influencing, or attempting to influence another person to commit an abuse of the campus conduct system.

4. Bullying and Cyberbullying

Bullying and cyberbullying are repeated and/or alarming, severe aggressive behaviors that intimidate or intentionally harm or control another person physically or emotionally and are not protected by freedom of expression.

5. Complicity

Having an awareness of, being present during the planning or implementation of, or otherwise assisting with, a violation of any University policy. Students who anticipate or observe a violation of the Student Conduct Code are expected to remove themselves from association or participation and are encouraged to report the incident immediately.

6. Damage and Destruction

Intentional, reckless or unauthorized damage to or destruction of University property or the personal property of another.

7. Discrimination

Any act or failure to act that is based upon an individual or group's actual or perceived status (any person or group of persons based on race, color, national, origin, ancestry, religion, sex, sexual orientation including gender identity, marital status, age, physical or mental disability, military status, unfavorable discharge from military service, or veteran's status) that is sufficiently severe that it limits or denies the ability to participate in or benefit from the University's educational programs or activities.

8. Disruptive Behavior

Any conduct which is incongruent with the mission of the University and/or reflects negatively upon the University. Disruption of University operations including obstruction of teaching, research, administration, other University activities or other authorized non-University activities that occur on campus. Conduct which creates an environment that alarms, harasses, or impedes the safety of individuals, while representing the University at conferences, meetings, interviews, or via social media outlets including but not limited to Snapchat, Tik Tok, Twitter, Facebook, Instagram, etc.

9. Drugs

Use, possession or distribution of illegal drugs, misuse of prescription drugs, other substances used as a drug or drug paraphernalia (any object aiding the use of drugs) except as expressly permitted by law.

- A. Cannabis – While Illinois law may allow certain cannabis related activities, possessing and using cannabis remains a crime under federal law, requiring the University to prohibit cannabis on campus.
- B. Manufacture or Production – The manufacture or production of any controlled substance, regardless of intended use.
- C. Sale or Distribution – The sale or distribution of any controlled substance, with or without the exchange of money, goods or services.
- D. Possession with the Intent to Sell or Distribute – The possession of controlled substances for the purposes of sale or distribution. Intent may be established by the presence of paraphernalia commonly associated with distribution, by the manner in which the substances are packaged or by the volume of the substances possessed.
- E. Prescription drugs – Abuse, misuse, sale or distribution of prescription or over-the counter medications.

10. Excessive Noise/Amplified Sound

Creating excessive noise or using amplified sound without prior authorization in areas where such noise or amplified sound is prohibited by policy or posted sign.

11. Failure to Comply

Failure to comply with the reasonable directives of University officials or law enforcement officers during the performance of their duties, failure to comply with assigned sanction of interim action, failure to properly identify oneself to an agent of the University when requested to do so or failing to comply with any sign, requirement, notice or directive that has been posted by an agent of the University. Additionally, failure to comply with University officials directives in relation to a response to a Public Health Crisis as outline by this Code.

12. Falsification

Knowingly furnishing or possessing false, falsified or forged materials, documents, accounts, records, identification or financial instruments, including filing false University/police reports.

13. Fire Safety

Violation of local, state, federal or campus fire policies including but not limited to:

- A. Intentionally or recklessly causing a fire.
- B. Failure to evacuate a University-controlled building during a fire alarm.
- C. Improper use of University fire safety equipment.

- D. Tampering with or improperly engaging a fire alarm or fire detection/control equipment while on University property. Such action may result in a local fine in addition to University sanctions.

14. Gambling

Gambling, which includes raffles, lotteries, sports pools, online betting activities, and that which is prohibited by the laws of the State of Illinois.

15. Harassment

Intentional conduct, without a legitimate purpose, which both causes a person distress or fear and would cause a reasonable person distress or fear. No threat or overt act of violence is required for conduct to be unreasonable. This includes use of technology, including to intimidate, embarrass, ridicule, or humiliate another person.

16. Harm to Persons

Intentionally or recklessly causing or inciting physical harm or actions which endanger the health or safety of any person. Fighting, including mutual fighting, is prohibited by this policy.

17. Hazing

Conduct that endangers the mental or physical health or safety of a student, or that 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. Participation or cooperation by the person(s) being hazed does not excuse the violation. Failing to intervene to prevent or failing to discourage or failing to report those acts may also be a violation under this policy.

18. Health and Safety Hazards

Creating health or safety hazards (dangerous pranks, hanging out of or climbing from/on/in windows, balconies, roofs, etc.), including failure to reasonably maintain control of areas for which a student is responsible such as a student's residence or to abide by the health and safety laws, orders, ordinances, regulations and health and safety guidance adopted by the University as it relates to Public Health Crises, including but not limited to COVID-19. These directives include but are not limited to failure to wear a face mask in public or in a University classroom, failure to social distance, attending, holding, or sponsoring a gathering with an attendance greater than permitted by law and university guidelines, but not limited to failure to isolate or quarantine as ordered by a public health official or the University.

19. Indecent Exposure

Intentional display of a person's genital area, buttocks or other area as specified by local, state or federal law, with the intent or foreseeable consequence of causing or forcing another person to observe said area against said person's will.

20. Information Technology Violations

Violating any computer or network use policies established by the University including the SIU Acceptable Use Policy.

21. Rioting

Causing, inciting, or participating in any disturbance that presents a clear and present danger to self or others, causes physical harm to others or damage or destruction of property.

22. Solicitation

Requesting, directly or indirectly, money, physical or intellectual property, guest access to dining facilities or any other thing of value without written authorization.

23. Theft or Misuse of Property

Intentional and unauthorized misuse or taking of University property or the personal property of another, including goods, services and other valuables. Knowingly taking, maintaining possession, or attempting to sell/distribute stolen property.

24. Threatening Behaviors

- A. Threat – Written or verbal conduct that causes a reasonable expectation of injury to the health or safety of any person or damage to any property, including bomb threats or other false alarms.
- B. Intimidation or Obstruction – Implied threats or acts that cause a reasonable fear of harm in another or any act which limits any person's attendance or participation in any academic activity, employment, or University event or function.

25. Trademark Violation

Unauthorized use (including misuse) of University or organizational names and images.

26. Trust Violation

Abuse or misuse of privilege, authority, or positions of trust within the community.

27. Unauthorized Access

Creating or permitting unauthorized access or entry to any University building; tampering or disabling security systems; or unauthorized possession, duplication, or use of means of access to any University building (keys, cards, etc.) or identification card; or failing to timely report a lost University identification card or key.

28. Unauthorized Entry or Trespassing

Unauthorized entry to any property, location, or space without authorization by the person or persons authorized to control the use or occupancy of the property, location, or space. (Entry to areas recognized to be public areas within established operating hours and subject to any other restrictions specific to the occasion of entry is recognized as authorized entry.)

29. Unauthorized Business Activities

Attempting, directly or indirectly, to sell any service, any item or thing of value; or engaging in any other business activity, including e-commerce, on campus without written authorization.

30. Unregistered RSO/Ineligible Pledging or Association

Operating an unregistered Student Organization by any means, including pledging or associating with a student organization alleging affiliation with the University, without having met eligibility requirements and gained recognition in good standing as established by the University.

31. Weapons

Possession, use or distribution of explosives (including fireworks and ammunition); guns (including air, BB, paintball, facsimile weapons and pellet guns); or other weapons or dangerous objects such as arrows, axes, machetes, nun chucks, throwing stars or knives with a blade of longer than 3 inches; or any object intended for use as a weapon or behavior otherwise incongruent with the SIU Firearm Policy. Students are permitted to carry, but not misuse, pepper spray and other legal personal safety devices not otherwise prohibited; however, students choosing to carry such devices are responsible for ensuring that they are properly secured and maintained and only used in cases of emergency.

32. Wheeled Devices

Skateboards, rollerblades, roller skates, bicycles and similar wheeled devices are not permitted inside University buildings, residence halls or on tennis courts. Additionally, skateboards and other wheeled items may not be ridden on railings, curbs, benches or any such fixtures that may be damaged by these activities, and

individuals may be liable for damage to University property caused by these activities.

33. Violations of Law

Evidence of violation of local, state or federal laws, when substantiated through the University's conduct process.

34. Other Policies

Violating other published University policies or rules, including all policies set forth in such documents as the University Housing Resident Handbook, Student Organization Handbook, Greek Letter Organization Policy, etc.

FORMAL CONDUCT PROCEDURES

The Student Conduct Code differs from a legal code and, as such, legal concepts, definitions, limits, objections, processes, procedures, regulations, and standards do not apply. The Student Conduct Code will be administered without regard for concurrent legal proceedings or timelines.

The burden of proof in all adjudications lies with the person or entity alleging the violation. The standard of proof necessary for a determination that a violation of a provision of this Code has occurred is a preponderance of the evidence, which requires that the alleged violation be found to be more likely than not to have occurred.

The University is the convener of every action under this Code. Within that action, there are several roles. The responding student is the person who is alleged to have violated the Code. There are witnesses, who may offer information regarding the allegation. There is an Administrator(s) whose role is to present the allegations and share the evidence that the University has obtained regarding the allegations.

Below, are outlined the two distinct procedures of adjudication, depending on whether the alleged misconduct is academic or general in nature, as defined above in *Standards of Conduct*.

Amnesty

The University may provide amnesty to those who may be hesitant to report to University officials because they fear that they themselves may be accused of minor policy violations, such as underage drinking, at the time of the incident. To encourage students to offer help and assistance to others, or to report other serious violations, the University adheres to a policy of amnesty for minor violations when students offer help to others in need. At the discretion of the Director of Student Rights and