

# Marist University

2024-2025



## STUDENT HANDBOOK

CAMPUS SERVICES

CAMPUS SAFETY

ATHLETIC PROGRAMS

CODE OF STUDENT CONDUCT

RESIDENT STUDENT HANDBOOK

**The Marist University Student Handbook, Code of Student Conduct, and Resident Student Handbook** serves as an agreement between the University and students to honor the standards, policies, and procedures set forth in the following pages. By accepting to attend Marist University, a student is committed to understanding and abiding by these standards, as well as accepting responsibility for their actions. These policies have been established to provide a safe and comfortable community for all Marist University community members.

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## MARIST UNIVERSITY HERITAGE

Our story begins in 1905 when the Marist Brothers, a congregation of Catholic Teaching Brothers, purchased the McPherson Estate, just north of the city of Poughkeepsie. The property was renamed Saint Ann's Hermitage. Three years later, in 1908, the Beck Estate, contiguous to the southern border of the McPherson property, was also purchased. These 110 acres form what is now the west side of the Marist University Campus. This property served until 1952 as the headquarters of the Marist Brothers in the USA. By 1929, The Brothers Training Center evolved into a junior college affiliated with Fordham University and Catholic College. In 1946, the New York State Board of Regents chartered Marian College as a Catholic college for the training of Marist Brothers. This charter was amended in 1947 to allow lay men to pursue degrees and again in 1966 to admit lay women. In 1960, Marian College changed its name to Marist College. Ownership of Marist College was transferred in 1969 from the Marist Brothers to the Marist College Educational Corporation with an independent Board of Trustees, making it an independent liberal arts college. In 2025, Marist College changed its name to Marist University. Nonetheless, the spirit of Saint Marcellin Champagnat, founder of the Marist Brothers, and the legacy of the Brothers continue to inspire and enrich the academic life of the University.

## MARIST UNIVERSITY MISSION

Marist is dedicated to helping students develop the intellect, character, and skills required for enlightened, ethical, and productive lives in the global community of the 21st century.

## VALUES STATEMENT

The University fulfills its mission by pursuing three ideals: excellence in education, a sense of community, and a commitment to service. These ideals were handed down to us by the Marist Brothers who founded the University. Now an independent institution governed by a lay board of trustees, Marist continues to embrace the three ideals as an integral part of the University mission.

## EXCELLENCE IN EDUCATION

Marist achieves its ideal of excellence in undergraduate, graduate, and professional education by actively engaging each student through exemplary teaching and distinctive learning opportunities.

At the undergraduate level, this begins with a firm foundation in the liberal arts and sciences. Through the core curriculum and major fields of study, students learn to think logically and creatively, to synthesize and integrate methods and insights from a variety of disciplines, and to express themselves effectively orally, in writing, and through media. Students consider the ethical dimensions of the subjects they study and become more aware of their own values, the values of others, and implications of the choices they make in their public and private lives. They explore diverse cultures through coursework, extracurricular programs, international study, internships, and service opportunities. Students in all programs learn critical thinking and problem-solving skills requisite for effective leadership in a complex and diverse society.

The Marist ideal of excellence in education finds distinctive expression in programs tailored for the graduate and adult learners the University has long served. Study at the graduate level emphasizes breadth and depth of knowledge for career development. In a climate of collegiality, students refine the intellectual and personal qualities they need to contribute to their fields. Graduate, undergraduate degree completion, and professional programs are designed to accommodate the needs of adult students to balance education with work and family responsibilities. Maintaining the high standards that characterize all educational offerings, Marist presents programs for adult students in alternate locations, formats, and methods of delivery.

A distinguishing feature of the Marist education is the manner in which information technology offers students access to advanced technologies to help them develop as lifelong learners and productive members of their communities. Technology resources are combined with flexible and innovative programs formats to expand access to higher education for all students.



## **A SENSE OF COMMUNITY**

The Marist ideal of community is based on the belief that we become a better institution through the active involvement of faculty, staff, students, and alumni in the life of the University. Seeking to create relationships that will last a lifetime, we nurture the well-being and development of all our community members and cultivate their bonds with the University and each other. Marist encourages students to collaborate with faculty and staff on research, creative and service projects, and to share the results of their work with a wider community of scholars. We take particular care to ensure that student activities build a sense of community while supporting educational goals. We are a diverse community united by a shared commitment to the free exchange of ideas, consideration of the opinions of others, and civility in all our interactions. As members of the global community, we are committed to the collective stewardship of our environment.

## **A COMMITMENT TO SERVICE**

The Marist ideal of service is predicated on our belief in the dignity and value of every human being. The University sponsors and supports programs to meet a wide variety of community needs, and to offer broadened access to education. We encourage students, faculty, staff, and alumni to make service an important part of their lives. Both individual students and student organizations engage in service activities, including programs that assist those in need, projects throughout the Hudson River Valley, and other humanitarian initiatives around the world. By sharing their time and talents, students help make Marist a better place to live and learn while developing a sense of personal responsibility and civic engagement.



## CAMPUS SERVICES

From cashing a check to grabbing a snack or hitting the library, this section of the Student Handbook is designed to help you move around campus a little easier.

### “THINGS TO KNOW” (A – Z)

#### ABSENCES/MEDICAL EXCUSE POLICY

For students experiencing serious illness or emergency, the Center for Advising & Academic Services (CAAS) serves as a support in communicating with individual instructors. To maintain confidentiality in all matters, students who will have four or more consecutive days of absence should contact CAAS ([advising@marist.edu](mailto:advising@marist.edu) and 845-575-3500) to provide documentation of the illness or emergency. After verifying the documentation, CAAS will send an absence notification informing each instructor of the expected absences. Please note the notification does not excuse the students' absences. Students are also required to contact each instructor about the possibility of making up missed work and to understand how absences may affect their final grade. The decision to allow exceptions rests at the full discretion of each individual professor. Students with absences amounting to less than four consecutive days should also discuss the matter with each instructor.

#### ACADEMIC ADVISORS

Academic advisors are faculty or administrators assigned to students to discuss academic and career goals, schedules for the upcoming semester, and opportunities available to students in their major. Students may request to change their advisor at any time by submitting a change of advisor form online in the myMarist Student tab Advising – Undergraduate portal.

#### ACADEMIC CALENDAR

The University's academic calendar can be found by visiting the following website:  
<https://www.marist.edu/academics/calendars>.

#### ACADEMIC LEARNING CENTER

The Academic Learning Center (ALC), located in **Library 331**, offers the following services free of charge:

- Weekly review sessions for many courses – see website for current semester schedule (fall and spring semesters);
- Weekly drop-in tutoring sessions for select courses (fall and spring semesters);
- In-house proofreading, both day and evening hours (fall and spring semesters);
- Online proofreading is also available through Brightspace (fall, winter, spring, and summer semesters);  
\*These services are offered based on the traditional undergraduate semester calendar.
- Private tutoring is available at no cost (fall, winter, spring, and summer semesters); and
- The FOCUS Program is administered through the ALC. The FOCUS Program is open to all undeclared incoming first year. This program assists students in making an informed decision concerning their major. <https://www.marist.edu/academic-resources/alc/focus>.

**The ALC also provides advising for all undeclared students.**

You may find out about these services by going to the ALC, by calling **Ext. 3300**, by visiting their website at <https://www.marist.edu/academic-resources/alc>, or simply by checking campus bulletin boards. Information and requests for review sessions may be made through your instructors. The ALC staff trains and certifies all of its tutors.

Courses available through ALC include:

- Career Planning and Decision Making – *(one credit)*
- Critical Reading & Thinking – *(one credit)*
- Intermediate Writing for College – *(three credits)*
- Transfer Seminar – *(one credit)*

- Self-Development – *(three credits)*
- The College Experience – *(one credit)*

A description of the above courses may be found on the ALC website and in the course catalog.

### ACADEMIC POLICIES

Policies related to academics, including the Grade Appeal Policy and reinstatement can be found at:

<https://www.marist.edu/academic-resources/advising/academic-procedures-policies-regulations>.

### ACADEMIC STANDING

At the end of each semester, grades are reviewed to determine the academic standing of each Marist student. A student is considered to be in good academic standing if they matriculated at Marist University, maintain a cumulative grade point average (GPA) of 2.00 or higher and a semester GPA of 2.00 or higher, and are considered to be making satisfactory progress toward a degree. Students failing to meet these standards are subject to warning, academic probation, or academic dismissal. Contact the Center for Advising & Academic Services, at [advising@marist.edu](mailto:advising@marist.edu) or **845-575-3500** for further details.

### ACCESS TO STUDENT RECORDS

The Family Educational Rights and Privacy Act of 1974 affords students certain rights with respect to their education records. They are:

1. The right to inspect and review the student's educational records.
2. The right to request the amendment of the student's education records to ensure that they are not inaccurate, misleading, or otherwise in violation of the student's privacy or other rights.
3. The right to consent to disclosures of personally identifiable information contained in the student's education record, except to the extent that FERPA authorizes disclosure without consent.
4. The right to file with the U.S. Department of Education a complaint concerning alleged failures by Marist University to comply with the requirements of FERPA.
5. The right to obtain a copy of Marist University's education records policy. Copies of this policy are available at the Registrar's Office.

Marist may release the following information at various times unless requested in writing not to do so by the student: student name, campus-wide identification number, address, university email address, telephone number, date and place of birth, major field of study, participation in officially recognized activities and sports, weight and height of members of athletic teams, dates of attendance, degrees and awards received, the most recent previous educational institution attended by the student, grade level (including number of credits earned), and enrollment status (e.g.: undergraduate, graduate, full-time, part-time).

Students must notify the Registrar in writing should they not want information made available by filling out a form at the Office of the Registrar. For more information, visit the website at:

<https://www.marist.edu/academics/registrar/ferpa>.

Expectations of Students:

- Conduct as much business as possible electronically using the Marist Email System or Banner Self Service;
- Conduct your own business. Do not allow your parents to conduct your business for you; and
- Do not share your Marist User ID and Password with your parents, this is a violation of the IT Security Policy and FERPA.

### ACCOMMODATIONS AND ACCESSIBILITY

Marist University, along with all institutions of higher education, is required by law to provide equal access to qualified individuals with disabilities. In accordance with the provision of Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990 (ADA), the University strives in its policies and practices to provide full access to individuals with disabilities in all aspects of university life.



The mission of the Office of Accommodations and Accessibility is to support students with documented disabilities in becoming empowered, independent learners by providing the appropriate accommodations and services necessary to access the educational opportunities at Marist University.

The Office of Accommodations and Accessibility provides a comprehensive range of academic support services and accommodations that promote full integration of students with disabilities into the mainstream university environment. Services and accommodations are individualized to meet the needs of each student and may vary depending upon the disability and/or course content.

Students seeking additional information on procedures for determining and implementing accommodations should contact the Office of Accommodations and Accessibility, in Donnelly Hall 226, at

[accommodations@marist.edu](mailto:accommodations@marist.edu), 845-575-3274, or visit them on the web at:

<https://www.marist.edu/academics/academic-resources/accommodations-accessibility>.

### **ACTIVITIES & HAPPENINGS**

Interested in what's happening on campus? Each semester, the Student Activities Office, located in the **Murray Student Center 3115**, publishes a semester brochure highlighting various campus events sponsored by academic and administrative offices, student government, and clubs. In addition, the Office promotes events via a large screen television outside of the Student Activities Office. Any organization interested in having their program listed in these publications should contact the Student Activities Office.

The institutional calendar may be accessed through the Marist web page by clicking on Events Calendar.

### **ADDRESS CHANGE**

Marist students are responsible for providing a current local address to the University. Local addresses can be updated in Banner Self Service (<https://my.marist.edu/self-service-banner>) and clicking on **Personal Information**. To edit the Local Address, click on **Add New**.

Permanent legal addresses can be updated by completing the Change of Address & Telephone form available on <https://my.marist.edu/resources>. The completed and signed form can be submitted to [registrar@marist.edu](mailto:registrar@marist.edu) via the student's Marist email address.

### **ARMY ROTC**

Located at **Kirk House, Ext. 2591**, ROTC is a program of study that is independent of an undergraduate's major at Marist. The program teaches cadets the leadership skills and knowledge they will need to be commissioned as officers in the Active Army, Army Reserves, or Army National Guard. Tuition scholarships are available if the student meets the enrollment criteria.

### **ATHLETIC PROGRAMS**

See page 25.

### **BOOKSTORE**

The Marist Bookstore is located on the lower level of the Murray Student Center and is run by Barnes and Noble. For hours of operation and details about textbook orders, visit the Bookstore website at:

<https://marist.bncollege.com/shop/marist/home>. **The Bookstore is the only approved business entity to conduct textbook buyback on the University campus and no other business enterprise is allowed to operate at the University.**

### **CAMPUS CRIME STATISTICS**

The Office of Campus Safety will provide all campus crime statistics as reported to the United States Department of Education. Marist University's annual campus crime information can be found at:

<http://ope.ed.gov/security/search.asp> or at <https://www.marist.edu/security> or by calling the Office of Campus Safety for emergencies at 845-575-5555 or non-emergencies at 845-575-3333.

### **CAR TROUBLE**

Marist University Campus Safety officers are available to "jump start" automobiles and assist in car lockouts. Call Ext. 3333.

## CASH/ATM

There are three non-bank affiliated ATM cash machines located on campus: Donnelly Hall, North-End Dining Hall, and the Murray Student Center on the first floor across from the elevator.

## CENTER FOR ADVISING AND ACADEMIC SERVICES

The Center for Advising and Academic Services (CAAS) monitors student's academic progress throughout their academic career and offers the support and referrals necessary for success.

CAAS assists students with academic issues as they work toward realizing their educational goals. Students can contact CAAS ([advising@marist.edu](mailto:advising@marist.edu) or 845-575-3500) for the below reasons:

- Academic Advising Planner (AAP) questions;
- Consultation on major/minor declaration;
- Dean's List questions;
- Questions on academic policies;
- Report absence of four or more days;
- Report academic difficulty;
- Request advisor change;
- Request credit overage;
- Request registration change after deadline; and
- Withdraw/leave of absence from the University.

For more information, please visit <https://www.marist.edu/academic-resources/advising>.

## CENTER FOR CAREER SERVICES

The Marist University Center for Career Services offers an impressive selection of resources and programs to support students in their professional development. From career coaching and individual assessments to internship and job search assistance, students have access to comprehensive support every step of the way. The variety of events and networking opportunities, including the Internship Showcase and the Road to the Workplace series, provide valuable insights and connections for students looking to explore distinct career paths. Resources the Center for Career Services offers include:

- Career coaching to assist students in implementing four-year career plans;
- Individual assessments utilizing online resources to explore majors and career paths;
- Internship and full-time job search and preparation;
- Exploration of career goals via competitive internships;
- LinkedIn profile setup and review; and
- Career-related workshops and alumni networking events.
- **Internship Showcase** - An opportunity for students to hear from their peers on how to successfully apply, prepare, and engage with internship organizations and field work opportunities. This is a great opportunity for students to network with upperclassmen students and learn more about the internship search process.
- **Marist Alumni Network** - An opportunity to connect with alumni who have indicated an interest in working with current students and recent alumnae for mentoring and networking relationships.
- **Road to the Workplace** – Networking opportunities with Marist alumni and other industry professionals. Students get an introduction to an organization's culture and work environment and learn about available internship/job opportunities.
- **Career Events** – Sessions that feature Marist alumni speakers who work at high profile companies. Students get advice from the alumni on various professional development topics and learn about a specific field or company.
- Career and Internship Fairs and Teacher Recruitment Day;
- Recruiting Events and Interview Preparation;

- Graduate School Advisement; and
- Scholarship and Fellowship Applications.

For complete information about the Marist University Center for Career Services visit:

<https://www.marist.edu/academic-resources/career-services>. Students are also encouraged to follow the Center for Career Services on social media platforms for up-to-date information on events and programming.

### CLASSIFICATION OF STUDENTS

A student's class standing is determined by the number of credits earned as follows:

First Year	0 – 29 Credits
Sophomore	30 – 59 Credits
Junior	60 – 89 Credits
Senior	90 or more Credits

### CLUBS & ORGANIZATIONS

Students can find a complete listing of all SGA chartered clubs and organizations on campus by visiting <https://www.marist.edu/student-life/involvement> on the Marist website. In addition, students are invited to attend an Activities Fair held every September and January, where all campus clubs and organizations are represented.

Included in our clubs and organizations are opportunities to join Greek Life. Opportunities to join these nationally recognized organizations will be announced over the course of the academic year, beginning with the Activities Fair. All interested students are required to have a 2.5 GPA to be eligible to rush. Per Marist policy, first year's may not rush in their first semester. For more information on Marist Greek Life, including recognized fraternities and sororities, please visit <https://www.marist.edu/student-life/community/conduct/greek-affairs> or contact the Student Activities Office at 845-575-3279.

### UNIVERSITY RING

The Marist University ring is considered a symbol of academic achievement; therefore, certain academic requirements must be met before a student can order one. A student is eligible to order a ring at the end of their sophomore year provided they have completed 45 credits and are registered as a full-time student. Transfers who have completed 60 credits at another institution are eligible to order a ring. However, before they can receive their rings, they must have completed one semester and must be in good standing at Marist. For further information, contact the Office of Student Affairs, **Rotunda 388 Ext. 2517**.

### COMMUTER SERVICES

The Commons Lounge is located on the **ground floor of the Murray Student Center**. The Lounge offers commuters an opportunity to relax and socialize, watch television, or work in small project groups. There is a microwave, coffee/tea brewer, and comfortable seating for the convenience of all commuting students. The Commons Lounge is where the Commuter Student Council hosts meetings and events.

The Associate Director of First Year Experience & Leadership Development's office is located near the Commons Lounge.

### COMPUTER LABS

Registered Marist students have access to several computer labs on campus through the IT Help Desk and Media Center. Detailed information about software and hardware available in each lab, as well as the lab location and hours can be obtained by visiting the Marist website at <https://www.marist.edu/infotech/departments-facilities/desktop/labs>.

### COUNSELING CENTER

Counseling Services is dedicated to supporting and enhancing students' mental health and wellness, resilience, and personal growth. Our free & confidential services include: short-term, goal focused, biweekly individual counseling; weekly groups and workshops; personalized referrals to long-term options off campus and at home; medication evaluation and management; consultations and trainings. Students can set up an appointment by contacting us at 845-575-3314 or [counseling.services@marist.edu](mailto:counseling.services@marist.edu) or visit our location in Midrise 113. Find out

more by visiting the website at <http://www.marist.edu/student-life/services/counseling>. Look up providers off-campus or at home with our personalized search engine! <https://marist.thrivingcampus.com>.

## DEAN'S LIST

The Marist University's Dean's List published online, records the names of all full-time undergraduate students who have demonstrated academic excellence in the previous semester. To qualify for this special distinction, students must earn a semester grade point average of at least 3.600, having completed a minimum of 12 academic credits graded on the A-F scale. In addition, students who earn grades of "I," "D," "F," or "WF" are not named to the list. Any student who meets these criteria will have a Dean's List notation permanently recorded on official university transcripts and receive a Dean's List Certificate.

## DINING SERVICES

Marist Dining Services offers multiple dining opportunities with diverse menus that feature traditional favorites, and international cuisines, with an emphasis on sourcing local and regional products. Through sustainable practices and educational programs, the campus dining program provides opportunities for social interaction and awareness for a healthy and productive lifestyle. Marist Dining Services offers a variety of dining plans which offer flexibility and value.

## DINING PLANS

Students residing in university housing are assigned a dining plan prior to their arrival on campus. Students have the option to change their dining plan selection within certain parameters according to their assigned location determined by the University. Dining Plan changes must be made no later than the second Friday of the semester. Should a resident student withdraw from campus housing, the cost of their dining plan will be refunded accordingly. Commuter and off-campus students may also enroll in any dining plan.

A dining plan can be modified by visiting the MyHousing page on myMarist and clicking **MyMeal Plan**.

Dining plan changes are made online and can take up to two business days to process. Any meal swipes remaining in an account on any Dining Plan do not transfer from the fall to spring semester. Questions? Visit our Frequently Asked Questions page or contact the Office of Housing & Residential Life by calling 845-575-3307 or via email at [housing@marist.edu](mailto:housing@marist.edu).

**Thrifty Cash** is the debit portion of your dining plan that can be used in any dining service location. Account balances for Thrifty Cash (excludes remaining dining plan meal swipes) may transfer from the fall to spring semester only, provided that the student remains enrolled in a dining plan. If the dining plan is dropped, the balance does not carry over. At the end of the fall semester, any funds remaining in the account may be used at campus retail locations provided the student is registered for a Marist University winter intersession class. Marist senior students cleared for graduation may use their Thrifty Cash funds during senior week. At the end of the spring semester, any funds remaining in the account do not carry forward to the fall semester and will be forfeited. To add money to your Thrifty Cash account online visit the MyHousing page on myMarist to add funds in \$25 increments, with a maximum addition of \$100 per transaction. To request Thrifty Cash, please ensure that you have credit in your student account, resulting from excess financial aid or recent payment. Without credit on your student account, Student Financial Services will not be able to process your request. Funds can be added to a student account through the electronic billing portal by making a one-time payment to the student's tuition account. Please allow one business day for the transaction to be processed.

## THE DENNIS AND MARILYN MURRAY STUDENT EMERGENCY FUND

**I. Purpose:** The Dennis and Marilyn Murray Student Emergency Fund was created to support full-time undergraduate Marist students who are experiencing a crisis that could adversely impact their academic journey. The goal of the fund is to prevent one small emergency or unexpected expense from derailing a student's progress towards a degree. The funds are limited and not intended to provide ongoing relief for recurring expenses. Students are eligible for one (1) emergency fund award during the course of their tenure at Marist University.

**II. Eligibility:** The Dennis and Marilyn Murray Student Emergency Fund will provide financial assistance to traditional full-time undergraduate students for unexpected needs that are beyond the student's control and substantially impact their financial stability.

Eligible expenses include but are **not limited** to:

- Unplanned travel expenses to receive medical care, care for a family member, family funerals, etc. Examples could include airfare, car rental, bus or train fare, etc.
- Costs of additional equipment, software or services to complete educational requirements
- Fees for special exam preparation such as the LSATs, MCATs, GMATs, or GREs
- Temporary assistance with food insecurity
- Emergency personal or "incidental" expenses such as clothing, hygiene items, etc.
- Appropriate clothing or shoes for the Northeast, or for internships/job interviews

***Eligibility does not guarantee award approval.***

### **III. Application Process:**

- Students can apply for emergency funds by submitting a completed Emergency Fund application form, available on myMarist or via a written request emailed to [Academic.Affairs@marist.edu](mailto:Academic.Affairs@marist.edu)
- The application should include information about the extenuating circumstances and reasons for this request.
- If available, students may upload documentation that reflects what the emergency funding is being utilized for and/or where it will be applied.
- Students may request a supporting email from a faculty or staff member, with knowledge of the situation, be addressed to [Academic.Affairs@marist.edu](mailto:Academic.Affairs@marist.edu)

### **IV. Review and Decision:**

- Applications for consideration will be expected and reviewed throughout the academic year as long as funds remain available.
- All Emergency Funding requests will be reviewed within two (2) business days of submission.
- Students will be notified of the result via email.
- If additional information is required, students will be contacted via email or the cell number you have provided on your application.

***Please note that incomplete applications will not be reviewed.***

### **V. Fund Disbursement:**

- If the application for emergency funds is approved the funds will be disbursed according to the University's policies and procedures. **Please retain receipts or proof of expenses.**
- Preferred disbursement methods include direct payment of student emergency needs. Alternative options include reimbursement for documented expenses, or other appropriate means as determined by the University. **Please note that these methods may have implications for students' financial aid packages and may be tax eligible.**
- The University may impose limits on the amount of emergency funds that can be awarded to an individual student, based on available resources and the severity of the situation.
- Emergency funding is provided in the form of a one-time payment which does not need to be repaid. This funding is not intended to reimburse expenses that have already been paid or replace or supplement existing financial aid options such as federal or private loans.

**VI. Deadline:** Offered on a rolling basis until funds are exhausted annually.

### **VII. Confidentiality:**

- All information provided by the student during the application process will be treated as confidential.



- The University will ensure that only authorized personnel have access to the application materials and that they are used solely for the purpose of evaluating the emergency fund request.

**VIII. Appeals Process:** If a student’s application is denied, they have the right to appeal the decision to the Office of the Provost and provide further documentation.

**IX. Reporting and Evaluation:**

- Marist will maintain records of all emergency fund applications, decisions, and disbursements for reporting and evaluation purposes.
- Assessments of the emergency fund program should be conducted on a yearly basis to ensure its effectiveness and identify areas for improvement.

**Questions? Contact [Academic.Affairs@marist.edu](mailto:Academic.Affairs@marist.edu) for assistance with the Dennis and Marilyn Murray Student Emergency Fund.**

**EMERGING LEADERS PROGRAM (ELP)**

The Emerging Leaders Program is a popular non-credit certificate program, which provides students with varied and unique opportunities to define, discover, and develop their leadership skills. Workshops are typically 75 minutes long. Those who complete six or more during the academic year receive a non-credit Leadership Certificate and a digital badge. Many students participate throughout their years of study. Some faculty members provide extra credit for participation in the program, and it is an excellent networking opportunity, skills builder, and resume booster. Program participants also have an opportunity to earn lifelong membership into the Marist Chapter of the National Society of Leadership and Success. The Marist chapter is one of the oldest and most successful in the Nation. Additional information can be found at:

<https://my.marist.edu/emerging-leaders>.

**FINAL EXAM SCHEDULE**

Each semester students can review the final exam schedule by visiting the Marist website at <https://www.marist.edu/academic/calendars>, at the bottom of the page.

**FIRE EMERGENCY PROCEDURES**

All buildings are equipped with fire alarm systems. For your safety, whenever the fire alarm sounds, evacuate the building immediately. Fire alarm pull stations are located near the exits. **Never use the elevators during a fire alarm. Treat all alarms as the real thing.**

The Office of Campus Safety at Marist University provides a 24-hour, 7-day-a-week service to the University community, its visitors, and guests. The Office of Campus Safety works as a liaison with local fire, police, and rescue agencies. All Marist Security officers have Cardio-Pulmonary Resuscitation (AED & CPR) certification. The Office of Campus Safety is located in **Donnelly 201** and can be reached by calling **845-575-3333**. **In emergency only dial 845-575-5555 or Ext. 5555.**

**FIRST YEAR EXPERIENCE AND LEADERSHIP DEVELOPMENT (FYE & LD)**

The Office of FYE & LD is dedicated to assisting first year students in their transition to Marist by addressing the social, cognitive, and emotional challenges they encounter. New students are guided in their intellectual and personal development through campus wide experiences such as Orientation, First Fall and Welcome Week, as well as through a variety of academic and social programs involving small groups and one-on-one interactions. Both the professional and Peer Mentor Programs happen through this area (see Mentors). While they are not new to college, transfer students are also part of FYE as they are new to the Marist community. FYE & LD works with all class years by offering opportunities for leadership development to all interested undergraduate students providing skills and experiences essential for lifelong leadership engagement. Mentor relationships are continued with students in subsequent years as they endeavor to succeed academically, become influential leaders, and develop into well-balanced citizens of the Marist and World community. **“The End Depends On the Beginning” and this area offers many fun and rewarding experiences to help students feel better connected to the University.**

## HEALTH SERVICES

Marist Health Services' main office is in the Murray Student Center, Room 352. We also have another site on the second floor of the Midrise dormitory. Our health care professionals include an MD medical director, nurse practitioners, registered nurses, and administrative staff. Our office hours are posted at <https://my.marist.edu/health-services>.

Marist Health Services provides care to full-time undergraduate students while undergraduate classes are in session. Graduate students may elect to pay the Health Services fee to access care as well. Students may call 845-575-3270 to schedule an appointment. In the event of an unplanned visit or emergency, students are triaged promptly, and appropriate care is provided in a timely manner.

There is no charge for office visits or in-house lab tests (e.g., rapid strep tests), but healthcare delivered outside the Health Service, such as diagnostic tests, specialist referrals, urgent care centers and emergency room visits are billed to the student's insurance. Bloodwork sent to outside labs will also be billed to the students' insurance, so it is important for the student to know which is the preferred laboratory for their insurance plan to minimize out of pocket expenses.

Resident students requiring after-hours care are encouraged to notify the on-duty RA or RD, or Marist University Campus Safety: x5555, x3333 or 845-575-3333. No overnight care is available on campus. Health Services provides evaluation and treatment of illness and minor injury as well as reproductive and sexual healthcare, management of chronic concerns, and non-urgent healthcare concerns, and health education and counseling. The influenza vaccine is available at annual flu clinics held on campus during Fall semester, as well as local pharmacies. While flu shots are covered by most insurances, there may be a modest fee for those students who do not have adequate coverage.

Marist University requires all full-time undergraduate students to have health insurance, thus they are automatically enrolled in the Marist University Accident and Sickness Plan administered by the Allen J. Flood Companies. Students who have comparable or better coverage and do not wish to enroll in the plan must complete an online waiver annually to provide proof of coverage. Information is available at <https://www.marist.edu/student-life/services/health-services/health-insurance-plan>. Before opting out of the plan provided, students are advised to confirm details of their policy's coverage of services in the Poughkeepsie area. Contact Student Financial Services with any questions or concerns regarding the above.

Dental care is not available on campus. Information about dental specialists can be found at <https://www.marist.edu/student-life/services/health-services> under "Related Information." Students are responsible for transportation to off-campus appointments.

Marist Health Services often receives requests for notes excusing students from class and other attendance issues. We do not provide excuse notes for routine illness. Please see the "Health Excuse Policy" located at <https://www.marist.edu/student-life/services/health-services>. Contact us at 845-575-3270 or [health.services@marist.edu](mailto:health.services@marist.edu).

## HELP DESK

The Marist University Help Desk serves as the single point of contact between students, faculty and staff and the Information Technology Department. The Help Desk staff will assist you with your questions, requests and suggestions or route them to the appropriate area for resolution and provide status of your report. You can drop by the Help Desk in the Donnelly Computer Lab, email them at [helpdesk@marist.edu](mailto:helpdesk@marist.edu), or call **845-575-4357 (HELP)**. Check the website for each location's hours at [www.marist.edu/helpdesk](http://www.marist.edu/helpdesk).

## HOUSING & RESIDENTIAL LIFE

The Office of Housing & Residential Life is located in **Rotunda 387, Ext. 3307**. The residential life program at Marist is based upon the philosophy of providing students with a safe, healthy and attractive living environment that supports and supplements the educational mission of the University. Students in residence must be enrolled for a minimum of 12 academic credits for the semester in which they are housed. All residence areas are staffed

by professional Residential Directors and undergraduate Resident Assistants. The Office of Housing & Residential Life is open Monday through Friday from 8:30 AM to 5:00 PM and during the summer from 8:00 AM to 4:30 PM. In case of an emergency, professional staff are on duty 365 days per year and can be contacted through the Office of Campus Safety at 845-575-5555, ext. 5555.

### **IDENTIFICATION CARDS**

As a Marist University student, you are required to possess a valid Marist identification card. Your Marist ID card is the property of Marist University and must be surrendered to any University official upon request. *All photos in the campus ID system are under Marist University ownership. By taking your photo ID, you understand and consent that the photo of yourself for your Marist University ID card may be kept by Marist University and used for educational and other University related purposes only.*

Student identification cards are made in the Marist Card Services Office, located in **Donnelly 241**. There is no charge for your first ID. Your Marist ID card is non-transferable. It:

- is your personal University identification card;
- is your University library card;
- grants your admission to University activities and events;
- grants you check cashing privileges at Marist University;
- enables access to Marist Money services;
- is your Dining Services card; and
- secures residence hall access.

A lost or stolen Marist ID Card should be reported immediately to the Office of Campus Safety. Once the card is reported lost, the account is frozen and protected. The next business day, during office hours, the cardholder should have a new ID card processed at the Marist Card Services Office. In the academic year, 2024-2025, there is an ID replacement fee of \$20.00. Once a new card is issued, the lost card cannot be used and is no longer valid.

### **INTERNATIONAL STUDENTS**

It is the responsibility of international students to ensure that their passports, signed I-20 or DS-2019, I-94, and other immigration documents are valid and up to date. Any change of address or contact information must be reported to the International Student Services office within 10 days of change. International Students may not engage in off-campus employment without authorization from a P/DSO at Marist University. For information on current immigration regulations, student responsibilities, work authorization, and to access critical International Student Services forms, please visit: <https://my.marist.edu/international-student-services>.

### **INTERSESSION REGISTRATION AT MARIST**

Summer session registration is processed through the School of Professional Programs and the Registrar's Office. You may take up to a total of nine (9) credits for all summer sessions.

Winter classes are also processed through the School of Professional Programs and the Registrar's Office. You may take up to 3 credits during intersession.

For further information regarding Intersession registration visit our website at <https://www.marist.edu/academics/registrar/registration-information>.

### **LIBRARY**

The James A. Cannavino Library, truly the center of campus, offers a variety of spaces to accommodate individual and group studying. Students are encouraged to utilize the Library's physical book, periodical, graphic novel, and DVD collections, in addition to extensive online holdings, including e-books, streaming video titles, and electronic journals. All are easily accessed through Fox Hunt, the Library's online search engine. Subject guides and course-specific research guides are also available to assist in research. These resources are available from the library's web page at <https://library.marist.edu> and can be accessed from on and off campus. The library is also the largest computer lab on campus, providing access to 80 PCs.

Reference librarians are available to assist students with their information needs in person, by virtual appointment, by phone at Ext. 3292, by chat, and by e-mail at [Ask-A-Librarian@marist.libanswers.com](mailto:Ask-A-Librarian@marist.libanswers.com).

### **LIBRARY HOURS**

Library hours are available on the library home page and at <https://library.marist.edu/hours>.

### **LOST AND FOUND**

Anyone finding an article that has been lost should promptly bring it to the Office of Campus Safety located in **Donnelly 201, Ext. 3333**.

The Office of Campus Safety provides, free of charge, the use of electrical engravers and property identification stickers.

### **MAIL & PACKAGE SOLUTION CENTER**

The Mail & Package Solution Center is located on the second floor of the Murray Student Center. All resident students will receive an email for all mail and packages received. Your Marist ID will be required for our card swipe technology to initiate the delivery process of all mail and packages. The Mail & Package Solution Center offers a wide variety of postal services for mailing letters and shipping packages. Service counter hours for mail and package pickup:

Monday – Thursday.....9:00 AM to 6:00 PM

Friday.....9:00 AM to 5:00 PM

Saturday.....9:00 AM to 1:00 PM

Service hours are reduced during winter and summer breaks.

### **MARIST ABROAD**

For over 50 years Marist Abroad has offered students the opportunity to enhance their studies through engagement with international issues and diverse cultures around the world. Marist Abroad offers a variety of study abroad experiences that support a broad range of educational objectives, with program offerings at dozens of sites around the globe. We offer semester, full academic year, short-term faculty-led programs, and summer study abroad options. Additionally, Marist offers First year Abroad programs in Florence and Dublin, and a 4-year Bachelor’s Degree in Florence.

Our goal is to enable Marist students of all majors to study abroad and graduate according to their planned schedule. Participation in a study and/or internship abroad broadens horizons and helps to prepare students for a life and career in an increasingly global society.

For information on study abroad call **Ext. 3330**, visit the web site at <http://www.marist.edu/study-abroad>, visit our Instagram @maristabroad, or stop by the office. Marist Abroad is located in Hancock Center, Room 2007.

### **MARIST MONEY**

Marist Money is a convenient, prepaid money management account which allows you to enjoy campus-wide purchasing power. The advantage of Marist Money is you never need to carry cash, as your student ID card also serves as your Marist Money Card.

Funds from your Marist Money account can be used for purchases in the Marist bookstore, mail and package distribution center, the digital publication center (copies, faxes), the computer store, Student Activities office, all campus cafes and coffee shops, the Cabaret, main dining hall, the north end dining, and participating off-campus merchants.

Your funds are placed in an account that only your activated Marist University ID card can access. Each time you use your card at a reader or cash register, your account balance is reduced by the amount of that sale. The system then informs you of your account balance. You may add money to your card account by going to DN241 or via the Marist website <https://www.marist.edu/student-life/services/marist-id-money/deposit>. Note: Marist Money is not a debit card. No cash withdrawals are available from the Marist Money account. Marist Money cannot be used to purchase alcohol, tobacco, lottery tickets, gift cards or gift certificates. The Marist Money Office is located in Donnelly 241, Ext. 3550; Email: [cardservices@marist.edu](mailto:cardservices@marist.edu).

For more information and an updated listing of services that accept Marist Money, visit the website at <https://www.marist.edu/student-life/services/marist-id-money>.

## MENTORS

The Coordinators and the Associate and Assistant Director in the Office of First Year Experience and Leadership Development (FYE & LD) serve as Mentors to traditional-aged undergraduate students entering Marist. Mentors are experienced professionals dedicated to providing each student with a successful start to their University career. Coordinators live in the residence areas and are assigned to work with new first year and transfer students as well as those whose grades are below the University's academic standards. The Associate Director mentors commuter students and has an office adjacent to our Student Lounge in the Murray Student Center. The Assistant Director is located in Marian Hall. The staff provides academic assistance by helping students with time management skills, pre-registration questions, and any other issues that impact academic performance and a sense of belonging. In addition to coordinating Orientation, Welcome Week, and First Fall, FYE Coordinators enhance the Marist experience by offering a wide variety of meaningful and enjoyable programs such as the Faculty Supper Series, Red Fox Rumbles, First Year Fridays, Emerging Leaders Workshops, a men's group, and other opportunities for student growth, connection and development. They also work closely with Resident Directors and other Student Affairs staff to help build a solid sense of community. Click here to meet your mentor: <https://www.marist.edu/student-life/first-year-program/meet-mentor>.

## PEER MENTOR PROGRAM

In addition to working with a professional mentor, the Office of First Year Experience and Leadership Development provides first year students with the opportunity to participate in the Marist Peer Mentor Program. The program is designed to provide first year and transfer students with an immediate connection to peers and to upper-class students who have experienced being new to Marist.

Peer Mentors are sophomores, juniors, and seniors who are actively involved as student leaders and have an extensive knowledge of the various resources available. In conjunction with the Office of First Year Experience, your peer Mentor is dedicated to walking you through your first year as a member of our community. They provide information, connection, and enjoyable activities. There are different programs for First Year and Transfer students to address their differing needs and experiences. The Marist Peer Mentor Program is offered at no additional cost to students.

## PREFERRED/CHOSEN FIRST NAME CHANGE

Marist students may submit a preferred or chosen first name in Banner Self Service (<https://my.marist.edu/self-service-banner>) by clicking on **Personal Information**. To edit the Preferred First Name field, click on **Edit**.

## RADAR TEAM

Students experience a wide range of challenges and adjustments while attending university. As students are adapting to these changes there are times when severe stress may result in distress or disruptive behavior. The Radar Team serves as a point of referral for students, faculty, staff, and administrators to report student behaviors that they believe are concerning or worrisome. Once a student has been referred, the team works to find the person(s) at the University best positioned to reach out, talk to, and assist the student. This outreach may include referrals to campus resources (e.g., academic support, Health Services, Student Financial Services, and/or Counseling Services). The overall goal of the team is to assist students experiencing difficulties and connect them to resources and support. For more information visit the Radar Team website at <https://my.marist.edu/student-conduct>.

## RECREATION & FITNESS CENTER

**The James J. McCann Recreation Center** houses the McCann Arena, the Team Weight Room and Student Weight Room, an indoor turf facility, regulation basketball and volleyball courts, and the McCann Natatorium at Marist. All students are urged to participate in as many of its activities as they wish. Intercollegiate athletics,



physical education and recreational activities are housed in this area. Special events to which the outside public is invited are held in the Center throughout the year.

### **RECYCLING AND SUSTAINABLE CAMPUS INITIATIVES**

The University's strategic plan calls for the implementation of environmentally sustainable practices to raise awareness, to use as a teaching tool, and to establish lifelong behaviors supporting the environment. Marist University strives to promote sustainability across all areas of the University – through education in the classroom, in operations and procedures, communication, and through student development opportunities. For more information about Marist University recycling and sustainable campus initiatives, visit the University's website at [www.marist.edu/student-life/sustainability](http://www.marist.edu/student-life/sustainability).

### **REGISTRAR'S OFFICE**

The Registrar's Office maintains and stores the academic record of each Marist student. The office is located in **Donnelly 203, Ext. 3250**. Services provided by the Registrar's Office include:

- Enrollment Verifications;
- Transcript of Records;
- Transfer Credit Evaluations;
- Degree Audits;
- Graduation Requirements;
- Registrations;
- First Year Schedules; and
- Process name and address changes.

They also process changes of declarations of majors, minors or certificates; maintain the semester's course listings; provide Academic Calendars and Final Exam Schedules; and maintain the semester's classroom assignments.

### **SECTION 504 OR ADA GRIEVANCE PROCEDURE**

If any student believes that one's rights under Section 504 or the ADA have been violated, the student may bring forward a complaint. Issues that can be the subject of a complaint in accordance with this policy include, but are not limited to, a denial of a requested accommodation, the inadequacy of an accommodation, the inaccessibility of a program or activity due to a disability, or discrimination or harassment based on disability. Students seeking additional information on Section 504 or ADA grievance procedures should contact the Office of Accommodations and Accessibility, in Donnelly Hall 226, at [accommodations@marist.edu](mailto:accommodations@marist.edu), 845-575-3274, or visit them on the web at: <https://www.marist.edu/student-life/community/accommodationsaccessibility/disability/section-504>.

### **SOLICITATION POLICY**

**No solicitation** of any nature will be permitted on campus unless prior permission has been obtained from the appropriate office:

**The Student Activities Office** will process all requests from students and student clubs or organizations.

**The Academic Vice President's Office** will process requests which come from academic departments or divisions of the University or from faculty committees.

**The Business Office of the University** will process requests from off-campus organizations or salespeople. Requests should be made in writing including desirable initiation and termination times and dates. The approving office will indicate in writing the specific location(s) where solicitation may take place. Solicitation door-to-door in residence halls or office-to-office in campus facilities is rarely, if ever, permitted. Specific guidelines for student solicitation may be obtained from the Student Activities Office located in the **Murray Student Center SC3115**.

## SPIRITUAL LIFE AND SERVICE

Marist University's Department of Spiritual Life and Service provides opportunities to meet the spiritual and religious needs of our student community in responding to God's presence in their lives. We promote the integration of the whole person—body, mind, and spirit—and the affirmation of the value of each person and the sacredness of all creation. We do so by building and nourishing an interfaith community of celebration, service, and education through various worship opportunities, weekly service to the local community, student retreats, bible study, and small faith groups. Small faith groups include: Arise (non-denominational students), Catholic Connections, and the Orthodox Christian Group. The department also oversees the Interfaith Leadership Board through which we work closely with Hillel and the Muslim Student Association to ensure equitable provisions for religious practice, and opportunities to educate the campus community on our diverse traditions.

The Department of Spiritual Life and Service is responsible for the approval and sponsorship of any Religious/Spiritual student group, speaker, event, or practice.

## STUDENT AUDIT

Student audits can be an invaluable tool in helping students determine and maintain satisfactory progress toward fulfilling degree requirements. These audits list requirements that have been fulfilled and those remaining to be fulfilled, and they are updated monthly. Students can access their audits through Self Service Banner (Degree Works).

## STUDENT CONDUCT

The Office of Student Conduct (OSC) is located in **Rotunda 389, Ext. 3514**. OSC informs students of the rights and responsibilities as members of the Marist community; involves faculty and staff in administering the conduct process; and assists all members of the campus community to live and learn in an environment that is orderly, peaceful, and supportive of individual growth and development. Services provided by the OSC include, but are not limited to:

- Publishing the *Code of Student Conduct* to help members of the community understand behavioral expectations, rights and responsibilities.
- Reviewing all Incident Reports to determine where disciplinary cases will be handled.
- Providing assistance to victims of conduct violations.
- Conducting Conferences and Hearing.
- Acting as advocates for students and educating them on their rights.
- Selecting and training faculty and staff as hearing panel members.

## STUDENT FINANCIAL SERVICES

The Marist Office of Student Financial Services team, located in **Donnelly 200**, is here to support students and families throughout their journey and is committed to providing exceptional customer service. The office coordinates financial aid, student billing, financial literacy, and student employment on and off campus. They are dedicated to promoting accessibility through personalized service and integrity. If you have general questions or inquiries, SFS can be reached by telephone at 845-575-3230 or by email at [studentfinancialservices@marist.edu](mailto:studentfinancialservices@marist.edu). If you have loan inquiries, please email: [SFSloancenter@marist.edu](mailto:SFSloancenter@marist.edu).

## STUDENT GOVERNMENT ASSOCIATION

The Student Government Association (SGA), located on the **Third Floor of the Murray Student Center 3123, Ext. 2206**, is the institutional body charged with addressing student governance issues at Marist University in the hopes of preserving and strengthening a positive relationship among all groups and members within the University community. This mission is fulfilled through a clear articulation and advocacy of student concerns, issues, and hopes. SGA meetings are open to all students and meetings are held every Wednesday at 11:00 a.m. For more information visit the SGA website at <http://www.marist.edu/sga>.

In line with this mission, the responsibilities of Student Government include the following:

1. Representing the Student Body through decision making that affects the entire Marist University Community or any one student group or organization.
2. Communicating and synthesizing information and concerns among the students, Administration and Faculty.
3. Chartering clubs and organizations and overseeing their performance thus ensuring their mission is fulfilled with the best interest of the students in mind.
4. Appointing students to positions on the President Cabinet, Judicial Board, and other campus-wide committees, while additionally holding elections to fill representative positions.
5. Appointing, guiding, and directing the Financial Board, which in turn appropriates funds from the Student Activity Fee to clubs and organizations.

SGA consists of the Student Body President, Executive Vice President, and the Assembly, which includes the Cabinet, Representatives, and Judicial Board.

**The Student Body President** acts as a student who represents the interests and opinions of the student body when dealing with issues, concerns, and matters directly affecting Marist students. They likewise present the views of the administration, faculty and staff to the entire student body while striving to create a strong communication network between all. The Student Body President strives to make the Marist community a place where all people work and live with respect for each other. The Student Body President chairs all Executive Board meetings, as well as acts as a representative on the Board of Trustees.

**The Cabinet** serves as an advisory board to the SGA President. The positions on the Cabinet are appointed by the Student Body President and are confirmed by the Representatives. The positions consist of: the Student Body Executive Vice President, Chief Communications Officer, Chief Financial Officer, Vice President of Student Life, Vice President of Diversity & Inclusion, Vice President of Club Affairs, Vice President of Academics, Vice President of Athletic Affairs, Vice President of Sustainability, Vice President of Student Well-Being, Elections Commissioner, and Parliamentarian.

**The Executive Vice President** is an appointed position charged with fulfilling the duties and obligations of the President in the event that position is vacated.

**The Vice President of Club Affairs** oversees the seven advisory councils, which includes over 80 clubs and organizations recognized by SGA. The seven advisory councils are: Co-Curricular, Greek, Honorary/Professional, Production/Performance, Social/Service, Awareness, and Sports.

**The Financial Board** is responsible for the oversight of the distribution of the Student Activities Fee to chartered clubs and organizations. Financial board members are appointed by the Chief Financial Officer (CFO) and approved by Cabinet and Representatives. In addition to the CFO, the Financial Board has an Assistant to the Deputy CFO, four appointed students, and one University administrator appointed by the Vice President of Student Affairs.

**The Chief Communications Officer** is responsible for disseminating information from the Student Government Association to the Marist community. The Chief Communications Officer (CCO) utilizes all campus media outlets: Marist University radio, TV, the campus newspaper, and social media. In addition, the CCO is responsible for press releases, polling, and designing flyers for SGA-sponsored events.

**The Student Academic Council (SAC)** establishes firm lines of communication between the academic schools and the student body and explores avenues of curricular growth and development. Students can voice their concerns and/or suggestions through their SAC school representative in reference to academic programs, proposals, and changes in curriculum.

**The Elections Commissioner** is an appointed position charged with adhering to the SGA Constitution and by-laws in order to facilitate free and fair elections.

**Representatives** are elected by the student body to meet the needs of the students on campus. There are 7 representatives with different constituencies: 1 Commuter Representative, 2 Distance Representatives, 1 North End Representative, 2 South End Representatives, and 1 Transfer Representative.

**Class Boards** represent the 4 class years. Each class board has 4 officers, a President, Vice President, Secretary, and Treasurer. The Class Boards are responsible for planning events and activities that unite their class. The Class Boards attend the SGA meetings, addressing any concerns and promoting activities to the Assembly.

### **TITLE IX COORDINATOR**

Pursuant to Title IX of the Educational Amendments of 1972 and the U.S. Department of Education's implementing regulations at 34 C.F.R. Part 106, the University's Title IX Coordinator has primary responsibility for coordinating the University's efforts to comply with and carry out its responsibilities under Title IX. Title IX prohibits sex discrimination in all programs and activities that receive federal funds over which the University exercises substantial control and prohibits retaliation for the purpose of interfering with any right or privilege safeguarded under Title IX. The University considers non-consensual sexual intercourse in addition to any act of sexual misconduct or other sex-based offenses, including intimate partner or relationship (dating and/or domestic) violence, non-consensual sexual contact, sexual exploitation and stalking as a violation of its policy. The Title IX Coordinator is the designated University official to respond to reports and complaints that involve possible sex discrimination, to monitor outcomes, identify and address any patterns, assess effects on the campus climate, and coordinate the University's compliance with federal, state, and local laws and regulations related to Title IX. **For any questions or concerns, contact Kelly Yough, Title IX Coordinator, Ground Floor of the Murray Student Center Room 1207, 845-575-2110, email: [titleix@marist.edu](mailto:titleix@marist.edu).**

### **TRANSPORTATION**

There is a variety of available transportation options available for students. There are ride share businesses available, such as Uber and Lyft. Taxi services are plentiful, and the cost to and from the train station is generally minimal.

Marist University has designated the **Donnelly Parking Lot** for companies to pick up and drop off students between 7:00 PM and 3:00 AM. This prevents unwanted noise (beeping) in the residence areas.

Please Note: Marist Security has no authority to monitor or take action against owners/operators in regard to violations of City or Town Laws; however, we will assist you in filing a complaint with the appropriate municipal agency. For more information about taxi service rules and regulations:

<https://www.marist.edu/security/rideshare-safety>.

### **WRITING CENTER**

The Writing Center, located in **LIB 334 (third floor of the Library)** offers one-on-one tutoring, *free of charge*, to the Marist Community. It is staffed by professional and highly trained student tutors, and its mission is "to help all members of the Marist University community to become more versatile, more successful, and more self-sufficient writers." To learn more, call **Ext. 2735** or visit <https://www.marist.edu/academic/academic-resources/writing-center>.

## **CAMPUS SAFETY**

The Office of Campus Safety at Marist University provides a 24-hour, 7-day-a-week service to the University community, its visitors, and guests. The Office of Campus Safety works as a liaison with local fire, police, and rescue agencies. All Marist Security officers have Cardio-Pulmonary Resuscitation (AED & CPR) certification. The Office of Campus Safety is in **Donnelly 201**, and can be reached by calling **845-575-3333, Ext. 3333**. In emergency only dial **845-575-5555 or Ext. 5555**.

## FIRE SAFETY INFORMATION

All buildings are equipped with fire alarm systems. All systems are tested and inspected annually by a New York State certified fire alarm installer. All fire alarm systems are monitored 24/7 off campus by a central monitoring station as well as by Campus Safety Office on campus. Fire alarm pull stations are located near the exits. For your safety, whenever the fire alarm sounds, evacuate the building **immediately** using the nearest exit. Treat all alarms as real – assume nothing! Behavior of any kind, which inadvertently activates a fire alarm, may be subject to disciplinary action. Failure to evacuate an area may also result in disciplinary action. More information on fire safety, including videos can be found at: <https://www.marist.edu/security/fire-safetyvideos>.

## FIRE RESPONSE PLAN

The following procedures should be followed in case of FIRE:

- **Rescue** and relocate anyone in immediate danger.
- **Alert** others by activating the fire alarm system and/or call Security at 845-575-5555 or Ext. 5555 from a safe location.
- **Confine** the emergency by closing doors.
- **Evacuate** immediately. Use stairs, do not use elevators. If in heat or smoke, crawl low. If there is smoke in the corridor, stay in the room, close and seal doors, dial 845-575-5555 or Ext. 5555 for help and then stand by the window.

## FIRE ALARM PROCEDURES

1. All students, staff, and faculty are required to evacuate the building during a fire alarm.
2. If a fire alarm sounds, immediately proceed to the nearest exit. The last person out should close the door. If smoke hampers your means of evacuating, find an alternative route.
3. **DO NOT** use the elevator to evacuate the building, **CRAWL** low in smoky conditions. Use the stairs to evacuate safely.
4. Always know two ways out and familiarize yourself with the escape routes in the event of an emergency.
5. If you observe other people in the building who may be unfamiliar with the alarm, advise them of the fire alarm and suggest that they evacuate. **DO NOT** force them to leave or become confrontational. Once outside, report their location to a Campus Safety Officer.
6. Proceed to a pre-designated assembly area, away from the building. Do not stand in front of or near the entrances to the building. An explosion may spread debris over a large area. **DO NOT** block fire department access to the building.
7. Do not re-enter the building until the fire alarm has been silenced and the Campus Safety Officer or the Fairview Fire Department has indicated that it is safe to re-enter.

## FIRE EVACUATION PROCEDURES

University buildings are to be evacuated immediately when the fire alarm is activated under the following conditions:

1. When evacuating the building, use the nearest exit if possible.
2. Before you open a door, feel the door with the back of your hand. If the door is hot or you can see fire or smoke in the corridor, do not pass through. Stay in the room. Pack towels (preferably wet) under the door to prevent smoke entry. Contact the Office of Campus Safety at 845-575-5555 or Ext. 5555 and report your location. Then proceed to the window and wave a brightly colored cloth to draw attention to your location. Open the window; do not break the window.
3. If the door is cool, open it slowly. If there is no smoke, proceed to the nearest exit. If the smoke is light, crawl low to the nearest exit. If you encounter smoke along the way, choose an alternative escape route. Make sure the doors close behind you to prevent the spread of smoke.



4. Once outside, proceed to the designated area, away from the building and doors. Make sure that everyone is accounted for. If occupants were unable to get out of the building, or they cannot be found, report this to the Office of Campus Safety Officer at the scene.

### **FIRE EVACUATION PROCEDURES FOR PERSONS WITH DISABILITIES**

1. If the occupant, resident, or visitor is located on the ground floor of the building, exit through the nearest exit.
2. If the occupant, resident, or visitor is located above or below the ground floor, **do not use the elevator**. Call the Office of Campus Safety at 845-575-5555 or Ext. 5555, give the dispatcher your name, exact location, room number, and telephone number.
3. The disabled person should proceed or ask for assistance to the nearest enclosed or exterior stairwell or “area of safe refuge” and remain there. In case of a fire, enclosed building stairwells are “safe refuge areas” and have a higher fire resistive rating. The disabled person should notify an individual (i.e., a co-worker, supervisor, instructor or building monitor) of their specific location. If possible, the disabled person can notify 9-1-1 of their location.

**During an emergency event, always remain clear of emergency vehicles. Maintain a safe distance, no less than 50 feet away from the building to enable the fire department to enter and operate safely.**

For additional fire safety information and annual fire statistics by residence, you can visit <http://www.marist.edu/security>.

### **GENERAL FIRE SAFETY POLICIES**

1. Make a reasonable effort to extinguish small fires by using fire extinguishers or turning off electrically driven equipment.
2. Do not store personal items or place furniture or boxes in exits, corridors, or stairwells.
3. Do not overload electrical outlets or use extension cords.
4. Handle flammable liquids with care.
5. Do not leave appliances unattended in kitchens.
6. Good housekeeping is essential for a fire safe residence.
7. If your clothes catch fire, stop-drop-roll.
8. The doors within a building, especially in stairways and in corridors, are required to meet state and local fire codes. Doors in stairwells must never be propped open. Open doors will allow the spread of smoke and fire to the exits, rendering them useless.
9. Identify and walk through your emergency escape routes so that you will be familiar with them in the event of a fire.
10. Know where the building meeting location is in the event of an emergency evacuation.
11. All buildings on Marist University property are smoke free. Smoking outside is permitted; however, you must be at least 25 feet from the building.
12. It is prohibited to store any electric bicycles, scooters, or vehicles containing a lithium battery inside any building.

### **EMERGENCY CALL BOXES**

Emergency call boxes are located in numerous areas on campus. If you need to reach the Office of Campus Safety, follow the directions on the box.

### **ENFORCEMENT BY LOCAL POLICE AND MARIST CAMPUS SAFETY**

The Town of Poughkeepsie Police Department will enforce the violations of the on-campus laws. When stopped on campus by Marist Security, students are required to identify themselves and/or produce valid ID.

### **RULES FOR THE MAINTENANCE OF PUBLIC ORDER**

Article 129-A of the New York State Education Law (as amended) requires all colleges and universities to adopt rules for the maintenance of public order governing the conduct of students, faculty, staff, or other

persons on university property. They prohibit, among other things, actions recklessly or intentionally endangering mental or physical health. The law further requires that a copy of such rules and regulations be given to all students in compliance with the statute. The full text of Marist University's Rules for Maintenance of Public Order follows:

**I. Overview:** Marist University is committed to defend the right of each member of our community to carry out their assigned duties and responsibilities without interference: students to attend classes, faculty members to teach classes, University offices and departments to hold special events or activities, and administrators and staff to do their respective jobs. Consistent with the foregoing, the following regulations have been adopted.

**II. Rules:**

1. All members of the Marist community – students, faculty members, and members of the staff – shall comply with city, state, and federal laws and ordinances affecting the maintenance of order on Marist premises.
2. Visitors, including invitees and licensees, shall always conduct themselves in a manner that is consistent with the maintenance of order on university premises, and their privilege to remain on university property shall automatically terminate upon breach of this regulation. The University, in addition, reserves the right in its discretion to withdraw at any time the privilege of an invitee or licensee to be on university premises. A trespasser has no privilege of any kind to be on university property but is nevertheless subject to this regulation governing the maintenance of order.
3. The following activities which infringe upon the rights of individuals shall not be permitted and shall be considered violations of university rules:
  - a. Use or threat of force or violence against any person, or the damaging of property.
  - b. Prevention of the normal use or occupancy of any building owned or rented by the University or disruption of any normal university function through use of force or threat of force, physical obstruction, or noise.
  - c. Physical obstruction of or the use of threat of force or violence to interfere with the passage of any person around the university campus or through the entrance or exits of any university building or facility or the corridors thereof.
  - d. Entering any private office or private room without the consent of the rightful occupant.
  - e. Engaging in the practice of hazing, including, but not limited to any action or situation which recklessly or intentionally endangers mental or physical health or involves the forced consumption of liquor or drugs for the purpose of initiation into or affiliation with any organization, whether occurring on or off Marist's campus, regardless of an individual's willingness to participate.
  - f. Presence in or use of any university building or facility during the hours when such building or facility is officially closed unless permission is secured from the President or a designee prior to such presence or use.
4. The use of grounds, facilities, and buildings rented or owned by the University is restricted to members of the Marist community and visitors by invitation. The University reserves the right to require evidence of any individual's qualification to use or be in or on any grounds, facility, or building rented or owned by the University and to deny use thereof to anyone who is not a member of the Marist community, or to eject anyone therefrom who is not complying with these rules.
5. These rules shall apply to any student, employee of the University, or visitor (including, but not limited to, invitees and licensees) to or on property owned or rented by the University.

**III. Enforcement:** Enforcement shall be consistent with approved university procedures and binding contractual agreements of the University. Any student, faculty member, officer of administration, or nonfaculty

member may report a violation of these rules by filing a report with the Office of Campus Safety, or by submitting a report under our Discrimination, Harassment, and Sexual Misconduct policy and procedures.

1. Alleged violations of these rules by students shall be referred to the Office of Student Conduct.
2. Alleged violations of these rules by faculty shall be referred to the provost.
3. Alleged violations of these rules by officers of administration or other non-faculty employees shall be referred to the Vice President of Human Resources.
4. Pending such a hearing, the President of the University shall have the right to restrict the campus activities of any such member of the student body or staff if they determine that it is necessary to prevent further violations of these rules.
5. In case of a violation of these rules by a person who is not an employee or student at the University, the Office of Campus Safety, in coordination with local civil authorities as needed, will be responsible for taking appropriate action including possible ejection from the campus and/or prosecution under appropriate state and local laws, or both.
6. In case the President of the University determines that the normal university procedures are inadequate for maintaining order on the campus, they may request the local civil authorities to deal with the situation. The President may obtain court action, where appropriate.

**IV. Penalties:** With due regard for civil liberties and professional rights, any individual who is found to have violated these rules may be subject to immediate ejection from university property. In addition, any member of the Marist community who is found to have violated these rules may be subject to suspension, expulsion, or other appropriate disciplinary action. Any organization which is found to have authorized any violation of these rules may be subject to the rescission of said organization's permission to operate on the Marist University Campus or any other university property. The penalties described herein shall be in addition to any criminal or civil penalty pursuant to any penal or other law to which the violator or organization may be subject.

### **VEHICLE REGISTRATION AND PARKING**

Please read the following information carefully and if you have any questions, contact the Office of Campus Safety (845-575-3333; [safety@marist.edu](mailto:safety@marist.edu)).

The Office of Campus Safety, located at **Donnelly 201, Ext. 3333** is responsible for the implementation and enforcement of the parking and vehicle registration policy.

To maintain an orderly parking program on the Marist campus, the following policies have been established:

- Resident students with less than 50 earned credits are not permitted to have a vehicle on campus. Any exceptions must be approved by the Director of Campus Safety  
<https://www.marist.edu/security/parking>.
- All students parking on campus must have their vehicles registered with the Office of Campus Safety.
- Vehicles without permits will be cited.
- Students will be notified by email when the on-line parking registration is available. Permits will be mailed prior to the start of the semester.
- Fraudulent use of handicapped permits may result in revocation. Parking policies are listed on the Parking website.

## **ATHLETIC PROGRAMS**

Athletics at Marist University play a vital role in the life of the University, its students and area community.

### **ATHLETICS**

Athletics at Marist University are an extracurricular activity and secondary to any student's university education. Marist offers a three-tiered sports program: varsity, club, and intramural. Athletics at Marist University reflect the university objectives and are a means to attain educational goals. The varsity program offers the most advanced level of competition. Marist is a member of the National Collegiate Athletic

Association and subscribes to the Division I philosophy. Marist belongs to the Metro Atlantic Athletic Conference and the Pioneer Football League. Sports at the Varsity level are the most competitive and include: Men: Baseball, Basketball, Cross Country, Football, Lacrosse, Rowing, Soccer, Swimming & Diving, Tennis, and Indoor and Outdoor Track.

Women: Basketball, Cross Country, Lacrosse, Rowing, Soccer, Softball, Swimming & Diving, Tennis, Indoor and Outdoor Track, Volleyball, and Water Polo.

At the club level opportunities may include: baseball, cheerleading, dance, esports, equestrian, fencing, golf, ice hockey, men's rugby, women's rugby, men's soccer, women's soccer, men's lacrosse, women's lacrosse, men's volleyball, women's volleyball, skiing, tennis, and ultimate frisbee.

Students interested in team sports at a less advanced level may turn to an extensive intramural program.

Intramurals offer any student, regardless of skill level, the chance to play on a team without the time demands of intercollegiate athletics; more than 2,800 undergraduates participate each year. There are teams in Flag Football, Volleyball, Soccer, Basketball, and many more.

In its physical education and recreation program, a wide range of courses are offered in individual sports including Zumba, karate, exercise, sailing, dance, yoga, swimming, lifeguard training and coaching certification. Classes are small and instruction is geared to beginning and intermediate levels of ability.

Team schedules are available throughout the year to all students. Student support and participation in these activities are a vital part of life at Marist.

Current Marist students are not charged admission to regularly scheduled athletic events and attendance is encouraged.

### **HOW DO I PARTICIPATE IN THE ATHLETICS PROGRAM?**

The varsity program is the highest level of competition offered at Marist. Many of the participants at the Varsity level have been recruited to attend the University. Opportunities for participation do exist for the non-recruited student-athlete. To obtain information on a particular team of interest, the coach of the sport should be contacted at the McCann Center, or an inquiry made through the Office of the Athletic Director at Ext. 3304.

The intercollegiate programs at the Club level offer a wider degree of opportunity for participation. An inquiry can be made to obtain information on a particular club sport through the Coordinator of Club Sports and Intramurals at Ext. 2355.

Information on the Intramural program is also posted at the McCann Center and can be obtained by contacting the Coordinator of Club Sports and Intramurals at Ext. 2355. The Recreation program has offerings listed in the University catalog. Additional information can be obtained from the Coordinator of Club Sports and Intramurals, Ext. 2355.

Information on all three levels of competition at Marist can be found on the department website – *GoRedFoxes.com*

### **ADVISORY COMMITTEES TO THE ATHLETICS PROGRAM**

1. Standing Committee on Athletics - The purpose of the Standing Committee is to formulate the broad policies within which the Department of Athletics will operate. It does not deal with day-to-day operations. The members of the committee, appointed by the President, include teaching faculty, deans, administrators, and students. The Athletic Director is always a committee member, and the department recommends members of the committee to the Vice President of Student Affairs. The Committee is composed of not more than 14 but not less than 10 members. Student members of the committee include the Co-chairs of the Student Athlete Advisory Committee.
2. Student Athlete Advisory Committee – The committee is composed of two members from each of the varsity intercollegiate teams, who are recognized as leaders within their programs. The purpose is to act as a liaison between the Department of Athletics and the student-athletes on any and all matters related

to the intercollegiate varsity athletic programs. It does not have the authority to establish or change policy. The Student Athlete Advisory Committee meets monthly, September through May.

## **ATHLETIC FACILITIES**

### **Tennis Pavilion**

Located between the Fulton Townhouses, this pavilion is the venue for the men's and women's tennis teams. It features eight regulation-sized courts with a spectator area. These courts are equipped with a professional lighting system and are open for use to the Marist community.

### **Gartland Athletic Fields (North Fields)**

These fields are located on the north end of campus behind the North End Housing complex. This 10-acre area serves as the playing field for the varsity softball program as well as a practice facility for several sports. In addition, the club men's and women's rugby teams and intramural programs also utilize this facility. An 8-lane track surrounding a turf field is projected to be completed in Spring 2025. The Track and Turf Field project promises to benefit many of Marist's 23 Division I athletics teams – men's and women's track and field, cross country, lacrosse, and soccer, all of which will use the facility for practice and/or competition. It will also serve as a community-wide recreation and wellness resource for students, faculty, staff, club sports, and many intramural teams.

### **Tenney Stadium at Leonidoff Field**

This multipurpose facility is home to varsity football, men's and women's lacrosse, and men's and women's soccer programs. Built to hold 5,000 fans, this stadium is equipped with Field Turf and a professional lighting system. This facility is also widely used by club and intramural sports.

### **James J. McCann Recreation Center**

The Center houses Marist's intercollegiate athletics, intramurals, physical education and recreational activities. Special events to which the Hudson River Valley community is invited are held in the Center throughout the year. The back portion of the building was renovated during the summer of 2000 and now holds the Dr. Maynard Sports Medicine Area, equipment room, and academic advisement area with individual meeting rooms for all varsity student-athletes. The Sports Medicine Area measures 3,500 square feet and is under the direct supervision of the Coordinator of Sports Medicine.

The Center also houses a dance studio, locker rooms, the Basketball Complex, the Football Office Suite, and the Student-Athlete Enhancement Center.

### **McCann Arena**

This facility is home to the varsity volleyball and men's and women's basketball programs. Amenities in the arena include a 3-court basketball playing surface, chairback seating and three HD LCD video boards. This facility has open hours during which members of the Marist community can take part in recreational, club and intramural sports.

The fitness and recreation wing of the James J. McCann Center provides students and student-athletes alike with state-of-the-art fitness and training facilities. The vision of the expanded McCann Center is to be a student center in the evening hours, and to provide Marist students with excellent space to recreate and socialize while maintaining an active lifestyle. The addition includes a pair of weight rooms, an indoor turf facility, a recreation gymnasium with two NCAA regulation basketball courts, and a 133-meter elevated track. Other spaces include a physical therapy facility designed for an athletic and academic partnership with the Doctor of Physical Therapy program, two multipurpose rooms designed for team meetings, film review and physical education and fitness classes, and a rooftop terrace with a green roof.

### **McCann Natatorium**

This facility houses a six-lane 25-yard pool where the men's and women's swimming programs and women's water polo team compete. In addition, there is a diving well for the men's and women's diving teams. The pool also offers open-swim hours where the Marist community can utilize this facility.



### **McCann Baseball Field**

This facility located on the South end of campus serves as a playing field for the varsity baseball program. In 2011, the baseball field received a facelift which saw the addition of a new outfield fence, warning track, and scoreboard.

### **Longview Park**

The Riverfront area has been renovated to include a new bulkhead and dock system, fishing pier, illuminated scenic river walks, renovated green space, a gazebo, and new landscaping. It includes two boathouses for the storage of crew shells and sailing equipment for the varsity men's and women's rowing programs, club sailing team, and community programs. In 2008, Marist Historic Cornell Boathouse was renovated and returned to its original prowess. This landmark building also hosts many University and community functions throughout the year.

### **McCormick Fitness Center**

The McCormick Fitness Center services all students in the North End Housing complex and is open to all students on campus. The 3,400 square foot complex is comprised of a 2,300 square foot fitness center and a 1,100-square foot dance studio. The fitness center contains 37 pieces of cardio equipment, including 13 treadmills, 10 ellipticals, 10 expresso bicycles, four freemotion machines, and two benches and dumbbells. It also holds 7 circuit strength machines and a doubled sided powerlift rack. Adjacent to the fitness center is a state-of-the-art aerobics room, which plays host to dance, fitness, and yoga classes. It is equipped with a hardwood floor, dimmable lights, and a high-quality sound system that allows fitness instructors to communicate using hands-free headset and play customized audio through an auxiliary cord. Satellite radio is available throughout the McCormick Fitness Center.

### **Marketplace Fitness Center**

Located on east campus beneath the Upper West Cedar Townhouses, the marketplace fitness center is a 2,000 square foot area comprised of cardio and plate-loaded weight training equipment. It contains 15 pieces of cardio, including seven treadmills, seven ellipticals, and four Expresso bicycles. Satellite radio is available throughout the Marketplace Fitness Center.

## **STUDENT MEMBERSHIP AND USAGE POLICIES**

The McCann Recreation Center, the McCormick Fitness Center and Marketplace Fitness Center are for the use of the Marist University community. Individuals using the facilities are required to have appropriate identification with them and can be asked to present Marist ID by staff. The McCormick and Marketplace Fitness Centers are exclusively for the use of the Marist student community.

1. Undergraduate and graduate students can use all parts of the Centers during all building hours.
2. Students with valid University ID can have up to two (2) guests. Guests must have ID and register with the McCann front desk.
3. Smoking, vaping and electronic cigarettes, alcohol, other tobacco substances and chewing gum are prohibited.
4. Personal headphones are required for all audio devices.
5. Foul language is prohibited. Violators may be requested to leave the facility.
6. Bicycles and scooters cannot be brought into the McCann Center. Bicycle racks are provided outside the facility.
7. Roller blades, skateboards, etc. cannot be used in the McCann Center. All personal transportation devices must be carried by the owner.
8. Pets are prohibited. Federally recognized service animals are permitted. Documentation for the service animal may be requested by Marist staff.

## **HOURS**

Building hours for the McCann Center, McCormick and Marketplace Fitness Centers can be found on the department website – *GoRedFoxes.com*. Building hours may be altered due to usage, special events, University vacations, and unforeseen emergencies. Special events, athletic practices, and competitions may require the closing of all or part of the McCann Center. Schedule changes will be listed in the McCann Center schedule when possible, and in areas affected with as much advance notice as possible and at the discretion of the Department of Athletics.

### **DRESS CODE**

The University insists that the following dress standards be adhered to while using the Recreation Center:

- Regulation athletic t-shirts and shorts, warm-up suits, sweat suits, tennis attire and sneakers.
- Torsos must be covered.
- The following articles will not be permitted:
  - Clothing with inappropriate or offensive graphics and/or language.
  - Excessively small and short shorts.
- The Marist staff reserve the right to determine what is or is not appropriate fitness apparel. Individuals who do not meet the dress standards will be asked to leave the facility.

The University also requests that the following dress standards be adhered to while using the pool:

Male: Tank trunks, boxer type knits (swimming style only), nylon cord, and most combination of conventional types of bathing suits will be accepted. No cut off shorts will be allowed.

Female: Tank suits, two-piece, one piece, and most other combinations of the conventional type of bathing suits will be accepted.

Marking black-soled shoes are not permitted in the McCann Center.

### **MCCANN CENTER EMERGENCY PROCEDURES**

In case of fire, vacate building immediately. Use the closest exit and walk 50 feet from the building. Fire alarms and extinguishers are posted conspicuously throughout the building. Do not use the elevator in an emergency.

Members and users must obey the direction of the Center staff. Lack of cooperation may result in loss of membership and/or privileges. For additional fire safety information and annual fire stats for residence, you can visit <https://www.marist.edu/security/fire-response>.

### **INJURIES**

If any injury occurs, please see the supervisor on duty or Control Desk attendant. Limited first aid supplies are available and will be dispensed upon notification of injury. An accident report on each injury **MUST** be completed by the injured individual and the supervisor on duty.

### **SCHEDULE OF EVENTS**

A monthly schedule of the McCann Center is available at the Front Desk in the Lobby of the McCann Center. For further information call **845-575-3699 (FOXX)** and press appropriate number.

# GUIDE FOR STUDENT CONCERNS

## SITUATION

## REFER TO

### Concerns about students

#### Student Affairs

**Dean of Students** Matthew McMahon  
3399 North Road – RO 388  
Poughkeepsie, NY 12601-1387  
845-575-3517

### Concerns about staff members

#### Human Resources

3399 North Road – DN 120  
Poughkeepsie, NY 12601-1387  
845-575-3000, ext. 3349

### Discrimination complaints based on religion, race, age, disability, etc.

#### Student Affairs

3399 North Road – RO 389  
Poughkeepsie, NY 12601-1387  
845-575-3515

### Physical illness

#### Student Conduct

3399 North Road – RO 389  
Poughkeepsie, NY 12601-1387  
845-575-3514

### Emotional distress or suicidal ideation

#### Marist Health Services

3399 North Road – SC 352  
Poughkeepsie, NY 12601-1387  
845-575-3000, ext. 3270

### Grade appeals or issues with instructors, medical or emergency withdrawal, leave of absence, withdrawal, or transfer

#### Counseling Center

3399 North Road – MR 113  
Poughkeepsie, NY 12601-1387  
845-575-3000, ext. 3314

### Sexual misconduct complaints

#### Center for Advising and Academic Services

[advising@marist.edu](mailto:advising@marist.edu)  
3399 North Road – DN 224  
Poughkeepsie, NY 12601-1387  
845-575-3000, ext. 3500

#### Title IX Coordinator Kelly Yough

[TitleIX@marist.edu](mailto:TitleIX@marist.edu)

3399 North Road – Ground Floor of the Murray Student Center  
– Room 1207  
Poughkeepsie, NY 12601-1387  
845-575-3000, ext. 2210

## PROBLEM-SOLVER AT A GLANCE

For	Office	Where	Ext.
Absence – four or more consecutive days	Advising & Academic Services and Instructors	Donnelly 224	3500
Absence – less than four days	Individual Instructor	-----	-----
Academic Issues	Academic Advisor or Advising & Academic Services	Donnelly 224	3500
Adding a Course	Academic Advisor	-----	-----
Books	Bookstore	Murray Student Center	3260
Campus Ministry	Director	Byrne House	2275
Career Planning	Career Services	Library 3 <sup>rd</sup> floor	3547
Change in Address	Registrar's Office	Donnelly 203	3250
Change in Courses/in major field	Academic Advisor	-----	-----
Check Cashing	Business Office	Donnelly 210	3312
Class Cancellations	-----	-----	845-575-5500
Club Activities	Student Activities	Murray Student Center 3115	3279
Club Sports/Intramurals	Assistant AD of Club & Recreational Sports	McCann	2594
Code of Conduct	Office of Student Conduct	Rotunda 389	3514
Counseling Services	Counseling Center	Midrise Hall 113	3314
Degree Requirements	Registrar's Office/Degree Audit	Donnelly 203	3250
Dining Services	Marist Dining	Murray Student Center	5100
Disability Services	Accommodations and Accessibility	Donnelly 226	3274
Fees/Bills	Student Financial Services	Donnelly 200	3231
Financial Aid/Scholarships	Student Financial Services	Donnelly 200	3230
Orientation Coordinators/Emerging Leaders	First Year Experience & Leadership Development	Rotunda 388	3517
Grades	Registrar's Office	Donnelly 203	3250
Health Services	Marist Health Service	Murray Student Center 352	3270
Housing Requests	Housing Office	Rotunda 387	3307
ID Cards	Marist Money Card Office	Donnelly 241	3550
Intersession Classes (summer and winter)	Registrar's Office	Donnelly 203	3250
Leave of Absence	Advising & Academic Services	Donnelly 224	3500
Lost & Found	Campus Safety	Donnelly 201	3333
Lost Keys	Housing Office	Rotunda 387	3307
Mail	Mail & Packaging Solutions Center	Murray Student Center	2131
Marist Money	Marist Money Card Office	Donnelly 241	3550
McCann Center General Equipment Room/Court Reservations	Athletic Director/Assistants Staff	McCann Center	3304 3699 2301
Newspaper (Student)	The Circle	LT 211b	2429
Parking Appeals	Office of Campus Safety	Donnelly 201	3333
Part-Time Jobs (On or Off Campus)	Director of Student Employment	Donnelly 200	3181
Safety/Security	Office of Campus Safety	Donnelly 201	3333
Student Conduct	Office of Student Conduct	Rotunda 389	3514
Student Government	SGA Officers	Murray Student Center 3123	2206
Summer Classes NOT at Marist (permission only)	Registrar's Office	Donnelly 203	3250
Title IX Coordinator	Office of Diversity, Equity, and Inclusion	Ground Floor of the Murray Student Center Room 1207	2110
Transcripts	Registrar's Office	Donnelly 203	3250
Tutoring	Academic Learning Center	Library 331	3300

Veterans Information	Registrar's Office	Donnelly 203	3250
Withdrawing from University	Advising & Academic Services	Donnelly 224	3500
Withdrawing from a Course	Registrar's Office	Donnelly 203	3250
Withdrawing from Housing	Housing Office	Rotunda 387	3307
Work-study	Director of Student Employment	Donnelly 200	3181
EMERGENCY			5555



# MARIST



## CODE OF STUDENT CONDUCT AND RESIDENT STUDENT HANDBOOK

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# MARIST UNIVERSITY: CODE OF STUDENT CONDUCT

## PREAMBLE

Application to Marist University indicates a free choice to become part of the University community, to participate in its programs, and to accept the responsibility of membership therein. The University's acceptance of the student in turn represents the extension of the privileges of community membership to the individual and the right to remain a member of the community by meeting the entire academic, financial, and behavioral expectations of the University.

Marist University is committed to providing an environment that promotes and values academic learning; institutional and personal integrity; and justice and equality. The University considers all Marist students as its partners in the responsibility of creating and maintaining that environment.

The *Code of Student Conduct* and the student conduct process apply to the conduct of individual students, both undergraduate and graduate, including adult students, professional programs, abroad programs, and all University affiliated student organizations. For the purposes of student conduct, the University considers an individual a student who has been accepted for admission and thereafter as long as the student has a continuing educational interest in the University. Students who withdraw from the University with a pending conduct case are not welcome back onto University property until the case has been resolved or with permission from the Director of Student Conduct or designee.

Each student and/or organization at Marist agrees to be governed by the *Code of Student Conduct*. The University, through the Office of Student Conduct, possesses the authority to impose sanctions for any behavior that violates the *Code of Student Conduct*.

All students and/or organizations at Marist have access to the *Code of Student Conduct* and Resident Student Handbook. Web links are provided to students at the beginning of each academic year. Printed copies of the *Code of Student Conduct* are available upon request from the Office of Student Conduct or Student Affairs.

This document is available online at the following address: <https://www.marist.edu/student-life/community/student-conduct>.

Amendments to the *Code of Student Conduct* are made via the above-mentioned website. Although changes are relatively rare, students/organizations are responsible for the information contained in this document. Therefore, students are advised to check online on a regular basis for updates that may occur to policy and procedures.

## SECTION 1: DEFINITIONS

**Academic Integrity Panel (AIP)** – A three-member hearing panel of faculty (or faculty/staff) drawn by the Office of Student Conduct from the pool of trained faculty/staff that will hear and resolve a case of academic integrity.

**Advisor/Advocate** – Any one person (unrelated to the case at issue), chosen by the Responding Party, Reporting Party, or Organization to assist them, through the hearing process. Advisors for either party may only advise or assist but not engage in any verbal presentation or questioning.

**Appeals Officer** – An individual who did not serve as the original case/hearing officer and has been designated as the individual to hear the appeal. Hearing Panels heard by one Hearing Officer will be sent to an Appeals Officer. For example, cases involving suspension/expulsion from the institution are appealed to the Vice President of Student Affairs/designee.

**Appeals Panel** – A three-member panel of trained faculty/staff drawn by the Office of Student Conduct from the pool of members who did not serve on the original Hearing Panel. At least two panelists will be faculty members in Academic Integrity Appeals. Cases not involving suspension/expulsion from the institution are appealed to an Appeals Panel/Officer.

**Business Day** – is defined as Monday through Friday between the hours of 8:30 am – 5:00 pm excluding University wide closings and holidays.

**Code** – will refer specifically to this document.

**Conduct Conference** – A proceeding at which the Responding Party has the right to review all the information currently available that resulted in the alleged violations indicated in the Notice of Allegation Letter and the options available for resolution. **Note:** Lower-level incidents may be heard by a Resident Director.

**Faculty Member/Instructor** – Any person hired by the University to provide instruction to students.

**Guests/Visitors** – Any individual (student or non-student) that is not assigned to live in the particular room/apartment where there is an alleged violation. All guests of first year students must be issued guest passes, which they are required to carry at all times.

**Hearing** – A formal procedure before a hearing officer or conduct body after an incident is referred or the responding party does not agree with the resolution (if applicable).

**Keys** – Keys, identification cards, or any other technology or equipment used to gain entry or limit access.

**Member of the University Community** – Includes any person who is a student, faculty member, University official, or any other person employed by the University. A person’s status in a particular situation will be determined by the Vice President of Student Affairs or designee.

**Policy** – Is defined as the written regulations of the University as found in, but not limited to, the Student Handbook, the Undergraduate and Graduate Catalogs, and Human Resources.

**Preponderance of the Evidence** – Information, considered as a whole, which indicates that it is more likely than not that a policy violation occurred. The “preponderance of the evidence” standard is employed in the adjudication of cases and is a lower threshold than the “beyond a reasonable doubt” standard employed in criminal prosecutions within the court system.

**Release of Education Records to a Third Party** – A form that a student may sign to give permission to the Office of Student Conduct or designee to discuss or release the student’s behavioral or student conduct records to persons indicated on the form (can be found on the Office of Student Conduct website).

**Reporting Party** – Any member of the community or third party who alleges a student has violated the *Code of Student Conduct*, regulation, or policy.

**Responding Party/Organization** – Is defined as a student or organization that has allegedly violated the *Code of Student Conduct*, regulation, or policy.

**Student** – Includes all persons taking courses at the University or online, both full time and part time pursuing undergraduate, graduate, professional program, and adult studies. Persons who are not officially enrolled for a particular term but who have a continuing relationship with the University are also considered students.

**Student Conduct Officer/Hearing Body** – A University official or panel designated to conduct conferences or hearings with a Responding Party alleged to have violated the *Code of Student Conduct* and may impose sanctions, when necessary.

**Student Organization** – Includes all organizations, both graduate and undergraduate who have complied with or are in process of complying with the requirements for chartering and are officially recognized by the University and/or funded through the Student Government Association.

**University** – Refers to Marist University.

**University Hearing Panel** – A hearing body comprised of faculty and staff established to hear and resolve a case.

**University Official** – Includes any person employed by the University performing assigned administrative or professional responsibilities, which includes staff, paraprofessionals and security officers.

**University Premises** – Includes all land, buildings, facilities and other property in the possession of, or owned, used or controlled by the University including, adjacent streets and sidewalks. The term “University Premises” also applies to study abroad sites and international programs.

**Vice President of Student Affairs** – Is the person designated by the President of the University to be responsible for the administration of the *Code of Student Conduct*.

**Witness(es)** – Includes, but not limited to, any person(s) who can provide a firsthand account of details regarding the incident, has interacted with the parties, and/or has information to share with the hearing officer or conduct body. This may include investigators, conduct officers, faculty, or other University administrators.

## **SECTION 2: JURISDICTION**

Students at the University are provided a copy of the *Code of Student Conduct* annually in the form of a link on the University website. Hard copies are available upon request from the Office of Student Conduct. Students are responsible for having read and abide by the provisions of the *Code of Student Conduct*.

The *Code of Student Conduct* and the student conduct process apply to the conduct of individual students, both undergraduate, graduate, adult, including professional students and all University-affiliated student organizations. For the purposes of student conduct, the University considers an individual to be a student when an offer of admission has been extended and thereafter as long as the student has a continuing educational relationship with the University.

The University retains conduct jurisdiction over students who choose to take a leave of absence, withdraw, or have graduated from any misconduct that occurred prior to the leave, withdrawal, or graduation. Students who withdrawal from the University with a pending conduct case are not welcome back onto University property until the case has been resolved. A hold may be placed on the student's ability to re-enroll and/or obtain official transcripts and/or graduate and all sanctions must be satisfied prior to re-enrollment eligibility. In the event of serious misconduct committed while still enrolled but reported after the accused student has graduated, the University may invoke these procedures and should the former student be found responsible, the University may revoke the student's degree.

The *Code of Student Conduct* applies to behaviors that take place on campus, at University-sponsored events, and may also apply off-campus when it is determined that the off-campus conduct affects a substantial University interest. A substantial University interest is defined to include, but is not limited to: Any situation where it appears that the student's conduct may present a danger or threat to the health or safety of themselves or others; any situation that significantly impinges upon the rights, property or achievements of self or others or significantly breaches the peace and/or causes social disorder; and/or any situation that is detrimental to the educational mission and/or interests of the University.

The *Code of Student Conduct* may be applied to behavior conducted online, via email, or another electronic medium. Students should be aware that online postings such as blogs, web postings, chats, and social networking sites are in the public sphere and are not private. These postings can subject a student to allegations of conduct violations if evidence of policy violations is posted online. The University does not regularly search for this information but may take action if and when such information is brought to the attention of University officials.

The *Code of Student Conduct* applies to a guest of community members whose hosts may be held accountable for the misconduct of their guest. The *Code* may also be applied to resident non-students, campers and high school bridge/extension/partner/dual-credit and continuing education programs by contractual agreements. Visitors to and guests of the University may seek resolution of violations of the *Code of Student Conduct* committed against them by members of University community.

There is no time limit on reporting violations of the *Code of Student Conduct*; however, the longer someone waits to report an offense, the harder it becomes for University officials to obtain information and witness statements and to make determinations regarding alleged violations.

Though anonymous reports are permitted, doing so may limit the University's ability to investigate and respond to an allegation. Those who are aware of misconduct are encouraged to report it as quickly as possible to the Office of Student Conduct and/or to the Office of Campus Safety.

University email is the University's primary means of communication with students. Students are responsible for all communication delivered to their University email address.



Marist holds that all individuals who are members of the University community have a responsibility to represent themselves in a lawful and responsible manner at all times.

Students who are accepted to abroad/international program sites may be held responsible for inappropriate behavior and University policy violations that occur when they are studying away from campus.

### **SECTION 3: VIOLATION OF LAW**

Alleged violations of federal, state and local laws may be investigated and addressed under the *Code of Student Conduct*. Proceedings under the *Code of Student Conduct* may be carried out prior to, simultaneously with, or following civil or criminal proceedings on or off-campus. The University will not request or agree to special consideration for that individual because of their status as a student. If the alleged offense is also the subject of a proceeding before a student conduct body under the *Code of Student Conduct*, the University may advise off campus authorities of the existence of the *Code of Student Conduct* and of how such matters will be handled internally within the University community. The University will cooperate fully with law enforcement and other agencies in the enforcement of criminal law on/off campus and in the conditions imposed by criminal courts for the rehabilitation of student violators. Individual students, faculty and staff members, acting in their personal capacities, remain free to interact with governmental representatives as they deem appropriate.

The University reserves the right to exercise its authority of interim suspension upon notification that a student is facing criminal investigation and/or allegation (additional grounds for interim suspension are outlined below). Interim suspensions are imposed until a conference or hearing can be held. The student may elect to waive their right to notice granted to them in the *Code of Student Conduct* and request a conference and/or hearing. After each step of the way, the interim suspension status of the student will be reviewed. The conference and/or hearing may resolve the allegation or may be held to determine if the interim suspension should be continued. The interim suspension may be continued if a danger to the community is posed and/or if the University may be delayed or prevented from conducting its own investigation. In such cases, the University will only delay until such time as it can conduct an internal investigation, obtain sufficient information independently, and/or from law enforcement upon which to proceed.

### **SECTION 4: CORE VALUES AND BEHAVIORAL EXPECTATIONS**

The University considers the behavior described in the following sub-sections as inappropriate for the University community and in opposition to the core values set forth in this document. These expectations and rules apply to all students/recognized student organizations, whether undergraduate, graduate, adult, abroad, or professional. The University encourages community members to report to University officials all incidents that involve the following actions. Any student found to have committed or to have attempted to commit the following misconduct may be subject to the sanctions outlined.

#### **A. CONDUCT WHICH IMPACTS THE COMMUNITY**

- 1. Arson:** Committing acts of arson, creating a fire hazard, or unauthorized possession or use of flammable materials or hazardous substances.
- 2. University Policies:** Violation of any published University policies, rules and regulations including, but not limited to, the policies found on any University website or document.
- 3. Dangerous Object:** This includes but is not limited to: illegal or unauthorized possession of any firearms, recreational guns (i.e. air, BB, pellet or paintball), decorative swords, knives, brass knuckles, martial arts equipment, replicas of weapons, or explosives. Other weapons or dangerous chemicals, whether or not in proper working condition, are prohibited. Including the storage of any item that falls within the category of a weapon in a vehicle parked on University property.
- 4. Disorderly Conduct:** No person will engage in any disorderly conduct regardless of intent, which breaches the peace or safety of the University community.

**5. Disruptive Behavior:** Substantial disruption of University operations including obstruction of teaching, research, administration, other University activities, and/or other authorized non-University activities which occur on campus, off campus, or online, including, but not limited to:

- a. Disruption or obstruction of teaching, research, administration or other University activities, including its public service functions on or off campus, or online, or other authorized non-University activities when the act occurs on University premises.
- b. Leading or inciting others to disrupt scheduled and/or normal activities associated with the operations of the University; intentional obstruction which unreasonably interferes with freedom of movement, either pedestrian or vehicular, on campus.
- c. Obstruction of the free flow of pedestrian or vehicular traffic on University premises or at University sponsored or supervised functions.
- d. Behavior that disrupts the study, sleep, privacy, or safety of the on or off campus community or residence halls.

**6. Failure to Abide by Federal, State, and/or Local Laws/Ordinances:** Including, but not limited to, a violation of the party nuisance law or noise ordinance, possession of a forged instrument (i.e. altered or fake ID card/driver's license), driving under the influence of drugs or alcohol, possession of an open container (alcohol), and/or other actions that result in an arrest.

*Note:* Knowingly possessing or using an altered driver's license or other government issued document is a felony charge in the State of New York (NYS Penal Law Sec. 170.25). In NYS, a felony is defined as any crime for which a sentence to a term of imprisonment in excess of one year may be imposed.

**7. Gambling:** Organized gambling is not permitted on University property or at University sponsored events off campus. Gambling may include raffles, lotteries, sports pools, and online betting activities.

**8. Keys:** Unauthorized possession, duplication, or use of keys to any University premises. Students are not permitted to give assigned residence keys to other students or guests.

**9. Safety Regulations:** Violation of local, state, federal or campus fire policies including, but not limited to:

- a. Intentionally or recklessly causing a fire which damages University or personal property, or which causes injury.
- b. Failure to evacuate a University controlled building or other structure in a timely fashion during a fire alarm or drill.
- c. Improper use of University fire safety equipment.
- d. Tampering with, covering, 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, which will likely result in a \$150 fine.
- e. Falsely reporting a bomb, fire or any other emergency by means of activating a fire alarm or by any other means.
- f. Unauthorized possession, use or alteration of any University owned emergency or safety equipment. This includes, but is not limited to, malicious discharge of a fire extinguisher, exiting fire safety/alarmed doors, which will likely result in a \$150 fine.
- g. Actions that create a substantial risk such that the safety of an individual is compromised.
- h. Activation of alarm system due to unauthorized use of fire doors. This will likely result in a \$150 fine.
- i. Smoking (including e-cigarettes), or evidence of smoking or tobacco use, is not permitted in any of the residence areas or academic/administrative buildings. This includes individual rooms, apartments, suites, common areas, bathrooms, etc. Anyone smoking outside should be at least 25 feet from any building on campus. There may likely be a \$250 room recovery fee for students who do not comply in order to cover the extensive cost of restoring rooms to a smoke-free condition.

j. Students who live on campus are strictly prohibited from having or improperly using any items which could create a fire hazard (e.g. candles, extension cords, appliances, hover boards, electric scooters, etc.)

k. Activation of a fire alarm due to the use of a prohibited item or negligent cooking.

**10. Solicitation and Posting:** The distribution of flyers on campus advertising alcoholic beverages or drink specials is strictly prohibited. All selling and soliciting of merchandise and services on campus is prohibited. Also prohibited is the advertising of such solicitation or sale, as well as any posted materials in common areas that are not specifically approved by the Student Activities Office or the Office of Housing & Residential Life. Including, but not limited to, placing flyers/ handbills under doors or taping flyers/handbills to doors. Additionally, solicitation for funds, sales, subscriptions, or credit card applications or marketing is prohibited on campus or in University buildings unless permission has been granted by the appropriate designated authority. Outside and for-profit groups are not allowed to sell items or solicit members of the University community on campus without prior approval from the appropriate authority.

**11. Unauthorized Entry:** Includes, but is not limited to, the use of a University private room, building, structure, vehicle or facility.

**12. Ineligible Pledging or Association:** Pledging or associating with a student organization without having met eligibility requirements established by the University.

## **B. CONDUCT ASSOCIATED WITH PERSONAL RESPONSIBILITY AND INTEGRITY**

The Marist community strongly promotes a personal values system, which focuses on each person taking responsibility for their own actions, and on maintaining dignity and truth. The following restrictions outline the parameters within which each individual will be held responsible. Their violation will result in disciplinary action.

**1. Acts of Dishonesty:** Including, but not limited to:

a. Providing false information to any University official, faculty member or office.

b. Forgery, alteration or misuse of any University document, image, record or instrument of identification, including parking permits.

c. Tampering with the election of any University recognized student organization officer.

d. Encouraging or assisting another person to violate a University policy.

e. Use of the University name and/or image by student clubs, organizations, teams or individual students organizing events that falsely represent co-sponsorship by Marist University.

**2. Abuse of the Student Conduct System:** Including, but not limited to:

a. Failure to obey the summons of a student conduct body or University official.

b. Falsification, distortion or misrepresentation of information before a student conduct body. This will also result in additional conduct charges being filed.

c. Disruption or interference with the orderly conduct of a disciplinary proceeding.

d. Initiation of a disciplinary proceeding knowingly without cause by filing a false report or statement.

e. Attempting to discourage an individual's proper participation in, or use of, the conduct system through intimidation or any other means.

f. Attempting to influence the impartiality of a member of a conduct body prior to and/or during the course of the student conduct proceeding, including witnesses.

g. Harassment (verbal or physical) and/or intimidation of a member of a conduct body prior to, during, and/or after a student conduct proceeding, including witnesses.

h. Failure to comply with the sanction imposed under the *Code*.

i. Influencing or attempting to influence another person to commit an abuse of the student conduct system.

**3. Alcohol Policy:** All members of the Marist University community are considered adults and are thus expected to comply with the laws (local, state and federal) regarding alcoholic beverages, and to take personal responsibility for their conduct. Students who have a guest on campus or in University buildings are responsible

for the conduct of the guest, and for advising them of the applicable laws and Marist University's policies pertaining to alcoholic beverages. Therefore, the following policies have been adopted:

a. For a student and/or guest under 21: A student and/or guest under the age of 21 may not distribute, possess, or consume alcohol. Students and/or an invited guest under 21 years of age may not be in the presence of alcoholic beverages. Students should remove themselves from the situation immediately, ask the individual(s) with alcohol to leave or dispose of the alcohol, and/or notify University officials. The only exception is when an underage student resides in the same private living unit/room with a student who is 21 years of age or older. The underage assigned student may knowingly be in the presence of alcohol (consumed or possessed) by the student of age who resides in the unit/room, provided the underage student complies with the alcohol policy and no one else (students or guests), aside from the assigned underage roommates(s), are present at the time alcohol is consumed by the student of age.

b. For a student 21 years old or older, alcoholic beverages may be consumed by assigned residents and their guests who are 21 years old or older under the following guidelines: A student and/or guest 21 years of age and older may responsibly consume alcohol within their living unit/room. For live in staff (Resident Assistants, Assistant Resident Directors, etc.) use of alcohol is restricted to the privacy of the individual's room.

c. For all students regardless of age: Communal sources such as kegs and multi-quart containers of alcohol are not permitted. Alcoholic beverages are not to be consumed in public areas of the residence halls, including but not limited to, lounges, lobbies, community bathrooms, laundry rooms, hallways, and stairwells. Consumption includes the possession of an open container. Possessing items commonly used to facilitate drinking games or to consume large quantities of alcohol (e.g. funnels, altered board games, beer pong tables, beer bong, etc.) may be confiscated. Any violation in which consumption of alcohol was a contributing factor is also a violation of the alcohol policy regardless of age.

d. A student may not provide alcohol to an underage individual and/or permit an underage individual to consume or possess alcohol in their living unit/room.

e. Residents holding a gathering in their living unit/room where an alcohol violation is taking place are considered hosts. All residents assigned to the living unit/room who are present during the time of the incident will likely be regarded as the host and subjected to disciplinary actions. Hosts can be held responsible for injury or damage occurring to any person or to property in which the consumption of alcohol was a contributing factor and may receive harsher sanctions.

f. All students are responsible for the actions of their guests regarding alcohol possession, use, and excessive noise that may be disruptive to other residents. Students assigned to the unit/room hosting an event where a violation occurs may be held accountable.

g. Public intoxication is strictly prohibited.

h. Distribution, consumption, and possession of alcoholic beverages and/or possession of an open container is not permitted on the public grounds of campus without prior approval of the Vice President of Student Affairs or designee (e.g. parking lots, campus green or waterfront areas).

i. Off Campus formal events hosted by registered student organizations planning to hold an event where alcohol will be present are required to submit the appropriate forms to the Office of Student Activities to be reviewed (e.g. contractual and host liability). The event sponsors are required to verify that the venue used is currently licensed to serve alcohol, if required by law. In addition, Greek organization sponsoring events are required to submit the appropriate forms to Greek Affairs.

***Driving Under the Influence/Driving While Intoxicated:*** The University is concerned about students who violate state and local laws regarding consumption of alcohol and the operation of motor vehicles. In accordance with state law, the University abides by the legal definition of *intoxicated* as "not having the normal use of mental or physical faculties by reason of introduction of alcohol, a controlled substance, a drug, a dangerous drug, a combination of two or more of those substances, or any other substance into the body" or

0.08 Breath or Blood Alcohol Concentration. In addition, students under the legal minimum drinking age of 21 years who are found to have any detectable amount of alcohol in their systems will be considered driving under the influence of alcohol.

Marist University, as part of its educational mission, seeks to assist students in developing appropriate attitudes and behavior regarding the use of alcohol. To this end, the University offers educational programs regarding the negative health and social effects of alcohol consumption. For those individuals who have developed or begin to develop identifiable problems as a result of their alcohol or drug use, a variety of services are available through the University's Health & Wellness Center located on the third floor of the Murray Student Center (ext. 3314).

**Medical Amnesty Policy/Good Samaritan Policy:** The purpose of this policy is to increase the likelihood that medical attention is provided to students due to alcohol intoxication or use of drugs by removing impediments to seeking such assistance. This policy is intended for use in isolated situations; therefore, it does not excuse or protect those who flagrantly or repeatedly violate University policy.

**Medical Amnesty Policy:** When a student is intoxicated or under the influence of alcohol or drugs and seeks medical assistance, they may be granted amnesty from formal disciplinary action by the University for violating the alcohol or drug policies. Upon receiving a report that a student needs medical assistance, University staff will respond through the Office of Campus Safety to obtain EMS services and responding officials will use standard procedures for documenting information and collecting identification of all persons involved. Abuse of amnesty requests can result in a decision by the Director of Student Conduct not to extend amnesty to the same person repeatedly. If a student brings their own use, addiction, or dependency to the attention of University officials outside of conduct sanctions and seeks assistance, a conduct allegation will not be pursued. Amnesty will not extend to other conduct violations associated with the incident, including but not limited to distribution of drugs, hazing, vandalism, or sexual assault. Amnesty can only extend to University conduct processes and does not protect students from criminal or civil penalties.

**Actively assisting requires that an individual:** Call the Office of Campus Safety (5555) or 911 or seek another individual qualified to report the student's condition such as a Resident Director (RD), administrator, or other Residence Life professionals.

**The following are not covered by the Medical Amnesty Policy:** Medical Amnesty will not be granted to students who do not seek medical assistance. Those who are confronted by University staff (i.e. Residence Life staff, Security) or other authorities will be referred to the Office of Student Conduct for alleged policy violation. The University is concerned with the use and abuse of alcohol, drugs, and other substances. If a violation occurs in conjunction with other University policies, more severe disciplinary sanctions may result. Any student found intoxicated may be transported to Mid-Hudson Regional Medical Center or other local medical facilities for medical evaluation.

**Amnesty in cases of sexual assault or other sexual misconduct:** Similarly, the University will not pursue conduct violations for violations of the University's Alcohol and Substance Abuse Policies against a student who reports or seeks assistance after experiencing an incident of sexual assault or other sexual misconduct. See the University's Title IX policy.

**Good Samaritan Policy:** Student health and safety are of primary concern at Marist University. In cases of intoxication by alcohol and/or other substances, the University encourages individuals to seek medical assistance for themselves or others. We all have an ethical responsibility to help people in need. Marist University expects that students will take an active role in protecting the safety and well-being of their peers and the University community. To promote this, when a student assists an individual who is intoxicated or under the influence of alcohol/drugs in procuring medical assistance, that student may be granted amnesty from formal disciplinary action by the University for violating the alcohol or drug policies. Those involved may be required to meet with the Director of Student Conduct/designee to discuss the incident. In lieu, a student may be required to complete educational requirements, including but not limited to, alcohol awareness/education and/or referral



to the Health and Wellness Center. Failure to follow the action plan will nullify the Medical Amnesty protection and campus conduct processes will be initiated. Students who are engaged in minor violations but who choose to bring related serious violations by others to the attention of the University are offered amnesty for their minor violations and educational options may be explored.

**Application to Student Organizations:** In circumstances where an organization is found to be hosting an event where medical assistance is sought for an intoxicated guest, the organization (depending upon the circumstances) may be held responsible for violations of the Alcohol Policy and/or Drug Policy. However, the organization's willingness to seek medical assistance for a member or guest will be viewed as a mitigating factor in determining a sanction for any violations of the Alcohol Policy and/or Drug Policy.

**4. Alcohol Paraphernalia:** This includes but is not limited to:

- a. Empty containers related to alcohol (e.g. liquor bottles, shot glass, beer cans, bottles, etc.) are prohibited in living units/rooms where students are not allowed to consume alcohol because they are under 21 years of age.
- b. Empty or full kegs, beer balls or any other large containers of alcoholic beverages designed for consumption by a group of people are prohibited on campus operated property. Violation of this policy may result in a \$150 fine. The possession of any implement that can be used to irresponsibly ingest alcoholic beverages is prohibited (e.g. funnels, drinking game devices, beer pong tables, etc.) and any such implements may be confiscated by the University and not returned, regardless of age.

**5. Computer Misuse:** Misuse or abuse of the University computer system, voicemail or telephone services as defined by the University (see Marist University Acceptable Usage Agreement available at [www.marist.edu/network-access](http://www.marist.edu/network-access)). This includes, but is not limited to:

- a. Illegally copying, distributing, downloading and/or uploading copyrighted materials on any personal or University computer system. These materials include, but are not limited to, text (including emails and web information), graphic art, photographs, music, film, file sharing and software.
- b. Use of computers and campus networks to harass or threaten other computer users, or to publicly display offensive or obscene messages/videos.
- c. Unauthorized use or abuse of your computer account or the University network.
- d. Repeatedly sending messages with no appropriate intent.
- e. Accessing a student or staff account without authorization.
- f. Using a University office account to send messages without authorization.
- g. Failure to comply with University policies on computers, networks, voicemail and telephone services, and email solicitation.
- h. Using a personal router in a residence hall or apartment.

**6. Damage to Property:** Includes but is not limited to, any action that causes damage or which would tend to cause damage to the property of the University or property of a member of the University community or other personal or public property.

**7. Drug Paraphernalia:** Includes but is not limited to, any items that can be utilized for or are designed for the use of illegal drugs (e.g. bowls, vaporizers, bong, hookahs, scales, related heating devices, etc.) are not allowed in the residence areas. Any items that are fashioned for the purpose of drug use will also be considered a violation of this policy.

**8. Drug Policy:** In compliance with the Drug-Free Schools and Communities Act of 1989, it is the policy of Marist University to provide an educational environment that is free of alcohol and drug abuse. The University recognizes that legal prohibition of the use and/or possession of drugs by students. The University does not condone student sale or use of drugs and will cooperate with civil officials as the law requires. The maintenance of the individual welfare, development, education and rehabilitation of its members is consistent with the mission of Marist University. It should be further understood that the University may therefore take

preventative or prohibitory action, whether or not civil authorities act. The following are prohibited in and on Marist University owned, controlled property or at University sponsored events:

- a. The unlawful manufacture, possession, distribution and/or use of controlled substances (including misuse or sale of prescription medication), drugs, intoxicants or stimulants other than those prescribed by a physician for the student's own use and/or expressly permitted by law.
- b. Manufacturing, possession, distribution and/or use of marijuana, synthetic marijuana, bath salts, incense or other materials marketed or generally recognized to simulate the intoxicating effects of unlawful substances, regardless of their current legal status, including knowledge of and/or failure to act upon such knowledge in a timely manner.
- c. Possession of drug paraphernalia.
- d. Participation at a party or presence in a room where a drug policy violation is taking place.

Any student who is struggling with an addiction to any narcotic or controlled substance may seek help at the University's Health Services Office located on the third floor of the Murray Student Center, Room 352, Ext. 3270 or Counseling Services located in Midrise 113, Ext. 3314.

**Possession with the intent to sell or distribute narcotics or other illegal drugs may likely result in expulsion from the University.**

**9. Failure to Comply:** Failure to comply with reasonable and/or lawful requests or directives of University officials (e.g. RD, RA, Security) or emergency personnel officers acting in performance of their duties and/or interference with faculty, staff, or student staff acting in the performance of their official duties.

**10. Student Identification:** Marist University identification cards and the privileges included therein are the property of Marist University and are non-transferable. The following acts are a violation of University Policy:

- a. Failure to show proper student identification or other identification to any faculty, staff, or student staff in the performance of their official duties. All students are required to carry their own University issued identification card with them at all times.

Note: Students may not produce an electronic picture of their Marist ID to gain access into a residence hall facility.

- b. Loaning or using a University issued identification card for the purpose of accessing services. This includes, but is not limited to, dining facilities, ticket sales, any University sponsored events (including, but not limited to concerts, Broadway trips, and ski trips) and building entry.
- c. Altering in any way or duplicating an identification card.

**11. Theft:** Students may not intentionally or recklessly damage, or knowingly possess property other than their own without the consent of the owner, or intentionally impede recovery by the owner or University officials acting on behalf of the owner. Including, but not limited to:

- a. Attempted or actual theft of University property, services, and/or property belonging to any member of the University or outside community.
- b. The unauthorized possession of University property or property belonging to any member of the University community.
- c. Unauthorized use or abuse of computer time and/or computer systems, information, passwords, or computerized data.
- d. Obtaining or attempting to obtain telephone service by any devious means, including, but not limited to: unauthorized charge of another person for service, utilizing fraudulent mechanical means to gain service and/or tampering with connections, facilities, or documents.

**C. CONDUCT WHICH VIOLATES THE DIGNITY AND/OR SAFETY OF AN INDIVIDUAL**

Marist recognizes that it must create an environment where each person's individual dignity will be valued. In a University setting, it is particularly important that there be a respect for diversity and differences in opinion, as the University is dedicated to providing a comprehensive educational experience that prepares individuals to be

able to function in a diverse society. Students deserve to be free from fear of harassment, retaliation, or abuse of any kind. Especially intolerable are bias-related incidents: acts directed against individuals based on sex, gender, race, color, age, creed, national or ethnic origin, physical or mental disability, veteran status, pregnancy status, religion, sexual orientation, or other protected status. Additionally, bias-related incidents may also be a violation of State law, and students may be subject to criminal prosecution. Marist has a defined process for addressing harassment and discrimination under the jurisdiction of the University's Office of Equity and Title IX. Please find policies and procedures related to discriminatory harassment at <https://www.marist.edu/title-ix>. Complaints involving sex and gender-based allegations of misconduct are resolved through the Title IX process and are not addressed through the Code of Student Conduct.

**1. Bullying and Cyberbullying:** Bullying and cyberbullying are repeated and/or severe aggressive behaviors that intimidate or intentionally harm or control another person physically or emotionally.

**2. Bystanding:**

a. Complicity with or failure of any student to appropriately address known or obvious violations of the *Code of Student Conduct* or law.

b. Complicity with or failure of any organized group to appropriately address known or obvious violations of the *Code of Student Conduct* or law by its members.

**3. Harassment:** In general, harassment is repeated unwelcome or uninvited communication or physical conduct. A single, isolated incident may be considered harassment if it is sufficiently severe.

a. Unwelcomed communication, including, but not limited to: initiating or attempting contact by any means with no purpose of legitimate conversation, written letter, social media, email, text messaging, voicemail, unwanted gifts, surveillance or other types of photographing or observation, trespassing, and/or vandalism.

b. Directing obscene or offensive language, gestures or abusive conduct, including verbal abuse, threats, intimidation, coercion, or other conduct which has caused a person substantial emotional distress or where the circumstances would cause a reasonable person to suffer substantial emotional distress.

c. Directing verbal abuse at another person because the individual is carrying out duties and responsibilities associated with their role as faculty, staff, or student staff at the University.

d. Interfering with or directing misconduct toward a member of the community based on their participation in an investigation of misconduct, including witnesses.

e. Harassment on the basis of an individual's membership or perceived membership in a protected class.

**4. Hazing:** No student (individual and/or in concert with others) will for the purpose of initiation into, participation, or affiliation with any organization or group, recklessly or intentionally take any action or create or participate in the creation of any situation that endangers the mental, emotional, or physical health of another person (whether or not the act is voluntarily agreed upon). This includes but is not limited to:

a. Requiring the consumption of any food, liquor, drug, or other substance.

b. Requiring participation in physical activities, such as calisthenics, exercise, or other games/activities requiring physical exertion.

c. Exposing another to weather elements or other physically or emotionally uncomfortable situations.

d. Forcing fatigue from sleep deprivation, physical activities, or exercise.

e. Requiring anything that would be illegal under any applicable law, including laws of the State of New York or Town/City of Poughkeepsie.

f. Requiring anything that can be reasonably expected to be morally offensive to another.

g. Committing or requiring any act that demeans another based on race, gender, ability, sexual orientation, religion, or age.

h. Committing any act of physical brutality against another, including, but not limited to, paddling, striking with fists, open hands or objects, and branding.

i. Kidnapping or transporting another without their consent.

- j. Committing verbal abuse.
- k. Forcing or requiring conduct that can be reasonably expected to embarrass or adversely affect the dignity of another, including the performance of public stunts and activities such as scavenger hunts and/or head shaving.
- l. Intentionally creating work or labor for another.
- m. Denying sufficient time for study or other academic activities.
- n. Committing or requiring another to commit any sexual act or engage in lewd behavior.
- o. Failing to intervene, discourage and/or report these acts may also violate this policy.

Students have a duty to avoid being hazed and should report any acts of hazing to the Office of Student Conduct. Hazing of any kind is strictly prohibited by the University and is also considered against the law in the State of New York.

**5. Physical Harm:** Marist University does not tolerate any form of physical harm by any member of the University community occurring on or off campus. Any student found in violation of the physical harm policy may be suspended or dismissed from the University. Physical harm includes, but is not limited to:

- a. Inflicting bodily harm upon any person.
- b. Taking any action for the purpose of inflicting harm upon any person.
- c. Threatened use of force upon any person.
- d. Subjecting another person to unwelcome physical contact.

**6. Public Exposure:** Includes deliberately and publicly exposing one's intimate body parts, public urination, defecation, and public sex acts.

**7. Reckless Endangerment:** Taking any action that creates a substantial risk such that bodily harm could result to any person (including oneself). These include but are not limited to:

- a. Use of weapons of any kind for any purpose.
- b. Jeopardizing the physical or emotional safety of oneself or another.
- c. Objects or people on window ledges.
- d. Throwing objects (i.e. snowballs).

**8. Retaliation:** Is defined as any adverse action taken against a person participating in a protected activity because of their participation in that activity. Retaliation against an individual for alleging harassment, reporting an incident, supporting a reporting party, being a witness, or for assisting in providing information relevant to a claim is a serious violation of University policy and may be treated as possible instance of harassment or discrimination. Acts of alleged retaliation should be reported immediately and will be promptly investigated. The University is prepared to take appropriate steps to protect individuals who fear that they may be subjected to retaliation.

**9. Stalking:** Includes any behaviors or act occurring on more than one occasion over a period of time, however short, that places another person in reasonable distress, harm, or impends their mental, physical, or emotional health. Behaviors may include, but are not limited to:

- a. Unwelcome communication of any type, including social networking site postings, face-to-face, telephone calls, voice messages, email, text messages, written letters or notes, and unwanted gifts.
- b. Use of threatening words or conduct.
- c. Pursuing or following.
- d. Observing and/or surveillance.
- e. Trespassing.
- f. Vandalism.
- g. Threats against another's loved ones.
- h. Collecting information about another from family, friends, co-workers, or classmates (i.e. third party).

**10. 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.

b. Intimidation – Is defined as implied threats or acts that cause a reasonable fear of harm in another.

### **11. Unauthorized Distribution or Recording:**

a. Distributing information about another individual without their consent. Examples include but are not limited to: online journals, blogs, instant messages, text messages, and digital recording devices.

b. Making or attempting to make any unauthorized video or photographic images of a person without their consent. Also prohibited is the storing, sharing and/or distribution of such unauthorized images by any means.

### **D. REGULATIONS SPECIFIC TO RESIDENCE LIVING**

In attempting to create an environment where learning and daily life can proceed without disruption, it is necessary to establish regulations specifically designed for the unique atmosphere of residence living.

Regulations, however, are not effective without each resident assuming responsibility for their own actions, and assuming shared responsibility for the environment. The restrictions described in the Resident Student Handbook have been developed to promote both individual and community responsibility in the residence halls. Any violation of these restrictions will result in disciplinary action.

The following restrictions have been developed to promote both individual and community responsibility in the residence halls. Their violation will result in disciplinary action. Regulations may vary from hall to hall. In these instances, proper notification will be given by the Resident Director and/or the Office of Housing & Residential Life.

**1. Appliances and Cooking:** Cooking is not to occur in individual residence hall rooms. Cooking may only occur in areas designated by residence hall staff. All electrical cooking appliances are prohibited. The possession of University approved microwaves and refrigerators constitute an approved exemption to this policy. Information regarding approved appliances may be found in the Fire Safety section.

**2. Furniture:** Furniture that is designated to a bedroom, common area, and/or lounge space is not to be removed from the intended space. Furniture designated for an occupant must be utilized as intended per student. Including, but not limited to:

a. Unauthorized lofts (including bed risers) and waterbeds are not permitted in the residence halls.

b. Furniture that is designated as lounge furniture is not permitted in individual student rooms or common rooms.

c. Furniture (including loft kits) designated to a specific residence can only be moved out of that room with authorization from Residential Life Staff.

d. Non-University furniture items that do not meet fire safety regulations are prohibited in the residence area. Contact the Office of Housing & Residential Life to determine if additional furniture meets fire safety regulations.

e. Painting, use of decals on furniture, walls, mirrors, sinks or windows, and contact paper for shelving, lining drawers or covering furniture is prohibited.

f. When beds are bunked or lofted, the bed ends serve as the bunk bed/loft ladder. All bunked or lofted beds require the use of safety rails. All lofted beds require the use of two stabilizer bars. Both safety rails and stabilizer bars may be obtained through your Residence Hall Director.

g. University furniture is not to be removed from residence areas including hall, rooms and/or apartments and may not be placed outside.

**3. Guest Policy:** All students are responsible for the actions of their guest for any violations committed on University premises, or at University-sponsored or supervised functions. In other words, the student/host may be charged with a violation of the Guest Policy, in addition to any other University policies for violations committed by their guest. All guests of first year students must be registered. A guest will be issued passes, which they are expected to carry at all times. In addition, hosts are required to accompany their guest at all



times. Failure to properly register or sign-in guest is a violation of this policy. A guest is not permitted in residence areas during “Housing Availability When the University is Closed” periods and will be asked to leave if there is a violation of University policy. For guidelines related to obtaining guest passes and Break Housing, please refer to the Visitation and Guest Policy and Housing Availability When the University is Closed sections of the Resident Student Handbook.

#### **4. Noise Policy:**

- a. Noise that can be clearly heard outside of one’s immediate residence hall room or excessive noise in a common area (i.e. hallways, bathrooms, lounges, etc.) during established quiet hours. Quiet Hours for all residence areas begin at 10:00 pm Sunday through Thursday and end at 8:00 am. Weekend (Friday and Saturday) quiet hours begin at 1:00 am (doors close at 11:00 pm) and end at 10:00 am. The week prior to and during final exams, Quiet Hours will be in effect for 24 hours.
- b. At all times, however, respect for others’ needs for quiet to sleep and study is expected, also known as Courtesy Hours. Instruments or amplification devices producing excessive volume, including but not limited to subwoofers, are prohibited in the residence halls.
- c. Large social gatherings may be disbanded if it effects the privacy, study, safety, and/or sleep of others.

**5. Other Resident Policies:** Other residence hall policies and cleaning standards (including those noted in the Resident Student Handbook), as defined by the Director of Housing & Residential Life or their designee. These policies will be properly communicated to the University community in a timely manner.

**6. Pets:** Pets are not allowed in residence areas, except for fish, which are kept in tanks that are 10 gallons or less and do not require filters, heaters or lights. Any student with an unapproved animal found will be asked to remove the animal from the Residence Area within 24 hours, failure to comply may result in the removal of the animal at the owner’s expense and/or conduct charges.

**7. Visitation:** Students are expected to comply with the visitation option that has been established for each residence hall room. In all cases, a student’s right to have a quiet place to sleep and study takes precedence over utilizing a room for any other reason.

**8. Windows/Doors/Walls:** To protect the safety and right to reasonable quiet of students within the residence areas and to protect the safety of those people who pass by the residence area, the University has created guidelines for students regarding windows, doors, and walls. Any student found in violation of this policy may be issued a \$150 fine. These include but are not limited to:

- a. Sitting or climbing on window ledges.
- b. Removing screens from windows.
- c. Excessive noise coming from windows (i.e. speakers on the windowsill or yelling out of the windows).
- d. Throwing, tossing, or dropping items out of windows.
- e. Placing objects (such as antennae) outside of residence facility windows.
- f. Propping open external or hallway doors.
- g. Climbing, exiting, or attempting to climb or exit through windows.
- h. Nails, tape, posting putty, etc. may not be used to fasten objects to the walls. Consult Residential Life Staff for a listing of approved adhesives.
- i. Nothing may be mounted on the inside/outside of the window. This includes decals, flags, signs, posters, and electrical advertising.
- j. No items may be hung from the ceiling, ceiling light fixtures, or curtains. Items cannot be stored within 18 inches of the ceiling for a sprinklered area and 24 inches of the ceiling for non-sprinklered areas in residence areas.
- k. Curtains are not allowed to be installed unless they are approved by Housing and Residential Life.
- l. Students cannot install any unauthorized cameras, including camera doorbells, anywhere on University premises.

## **E. CONDUCT ASSOCIATED WITH ACADEMIC INTEGRITY**

**Statement on Academic Integrity:** Marist University is a learning community dedicated to helping students develop the intellect, character, and skills required for enlightened, ethical, and productive lives in the global community of the 21<sup>st</sup> century. Students are expected to pursue excellence in their education while being honest about their work and fair to other members of the learning community. All work presented to instructors for evaluation must reflect their own ideas and effort must properly acknowledge any contributions of others. Students should expect this honesty and fairness in others as well. As members of the Marist learning community, all students should adhere to the following principles of academic integrity outlined below.

**Standards of Academic Integrity:** Acts of academic dishonesty include, but are not limited to, the following actions:

### **1. Academic Dishonesty:**

a) Cheating includes, but is not limited to:

1. Intentionally using or attempting to use any unauthorized assistance, including but not limited to, course materials, sharing answers or test information with another student, notes, study aids, or devices such as cellphones or cameras in an academic exercise. "Academic exercise" includes, but is not limited to, quizzes, tests, examinations, or graded projects and assignments.
2. Intentionally copying or attempting to copy someone else's test, quiz, assignment, data, or lab report.
3. Permitting another student to copy from a test, quiz, assignment, data, or lab report.
4. Engaging in any behavior specifically prohibited by an instructor in the course syllabus or class discussion.
5. Submitting work that has been purchased or borrowing from work submitted in a previous or concurrent class, except where expressly permitted by the instructor.
6. Permitting another student to substitute for oneself in an academic evaluation or exercise.
7. Unauthorized communication to another student through written, visual, electronic, or oral means.

b) Selling notes, handouts, or other materials without authorization from the instructor or using them for any commercial purpose without the express written permission of the University and the instructor.

c) Falsifying or misrepresenting your academic work.

d) Knowingly helping another student violate academic behavior standards.

e) Gaining unfair advantage, including but not limited to:

1. Attempting to influence or change an academic evaluation, grade, or record by unfair means. This would include altering academic work that has been resubmitted without indicating that the work has been altered.
2. Marking or submitting an examination or evaluative material in manner designed to deceive the grader or the grading system.
3. Willfully damaging the academic work or efforts of another student.
4. Using library materials, computer facilities, or University facilities in a manner intended to improperly restrict equal access by others to those resources.

f) Plagiarism: using work not appropriately cited, including but not limited to:

1. Using another person's ideas or expressions as if they are your own and/or without properly acknowledging the source, regardless of whether this was an accident.
2. Submitting material (in whole or part) that has been prepared by another individual(s), commercial agency, organizations, or artificial intelligence.
3. Submitting work that has at any time been submitted to fulfill another academic requirement, either at Marist or another institution.
4. Referencing material that was not accessed.
5. Submitting data that have been altered or contrived in such a way as to be deliberately misleading.

**Additional Expectations:** the following statements also apply to the Academic Dishonesty Policy:

1. An arrangement by which work is to be submitted for credit in two or more courses must have the prior approval of the instructors involved.
2. A student who cooperates with one or more other students in an act of academic dishonesty is subject to the same penalties.
3. Those students who witness an act of academic dishonesty are expected to report it to the proper University official.
4. Acts of academic dishonesty may result in penalties up to and including a grade of “F” for the course and/or suspension or expulsion from the University.

## **SECTION 5: THE OFFICE OF STUDENT CONDUCT**

The Office of Student Conduct has been delegated the responsibility to administer the student conduct system. The operations of the Office will be the responsibility of the Conduct Officer. Responsibilities of the Office include but are not limited to:

1. Reviewing allegations and determining if a Notice of Allegation will be filed pursuant to the *Code of Student Conduct*.
2. Investigating allegations and conducting conferences.
3. Determining if the allegation will be heard by a hearing officer or panel.
4. Interviewing and advising parties involved in conduct proceedings.
5. Supervising the selection, training, and advising of all campus hearing officers and panels members.
6. Reviewing the decisions of all conduct bodies.
7. Resolving disputes and contested issues that arise out of alleged cases of student misconduct.
8. Maintaining all student disciplinary records resulting from enforcement of the *Code of Student Conduct*.
9. Collecting and disseminating data concerning student conduct system actions.

## **SECTION 6: OVERVIEW OF THE CONDUCT AND ACADEMIC INTEGRITY PROCESS**

This overview gives a general idea of how the University’s campus conduct proceedings work, but it should be noted that not all situations are of the same severity or complexity. Thus, these procedures are flexible, and are not exactly the same in every situation, though consistency in similar situations is a priority. The campus conduct process and all applicable timelines commence with notice to an administrator of a potential violation of University policies.

**NOTICE:** Once notice is received from any source (victim, faculty, RD, 3<sup>rd</sup> party, online, etc.), the University may proceed with a preliminary investigation and/or may schedule a conduct conference with the responding party to explain the conduct process to the responding party, gather information, or resolve the matter. If limited information is provided it may also limit the University’s ability to investigate and respond to an allegation. Those who are aware of misconduct are encouraged to report it quickly with as much detail as possible.

### **OVERVIEW OF THE CONDUCT PROCESS**

The preliminary inquiry and conduct conference may lead to:

- A decision not to pursue the allegation based on a lack of or insufficient evidence. The matter should be closed, and records should indicate this.
- A decision to gather more information on the allegation.
- A decision to proceed with an allegation and conduct a conference. If a decision on the allegation is made and the finding is that the responding party is not responsible for violating the *Code*, the process will end. If the finding is that the responding party is in violation, and the responding party accepts this finding or receives a written warning or educational sanction the University considers this “uncontested.” The administrator conducting the initial conference will then determine the sanction(s) for the misconduct, which the responding party may accept or reject. If accepted, the process ends. If the

student rejects the findings or sanctions the incident will be referred to the Director of Student Conduct, designee, or for a formal hearing.

The Office of Student Conduct or designee may determine that action needs to be taken at the time of the incident or during an investigation. When this situation arises, a No Contact Order may be issued between the students or groups of students involved. By copy of this order, students are not permitted to contact each other via verbal, written, or electronic means, or through a third-party person. Students seeking court issued restraining orders, or protections off campus should contact a police agency. The Office of Student Conduct will review all relevant materials to determine any further disciplinary action.

### **OVERVIEW OF THE ACADEMIC INTEGRITY PROCESS**

Upon suspicion that a student has violated the Standards of Academic Integrity, the instructor of record notifies their Dean, attempts to contact the student to inform them of the alleged violation, arrange a time to discuss the incident, and determine sanction(s). The instructor will begin completing the Academic Integrity – Incident Report Form that will be submitted to the Office of Student Conduct.

A. Following the Incident Report form, the Referral/Summary Adjudication form will need to be completed.

There is a place for students to sign acknowledging that they and the faculty member:

- Have reached an agreement concerning the allegations and sanctions.
- Have reached an agreement concerning the allegations but not the grade sanction imposed.
- Have not reached an agreement with the student regarding the allegations and sanctions, therefore a formal hearing is requested.
- The case is being referred to the Office of Student Conduct to coordinate the hearing process due to the actions or allegations being egregious.

Acknowledgment sent from the student's Marist email account is acceptable as an electronic signature.

When a student does not sign the form, they are considered to have "not reached agreement regarding the incident." Attempt will be made from the Office of Student Conduct to reach out to the student for Academic Integrity cases when the instructor receives no response, but for first-time, minor offenses if the student does not reach back out after two weeks the case will be considered closed and the instructor will be made aware to move forward with their original academic sanction.

B. In the case of a first-time, minor offense: If the responding student accepts responsibility for the alleged violation, the student will receive an academic sanction determined by the instructor of record, which may include a failing grade in the course. The form is submitted to the Office of Student Conduct, and prior to closing the case, the Office of Student Conduct may assign the student an educational sanction.

C. In the case of a first-time, minor offense: If the responding student accepts responsibility for the alleged violation but not the academic sanction, the form is submitted to the Office of Student Conduct, and the student may appeal the grade sanction through the [Grade Appeals Policy](#). The Office of Student Conduct may assign the student an educational sanction irrespective of the outcome of the grade appeal.

D. If it is determined that this is a repeat offense, if the instructor feels the incident is severe, or if the student denies responsibility, the form is submitted to the Office of Student Conduct, which will initiate a hearing with an Academic Integrity Panel.

Further information about the resolution process is located under section: **Resolution of Academic Integrity Allegations**.

### **SECTION 7: STUDENT CONDUCT BODIES**

The University will establish appropriate student conduct bodies that may conduct conferences, hearings, and appeals concerning alleged violations of the *Code* and determine responsibility and appropriate sanctions. Students are responsible for checking their Marist University email for notifications regarding student conduct. These bodies include:

#### **A. Conduct Conference**

A meeting at which the Responding Party has the right to review information currently available at the time that resulted in the alleged violations indicated in the Notice of Allegation Letter and the options available to resolve the case.

1. The responding party/organization will be notified in writing at least three (3) business days prior to the scheduled Conduct Conference. The Conduct Officer may withdraw any allegation deemed to be without basis. The Conduct Officer may not reduce the minimum notification window of three (3) days without consent of the responding party.

2. If the substantive facts and resolutions can be agreed upon the decision will be considered final; without right to a review of the case, hearing and/or appeal.

3. In cases heard by a Resident Director, if the substantive facts and resolution(s) cannot be agreed upon, the student may request a review of the case by the deadline stated in the letter. The matter will be referred to the Director of Student Conduct or designee to review and meet with the student. Once a decision is made the outcome is final.

4. In cases heard by the Director of Student Conduct or designee, if the substantive facts and resolution(s) cannot be agreed upon, the matter will be referred to a formal hearing. Cases where a student receives a written warning or educational sanction will be considered final and not appealable.

5. If a responding party/organization fails to appear at a scheduled Conduct Conference or fails to reschedule prior to the scheduled conference following proper written notification, the designated Conduct Officer may review the information available and render a decision. Findings and sanctions, if applicable, will be based on the information and not upon the responding parties/organization's failure to appear. The decision of the Conduct Conference will be final.

6. If the Conduct Officer learns that a student/organization fails to appear at a scheduled Conduct Conference for good cause, the Conduct Officer may reschedule the conference. The Conduct Officer is the sole authority for determining the validity of an absence.

#### **B. Academic Referral/Summary Adjudication**

In cases of Academic Integrity, the faculty member or designee completes a summary adjudication form and submits the information to the Office of Student Conduct. The faculty will attempt to meet and/or contact the student to address the allegation. If the matter cannot be resolved, is severe, or is a repeat offense, the incident is referred to a formal hearing.

#### **C. University Hearing Panel**

The University Hearing Panel consists of 1-5 members drawn from an annually trained pool composed of faculty and staff. The composition of the panel will be determined by the Director of Student Conduct/designee based on the gravity of the allegation and the level of potential sanctioning. This panel will hear cases which involve allegations of misconduct that occur both on and off campus. A case may be deemed serious if a student has a significant past record and/or the allegations may result in a recommendation of suspension or expulsion. The sanctioning ability of the University Hearing Panel will include all sanctions noted in the *Code of Student Conduct*, including the recommendation of suspension or expulsion.

In a contested allegation and/or resolution, additional investigation may be commenced and/or a hearing may be held when there is reasonable cause to believe that the *Code of Student Conduct* has been violated. A case may be referred to a hearing panel/administrator for resolution at any point within the process if deemed appropriate by the Director of Student Conduct or designee.

At minimum, the parties will receive four (4) business days' notice of the date and time of the hearing, unless the parties waive that minimum notice period in writing. A hearing notice will be issued, and a hearing will be held before a panel/administrator. A finding will be determined based on the preponderance of the evidence.

#### **D. Academic Integrity Panel**



A three-member hearing panel of faculty or staff drawn by the Office of Student Conduct from the pool of trained faculty/staff that will hear and resolve cases of academic integrity. At least two panelists will be faculty members. The sanctioning ability of the Academic Integrity Panel may include all sanctions noted in the *Code of Student Conduct*, including the recommendation of suspension or expulsion from the University. At minimum, the parties will receive four (4) business days' notice of the date and time of the hearing, unless the parties waive that minimum notice period in writing. A hearing notice will be issued, and a hearing will be held before a panel. A finding will be determined based on the preponderance of the evidence.

#### **E. University or Academic Appeals Panels**

The University Appeals Panel consists of a three-member panel drawn from a pool of faculty and staff who did not serve on the original Hearing Panel. Hearing Panels heard by one Hearing Officer will be sent to an Appeals Officer. Hearing Panels that result in suspension or expulsion will be sent to the Vice President of Student Affairs or designee. The appeals procedures are outlined below in more detail.

The Director of Student Conduct/designee is a non-voting advisor to the panels supervising deliberations and will have final authority to approve all those serving on the panels. The Director of Student Conduct/designee has responsibility for training the panel, conducting preliminary investigations, and ensuring a fair process for the reporting and responding party. In the event of a resignation from the panel, the Director of Student Conduct/designee will solicit a replacement.

In cases of Academic Integrity appeals, a three-member panel of trained faculty or staff will be drawn by the Office of Student Conduct, with at least two panelists being faculty members.

Cases not involving suspension/expulsion from the institution are appealed to an Appeals Panel/Officer. Those involving suspension/expulsion are appealed to the Vice President of Student Affairs or designee. As needed, the Vice President of Student Affairs may consult with the Provost or designee.

#### **F. Reviewing and Finalizing Sanction(s)**

If the responding party is found in violation, decisions made and sanctions imposed by the panel or administrator will be final and implemented pending the normal appeal process, if applicable.

### **SECTION 8: STUDENT CONDUCT AUTHORITY**

#### **A. Authority**

Authority in non-academic affairs and academic integrity matters under the *Code of Student Conduct* are the jurisdiction of the Office of Student Conduct through the Vice President of Student Affairs and/or designee. The day-to-day management of the program is the responsibility of the Office of Student Conduct under the direct supervision of the Dean of Students or designee. The Director of Student Conduct or designee will assume responsibility for the investigation of an allegation of misconduct to determine if the allegation has merit.

The Vice President of Student Affairs or designee will develop policies for the administration of the Student Conduct program and procedural rules for conducting conferences and hearings which are consistent with provisions of the *Code of Student Conduct*.

Decisions made by the Conduct Officer, designee, and/or hearing panel are final, pending the normal appeals process, if applicable.

No individual involved in the process other than the investigator, conduct officer, panel members, or appeals officer may audio or video record any investigation, conduct conference, or resolution meeting or other portions of the process without prior authorization.

#### **B. Gatekeeping**

No allegation will be forwarded for a conduct conference or hearing unless there is reasonable cause to believe a policy may have been violated. Reasonable cause is defined as some credible information to support elements of the offense, even if that information is merely a credible witness or a reporting parties' statement. An allegation wholly unsupported by any credible information will not be forwarded.

### **C. Interpretation and Revision**

The Director of Student Conduct will develop procedural rules for the administration of the Student Conduct process that are consistent with provisions of the *Code of Student Conduct*. Material deviation from these rules will, generally, only be made as necessary and will include reasonable advance notice to the parties involved, either by posting online and/or in the form of written communication. The Director of Student Conduct may vary procedures with notice upon determining that changes to law or regulation require policy or procedural alterations not reflected in this *Code*. The Director of Student Conduct or designee may make minor modifications to procedure that do not materially jeopardize the fairness owed to any party. Any question of interpretation of the *Code of Student Conduct* will be referred to the Vice President of Student Affairs or designee, whose interpretation is final. The *Code of Student Conduct* will be updated annually under the direction of the Director of Student Conduct.

When necessary and under the direction of the Director of Student Conduct, the University may conduct investigations, conduct conferences, or hearings remotely by real-time, secure video conferencing technology.

## **SECTION 9: FORMAL CONDUCT PROCEDURES**

### **A. University as Convener**

The University is the convener of every action under this *Code*. Within that action, there are several roles. The responding party is the person who is alleged to have violated the *Code*. The party bringing the allegation who may be a student, employee, visitor, or guest, may choose to be present and participate in the process. There are witnesses who may offer information regarding the allegation. There may be an investigator(s) whose role is to present information and share the evidence that the University has obtained regarding the allegations.

### **B. Student and Organizational Rights**

Students/Organizations should expect that the conduct process will be handled fairly.

**All Marist students/organizations alleged to have violated the *Code* will be granted the following student rights during the conduct process:**

- To receive a notice of allegation. Once mailed, emailed, communicated and/or received in-person, notice will be presumptively delivered.
- The right to respond to the allegations and charges.
- The right to present information and hear information in support of the allegations.
- To access campus support resources (such as Counseling, Health Services, and Campus Ministry).
- To experience a safe living, educational and work environment.
- To be treated with respect by University officials.
- To be free from retaliation.
- To be heard in substantial accordance with these procedures.
- To be informed of the outcome/resolution and sanctions where permissible.
- The responding party may elect to waive some or all of these procedures and rules. If waived, the student/organization may not file an appeal based on the grounds that the waived right was not provided.

Students with disabilities who believe they may need accommodation in the conduct process should contact the Office of Accommodations and Accessibility at 845-575-3274, Donnelly Hall 226. Since accommodations may require early planning and are not provided retroactively, students should make a request as soon as possible to better ensure that such accommodations are implemented in a timely manner.

**Students/Organizations participating in a formal hearing shall have additional rights:**

- The right to a list of witnesses who will be asked by the University to provide information as well as the opportunity to review information available at the time. Witnesses may not be contacted regarding the incident or serve as advisor/advocate to the student/organization being accused.

- The right to present information or to call witnesses not already called by the University to provide information or submit a written statement. Additional witnesses must have prior approval of the Director of Student Conduct or designee. It is the responsibility of the parties to notify any additional witnesses not called by the University of the time, date, and location of the hearing.
- To have an advisor/advocate of their choice during the hearing process (limited to one individual) as stated in **K. Role of an Advisor/Advocate**.
- The responding party may elect to waive some or all of these procedures and rules. Such an election must be made to the Director of Student Conduct or designee. If waived, the student/organization may not file an appeal based on the grounds that the waived right was not provided.
- The right to a hearing by an unbiased student conduct body/officer.
- The right to receive a copy of written report(s) stating the circumstances and allegations involved available at the time. This information will generally be given to the student/organization at the time they receive notification of the time and place of the hearing or as far in advance as is reasonably possible if an accelerated process is scheduled with the consent of the parties. In cases involving an organization, communication will be made with the president of the organization.
- The right to object to a Hearing Panel member or Hearing Officer who is serving in the capacity of student conduct body based on demonstrated bias.
- The right not to present information and silence will not be construed as an admission or responsibility.
- The right to hear and respond to information presented. This included the right to pose questions at a hearing. The chair or advisor of the Panel has the discretion to decline a question if deemed not relevant.
- The right to appeal a decision except in cases of an accepted Conduct Conference decision. The appeal must be submitted within five (5) business days of receiving a decision.

### **C. Group Violations**

A student group or organization and its officers and membership may be held collectively and individually responsible when violations of this *Code* by the organization or its member(s):

- Take place at organization-sponsored and/or co-sponsored events, whether sponsorship is formal or informal.
- Have received the consent or encouragement of the organization or the organization's leaders or officers.
- One or more officers or members of an organization have knowledge of or should have known an incident, behavior, etc., by any individual at an organization-sponsored, financed, or otherwise supported activity and fails to take corrective or prohibitive action before such incident behavior, etc. occurs or fails to stop such incident, behavior, etc. while it is occurring.
- A violation occurs on premises and/or transportation owned, operated, or rented exclusively by a student organization.
- A pattern of individual violations has occurred and/or continues to occur without adequate control, response, or sanction on the part of the student organization or its leaders.
- The student organization or related activities provided the context for the violation.
- The student organization chooses to protect one or more individual offenders who are members, alumni, former members, or a guest of the student organization from official actions.

Hearings for student organizations follow the same general student conduct procedures. In any such action, individual determinations as to responsibility will be made and sanctions may be assigned collectively and individually and will be proportionate to the involvement of each individual and the organization.

### **D. Interim Action**

A. Under the *Code of Student Conduct*, the Vice President of Student Affairs, the Dean of Students, or designee may impose restrictions and/or separate a student from the community pending the scheduling of a conference and/or hearing on alleged violation(s) of the *Code of Student Conduct* when a student represents a threat of serious harm to self or others, is facing allegations of serious criminal activity, to preserve the integrity of an investigation, to preserve University property and/or to prevent disruption of or interference with the normal operations of the University, and/or to protect the welfare of the community during a public health emergency. Interim actions may include, but are not limited to, separation from the institution, removal from housing, room reassignment, and/or restrictions on participation in the community pending the scheduling of a conduct conference or hearing on alleged violation(s) of the *Code of Student Conduct*.

B. During an Interim Suspension, students may be denied access to the residence facilities and/or to the campus (including classes) and/or all other University activities or privileges for which the student might otherwise be eligible, as the Vice President of Student Affairs, the Dean of Students, or designee may determine to be appropriate.

C. Whenever interim action is imposed, the Office of Student Conduct will convene a conference or hearing at the earliest possible time. The interim sanction may remain in effect until a final decision has been reached, including any appropriate appeals process, at the discretion of the Vice President of Student Affairs, the Dean of Students, or designee.

#### **E. Notice of Allegation**

Notice of an allegation of the *Code of Student Conduct* may also be addressed by administrators, faculty, and/or the Title IX Coordinator, when appropriate. Additionally, administrators and faculty may act on notice of a potential violation whether a formal allegation is made or not. All allegations can be submitted by a victim or a third party and should be submitted as soon as possible after the offending event occurs. The University has the right to pursue an allegation or notice of misconduct on its own behalf and to serve as convener of the subsequent campus conduct process.

The Director of Student Conduct or designee will assume responsibility for the conduct process. For any allegation that falls under Title IX (e.g. sexual misconduct) or involves any other form of discrimination, the Director of Student Conduct will work under the direction of the Title IX Coordinator. The policy and procedures regarding Title IX may be found at <https://www.marist.edu/title-ix>.

#### **F. Findings**

The following options describe how to proceed depending on whether the responding party is found responsible and whether the Responding Party accepts or rejects the findings and/or the sanctions at any point in the process.

##### **1. The Responding Party is Found “Not Responsible”**

Where the responding party is found not responsible for the alleged violation(s), the investigation will be closed.

##### **2. The Responding Party Accepts a Finding of “Responsibility” and Accepts the Recommended Sanctions**

Should the responding party accept the findings that they violated University policy and the recommended sanctions, the sanctions are implemented by the Director of Student Conduct or designee and the process ends.

##### **3. Responding Party Rejects the Findings or Sanctions**

Where the responding party rejects the findings and resolution in a case heard by a Resident Director, a request to review the case may be convened with the Director of Student Conduct or designee. If the Director of Student Conduct or designee finds a violation, they will determine sanctions and render a decision and timely notify the parties in writing, if permitted by law. The Director of Student Conduct or designee decision becomes the final decision.

Where the responding party rejects the findings and/or resolution that they violated University policy in a Conduct Conference heard by the Director of Student Conduct or designee (or a case is referred to a panel), a

hearing will be convened, if applicable. At the hearing, a panel will hear from the parties including any necessary investigators, conduct officers, witnesses, faculty, and other University administrators determined by the University. The panel renders an independent and objective finding. If the hearing panel finds the responding party not responsible for all violations, all parties will be informed of this determination in writing, if permissible by law. This determination is subject to appeal by any party to the allegation. If the hearing panel finds a violation, it will determine sanctions and render a decision within ten (10) business days barring extenuating circumstances of the hearing and timely notify the parties in writing (or orally), if permissible by law. An appeal of sanctions may be filed by any party to the allegation.

### **G. Special Hearing Provisions**

All hearings under this sub-section will be conducted by a panel drawn from the pool. For allegations sensitive in nature, whether the alleged victim is serving as the reporting party or as a witness, alternative testimony options may be provided, such as placing a privacy screen in the hearing room or allowing the alleged victim to testify from another room via audio or audio/video technology. While these options are intended to help make the alleged victim more comfortable, they are not intended to work to the disadvantage of the responding party.

### **H. Notice of Hearing**

Once a determination is made that reasonable cause exists for the Director of Student Conduct or designee to refer an allegation for a hearing, notice will be given to the responding party. Notice will be in writing and may be delivered by one or more of the following methods: in person by the Director of Student Conduct or designee, mailed to the local or permanent address of the student as indicated in official University records, or emailed to the student's University issued email account. Once mailed, emailed and/or received in-person, such notice will be presumptively delivered.

A meeting with the Director of Student Conduct or designee may be arranged to explain the nature of the allegation and the conduct process going forward.

### **I. Hearing Options & Preparation**

The following sub-sections described the University's conduct hearing processes. Except in an allegation involving failure to comply with the summons of the Director of Student Conduct or designee, no student may be found to have violated the *Code of Student Conduct* solely as a result of the student's failure to appear for a hearing. In all such instances, conduct hearings will proceed as scheduled and the information in support of the allegation will be presented to, and considered by, the Director of Student Conduct and/or panel presiding over the hearing.

The formal hearing process is known as a hearing panel. Students/organizations will be given a minimum of four (4) business days' notice to prepare unless all parties wish to proceed more quickly. Preparation for a formal hearing is summarized in the following guidelines:

1. The University administration may serve as the reporting party.
2. If a responding party fails to respond to notice from the Director of Student Conduct or designee, they may initiate an allegation against the student for failure to comply with the directives of a University Official. The scheduled hearing may proceed without the student being present.
3. Prior to any scheduled formal hearing, the following will occur unless all parties wish to proceed more quickly:
  - a. The Director of Student Conduct or designee will issue a written notice and a list of witnesses who will be called by the University.
  - b. The parties will deliver to the Director of Student Conduct or designee a written list of any additional witnesses they request to call at the hearing at least one business day prior to the hearing.
  - c. The parties will deliver to the Director of Student Conduct or designee all physical evidence the student intends to use or needs to have present at the hearing at least one business day prior to the hearing.



d. The reporting party and the responding party will notify the Director of Student Conduct or designee of the name of any advocate/advisor who may be accompanying the parties at the hearing (limited to one individual). See Section **K. Role of an Advisor/Advocate**.

4. The Director of Student Conduct or designee will ensure that the hearing information and any other written documentation available at the time should be shared with the parties prior to the formal hearing. In addition, the parties will be provided with the names of all the panelists in advance of the hearing. Should any party object to any panelist, that party must raise all objections, in writing, to the Director of Student Conduct or designee immediately upon notification of the panelists. Hearing panel members will only be unseated if the Director of Student Conduct or designee concludes that their bias precludes an impartial hearing of the allegation. Additionally, any panelist who feels they cannot make an objective determination must recuse themselves from the proceedings.

#### **J. Panel Hearing Procedures**

The Director of Student Conduct or designee will be present at the hearing and will ensure that the panel follows the procedures outlined in the *Code of Student Conduct*. The parties have the right to be present at the hearing; however, they do not have the right to be present during deliberations. If a student cannot attend the hearing, it is that student's responsibility to notify the Director of Student Conduct or designee in writing at least three (3) business days prior to the hearing or by the date provided in the hearing notice. Except in cases of grave or unforeseen circumstances, if the responding party fails to give notice, or if the responding party fails to appear, the hearing will proceed as scheduled. If the reporting party fails to appear, the allegation may be dropped unless the University chooses to pursue the allegation on its own behalf, as determined by the Director of Student Conduct or designee.

Panel hearings will follow these guidelines:

1. Hearings will be closed to the public.
2. Admission to the hearing of persons other than the parties involved will be at the discretion of the Director of Student Conduct or designee.
3. In hearings involving more than one responding party, the standard procedure will be to hear the allegations jointly; however, the Director of Student Conduct or designee may permit the hearing pertinent to each responding party to be conducted separately. In joint hearings, separate determinations of responsibility will be made for each responding party.
4. The parties have the right to an advocate/advisor (unrelated to the case or incident) of their own choosing as stated in section **K. Role of an Advisor and/or Advocate**. Any party/organization who elects to be accompanied by an advocate/advisor must notify the Director of Student Conduct or designee by the date provided in the notice with details about the advocate/advisor they have chosen.
5. Unduly repetitive witnesses can be limited at the discretion of the Director of Student Conduct or designee.
6. Pertinent records, exhibits, and written statements may be accepted as information for consideration by the panel. Formal rules of evidence are not observed. The Director of Student Conduct or designee may accept written affidavits of character or from any witness who cannot be present.
7. All procedural questions are subject to the final decision of the Director of Student Conduct or designee, in consultation with the panel.
8. After a hearing panel, the panel will deliberate and determine, by majority vote, whether it is more likely than not that the responding party has violated the *Code of Student Conduct*. The Director of Student Conduct or designee will be present and available as a resource during all deliberations but will not vote. Once a finding is determined, if the finding is that of a policy violation, the panel will determine an appropriate sanction(s). The Director of Student Conduct or designee is responsible for informing the panel of applicable precedent and any previous conduct violations or other relevant pattern information about the responding party. The Director of Student Conduct will keep a record detailing the panel's recommended findings and sanctions.

9. The Director of Student Conduct informs the responding party and reporting party (if applicable by law or University policy) of the final determination within ten (10) business days of the hearing barring extenuating circumstances. Notification will be made in writing and may be delivered by one or more of the following methods: in person by the Director of Student Conduct or designee, mailed to the local or permanent address of the student as indicated in official University records, or emailed to the student's University issued email account. Once mailed, emailed, and/or received in-person, such notice will be presumptively delivered. In crimes of violence cases, notice of the outcome will be delivered to all parties simultaneously, meaning without substantial delay between the notifications to each when appropriate under procedure or law.

10. There will be a single verbatim record, such as an audio recording, for all hearing panels. Deliberations will not be recorded. The record is the property of the University and maintained according to the University's record retention policy. Hearings are recorded for purposes of review in the event of an appeal. The parties (upon a written request) and appropriate administrative officers of the University will be allowed to listen to the recording in a location determined by the Director of Student Conduct or designee. The parties must confirm that they will protect the privacy of the information contained in the recording.

11. If a responding party fails to attend a scheduled hearing, the hearing will be held in the student's absence and the student will be assumed to have entered a claim of Not Responsible to each allegation forfeiting their ability to present information on their behalf. The Director of Student Conduct or designee will then investigate to determine why the student did not attend the hearing. If it is determined that the absence is inexcusable, the decision of the hearing will stand. Otherwise, the Director of Student Conduct or designee may grant a new hearing.

12. Except in the case of a responding party failing to obey the summons, no student may be found to have violated the *Code of Student Conduct* solely because the student failed to appear before the student conduct body/officer. In all cases, the information in support of the allegations will be presented and considered.

13. In some instances, a hearing panel may recommend sanctions without details on how the sanctions will be developed and supervised. In those instances, the sanction may be developed by the Director of Student Conduct or designee, and they will report back to the student conduct body/officer to ensure consistency.

14. The following terms will apply to all suspensions and expulsions, unless otherwise noted by the Vice President of Student Affairs or designee. The individual/organization is restricted from all University grounds, facilities, classes, and University sponsored activities on or off campus for the duration of the suspension or expulsion.

#### **K. Role of Advisor and/or Advocate**

The advisory role is described in detail below and limited to one individual:

1. The parties have the right to an advisor/advocate (unrelated to the case or incident) of their own choosing to guide and accompany them throughout the campus hearing process. Typically, an advisor/advocate are members of the campus community, but the parties may select a friend, mentor, family member, faculty/staff, or any other supporter a party chooses to advise them. Advisors/advocates should help their advisee prepare, and are expected to advise ethically, with integrity and in good faith.

2. For any offense that could likely result in separation from Marist University, attorneys are permitted to accompany students through the hearing process as an advisor/advocate. The University cannot guarantee equal advisory rights, meaning that if one party selects an advisor/advocate who is an attorney, but the other party does not, or cannot afford an attorney, the University is not obligated to provide one. Furthermore, if a student selects an attorney as their advisor/advocate the student is responsible for the cost associated.

3. All advisors/advocates are subject to the same University rules, whether they are an attorney or not.

Advisors/Advocates may not address University officials unless invited to or a sidebar is requested.

Advisors/Advocates may confer quietly with their advisee as necessary, as long as they do not disrupt the process. For longer or more involved discussions, the parties and their advisors/advocates should ask for breaks

or step out to allow for private conversation. Advisors/Advocates are expected to refrain from interference with the University's process. Any advisor/advocate who steps out of their role in any hearing will be warned once and only once. If the advisor/advocate continues to disrupt or otherwise fails to respect the limits of their role, they will be asked to leave. Typically, if removed the process will continue without the advisor/advocate present.

4. The University expects that the parties will wish to share documentation related to the allegations with their advisor/ advocate. The University provides a consent form that authorizes such sharing. The parties must complete this form before the University is able to share records with an advisor/advocate. Advisors/Advocates are expected to maintain the privacy of the records shared with them. These records may not be shared with third parties, disclosed publicly, or used for purposes not explicitly authorized by the University. The University may seek to restrict the role of any advisor/advocate who does not respect the sensitive nature of the process or who fails to abide by the University's privacy expectations.

5. The University expects an advisor/advocate to adjust their schedule to allow them to attend a scheduled hearing. The University does not typically change a scheduled hearing to accommodate an advisor/advocate's inability to attend.

6. An individual serving as an advisor/advocate may not serve as a witness.

#### **L. Resolution of Academic Integrity Allegations**

A. When an instructor alleges a violation of the Standards of Academic Integrity, the following process applies:

1. The instructor notifies the School Dean.

2. The instructor attempts to contact the student to inform the student of the alleged violation(s).

3. The responding student is provided with an informal opportunity to address the allegations and to sign the Referral/Summary Adjudication form indicating they either accept or deny responsibility for the violation(s). An email sent over Marist email can be used by the student to substitute the student's signature in the Referral/Summary Adjudication form.

4. The instructor then signs and submits the Referral/Summary Adjudication form to the Office of Student Conduct. This documentation becomes part of the student's conduct file and is used by the Office of Student Conduct to track incidents of academic dishonesty, including repeat offenses by students.

a. If the responding student accepts responsibility for the alleged violation, the student will receive an academic sanction determined by the instructor of record, which may include a failing grade in the course. The Office of Student Conduct may assign the student an educational sanction upon receiving the Referral/Summary Adjudication form from the instructor.

b. If the responding student accepts responsibility for the alleged violation but not the academic sanction (ex. failing grade), the student may appeal the failing grade through the grade appeal policy. The Office of Student Conduct may assign the student an educational sanction irrespective of the outcome of the grade appeal.

c. If the instructor reports the incident as severe, or if the student denies responsibility, the Office of Student Conduct will initiate a hearing with an Academic Integrity Panel.

d. If the Office of Student Conduct determines the case is a repeat offense, it will notify the instructor and student and initiate a hearing with an Academic Integrity Panel.

5. The Office of Student Conduct's disciplinary records policy describes how student conduct records are shared and retained.

B. When information concerning an alleged violation of the Standards of Academic Integrity is received by the Office of Student Conduct from other than instructional sources (such as other students, proctor, Campus Safety, etc.) the Office of Student Conduct shall inform the impacted instructor and/or Dean of the School.

1. In cases where it is not clear initially whether the reported action is best pursued through academic action or disciplinary action procedures, the Office of Student Conduct will, in consultation with the instructor and/or Dean of the School, decide which procedure to employ in pursuing the case.

2. In the case of severe violations of the Standards of Academic Integrity, the Office of Student Conduct shall initiate the hearing process based on information contained in University records upon recommendation from the instructor and/or Dean of the School.

3. In the case of multiple violations of the Standards of Academic Integrity, the Office of Student Conduct shall initiate the hearing process based on information contained in University records.

C. When a hearing is initiated, the Academic Integrity Panel (AIP) is the hearing panel trained to review alleged violation(s) of the Standards of Academic Integrity and recommend a finding and sanction(s). The AIP is coordinated by the Office of Student Conduct to resolve cases of alleged violations of the Standards of Academic Integrity.

1. The Director of Student Conduct or designee serves as advisor to the AIP to coordinate the hearing process and to assist the panel in providing fair and impartial hearings for students accused of academic dishonesty.

2. When possible, the AIP will consist of three faculty members, preferably from different schools. When three faculty members are unavailable, the AIP will consist of two faculty members and one staff member.

D. Once a hearing is initiated, the responding party and instructor will receive a Notice of Hearing as described in the Panel Hearing Procedures of the *Code of Student Conduct*.

E. The responding party will be provided with information (available at the time) presented in support of the alleged allegation during a meeting with the instructor or prior to the AIP.

F. The three-member AIP will hear the case and make a determination of whether there is a preponderance of evidence to find the student responsible for violating the Standards of Academic Integrity. In addition to the responding party, the instructor and witnesses may be contacted to provide testimony. When necessary, the responding party, instructor, and/or witnesses may provide testimony through video conference/telepresence in a remote location.

G. If the AIP's finding is "responsible" (i.e., the student is responsible for violating the Standards of Academic Integrity) the committee will assign a disciplinary sanction(s), which may include suspension or expulsion as stated in the *Code of Student Conduct*.

H. The Office of Student Conduct will review the AIP's findings and sanctions and send a written Notice of Outcome to the student and instructor of record (once the appeal process has been finalized).

### **Withdrawal from a Course or the University**

Once a student has been accused of an academic integrity violation, an investigation and resolution with the faculty member and/or hearing process will be conducted.

A. If the student has received a failing grade in the course as a result of the violation, they are not permitted to withdraw from the course until an investigation and/or hearing process is complete and the case has been closed.

B. If the student did not receive a failing grade in the course as a result of the violation, they will be permitted to withdraw from the course, but the investigation and/or hearing will proceed in the normal manner.

C. If as a result of the investigation and/or hearing process the student is found responsible, the violation will remain in the student's record with the Office of Student Conduct. However, if the student is found not responsible this decision will be noted in the student's record.

D. If the student desires to withdraw from the University, the process shall be initiated in the normal manner. The Office of Student Conduct shall appropriately notify the student, instructor, and the Registrar of the final outcome.

### **Retaliation**

Marist University expressly prohibits retaliation against any person who has reported academic misconduct, has participated in any way in the conduct of a case of academic misconduct, or has been involved in the imposition of a sanction for academic misconduct. Any person who violates this policy will be subject to disciplinary action.

## **M. Academic Integrity and Conduct Sanctions**

One or more of the following sanctions may be imposed upon any student for any single violation of the *Code of Student Conduct*, including but not limited to:

- 1. Written Warning:** A Written Warning is an official educational warning. Please use this as an opportunity to refer to the [Code of Conduct](#) to familiarize yourself with policies and procedures. Should you be referred to for disciplinary action more serious sanctions will be assigned. A Written Warning is educational and is not reported on external background checks unless requested by the student.
- 2. Probation:** A notice to the student that their actions are of a serious nature within the University community. Probation will be for a designated period of time and includes the probability of more severe disciplinary sanctions if the student is found to be in violation of any University policies during the probationary period. For resident students, any violation committed during the probationary period will result in a review of the student's housing assignment. This sanction may result in the loss of up to two (2) priority points.
- 3. Disciplinary Probation:** A notice to the student that their actions are unacceptable within the University community. This sanction will be primarily used in cases of serious or consistent policy violations. Disciplinary Probation will be for a designated period of time and includes the probability of more severe disciplinary sanctions if the student is found to be in violation of any University policies during the probationary period. Any violation committed during the probationary period will result in a review of the student's status at Marist. This sanction may result in the loss of up to three (3) priority points.
- 4. Deferred Suspension from the Residence Hall:** A definite period of observation and review. If a student is again found responsible for any further University policy violations including failure to complete previously imposed sanctions or adhere to previously imposed conditions, restriction from University operated housing and housing grounds may be immediately imposed. This sanction may result in the loss of up to four (4) priority points. Any student on Deferred Suspension from the Residence Hall may have their status reviewed and may not be allowed to participate in the housing room selection process and therefore not be eligible for University housing.
- 5. Residence Hall Suspension:** Separation from the residence facility for a period of time. The student may return to on campus housing after all disciplinary and educational sanctions have been met pending housing availability. While suspended, students may not visit or be present in or around the residence areas. Furthermore, students dismissed from the residence facility for disciplinary reasons will not be entitled to any refund of residence fees. This sanction is final pending appeal.
- 6. Residence Hall Expulsion:** Permanent removal of the student from the residence facility. In addition, this sanction results in a permanent ban from all residence facilities and being present in or around the residence areas. If a student is permanently banned from the residence halls, they may not enter as a guest or visitor of another student. If found to be in or around the residence hall facilities more severe disciplinary sanctions, such as suspension from the University, may occur. Furthermore, students dismissed from the residence facility for disciplinary reasons will not be entitled to any refund of residence fees. This sanction is final pending appeal.
- 7. Deferred Suspension from the University:** A definite period of observation and review. If a student is again found responsible for any further University policy violations, including failure to complete previously imposed sanctions or adhere to previously imposed conditions, the student may automatically be recommended for suspension for a specified minimum period of time (e.g. one semester). This sanction may result in the loss of up to six (6) priority points.
- 8. Suspension:** Separation from the University for a specified minimum period of time, after which the student is eligible to return. Eligibility may be contingent upon satisfaction of specific conditions noted at the time of suspension, including sanctions. The student is required to vacate the campus within 24 hours of notification of the action, though this deadline may be extended upon application to, and at the discretion of, the Director of Student Conduct or hearing body. During the suspension period, the student is banned from University property



and the student's presence at any University sponsored activity or event is prohibited. This sanction may be enforced with a trespass action as necessary. Students who are suspended for disciplinary reasons are not entitled to any refund of tuition or residence fees. For cases that are referred to a hearing panel that result in suspension, the sanction is final pending appeal.

**9. Expulsion:** A permanent separation of the student from the University. The student is banned from University property and the student's presence at any University sponsored activity or event is prohibited. This sanction may be enforced with a trespass action as necessary. Students that are expelled for disciplinary reasons are not entitled to any refund of tuition or residence fees. For cases that are referred to a hearing that result in expulsion the sanction is final pending appeal.

**10. Loss of Privileges:** Denial of specified privileges for a designated period of time. These include, but are not limited to:

- a. A restriction from hosting a visitor and/or guest.
- b. A restriction from being a visitor in or entering a specified Residence Facility.
- c. Restriction from University sponsored extracurricular activities both on and off campus (including Senior Week and Commencement).
- d. Other restrictions, as approved by the Student Conduct Officer.

**11. Substance Education Program:** A workshop, in person or online, addressing substance abuse education issues. Referral to an off-campus education diversion program may also be recommended.

**12. Restitution/Monetary Fines:** Compensation for loss, damage or injury. This may take the form of appropriate community service and/or monetary or material replacement. The University generally does not impose fines for violations of the *Code of Student Conduct*. However, fines will be imposed for violations that impact the health and/or safety of members of the Marist Community, labor costs and expenses, and damage to property. Please refer to the Alcohol Policy, Windows/Doors/Walls Policy and the Safety Regulations Policy for specific information.

**13. Behavioral Requirement:** This includes required activities including, but not limited to, seeking academic counseling or substance abuse screening, writing a letter of apology, etc.

**14. Mandated Room Reassignment:** A notice that the behavior merits the immediate relocation of the student to another campus residence. This decision will be made in conjunction with the Office of Housing & Residential Life.

**15. Mandated Counseling Assessment and Compliance:** The student must attend an assessment and/or session in the Counseling Center or an off-campus licensed facility by a specific date. Unless otherwise stated by the student conduct body, the student is required to follow all recommendations made by the Counseling Center or off-campus licensed facility as a result of the assessment.

**16. Discretionary Sanctions:** Work assignments, community services, and other related sanctions that meet with the approval of the Director of Student Conduct or designee. Other sanctions include but are not limited to:

- a. Letters of apology/thank you
- b. Essay or research paper on assigned topics
- c. Disqualification from future housing selection process
- d. Program presentations.

**17. Other Sanctions:** Additional or alternate sanctions may be created and designed as deemed appropriate to the offense with the approval of the Director of Student or designee.

**18. Withholding Diploma:** The University may withhold a student's diploma for a specified period of time and/or deny a student participation in commencement activities if the student has a grievance pending, or has a sanction, if the student is found responsible for an alleged violation.

**19. Revocation of Degree:** The University reserves the right to revoke a degree awarded from the University for fraud, misrepresentation, or other violation of University policies, procedures, or directives in obtaining the degree, or for other serious violations committed by a student prior to graduation.

**20. Organizations:** The following sanctions may be imposed upon groups or Student Organization(s) found to have violated the *Code of Student Conduct*:

- a. One or more of those sanctions listed above
- b. Social Probation
- c. Suspension or Expulsion of Student Organization includes temporary or permanent loss of recognized status with the University
- d. Additional sanctions specific to Student Organizations which may be found in the organization's constitution, Greek Affairs, the Office of Student Activities policies, and/or national affiliate, if applicable.

**21. Academic Integrity:** The following sanctions for a violation of the Academic Integrity Policy may be imposed by the instructor including, but are not limited to, the following actions for a first-time offense:

- a. Zero for assignment
- b. Failing grade for the assignment
- c. Failing grade for the class/course
- d. Rewrite the assignment
- e. Additional assignment
- f. Letter grade reduction
- g. Academic integrity module
- h. Other sanctions deemed appropriate by the instructor of record

If a case is referred to the Academic Integrity Panel (AIP), disciplinary sanction(s) stated in the *Code of Student Conduct* may be considered by the panel including expulsion from the University.

**22. Priority Point Loss:** Any student on Deferred Residence Hall Suspension (or higher) and/or those that have lost six (6) priority points or more during the academic year (probation, disciplinary probation, etc.) their status may be reviewed. Upon review, it may be determined that a student may not be allowed to participate in the housing room selection process and/or eligible for University Housing. Incidents that occur during the spring semester could impact a student's eligibility to participate in the room selection process for the fall semester.

#### **N. Parental Notification**

The University reserves the right to notify the parents/guardians of dependent students regarding any conduct situation, particularly alcohol and other drug violations. Typically, the University will notify parents/guardians of conduct situations that result in disciplinary probation or higher with a letter home. Parental notification is used discretionarily by the conduct officer and may be permitted with FERPA or consent of the student.

#### **O. Notification of Outcomes**

The outcomes of a campus hearing are part of the education record of the responding party and are protected from release under the Family Educational Rights and Privacy Act (FERPA), except under certain conditions. As allowed by FERPA, when a student is accused of a policy violation that would constitute a "crime of violence" or forcible or non-forcible sex offense, the University will inform the alleged victim/reporting party in writing of the final results of a hearing regardless of whether the University concludes that a violation was committed. Such release of information may only include the alleged student's/responding party's name, the violation committed, and the findings and sanction assigned, if applicable.

In cases where the University determines that a student violated a policy that would constitute a "crime of violence" or non-forcible sex offense, the University may also release the above information publicly and/or to any third party.

FERPA defines "crimes of violence" to include:

1. Arson

2. Assault offenses (aggravated assault, simple assault, and intimidation)
3. Burglary
4. Criminal Homicide – manslaughter by negligence
5. Criminal Homicide – murder and non-negligent manslaughter
6. Destruction/damage/vandalism of property
7. Kidnapping/abduction
8. Robbery
9. Stalking
10. Domestic Violence
11. Dating Violence
12. Forcible sex offences (rape, sodomy, sexual assault with an object, and forcible fondling)
13. Non-forcible sex offences

#### **P. Failure to Complete Conduct Sanctions**

All students, as members of the University community, are expected to comply with conduct sanctions within the timeframe specified by the Director of Student Conduct or designee. Failure to follow through on conduct sanctions by the date specified, whether by refusal, neglect, or any other reasons, may result in additional sanctions, a hold, and/or suspension from the University. In such situations, resident students will be required to vacate University housing within 24 hours of notification by the Director of Student Conduct, though this deadline may be extended upon application to, and at the discretion of the Director of Student Conduct or designee. A suspension will only be lifted when compliance with conduct sanctions is satisfactorily achieved. This determination will be made by the Director of Student Conduct or designee.

#### **Q. Appeal Procedures**

A party may request an appeal of the decision by a panel/officer. A student must file a written request to the Director of Student Conduct, subject to the procedures outlined below. All sanctions imposed by the original hearing body/officer remain in effect, and all parties should be timely informed of the requests for an appeal, the status of the appeal consideration, and the results of the appeal decision.

If the student is found responsible or accepted responsibility during the formal academic integrity hearing process, the student may not appeal a grade through the Grade Appeals process.

#### **R. Appeals and Ground for Appeal Requests**

The reporting party and/or responding party may appeal only the parts of the determination of responsibility or sanctions directly relating to them. Dissatisfaction with the outcome of the hearing is not grounds for appeal. The appeal will consist of a plain, concise, and complete written statement outlining the grounds for the appeal. In cases involving academic integrity, a responding party has the right to appeal the disciplinary sanction or sanctions of the AIP. ***An appeal must be submitted within five (5) business days of the panel's written outcome being delivered.*** Appeals requests are limited to the following grounds:

1. Irregularities in fairness and stated procedures of the hearing that could have significantly impacted the outcome of the hearing.
2. Discovery of new and significant information that could have affected the outcome of the original hearing or investigation. The information was not known or could not reasonably have been discovered and/or presented at the time of the initial hearing and could substantially impact the original finding or sanction. Failure to provide information during or participate in an investigation or a hearing, even resulting from concern over pending criminal or civil proceedings, does not make evidence “unavailable” at the time of the hearing. A summary of this new evidence and its potential impact must be included.
3. The sanctions imposed are substantially outside the parameters or guidelines set by the University for this type of offense or the cumulative conduct record of the responding party.

**Appeals of decisions will be reviewed in the following manner:**

1. All appeals will be screened by the Director of Student Conduct or designee, when appropriate, to ensure they meet the criteria established above for filing an appeal. If the appeal does not meet one of the three criteria it will be denied by the Director of Student Conduct or designee.
2. The Director of Student Conduct or designee will share the appeal by one party with the other party (parties) when appropriate or applicable under procedures or law (e.g. if the responding party appeals, the appeal is shared with the reporting party, who may also wish to file a response, request an appeal on the same grounds or different grounds). The Director of Student Conduct will refer the request(s) to the designated appeal body. If the appeal is not timely or substantively eligible, the original finding and sanction will stand, and the decision is final.
3. The appeal body may consult with the Director of Student Conduct or designee on any procedural or substantive questions that arise.
4. If the appeal has standing, the case should be referred to the appropriate Appeals Panel/Officer, typically within 3-5 business days.
  - a. Cases involving suspension and/or expulsion are appealed to the Vice President of Student Affairs or designee. In cases of Academic Integrity that result in suspension or expulsion the Vice President of Student Affairs or designee, may consult with the Provost.
  - b. Cases not involving suspension or expulsion from the institution are appealed to a University or Academic Appeals Panel/Officer. Efforts should be made to return the appeal to the original decision maker for reconsideration (remand) whenever possible, with clear instructions for reconsideration only in light of the granted appeal grounds. Where the original decision-maker(s) may be unduly biased by a procedural or substantive error, new panelists will be constituted for the appeal to reconsider the matter.
5. On reconsideration, the appeal body or original decision-maker(s) may affirm or change the findings and/or sanctions according to the permissible grounds. Procedural errors should be corrected, new evidence should be considered, and sanctions should be proportionate to the severity of the violation and the student's cumulative conduct record. If the appeal is based on procedures not having been followed, the appeal body can ask that a new hearing occur before a newly constituted hearing panel. In the case of new and relevant information, the appeal body will determine if the matter should be returned to the original decision-maker(s) for reconsideration after considering the new facts or if it should be reviewed by the appeal body with instruction on the parameters regarding institutional consistency and any applicable legal guidelines. In review, the original findings and sanction(s) are presumed to have been decided reasonably and appropriately, thus the burden is on the appealing party(ies) to show clear error. The appeal body must limit its review to the challenges presented.
6. Typically, all decisions of the appeal body are to be made within ten (10) business days of submission of all appeal documents by the parties, but the time may be longer or shorter as are any decisions made by the original hearing body, Director of Student Conduct, or designee. Appeal decisions are final.
7. If the final determination from the Appeals Officer or Panel differs from the Notice of Outcome, then the written decision will include a rationale.
8. In cases of Academic Integrity after the final determination, the instructor of record is notified. They will assign the student a final grade (which may include a failing course grade) and process the appropriate grade change with the Registrar's office.

**Note:** The Academic Integrity Panel process is separate from the Grade Appeals process, which is managed by Academic Affairs.

### **S. Appeal Decisions**

The conduct body reviewing the appeal University or Academic Appeals Panel/Officer or Vice President of Student Affairs or designee, after reviewing all available information, may elect to:

1. Affirm the findings and sanctions originally determined.

2. Affirm the findings and modify the sanction. In cases where the responding party is the appealing party, the sanction may be reduced or increased by the conduct body reviewing the appeal.
3. Reopen the investigation and/or remand the case to the original conduct body for a new hearing, except in cases where the reporting party is the appealing party.
4. Dismiss the case, except in cases where the reporting party is the appealing party.

The presumptive stance of the University is that all decisions made, and sanctions imposed by the original decision-maker(s) are to be implemented during the appellate process. At the discretion of the Director of Student Conduct or designee, implementation of sanctions may be stayed pending review only in extremely exigent circumstances. This does not include proximity to graduation, end of term, or exams. Instead, it refers to an overwhelming likelihood, as determined by the Director of Student Conduct or designee, in consultation, that the appeal would result in a reversal of the findings and/or substantial modification of the sanctions.

If it is determined that the student did not violate the Academic Integrity policy the case will be closed, and the sanction is lifted. The University's Grade Appeals policy would remain in place.

#### **T. Other Guidelines for Appeals**

1. All parties will be timely informed of the status of requests for appeal, the status of the appeal consideration, and the results of the appeal decision; barring exigent circumstances.
2. Appeals are not intended to be full re-hearings of the allegation (*de novo*). In most cases, appeals are confined to a review of the written documentation or record of the original hearing, and pertinent documentation regarding the ground for appeal; witnesses may be called if necessary.
3. Sanctions should only be increased or reduced if found to be grossly disproportionate to the gravity of the offense, precedent for similar offenses and/or the responding party's prior disciplinary record.
4. Cases should be remanded to the original conduct body if specified procedural errors were so substantial as to effectively deny the responding party a fair hearing.
5. Cases should be dismissed only if the finding of the conduct body is held to be arbitrary and capricious.

Appeals are not an opportunity for appeals officer/panelists to substitute their judgment for that of the original decision-maker(s) merely because they disagree with the finding and/or sanctions. Appeal decisions are to be deferential to the original decision-maker(s), making changes to the finding only where there is clear error, and to the sanction only if there is a compelling justification to do so.

#### **U. Disciplinary Records**

A. The Office of Student Conduct will maintain disciplinary records and a disciplinary tracking system, which will include, but not be limited to, the responding party's name and related information, description of the incident, parties involved, *Code* violations, sanctions, and other data deemed relevant by the Office of Student Conduct. Such information will be maintained in accordance with the provisions of the Family Educational Rights and Privacy Act (FERPA). Disciplinary records will be made available to conduct bodies and University officials designated in the *Code of Student Conduct* as necessary.

B. Students may arrange to review their own conduct records by contacting the Office of Student Conduct. Except as provided in the *Code of Student Conduct* and by University policy regarding parental notification or pursuant to a lawfully issued subpoena, the University will not communicate a student's conduct record and related information to any person or agency without the prior consent of the student or an exception under applicable law.

C. All conduct records are maintained by the University for seven (7) years from the time of their creation except those that result in separation (suspension or expulsion from the University) and those that fall under Title IX, which are maintained in accordance with the Discrimination, Harassment, and Sexual Misconduct Policy and Procedures.

D. For crimes of violence defined as crimes that meet the reporting requirements pursuant to the federal Clery Act, Marist University shall make a notation on the transcript of students found responsible after a conduct



process that they were "suspended after a finding of responsibility for a code of conduct violation" or "expelled after a finding of responsibility for a code of conduct violation." For any Respondent who withdraws from the institution while such conduct charges are pending, and declines to complete the disciplinary process, Marist University will make a notation on the transcript that they "withdrew with conduct charges pending." Transcript notation guidelines are in place regardless of where or when the incident occurred. Marist University permits a student seeking removal of a notation for a suspension to petition the Dean of Students or designee in writing for such removal, provided that such notation will not be removed prior to one year after conclusion of the suspension. A petition can be sent via email to [studentconduct@marist.edu](mailto:studentconduct@marist.edu). Notations for expulsion will not be removed. If a finding of responsibility is vacated for any reason, any such transcript notation will be removed.

#### **V. Approval and Implementation**

This *Code of Student Conduct* was approved on January 29, 2025, and implemented on January 29, 2025. *The University Code of Student Conduct is adapted from the NCHERM Group Model Development Code of Student Conduct and is used here with permission.*

#### **PROCEDURES FOR VIOLATIONS OCCURRING DURING FINALS WEEK IN THE FALL OR SPRING SEMESTER OR DURING WINTER AND SUMMER SESSIONS**

During finals week and the period between full academic semesters, all University discipline may be handled as established below:

- A. All reports will be reviewed by the Director of Student Conduct or designee who will determine whether or not disciplinary charges are warranted.
- B. If the incident under review occurred during the semester but was unable to be handled prior to break or end of the semester closing, the Director of Student Conduct or designee will review the allegation and determine what policies have been violated and what sanctions are merited. Notification of the decision will then be sent to the student's Marist email address. A letter may also be sent by the University to the student's permanent address, unless it is known by the University that the student is residing at another location. The responding party will have the option to accept the decision, or to file notice with the Office of Student Conduct within thirty (30) calendar days of the date of the letter and request a conference/hearing for the alleged violations. Should the responding party accept or fail to respond in thirty (30) days to the findings of the Director of Student Conduct, they will be expected to comply with the sanctions with no right to request a conduct conference, hearing, or appeal.
- C. In the event where the Conduct Officer believes that suspension or expulsion could be an outcome, a Conduct Conference and/or Hearing will be convened at the earliest possible time, at the discretion of the Director of Student Conduct or designee. Should it not be possible to resolve the case during the break, a conference or hearing will be held at the beginning of the semester.
- D. If the student is known to be attending Marist during the summer sessions when an incident occurs, the case may be handled under the guidelines that apply during the regular academic year, and the Conduct Officer will hear the case. Any appeal of a decision made at this level that does not include suspension or expulsion will be heard at the earliest possible time but may be heard at the beginning of the semester.
- E. In the event of an extended University closure, the procedures established above may be followed.

#### **OFF CAMPUS STUDENT INFORMATION**

Marist students/organizations are expected to respect and abide by local ordinances and state and federal statutes both on and off campus. As members of the academic community, students are held accountable to the University's *Code of Student Conduct* that clarifies those behavioral standards considered essential to the fulfillment of the University's philosophy, mission, and goals.

The Office of Student Conduct will determine when the University will take action for allegations of off campus misconduct that also violate University policies and/or federal, state, or local laws/ordinances.

Students living off campus should review the University's *Code of Student Conduct* and familiarize themselves with campus policies, procedures, and sanctions.

### **GOOD NEIGHBOR POLICY**

One of the most important things you must do while you are getting settled into your apartment/house off campus is to meet the neighbors. A relationship that starts off on the right foot is more likely to have open communication throughout your time off campus. It is recommended that you exchange phone numbers with your neighbors. Having done this, you are more likely to get a call from them than a visit from the police. When you are away from your apartment/house for winter and spring breaks, your neighbors will be an asset in maintaining the security of your belongings if you have a positive relationship with them. Remember, your neighbors have been living in this community for many years and deserve your respect and cooperation as a Marist student.

### **TOWN & CITY OF POUGHKEEPSIE NOISE ORDINANCE**

Between the hours of 10:00 PM and 7:00 AM the noise ordinance for the town and city are in effect, prohibiting "unreasonable noise." A violation may result from a noisy party or social gathering, screaming, loud music, shouting, or taxi cabs honking their horns outside your residence. The Town of Poughkeepsie also has a Nuisance Party Ordinance found: <http://townpolice.net>. In the City, you will have to appear in court with possible fines of up to \$300 and jail time. In the Town, the first violation conviction will be punishable by a fine of not less than \$250 per resident with repeat violations not less than a \$1000 fine.

# RESIDENT STUDENT HANDBOOK

## RESIDENTIAL LIFE MISSION STATEMENT

Housing & Residential Life is an integral part of the total educational experience. The residential life program at Marist University is based upon the philosophy of providing students with a safe, healthy, and attractive living environment that supports and supplements the educational mission of the University. Marist University provides housing for over 3,450 undergraduate students in corridor, suite, apartment, and townhouse style residences. Marist recognizes that a student's developmental stage should be supported by their living environment. Therefore, first year students are housed in residence halls designed to promote social interaction and are staffed by student and professional staff trained to work with first year students and their specific adjustments. As students move from their first year to senior year, they are housed in more independent living environments (suite style, apartments, and townhouses) which helps to prepare them for their eventual move out into the world following graduation. Along the way they acquire certain freedoms and responsibilities that will help them develop into mature and responsible citizens. When a student elects to reside in University housing, they become part of a larger community and are responsible for adhering to the norms and standards of that community.

## STAFF IN RESIDENCE

Every residence hall on campus is supported by a highly trained staff who are qualified and excited to make each student's living experience at Marist the best it can be. More information about the staff can be found by visiting <https://www.marist.edu/student-life/campus/housing/staff>.

**Resident Director (RD)** – a full-time professional staff member who has administrative responsibility for the individual residence area and its residents. The responsibilities of the RD include supervision of the Resident Assistants (RA), promoting a safe and productive academic atmosphere in the residence area, and managing disciplinary cases within a value-based community. The RD is assisted in this responsibility by the Assistant Resident Director (ARD), RA staff, as well as residents of the facility.

**Assistant Resident Director (ARD) and Resident Assistants (RA)** – are upper-class students living in residence areas. Their responsibilities include:

1. Counseling students on academic, personal, or social matters.
2. Area programming.
3. Supporting responsible hall governance.
4. Fostering an atmosphere conducive to study and orderly behavior.
5. Referring students to appropriate student services on campus.
6. Supervising and enforcing administrative policies and regulations.
7. Reporting maintenance concerns.

The Residential Life Staff operates with delegated authority from the Vice President of Student Affairs in the above areas. Therefore, refusal to comply with the direction of an RD, ARD, RA, or Security Officer is considered a serious matter and a violation of the *Code of Student Conduct*.

**First Year Coordinators** – are full-time professionals who reside in first year residential facilities to assist students by addressing social, cognitive, and emotional challenges they may encounter.

**Residence Hall Council** – consists of elected residents of the area, an RA, and the RD. Responsibilities of Resident Hall Council are:

1. Provide programs that foster community in the building.
2. Communicate student issues and concerns to the Residence Hall Association (RHA).

## RESIDENTIAL LIFE POLICIES, PROCEDURES AND EXPECTATIONS

Each resident is expected to act in a way that promotes an atmosphere of mutual respect and cooperation. The Housing & Residential Life Office is committed to providing an environment within the residence areas that

encourages this atmosphere by expecting students to live according to reasonable standards and adhere to specific norms of behavior.

The University reserves the right:

1. To accept or reject students for residency.
2. To approve, upon request of a resident student, relocation within our residence facilities.
3. To relocate resident students without consent for sufficient reason.
4. To have students in residence carry a minimum of 12 credits and be enrolled as a full-time undergraduate for the semester in which they are housed. All students living in residence must pay full-time student tuition. Any request for exceptions to this policy must be approved by the Office of Housing & Residential Life.
5. To refuse a student's request for housing because the student's room and/or apartment was left in poor condition at the end of the previous semester or year, because of disciplinary history, and/or failure to comply with residence exiting procedures.
6. Residential students with approved service animals or emotional support animals (ESA) must adhere to guidelines established by the Office of Accommodations and Accessibility ([Accommodations and Accessibility - Marist University](#)). Eligibility for approval of a Service Animal or ESA is based on the written approval by the Office of Accommodations & Accessibility. Failure to abide by these policies may result in disciplinary action. Outcomes may be addressed by the Office of Student Conduct, Office of Housing and Residential Life, and Office of Accommodations and Accessibility.
7. The Office of Housing and Residential Life reserves the right to modify guest visitation and quiet hours in consultation with the Dean of Students. Advance notice will be given to buildings/residence areas affected.
8. To plan for the most efficient or effective use of the resident facilities which may entail a change in the following room reservation procedures:
  - A. Concerning the request, occupation and withdrawal from residency, the administration of the University has declared the following:
    1. New and returning students must pay a room request deposit fee.
    2. This deposit assures a student of an on-campus space only. Returning resident students who submit their Advance Room Deposit according to schedule are only ensured of the right to participate in the Housing Room Selection Process.
    3. Refund on Residence: Any student who withdraws from University housing but not from the University during the first week of a semester will be charged \$50 for the room and will forfeit the room reservation deposit. Should a student withdraw after the first week and before the beginning of the fourth week, a refund of one-half residence charge will be made. For any withdrawal from University housing after the beginning of the fourth week, no refund will be allowed. The dates and amounts of refunds posted in the Academic Calendar for tuition refunds apply to residence refunds as well.
    4. Students remaining in a build-up situation after the tuition refund date will be eligible for a room credit that will be applied to their student account. However, if a student declines a room build-up breakdown offer, then the credit will be forfeited.
  - B. Concerning the location and relocation of resident students, the administration of the University has declared the following:
    1. Residents are allowed to request their rooms and roommates under certain guidelines established by the Director of Housing & Residential Life or designee.
    2. The University reserves the right to relocate students. Relocation of a resident student, without their consent and unrelated to disciplinary action is sometimes necessary for the good of the community. Due to the inconvenience involved, the Director of Housing & Residential Life or designee will hold such relocations to a bare minimum.
    3. Room changes during the first semester are not permitted until the second week of classes for resident students. These changes and all subsequent changes must be approved by the Resident Director,

Assistant/Associate Director, and/or the Director of Housing & Residential Life. All unapproved room changes will result in disciplinary action and the directive of each student to return to their approved residence assignment.

4. Students are strongly encouraged to work out roommate conflicts. Residence changes will only be granted in extenuating circumstances at the discretion of the Resident Director.

A. All residences must be kept clean, neat and orderly. Students are responsible for providing cleaning supplies and cleaning their own residence. Students living in suites and apartments are responsible for cleaning bathrooms, kitchens, and common areas. The University only provides toilet paper in community residence hall areas.

B. The University cannot assume responsibility for any loss or damage to personal property of a student. During summer vacations, no articles may be stored in student rooms. The University does not assume responsibility for articles stored elsewhere on campus. Students are encouraged to secure liability/theft insurance through their own family coverage and/or purchase supplemental insurance.

1. Any items confiscated by Housing & Residence Life may be subject to forfeiture and discarded upon confiscation.

C. When a student vacates their room, or withdraws from housing and/or the University, the apartment/room key must be turned into the Office of Housing & Residential Life prior to end of semester. For security reasons a vacating student will be charged for a new lock if all keys are not accounted for. Any unclaimed items may be donated to charity.

D. When a student is locked out of their room, the following procedures should be followed:

1. When a room lock-out occurs, it is the responsibility of the student to locate their roommate to gain access to the room or use other campus facilities until the roommate makes contact.

2. When school is in session, Sunday-Thursday, RD or RA staff will handle lock-outs from 7:00 pm until 12:00 am, lock-outs from 12:00 am until 7:00 pm will be handled by the Office of Campus Safety at 845-575-3333.

3. When school is in session, Friday and Saturday, RD or RA staff will handle lock-outs from 7:00 pm until 2:00 am, lock-outs from 2:00 am until 7:00 pm will be handled by the Office of Campus Safety at 845-575-3333.

4. During break periods, RD or RA staff will handle lock-outs from 7:00 pm until midnight. Lock-outs from midnight until 7:00 pm will be handled by the Office of Campus Safety.

5. Room lock-outs will be done at the availability of staff as identified above. It may not be possible for a lock-out to be done immediately.

### **RESIDENCE SELECTION PROCESS**

Resident students at Marist University are placed in University housing through the University's Priority Point System. There are five categories where points may be earned. The categories are: Grade Point Average, Campus Involvement, Disciplinary History, Room Damages, and Condition of Room. Detailed information on the Priority Point System can be found at [www.marist.edu/student-life/campus/housing/faqs/priority-points](http://www.marist.edu/student-life/campus/housing/faqs/priority-points).

### **PRIORITY POINTS**

The priority point system at Marist University assigns points to students based on their academic average, involvement with extracurricular activities, disciplinary history, and condition of their residence area. The system is used by the Office of Housing & Residential Life to place students in housing after their first year at Marist. Housing is only guaranteed to current resident students for their first year and sophomore years. Juniors and seniors are not guaranteed housing. Any student on Deferred Residence Hall Suspension or who has lost six (6) priority points or more in the category of Discipline, may not be allowed to participate in the housing room selection process and therefore are not eligible for University housing. More information on housing eligibility will be included when Room Selection Information is posted to MyHousing which is located at [my.marist.edu](http://my.marist.edu). When students apply for housing, they can apply either as an individual or as a member of a group. All students,



regardless of applying as an individual or as a member of a group, must complete a Room Selection Group Form. If warranted, individual priority points only determine if a student is eligible for housing for their junior and senior year. All eligible students in a group of two or more will receive a group priority point average based upon the points earned by all group members. The group priority point average is the number used to determine placement throughout the entire process.

For students entering their junior year, priority points are accumulated from the spring semester of their first year and the fall semester of their sophomore year. For students entering their senior year, priority points are based on the spring semester of their sophomore year and the fall semester of their junior year. Priority points for upper-class students can be earned and lost from four (4) categories for a maximum total of 34 points. Priority points for first year students can be earned and lost from four (4) categories for a maximum total of 26 points (first year students can only earn a maximum of 4 points for Campus Involvement and Room Condition as it only reflects one semester, the fall semester).

The GPA category is based on the cumulative GPA for the immediate previous spring and fall semesters within the same calendar year. For example, for the fall 2025 housing assignment process, the previous spring 2024 and fall 2024 semester grades will be calculated.

**Problems with:** GPA, Room Condition, Residence Hall Council, and Discipline; **See:** Resident Director for your area.

**Problems with:** Campus Involvement; **See:** Student Activities.

Priority Points are assigned in the following categories:

<b>Average Spring and Fall Semester GPA</b>	<b>Points</b>
*3.85 – 4.00	12
*3.60 – 3.84	11
*3.25 – 3.59	10
3.0 – 3.24	9
2.75 – 2.99	7
2.50 – 2.74	6
2.25 – 2.49	5
2.00 – 2.24	4
0.50 – 1.99	1
0.00 – 0.49	0

\*Denotes Summa Cum Laude, Magna Cum Laude, and Cum Laude

**Room Condition (0-8 per year, 0-4 per semester):**

Points for Room Condition can be deducted for failure to follow proper residence hall check out procedures, room cleanliness, and fire safety violations. A maximum of 2 points can be deducted per semester for failure to check out properly.

**Discipline History Points: 0-6**

**Campus Involvement Points: 0-8 per year** from three (3) categories described below:

**\*Service: 0-4 per year (0-2 per semester).** 8 service hours for 1 point; 16 service hours for 2 points. For a list of organizations that offer community service opportunities contact: Housing & Residential Life at ext. 3307; Campus Ministry at ext. 2275; and Office of Student Activities at ext. 3279.

**\*Leisure Activities and Fitness (includes intramurals): 0-4 per year (maximum 2 points per semester).**

**\*Clubs, organizations, and intercollegiate sports: 0-5 per year (maximum 3 points in primary semester with a maximum 2 points in another semester).** While a student can earn a number of points, only a maximum of 8 points can be used towards priority point total for Campus Involvement.

A new first year student can earn a maximum total of 26 priority points. A new student can only earn a maximum of 4 points in the category of Campus Involvement and Room Condition as the process uses the

previous Fall and Spring semester and as new students, they can earn points in these two categories for Fall semester only.

**Description of points that can be earned for Clubs/Organizations/Intercollegiate Sports:**

1. A club/organization must complete minimum requirement of four (4) activities per semester to receive priority points.
2. Officers and varsity captains are eligible for maximum of 3 points during one semester (“in season”) and 2 points during the other semester (“off season”). Club members/athletes are eligible for maximum of 2 points per semester.

**Objective Criteria for Clubs/Organizations:**

**To earn 1 point:** Members must attend minimum of 50% of club/organization meetings for the semester and 50% of club/organization activities.

**To earn 2 points:** Members must attend minimum of 50% of club/organization meetings for the semester and 75% of club/organization activities PLUS the community service event.

**To earn 3 points (officers only):** Officers must attend 50% of club/organization meetings for the semester and 100% of club activities (which includes community service event).

If officers do not complete all the requirements to earn 3 points, they will be eligible to receive up to 2 points based on the criteria outlined above.

**Other Information:**

1. An incoming fall transfer student is awarded priority points as described above with the Campus Involvement points awarded for the fall semester. The points earned in each of the Campus Involvement categories (clubs, service, leisure activities/fitness) are then doubled, up to a maximum of 8 points. The double points may not exceed any maximums. For example, if a student earned 3 priority points for involvement in clubs/organizations/intercollegiate sports (single category) during a semester, the doubling of those points totals 5, not 6, as the maximum number of points allowed for that category is 5.
2. Room Condition points are awarded for both the fall and spring semesters with a maximum total of 4 points earned each semester. Students not residing on campus during either the fall or spring semester are awarded a maximum of 4 points for the semester not in residence.
3. A Spring semester transfer student will be assigned housing as per room selection guidelines.
4. FFE students (returning from the Florence, Italy campus) will receive 4 points per semester in the category of campus involvement.
5. A student involved in a study abroad program such as Marist International Programs or Marist in Manhattan, will have their Campus Involvement priority points earned within each of the involvement categories (clubs/organizations/intercollegiate sports, service, leisure activities/fitness) during the semester prior to leaving or returning to campus doubled\*. The doubled points may not exceed any maximums. For example, if a student earned 3 priority points for involvement in clubs/organizations/intercollegiate sports (single category) during a semester, the doubling of those points totals 5, not 6, as the maximum number of points allowed for that category is 5. \*Doubling Points.

A “Priority Point Year” is defined as January through December of any given calendar year and those points are used for the upcoming Room Selection process. For example, during Room Selection Day in the spring semester, all continuing resident students earned their priority points from the year prior, January – December. If a student was abroad in the Spring semester (January – May), then their Campus Involvement priority points would be doubled based on their earnings after they returned from abroad during the period of August – December. If a student was abroad in the Fall semester (August – December), then their Campus Involvement priority points would be doubled based on their earnings prior to going abroad during the period of January – May.

## HOUSING AVAILABILITY WHEN THE UNIVERSITY IS CLOSED DURING VACATION PERIODS

During periods when the University is closed and/or during longer break sessions from classes, all resident students are expected to vacate their residence for the length of the break. Breaks include Thanksgiving, Winter, Spring, and Summer. Dates and times of breaks will be posted on the Housing & Residential Life website. In addition, break information will be distributed to all students detailing break closing procedures. All students are expected to follow proper break checkout procedures. Students found in residence without permission will be asked to vacate the campus immediately and will be referred to the Office of Student Conduct. All policies and procedures are in effect during breaks. No guests will be permitted in residence areas during these breaks, including other Marist students not approved to reside in housing. Students found in violation of these policies will be referred to the Office of Student Conduct and may be removed from residence pending disciplinary action.

### A. EARLY ARRIVAL REQUESTS

Students needing to return to campus prior to the official opening of the Fall or Spring semester must make this request, in writing by the deadline as stated in the written and/or electronic communication sent to all students by the Office of Housing & Residential Life or posted on their website. The University sets the early arrival date. Requests to arrive before that date will be denied. Students requesting to return early may be assessed an early arrival fee to be paid prior to arrival. Students in violation of University policies and the early arrival agreement form may be removed from housing pending disciplinary action.

### B. REQUESTS TO STAY DURING BREAKS

During the University's breaks (Thanksgiving and Spring break), students may request to stay in residence. Unreasonable travel, employment, and internships are reasons that are commonly approved. Not all requests to stay during break periods will be granted. Requests must be submitted using the appropriate break housing request form. Break housing request forms are found on the Housing & Residential Life myMarist portal in advance of all breaks. Deadline for all break housing requests is traditionally the Friday preceding a break. Requests received after the deadline may be denied. Students requesting break housing for employment purposes must provide written documentation from their employer.

### C. SENIOR WEEK HOUSING

Housing may be made available to residents after the official spring semester closing and prior to graduation for members of the Senior Class participating in senior week activities, students who have registered for summer housing, and student employees of the University. Students not participating in senior week must request to stay in residence by the posted deadline, by using the late departure request form found in the Housing & Residential Life section of myMarist. Students remaining for employment purposes must provide documentation to the Office of Housing & Residential Life by the posted deadline. Students may be asked to relocate from their academic year housing assignment to another area of campus during that week. Any policy violations may result in immediate removal from campus housing.

### D. SUMMER HOUSING

Summer housing is available during the University's summer session. Priority for housing will be given to students registered with an in-person academic commitment, employment or internship, extenuating circumstances, and unable to travel home because of distance or prohibitive cost. Proof of on-campus course registration, including for credit internships, and employment will be required of all students prior to approval of campus housing. A weekly fee will be assessed for those requesting summer housing. During the summer session, all University and Housing & Residential Life policies and procedures are in effect. Students found in violation of the *Code of Student Conduct* will be held accountable. Students found in violation of University policies may be removed from summer housing as a sanction.

### E. WINTER INTERCESSION HOUSING

Students will be permitted to stay in University housing from the end of the Fall semester to beginning of Winter Intersession for a limited number of reasons and with the approval of Housing & Residential Life. Students with an academic commitment, working on campus, or an extenuating circumstance, may apply for Winter session housing. Applications will be available on myMarist in early December. A weekly fee may be assessed to those requesting winter session housing.

### **DAMAGES**

- A. Residents are not charged for normal wear and tear. Replacement and/or restoration costs for all room/apartment damage will be assessed to the residents of that area. In addition, students will be fined 25% of the cost of the repair and/or replacement for the damage in their area.
- B. Posters, signs and/or decorations placed where not allowed by fire safety or housing regulations will be calculated as damages.
- C. Damages to areas and furnishings will be assessed throughout the academic year. Charges will be assigned to individuals for room/apartment damage. Charges for damage to or defacement of any area in common use, such as corridors, windows, bathrooms, lounges, study areas, elevators, recycling facilities, etc. will be charged to the responsible individual(s). However, when no specific individuals are identifiable, charges may be distributed among residents of the area, as floor charges or house/hall charges.
- D. Final assessment of room damage and charges will be completed by the University after the area is vacated. Any appeals of damages/charges must be in writing and addressed to Housing & Residential Life by the announced deadline.
- E. Students who complete an express check-out are not eligible to appeal damages/charges.

### **DINING PLANS**

Students residing in University housing are assigned a dining plan prior to their arrival on campus. Students have the option to change their dining plan selection within certain parameters according to their assigned location determined by the University. For more information on campus dining, see **Dining Plans**, pg. 12.

### **EMAIL COMMUNICATION**

Resident students are encouraged to check their Marist emails regularly as important information about opening, closing, and residence hall updates are often sent through email.

For validation purposes, all email communication with all Student Affairs offices must originate from the official, University-issued, Marist email account, which utilizes a student's first and last names.

### **FIRE SAFETY IN RESIDENCE HALLS**

To avoid fire hazards, the University must comply with New York State Fire Code and will conduct both announced and unannounced fire safety inspections in the residence areas. Marist staff work with the NYS Fire Inspector on a continual basis to make sure that all residence areas adhere to the most stringent and up to date fire safety standards. Occasionally, items not listed here may be deemed unsafe for use in a residence hall and students must comply with the NYS Fire Code. University staff may confiscate any items found in violation of University policy, NYS Fire Code, or the NYS Penal Law. In addition, the following guidelines also apply:

- A. All residence halls are smoke-free. Smoking (including e-cigarettes), or evidence of smoking, tobacco, or marijuana use, is not permitted in any of the residence areas or academic/administrative buildings. This includes individual rooms, apartments, suites, common areas, bathroom, etc. Anyone smoking outside should be at least 25 feet from any building on campus. There may likely be a \$250 room recovery fee for students who do not comply in order to cover the extensive cost of restoring rooms to a smoke-free condition.
- B. Student rooms, corridors, stairwells, common areas, and lobbies are:
  - 1. To be clear of any obstructions (examples: trunks, suitcases, ironing boards, athletic equipment, drying wet clothes, furniture, etc.)
  - 2. To be free from any flammable material (examples: decorations, posters, notices, curtains, streamers, etc.)

C. Both the possession and use of halogen lamps, hot pots, hot plates, broiler ovens, fry pans, popcorn makers, space/portable heaters, coffee urns, immersion heaters, toasters (except in townhouse and apartment kitchens), air conditioners and similar portable equipment are prohibited in all residence areas. Electrical appliance equipment is restricted to prevent fires and to avoid overload within any facility that may cause the loss of power to the entire facility or some portion thereof. Violations of this policy will result in disciplinary action and confiscation of the application. However, a single serve brewer is permitted in the residence halls.

1. Students are permitted one refrigerator (no larger than 3.6 cubic feet and UL rated with reset fuse) in each room.

2. Students in residence halls are permitted one microwave (no larger than 700 watts and UL rated) per room.

3. Appliance use in apartments and townhouses is restricted to the kitchen areas only with the exception of approved refrigerators and microwaves.

D. All electrical equipment, when being used, may only plug directly into a wall outlet or a UL rated surge protector with a reset button which is plugged into a wall outlet. Possession of extension cords is not allowed.

E. The use of combustible fabrics such as room dividers, closet enclosures, wall and ceiling tapestries, curtains, etc., is prohibited in student rooms.

F. An open flame (candles, blow torches, lanterns, etc.) is not permitted anywhere in the residence areas. Use of incense is also prohibited. Candles are not permitted even for decoration purposes and will be confiscated by University staff.

G. Fire doors in the corridors must always remain closed. No one may prop the doors open. Students are not to tamper with smoke and heat detector devices in residence areas, illuminated exit signs, fire department standpipe connections, fire alarms, pull station covers, and fire extinguishers. Failure to adhere to these policies may result in Residence Hall Dismissal.

H. If a fire extinguisher needs to be recharged, the student should contact their Resident Director or the Office of Campus Safety.

I. Students are permitted to use portable barbecue grills on University grounds only if proper safety precautions are observed. No barbecue grill is allowed to be used or stored within 20 feet of any structure, overhang or inside a building.

J. Violation of the Fire Safety Policy as it applies to appliances, extension cords, etc. may result in student conduct sanctions. Subsequent violations may result in more serious disciplinary action.

#### **Sprinkler System:**

Sprinkler systems are installed in all residence facilities as required by the NYS building code when they are built and/or renovated. All residence facilities have Certificates of Occupancy from the Town of Poughkeepsie Building Department. Systems are “wet” systems and are installed to NFPA standards.

“Sprinkler system” shall mean a system of piping and appurtenances designed and installed in accordance with generally accepted standards so that heat from a fire will automatically cause water to be discharged over the fire area to extinguish it or prevent its further spread (Sec. 155 of the NYS Executive Law).

All Campus Sprinkler Systems are inspected quarterly by a private contractor as required by NYS Fire Code.

**Fire Alarm and Sprinkler inspection reports are reviewed by the NYS Inspector during the annual state inspection.**

#### **Fire Drills:**

New York State requires two (2) supervised Fire Drills to be conducted in every Residence Facility per semester. Campus Security Officers conduct the drills and monitor the evacuation of all residents.



The following chart indicates fire safety systems in residence facilities:

Residence Building	Sprinkler (Full System)	Fire Alarm Monitoring Done on Site & Off Campus Monitoring	Smoke Detection	Fire Extinguisher Devices	Evacuation Plans & Placards	Number of Evacuation (fire) drills each calendar year
Champagnat	Yes	Yes	Yes	Yes	Yes	4
Foy Townhouse A, B, & C	Yes	Yes	Yes	Yes	Yes	4
Fulton Townhouse 1, 2, 3, 4, 5, 6, 7, & 8	Yes	Yes	Yes	Yes	Yes	4
Lavelle Hall	Yes	Yes	Yes	Yes	Yes	4
Leo Hall	Yes	Yes	Yes	Yes	Yes	4
Lower Fulton 9, 10, 11, 12,13, 14, & 15	Yes	Yes	Yes	Yes	Yes	4
Lower Townhouse J, K, L, & M	Yes	Yes	Yes	Yes	Yes	4
Lower West Cedar N, O, P, Q, R, & S	No	Yes	Yes	Yes	Yes	4
Marian Hall	No	Yes	Yes	Yes	Yes	4
McCormick Hall	Yes	Yes	Yes	Yes	Yes	4
Midrise Hall	Yes	Yes	Yes	Yes	Yes	4
O'Shea Hall	Yes	Yes	Yes	Yes	Yes	4
Sheahan Hall	Yes	Yes	Yes	Yes	Yes	4
Talmadge Court 1, 2, & 3	No	Yes	Yes	Yes	Yes	4
Upper New Townhouse H & I	Yes	Yes	Yes	Yes	Yes	4

Upper West Cedar T, U, V, W, X, & Y	<b>No</b>	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	4
Ward Hall	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	4

## INDIVIDUAL POLICY AND INSTITUTIONAL RIGHTS

A. The student's right to privacy will be respected at all times. However, duly authorized representatives of the University have the right to enter student rooms for the purpose of inspections related but not limited to fire, safety, health, and the condition of facilities and furnishings. Students will be notified before normal announced inspections. Unannounced inspections may occur during emergency situations, when conditions warrant intervention, or during vacation periods within or following the academic year.

B. The Resident Director and/or designee may enter and inspect student rooms (including entry by master key if necessary) without notice if there is a reasonable presumption of violation of any University regulations. However, a full search of a student's room will be conducted when deemed appropriate for serious reasons in violation of the University's *Code of Student Conduct*. A full search will include (but not limited to) all desk and dresser drawers, furniture, closets, suitcases, boxes, lockers or storage areas in the room as well as refrigerators, bedding, clothing, backpacks, etc. A full search requires authorization by the Vice President of Student Affairs, Dean of Students, Director of Campus Safety, or designee.

C. Students may not enter another's room without clear and specific permission.

## LAUNDRY FACILITIES

The Office of Housing & Residential Life is not responsible for items lost or damaged while using laundry machines. Any damage to machines from tampering will be billed to all residents of that particular area. To view machine availability or to report any non-operational machines log on to [https://laundrytrackerconnect.com/Marist\\_University/Marist\\_University.html](https://laundrytrackerconnect.com/Marist_University/Marist_University.html). Students can also report any non-operating machines to their RD. Please note that laundry facilities are for the use of on campus residents only.

## MAINTENANCE REQUESTS

The University's Physical Plant Office is responsible for maintaining University facilities. Students are expected to keep their residence areas in good condition. Damage due to neglect or vandalism will cause a delay in allowing the Physical Plant staff to attend to routine maintenance requests. Any student who needs to request maintenance can also contact their RD or RA. Any student who needs to request maintenance work and resides in any University housing facilities should email the Physical Plant Office at [maintenance@marist.edu](mailto:maintenance@marist.edu). In an emergency, call them directly at 845-575-3000 ext. 2255. During evenings and weekends contact Security at 845-575-3333.

## RESIDENCE HALL POSTING AND DISTRIBUTION POLICY

All internal campus posters and flyers for posting or distributing must first be approved by either the Office of Student Activities or the Office of Housing & Residential Life. No advertisements for alcohol or pictures depicting drinking or anything deemed "not in good taste" or not in accordance with Marist rules and regulations are allowed. Any unauthorized posters or flyers found in residence areas will be removed by University staff. After an event, organizations are responsible for removing flyers that had been posted.

## CAMPUS SAFETY

A. When leaving one's room (even for a moment) or sleeping, the door should be locked. Students are responsible for keeping doors to townhouses, apartments, and suites closed and locked at all times. All guests during the day and evening must be accompanied by their campus host. Students are encouraged to report any suspicious activity.

B. The entrances to Marian, Sheahan, Leo, Champagnat, and the Midrise residence facilities are locked at all times. Entrance to Marian, Sheahan, Leo, Champagnat, and Midrise, is gained through the use of the ID card security system. While students should feel free to invite friends from on or off campus to visit, each must accept responsibility for their guest and cooperate in an effort to prevent and bar unaffiliated person(s) from gaining access to or remaining in University facilities. Students are responsible for carrying their ID card with them at all times and are not permitted to share it with anyone else.

C. All Marist students are expected to swipe in at the Entry with their Marist card.

### **SERVICE AND SUPPORT ANIMAL POLICY FOR STUDENTS**

Marist University seeks to meet the needs of its students with disabilities in accordance with federal and state laws, (Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act Amendment Act of 2008, and antidiscrimination laws of the Department of Housing and Urban Development). This policy is designed to provide guidance regarding the use of Service and Support Animals by enrolled students with disabilities. The full policy regarding service and support animals for students is located here:

<https://www.marist.edu/accommodations-accessibility> and is on myMarist under the Accommodations and Accessibility tab.

**\*All information about the Office of Accommodations and Accessibility and all necessary forms can be found on myMarist under the Accommodations and Accessibility tab.**

### **VISITATION AND GUEST POLICIES AND PROCEDURES**

Marist students are welcome to host other Marist students, off-campus students or non-students in the residence areas as long as it does not infringe on the rights of the other residents and as long as the student and guest adhere to the Visitation and Guest Policy outlined below. Roommates/housemates should determine guidelines for guests and visitors that adhere to University policy and are agreeable to residents of the room/suite/apartment. All guests of first year students must be issued guest passes, which they are required to carry at all times.

**A guest** to a residence area is defined as a person who is not registered as a student at Marist University.

**A visitor** to a residence area is defined as a Marist University student who is not a registered resident of that residence facility or assigned to live in the particular room/unit.

**A host** is defined as a registered Marist student responsible for a guest. The host must accompany the guest at all times. Failure to do so may result in discipline action.

A. Marist students are responsible at all times for the behavior of their guest(s) and will be held accountable for any of the guest's behavior that is in violation of the *Code of Student Conduct*.

B. Resident first year students who would like to host a guest must register them. A guest is limited to two consecutive night stays and may only stay overnight on Friday and Saturday night, there are no overnight guests allowed in the first year areas Sunday through Thursday night.

C. All campus guests are limited to two consecutive night stays per 7-night period. Students found in violation may incur disciplinary or financial responsibility.

D. All guests entering first year residence halls must obtain a guest pass to enter the building.

E. Any Marist student hosting a guest must remain with that person for the duration of the visit.

F. A guest who violates University policy or state and federal laws in most cases will be required to leave the University immediately. Guests removed from campus are responsible for attaining their own transportation off campus. Any guest not capable of safely operating a motor vehicle must leave by cab or other means of public or private transportation at their own expense. After investigation of the incident the person may be notified in writing that they are banned from University property until further notice. A host who is in violation of the guest policy may not be allowed to have guests until they have met with the Office of Student Conduct.

G. Upon the recommendation of the Resident Director and/or Office of Housing & Residential Life, the Office of Campus Safety, or the Office of Student Conduct, guests may be banned from visiting the University.

H. Certain circumstances may necessitate prohibiting guests and visitors from entering residence facilities. The University will communicate such determinations to students by Marist email and/or official University website.

#### **Procedures for Obtaining a Guest Pass from Campus Safety in Donnelly Hall:**

1. A non-Marist guest must present a photo ID that includes their name, address, and date of birth.

**GUESTS WITHOUT REQUIRED ID WILL NOT BE ADMITTED.**

2. A guest under the age of 18 must list a parent/guardian Emergency Contact Phone Number.

3. The guest must sign the Guest Registration Form.

4. The host and guest must be present when applying for a Guest Pass.

5. The Yellow Guest Registration Form must be carried by the guest at all times and shown to any staff member of the University upon request.
6. A student is allowed only two non-Marist guests at a time.
7. All guests must park in the Beck Place Lot. A temporary parking permit is not required. Marist students visiting other Marist students must have a valid Marist University ID and swipe in before being allowed entry.
8. All hosts are responsible for the conduct of their guests at all times.

Exceptions to this will only be granted for University offices sponsoring individuals for official University visits.

**Please Note:** The Office of Housing & Residential Life and/or Office of Campus Safety reserve the right to change Guest Pass Policy at any time.





# **Appendix I: Institutional Response to the use of Alcohol and Other Drugs**

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## PHILOSOPHY

Marist University cares about students' health, safety, and academic success and has a long history of education being central to the Marist Brothers mission. The illegal use and abuse of alcohol and other drugs by students interferes with the educational process and places the safety of individuals and the campus community at risk. Our goal is to improve our student's education and student life by promoting healthy lifestyles and reducing the harm and risk associated with alcohol and other drugs.

Marist has a comprehensive written policy on alcohol and other drugs for all community members: students, faculty, and staff. It also includes the resources and programs employed regarding alcohol and other drug education and prevention initiatives and recommendations for future compliance.

## DRUG AND ALCOHOL POLICIES

Congress has passed and the President has signed the Drug-Free Workplace Act of 1988 and Drug-Free Schools and Communities Act of 1989. The following is the Drug and Alcohol Policy for employees and students at Marist University.

Marist strives to provide an educational environment for students and employees while developing a campus environment that supports healthy choices, including the choices involved with alcohol and other drugs. The University is concerned about the well-being of its students and employees.

For employees of the University, the [Office of Human Resources](#) publishes a drug free workplace policy statement on its website, establishing Marist as a drug free workplace. Additionally, all new employees receive information about Marist's alcohol and other drugs policy in an in person New Hire Orientation. In addition, all employees receive an annual email notification from the President of the University about the University's Code of Ethics with a [link to the Code](#). The Code contains information on the Drug Free Workplace requirements.

These pages provide employees and students with important information about drugs, alcohol, and University's policies regarding these substances and prevention efforts. Included is information on the health risks associated with the abuse of alcohol and other drugs, and referrals to get help with drug and alcohol related problems. Additionally, the University uses the [Code of Student Conduct](#) found in the Student Handbook. The *Code* is sent out to students via email annually by the Vice President of Student Affairs. The Director of Student Conduct also presents information on alcohol and other drugs to all new students during Welcome Week. Additionally, Housing & Residential Life provides additional information to resident students through mandatory floor and house meetings each semester. Marist may initiate disciplinary action and sanctions imposed on students or student organizations found responsible of violating the *Code*. State and federal laws applicable to the use and abuse of alcohol and other drugs are also included in the *Code*.

## EMPLOYEE POLICIES

### SMOKING POLICY

Smoking within buildings on the campus is a violation of the **New York State Clean Air Act** which has been in effect since 2003. The law requires every employer in the state to provide smoke-free work areas for all employees in the workplace. The **Dutchess County Clean Air Act** mirrors the New York State law. Violations of the law can result in fines to both the University and the individual.

**Smoking is not permitted** in any building on campus including any private office, University vehicles, locker room, loading dock, or storage area. Smoking is also prohibited near doors, windows, or air intakes.

To ensure proper compliance with the law and to prevent potential injury or damage due to a fire, it is important that members of the Marist community keep in mind that **SMOKING IS PROHIBITED in any University building. It is also University policy that SMOKING IS PROHIBITED within 25 feet of any University building.**

Security staff have been instructed to remind employees and students who are observed smoking too close to a building of the policy and to ask the person(s) to move further away from the building or extinguish the cigarette. Your cooperation and support in complying with the University's policy on smoking is greatly appreciated.

### **DRUG FREE WORKPLACE POLICY**

The use and effects of illegal drugs and the abuse of alcohol pose very serious threats to our society. This policy statement is intended to clearly communicate to current and future employees and students of Marist University, our primary objective:

To eliminate, through treatment, cessation of use or the dismissal of those whose actions violate established standards of behavior, all on campus problems, real or potential, associated with the use of illegal drugs or the abuse of alcohol.

#### **Policy:**

Distributing, purchasing, selling, using, possessing, manufacturing or being under the influence of any illegal drug while on campus, or anywhere while representing Marist University, is strictly prohibited. Likewise, the use of alcohol by any underage member of the University community or by anyone in other than authorized circumstances and the abuse of alcohol by anyone at any time on campus, or anywhere while representing Marist University, is also strictly prohibited. Violation of these rules of conduct constitutes grounds for disciplinary action up to and including termination of employment or permanent expulsion from the University. Such violations and any off-campus violations may also subject an individual to arrest and prosecution by law enforcement agencies. The penalties for violations of drug and alcohol statutes can be severe and can include extended prison terms.

As a condition of employment and in accordance with requirements established by the Drug Free Workplace Act (1988), all employees must notify the University of any criminal drug statute convictions for a violation occurring in the workplace, no later than five (5) days after such conviction.

The University recognizes that drug dependency and alcoholism are health problems which are often contributing factors to poor work or academic performance, absenteeism, and related behavior. Marist does not wish to become involved in the personal affairs and activities of its employees or students. Our primary concern is that each performs satisfactorily and safely while on campus, or anywhere while representing the University. However, if an individual's job or academic performance decline can be attributed to drug or alcohol addiction, the University will treat that individual as one with a health problem and will assist them in meeting their responsibility to correct their problem using the services of those organizations capable of providing the best rehabilitative assistance.

Dependency problems which manifest themselves in drug or alcohol use on campus, or anywhere while representing the University, or which continue to adversely affect an individual's work or academic performance may subject that individual to disciplinary action up to and including dismissal.

Referrals for treatment or counseling will be an option available to the University within disciplinary processes for individuals found in violation of any of the provisions of this policy. Failure to comply with a disciplinary referral or to satisfactorily complete the course of treatment ordered may be grounds for dismissal.

#### **To Seek Assistance:**

Resource information and referral services will be provided to anyone who requests them. Information regarding requests for referrals will be held in complete confidence.

#### **Students should contact:**

Office of Health Services	or	Counseling Services
Student Center – Room 352		Midrise 113
845-575-3270		845-575-3314

#### **University Staff should contact:**

Office of Human Resources  
Donnelly Hall – Room 120  
845-575-3349

### **DRUG AND WEAPON FREE WORKPLACE**

The unlawful possession of a weapon or the unlawful manufacture, distribution, possession, or use of a controlled substance in or on any premises or property owned or controlled by the University is prohibited. Any member of the Marist University community who is found guilty or has a sentence, fine, or other criminal penalty imposed by a court for any offense involving a weapon or a controlled substance that occurred in or on University property shall report such action to their supervisor or to the Vice President for Human Resources within five days of the finding.

Any member of the University community who unlawfully manufactures, sells, distributes, possesses, or uses a controlled substance on University property, regardless of whether such activity results in the imposition of a penalty under a criminal statute, will be subject to disciplinary action, including dismissal from employment, or may be required to participate satisfactorily in an approved drug assistance or rehabilitation program or both.

### **STUDENT POLICIES**

#### **ALCOHOL POLICY**

All members of the Marist University community are considered adults and are thus expected to comply with the laws (local, state and federal) regarding alcoholic beverages, and to take personal responsibility for their conduct. Students who have a guest on campus or in University buildings are responsible for the conduct of the guest, and for advising them of the applicable laws and Marist University's policies pertaining to alcoholic beverages. Therefore, the following policies have been adopted:

- a. For a student and/or guest under 21: A student and/or guest under the age of 21 may not distribute, possess, or consume alcohol. Students and/or an invited guest under 21 years of age may not be in the presence of alcoholic beverages. Students should remove themselves from the situation immediately, ask the individual(s) with alcohol to leave or dispose of the alcohol, and/or notify University officials. The only exception is when an underage student resides in the same private living unit/room with a student who is 21 years of age or older. The underage assigned student may knowingly be in the presence of alcohol (consumed or possessed) by the student of age who resides in the unit/room, provided the underage student complies with the alcohol policy and no one else (students or guests), aside from the assigned underage roommates(s), are present at the time alcohol is consumed by the student of age.
- b. For a student 21 years old or older, alcoholic beverages may be consumed by assigned residents and their guests who are 21 years old or older under the following guidelines: A student and/or guest 21 years of age and older may responsibly consume alcohol within their living unit/room. For live in staff (Resident Assistants, Assistant Resident Directors, etc.) use of alcohol is restricted to the privacy of the individual's room.
- c. For all students regardless of age: Communal sources such as kegs and multi-quart containers of alcohol are not permitted. Alcoholic beverages are not to be consumed in public areas of the residence halls, including but not limited to lounges, lobbies, community bathrooms, laundry rooms, hallways, and stairwells. Consumption includes the possession of an open container. Possessing items commonly used to facilitate drinking games or to consume large quantities of alcohol (e.g. funnels, altered board games, beer pong tables, beer bong, etc.) may be confiscated. Any violation in which consumption of alcohol was a contributing factor is also a violation of the alcohol policy regardless of age.
- d. A Student may not provide alcohol to an underage individual and/or permit an underage individual to consume or possess alcohol in their living unit/room.
- e. Residents holding a gathering in their living unit/room where an alcohol violation is taking place are considered hosts. All residents assigned to the living unit/room who are present during the time of the incident will likely be regarded as the host and subjected to disciplinary actions. Hosts can be held responsible for injury



or damage occurring to any person or to property in which the consumption of alcohol was a contributing factor and may receive harsher sanctions.

f. All students are responsible for the actions of their guests regarding alcohol possession, use, and excessive noise that may be disruptive to other residents. Students assigned to the unit/room hosting an event where a violation occurs may be held accountable.

g. Public intoxication is strictly prohibited.

h. Distribution, consumption, and possession of alcoholic beverages and/or possession of an open container is not permitted on the public grounds of campus without prior approval of the Vice President of Student Affairs or designee (e.g. parking lots, campus green, or waterfront areas).

i. Off Campus formal events hosted by registered student organizations planning to hold an event where alcohol will be present are required to submit the appropriate forms to the Office of Student Activities to be reviewed (e.g. contractual and host liability). The event sponsors are required to verify that the venue used is currently licensed to serve alcohol, if required by law. In addition, Greek organization sponsoring events are required to submit the appropriate forms to Greek Affairs.

### **ALCOHOL PARAPHERNALIA**

This includes but is not limited to:

a. Empty containers related to alcohol (e.g. liquor bottles, shot glass, beer cans, bottles, etc.) are prohibited in living units/rooms where students are not allowed to consume alcohol because they are under 21 years of age.

b. Empty or full kegs, beer balls or any other large containers of alcoholic beverages designed for consumption by a group of people are prohibited on campus operated property. Violation of this policy may result in a \$150 fine. The possession of any implement that can be used to irresponsibly ingest alcoholic beverages is prohibited (e.g. funnels, drinking game devices, beer pong tables, etc.) and any such implements may be confiscated by the University and not returned, regardless of age.

### **DRUG POLICY**

In compliance with the Drug-Free Schools and Communities Act of 1989, it is the policy of Marist University to provide an educational environment that is free of alcohol and drug abuse. The University recognizes that legal prohibition of the use and/or possession of drugs by students. The University does not condone student sale or use of drugs and will cooperate with civil officials as the law requires. The maintenance of the individual welfare, development, education, and rehabilitation of its members is consistent with the mission of Marist University. It should be further understood that the University may therefore take preventative or prohibitory action, whether or not civil authorities act. The following are prohibited in and on Marist University owned, controlled property or at University sponsored events:

a. The unlawful manufacture, possession, distribution, and/or use of controlled substances (including misuse or sale of prescription medication), drugs, intoxicants, or stimulants other than those prescribed by a physician for the student's own use and/or expressly permitted by law.

b. Manufacturing, possession, distribution, and/or use of marijuana, synthetic marijuana, bath salts, incense, or other materials marketed or generally recognized to simulate the intoxicating effects of unlawful substances, regardless of their current legal status; including knowledge of and/or failure to act upon such knowledge in a timely manner.

c. Possession of drug paraphernalia.

d. Participation at a party or presence in a room where a drug policy violation is taking place.

Any student who is struggling with an addiction to any narcotic or controlled substance may seek help at the University's Health & Wellness Center located on the third floor of the Murray Student Center (ext. 3314).

**Possession with the intent to sell or distribute narcotics or other illegal drugs may likely result in expulsion from the University.**

### **DRUG PARAPHERNALIA**

Includes but is not limited to, any items that can be utilized for or are designed for the use of illegal drugs (e.g. bowls, vaporizers, bong, hookahs, scales, related heating devices, etc.) are not allowed in the residence areas. Any items that are fashioned for the purpose of drug use will also be considered a violation of this policy.

### **DRIVING UNDER THE INFLUENCE/DRIVING WHILE INTOXICATED**

The University is concerned about students who violate state and local laws regarding consumption of alcohol and the operation of motor vehicles. In accordance with state law, the University abides by the legal definition of *intoxicated* as “not having the normal use of mental or physical faculties by reason of introduction of alcohol, a controlled substance, a drug, a dangerous drug, a combination of two or more of those substances, or any other substance into the body” or 0.08 Breath or Blood Alcohol Concentration. In addition, students under the legal minimum drinking age of 21 years who are found to have any detectable amount of alcohol in their systems will be considered driving under the influence of alcohol.

Marist University, as part of its educational mission, seeks to assist students in developing appropriate attitudes and behavior regarding the use of alcohol. To this end, the University offers educational programs regarding the negative health and social effects of alcohol consumption. For those individuals who have developed or begin to develop identifiable problems as a result of their alcohol or drug use, a variety of services are available through the University’s Health & Wellness Center located on the third floor of the Murray Student Center (ext. 3314).

### **MEDICAL AMNESTY POLICY/GOOD SAMARITAN POLICY**

The purpose of this policy is to increase the likelihood that medical attention is provided to students due to alcohol intoxication or use of drugs by removing impediments to seeking such assistance. This policy is intended for use in isolated situations; therefore, it does not excuse or protect those who flagrantly or repeatedly violate University policy.

**Medical Amnesty Policy:** When a student is intoxicated or under the influence of alcohol or drugs and seeks medical assistance, they may be granted amnesty from formal disciplinary action by the University for violating the alcohol or drug policies. Upon receiving a report that a student needs medical assistance, University staff will respond through the Office of Campus Safety to obtain EMS services and responding officials will use standard procedures for documenting information and collecting identification of all persons involved. Abuse of amnesty requests can result in a decision by the Director of Student Conduct not to extend amnesty to the same person repeatedly. If a student brings their own use, addiction, or dependency to the attention of University officials outside of conduct sanctions and seeks assistance, a conduct allegation will not be pursued. Amnesty will not extend to other conduct violations associated with the incident, including but not limited to distribution of drugs, hazing, vandalism, or sexual assault. Amnesty can only extend to University conduct processes and does not protect students from criminal or civil penalties.

**Actively assisting requires that an individual:** Call the Office of Campus Safety (5555) or 911 or seek another individual qualified to report the student’s condition such as a Resident Director (RD), administrator, or other Residence Life professionals.

**The following are not covered by the Medical Amnesty Policy:** Medical Amnesty will not be granted to students who do not seek medical assistance. Those who are confronted by University staff (i.e. Residence Life staff, Security) or other authorities will be referred to the Office of Student Conduct for alleged policy violation. The University is concerned with the use and abuse of alcohol, drugs, and other substances. If a violation occurs in conjunction with other University policies more severe disciplinary sanction may result. Any student found intoxicated may be transported to Mid-Hudson Regional Medical Center or other local medical facilities for medical evaluation.

**Amnesty in cases of sexual assault or other sexual misconduct:** Similarly, the University will not pursue conduct violations for violations of the University’s Alcohol and Substance Abuse Policies against a student who reports or seeks assistance after experiencing an incident of sexual assault or other sexual misconduct. See the University’s Title IX policy.

**Good Samaritan Policy:** Student health and safety are of primary concern at Marist University. In cases of intoxication by alcohol and/or other substances, the University encourages individuals to seek medical assistance for themselves or others. We all have an ethical responsibility to help people in need. Marist University expects that students will take an active role in protecting the safety and well-being of their peers and the University community. To promote this, when a student assists an individual who is intoxicated or under the influence of alcohol/drugs in procuring medical assistance, that student may be granted amnesty from formal disciplinary action by the University for violating the alcohol or drug policies. Those involved may be required to meet with the Director of Student Conduct/designee to discuss the incident. In lieu, a student may be required to complete educational requirements, including but not limited to, alcohol awareness/education and/or referral to the Health and Wellness Center. Failure to follow the action plan will nullify the Medical Amnesty protection and campus conduct processes will be initiated. Students who are engaged in minor violations but who choose to bring related serious violations by others to the attention of the University are offered amnesty for their minor violations and educational options may be explored.

**Application to Student Organizations:** In circumstances where an organization is found to be hosting an event where medical assistance is sought for an intoxicated guest, the organization (depending upon the circumstances) may be held responsible for violations of the Alcohol Policy and/or Drug Policy. However, the organization's willingness to seek medical assistance for a member or guest will be viewed as a mitigating factor in determining a sanction for any violations of the Alcohol Policy and/or Drug Policy.

## **SANCTIONS RELATED TO ALCOHOL AND OTHER DRUGS**

The information below is intended to provide broad recommendations for common violations of the Marist *Code of Student Conduct*. Factors that may contribute to decisions regarding these sanctions are past disciplinary record of the student, the nature of the offense, and severity of any damage, injury, or harm resulting from it as perceived by the victim and/or appropriate University officials. These will only go over 1<sup>st</sup> and 2<sup>nd</sup> violations. Please note that these are guidelines and decisions are made on a case-by-case basis.

### **ALCOHOL SANCTIONS**

#### **EMPTY ALCOHOL CONTAINERS (INCLUDING DISPLAY AND PARAPHERNALIA)**

- 1<sup>st</sup> violation – Written Warning and educational sanction (typically [Judicial Educator](#) or [Under the Influence](#)).
- 2<sup>nd</sup> violation – Possible probation, loss of 2 priority points, and educational sanctions.

#### **IN THE PRESENCE, USE, OR POSSESSION OF ALCOHOL**

- 1<sup>st</sup> violation – Written Warning and educational sanction (depending on severity, additional sanctions may occur if overly intoxicated and/or transported).
- 2<sup>nd</sup> violation – Possible probation, loss of 2 priority points, and educational sanctions.

#### **MEDICAL AMNESTY**

- Medical Amnesty will be given to students who actively seek assistance in concern of alcohol policy violations that need medical assistance. Actively seeking assistance means getting aid from an RA, RD, or Security. Those who are granted medical amnesty may still receive educational sanctions and typically medical amnesty is only granted once.

### **DRUG SANCTIONS**

#### **DRUG PARAPHERNALIA**

- 1<sup>st</sup> violation – Written Warning or Probation (depending on severity) and educational sanctions.
- 2<sup>nd</sup> violation – Possible probation, loss of 2 priority points, and educational sanctions.

#### **DRUG POLICY**

- 1<sup>st</sup> violation – Probation, loss of 2 priority points, and educational sanctions.
- 2<sup>nd</sup> violation – Possible disciplinary probation, loss of 3 priority points, and educational sanctions.

- Selling and distribution may result in suspension or expulsion.

### MEDICAL AMNESTY

- Medical Amnesty will be given to students who actively seek assistance in concern of drug policy violations that need medical assistance. Actively seeking assistance means getting aid from an RA, RD, or Security. Those who are granted medical amnesty may still receive educational sanctions and typically medical amnesty is only granted once.

## FEDERAL & STATE PENALTIES FOR DRUG POSSESSION & SALE

### NY STATE SCHEDULE OF DRUGS

#### SCHEDULE I

Opiates such as Benzethidine, Clonitazene, Heroin. Hallucinogens such as LSD, Mescaline, Quaalude, Psilocybin, Peyote, MDMA (Ecstasy), and MDA.

#### SCHEDULE II

PCP, Morphine, Demerol, Codeine, Percodan, Fentanyl, Dilaudid, Seconal, Nembutal, Cocaine, Ritalin, Adderall, and other Amphetamines, opium and opium extracts and narcotics.

#### SCHEDULE III

Certain barbiturates such as Amobarbital and Codeine containing medicines such as Ketamine, Gamma hydroxybutyric acid (GHB), Codeine-based cough suppressants and all anabolic steroids.

#### SCHEDULE IV

Barbiturates, narcotics and stimulants including but not limited to Barbital, Clonazepam, and Triazolam.

#### SCHEDULE V

Compounds that contain very limited amounts of codeine, dihydro-codeine, ethylmorphine, opium, and atromine (Robitussin AC).

### FEDERAL

The Federal Controlled Substances Act provides penalties up to 15 years imprisonment and fines up to \$25,000 for unlawful distribution or possession with intent to distribute narcotics. For unlawful possession of a controlled substance, a person is subject to one year of imprisonment and fines of up to \$5,000. Any person who unlawfully distributes a controlled substance to a person under 21 years of age may be punished by up to twice the term of imprisonment and fine otherwise authorized by law.

Federal trafficking penalties for Schedule I and II drugs range from a minimum of 5 years to a maximum of life in prison. Penalties for trafficking Schedule III and IV drugs range from 3 to 5 years in prison and a fine of \$25,000. Federal penalties for trafficking marijuana range from 5 to 10 years of imprisonment and up to a \$5 million dollar fine.

### NEW YORK STATE

The State of New York has established severe sanctions for the possession, use, and sale of controlled substances that are consistent with Federal penalties established for such. The specific criminal sanctions are delineated in the New York State Penal Law. The severity of the offense depends on the type and quantity of the illegal substance, as well as the holder's intent (personal use, distribution, or sale). For example, in New York State, the criminal possession of eight or more ounces of cocaine (section 220.21 NYS Penal Law) is a class A-1 felony, punishable by a minimum of 15-25 years and a maximum of life in prison. Additional violations result in larger fines and the imposition of misdemeanor criminal charges, which includes the establishment of a permanent criminal record.

### NEW YORK STATE LAWS REGARDING ALCOHOL VIOLATIONS (NOT INCLUSIVE)

#### Violations and Penalties

**Driving While Ability Impaired (BAC up to 0.08)** - \$300 minimum fine, \$500 maximum fine, up to 15 days in jail, and 90-day suspension of license for first offense.

**Driving While Intoxicated (SWI) (BAC of 0.08 or more)** - \$500 minimum fine, \$1000 maximum fine, up to one year in jail, and minimum 6-month license revocation.

**Felony Driving While Intoxicated (second DWI conviction in 10 years)** - \$1,000 minimum fine, \$5,000 maximum fine, up to 4 years in jail, and minimum of one-year license revocation.

**Furnishing Alcohol to Persons Under the Age of 21** - \$1,000 fine, 1 year in jail, and/or probation.

**Possession of Alcohol by Persons Under the Age of 21** - \$50 fine per offense and/or completion of alcohol awareness program and/or 30 hours of community service.

**Use of False ID for Alcohol Purchase** - \$100 fine, 30 hours of community service.

### **Drivers Under 21 Years of Age**

Sale of alcoholic beverages to anyone under 21 years of age is illegal in New York State and “zero tolerance” means that drinking and driving by young people will not be tolerated on our highways, even if the amount of alcohol consumed is very small. The new law took effect November 1, 1996.

### **WHAT IS ZERO TOLERANCE?**

This law makes it illegal for a driver under age 21 years of age to have consumed any alcohol. A police officer may temporarily detain you to request or administer a chemical test to determine your Blood Alcohol Content (BAC). If your BAC is 0.02 to 0.07 percent, you will be notified to appear at a DMV hearing. If the judge’s finding supports the charge, the penalty is a 6-month license suspension, a \$125 civil penalty, and a \$100 license reapplication fee.

**NOTE:** If your BAC is 0.05 percent or greater, the police may charge you with driving while ability impaired (SWAI) or driving while intoxicated (DWI) and may prosecute your arrest in criminal court.

### **HOW IS ZERO TOLERANCE DIFFERENT THAN OTHER DWI LAWS?**

Violation of the Zero Tolerance Law is not a criminal conviction. If a police officer has grounds to believe a young driver has consumed alcohol (such as the presence of an open beverage container in the car), the officer may detain the driver for the purpose of requesting or administering an alcohol chemical test (for example, a breathalyzer). A driver who is found to have a BAC of 0.02 to 0.07 is notified to appear at a DMV hearing. A driver who refuses to take a BAC chemical test will be notified to attend a DMV hearing for refusing to take a chemical test.

### **WHAT ARE THE PENALTIES?**

The penalties for a Zero Tolerance violation are: a 6-month license suspension, a \$125 civil penalty, and a \$100 suspension termination fee.

A subsequent offense results in: a license revocation for at least 1 year or until age 21, whichever is longer, a \$125 civil penalty, and \$100 license reapplication fee.

The penalties for a Zero Tolerance violation chemical test refusal are: license revocation for at least 1 year, a \$300 civil penalty, and a \$100 license reapplication fee.

For a subsequent finding for a chemical test refusal, the penalties are: a license revocation for at least 1 year, a \$750 civil penalty, and a \$100 license reapplication fee.

### **HOW LONG DOES A ZERO TOLERANCE FINDING REMAIN ON THE DRIVER’S RECORD?**

It’s on the driver’s record for 3 years or until the driver reaches 21 years of age, whichever is longer. DWI and DWAI convictions remain on the driver’s record for 10 years.

### **CAN A PERSON WHO VIOLATES THIS LAW RECEIVE A CONDITIONAL LICENSE?**

Zero Tolerance violators may be eligible for the Drinking Driver Program and can be granted a conditional license if they meet program eligibility requirements.

### **NEW YORK STATE LAW CANNABIS/MARIJUANA**

### **PENAL LAW 222.25 UNLAWFUL POSSESSION OF CANNABIS**



If you knowingly and unlawfully possess cannabis or concentrated cannabis weighing in excess of three ounces or twenty-four grams respectively, you are guilty of a violation punishable by a fine equal to or less than \$125. A violation is not a crime.

#### **PENAL LAW 222.30 THIRD DEGREE CRIMINAL POSSESSION OF CANNABIS**

A person is guilty of criminal possession of cannabis in the third degree when they knowingly and unlawfully possess: 1. Cannabis and such cannabis weighs more than sixteen ounces or 2. Concentrated cannabis and such concentrated cannabis weighs more than five ounces.

#### **PENAL LAW 222.35 SECOND DEGREE CRIMINAL POSSESSION OF CANNABIS**

Possession becomes a class “E” felony if you knowingly and unlawfully have more than five or two pounds of cannabis or concentrated cannabis respectively. A conviction for this offense can leave you facing as little as one but as great as one- and one-half years in prison as well as one-year post release supervision.

#### **PENAL LAW 222.40 FIRST DEGREE CRIMINAL POSSESSION OF CANNABIS**

The most serious of all possession offenses, you run afoul of this class “D” felony if you have in excess of ten or four pounds of cannabis or concentrated cannabis respectively. Upon conviction a judge could sentence you for as much as one to two- and one-half years in prison followed by one-year post release supervision.

#### **PENAL LAW 222.45 UNLAWFUL SALE OF CANNABIS**

Not a crime, if you unlawfully sell or give cannabis or the concentrated variety, even if amounts that by themselves do not violate otherwise legal possession, you are guilty of a violation and face a fine not to exceed \$250.

#### **PENAL LAW 222.50 THIRD DEGREE CRIMINAL SALE OF CANNABIS**

A sale, even if not for money, becomes a class “A” misdemeanor when you knowingly and unlawfully provide more than three ounces of cannabis or twenty-four grams of the concentrated substance to another person. Additionally, if you are twenty-one or older and sell or cause to be given either form of cannabis to an underage person no matter the amount, you are also guilty of this crime and face up to one year in jail. Keep in mind that it is a defense to this latter subdivision if you are less than three years older than the recipient.

#### **PENAL LAW 222.55 SECOND DEGREE CRIMINAL SALE OF CANNABIS**

You are guilty of this class “E” felony if you knowingly and unlawfully sell more than sixteen ounces of cannabis or even the slightest bit more than five ounces of concentrated cannabis. Additionally, prosecutors can charge you with this offense if you, being at least twenty-one years old, sell or give in excess of three ounces of cannabis or more than twenty-four grams of concentrated cannabis to someone who is under the age of eighteen. The potential penalty for this crime is as great as one to one- and one-half years in custody as well as one-year supervision upon your release.

#### **PENAL LAW 222.60 FIRST DEGREE CRIMINAL SALE OF CANNABIS**

When you knowingly and unlawfully sell these “drugs” in an amount more than five pounds for cannabis and two pounds for the concentrated type, you will find yourself charged with and potentially indicated for this class “D” felony. If convicted, the law allows for one to two- and one-half years in prison along with one-year post release supervision.

#### **PENAL LAW 222.65 AGGRAVATED CRIMINAL SALE OF CANNABIS**

Although there is an enormous gap between the amounts of cannabis or concentrated cannabis when comparing this crime to the First-Degree offense, you breach the threshold here if you knowingly and unlawfully sell any type of cannabis in an amount exceeding one hundred pounds. Should you do so, you would face a class “C” felony and as much as one and one half to five years in prison for a first offense followed by one and one half to three years post release supervision.

## HEALTH RISKS

The use of alcohol and other drugs may have serious health consequences, including damage to the heart, lungs, and other organs. Alcohol related accidents are the number one cause of death for person aged 15-24. The most significant health risk, besides death, is addiction. Chemical dependency is a disease that, if not addressed, is fatal. No addict (including alcoholics and smokers) ever thought they would become addicted.

### ADDITIONAL RISKS

The use of cocaine or amphetamines greatly increases the risk of a heart attack.

Stimulants (“uppers,” speed, crack, methyl, crystal) may cause permanent damage to the brain, heart, lungs, and other organs from long-term use.

Medical Consequences of alcohol abuse include liver damage and disease, gastrointestinal problems and brain damage, as well as causing injury to the fetus during pregnancy.

Abuse of alcohol and marijuana during puberty can result in an imbalance of sex hormones resulting in reduced muscle mass and shrinkage of testicles in males and menstrual difficulties and infertility in females.

Inhalants (“popper,” rush, laughing gas, glue, paint thinner) may cause mental confusion, mood swings, delusions, and hallucinations.

The risk of breast cancer is increased by 30% among women who consume as few as three alcoholic drinks per day.

Depressants (“downers,” ludes, reds, 714s, barbs) greatly increase the risk of car crashes because they affect vision, judgment, coordination, and physical skills.

The use of hallucinogens, especially PCP, can result in an irreversible drug induced psychotic state and/or delusions that may trigger life-threatening behavior.

Users of heroin and other opiates risk HIV infection/AIDS from sharing needles.

In cases of rape, 75% of the men and 55% of the women involved had been using alcohol or other drugs.

## RESOURCES

### ON CAMPUS

#### Counseling

Midrise 113

845-575-3314

[Counseling.services@marist.edu](mailto:Counseling.services@marist.edu)

<https://www.marist.edu/student-life/services/counseling>

Individual Counseling

Group Counseling

Referrals to outside agencies and practitioners

#### Health Services

Murray Student Center room 352

845-575-3270

<https://www.marist.edu/student-life/services/health-services>

Medical evaluation and treatment

Physician counseling

#### Employee Assistance

Donnelly Hall room 120

845-575-3349

<https://www.marist.edu/human-resources>

Confidential referral services for University employees

### OFF CAMPUS

**Dutchess County Mental Health Services**

230 North Road, Poughkeepsie, NY 12603

845-486-2700

<https://www.dutchessny.gov/Departments/DBCH/alcohol-substance-use-services.htm>

Services include services and programs for individuals living with mental health and/or substance use issues

Stabilization Center and walk in services available

**MidHudson Regional Hospital**

241 North Road, Poughkeepsie, NY 12601

845-483-5511

<https://www.midhudsonregional.org/alcohol-drug-dependency>

Chemical dependency treatment program

Syringe disposal program

**NUMBERS TO CALL**

**A.A. (Alcoholics Anonymous)**

845-452-1111

<https://www.dutchessaa.org/find-meetings>

**Dutchess County Helpline, Mobile Mental Health, and Stabilization Center**

Talk or Text: 845-485-9700

**National Helpline for Substance Abuse and Mental Health Services**

845-729-6686

**N.A. (Narcotics Anonymous)**

845-431-9011

<https://www.mha-na.org/>

**NYS AIDS Hotline**

1-800-541-AIDS (2437)

En español: 1-800-233-2437

**NYS AIDS Counseling and Testing**

Free and anonymous

1-800-828-0064

**NYS Addictions Hotline**

1-800-522-5353

**Poison Control**

1-800-222-1222