



**NORTH CAROLINA
AGRICULTURAL AND TECHNICAL
STATE UNIVERSITY**

STUDENT CODE OF CONDUCT

53 WAYS TO AVOID AN EIGHT-YEAR NEGATIVE STUDENT CONDUCT RECORD

Misconduct Prohibited by North Carolina A&T State University

The university reserves the right to examine misconduct and make a determination as to whether the misconduct is serious enough to warrant suspension or expulsion. The following guidelines are used to determine the seriousness of the misconduct:

- Does the conduct present a danger to members of the university community?
- Does the conduct violate community standards of behavior to the degree that it jeopardizes the integrity of the university?
- Does the conduct interfere with the university's educational interests?
- Does the conduct infringe upon the rights of others in pursuit of an education?

Prohibited misconduct, to include behavior that interferes with the safety and/or well-being of members of the university, and/or the mission, purposes, functions and/or processes of the university, will be subject to disciplinary action. The examples of misconduct included herein are illustrative and not limiting.



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1. A first offense of possessing or carrying, whether openly or concealed, any gun, rifle, pistol, dynamite cartridge, powerful explosive as defined in North Carolina General Statute 14-284.1, bowie knife, dirk, dagger, leaded cane, switchblade knife, blackjack, metallic knuckles, or any other weapon of like kind, not used solely for instructional or school sanctioned ceremonial purposes, on any property owned, used or operated by the university.
2. Possession on campus of firearms, ammunition, explosives, fireworks or other dangerous weapons.
3. Threats of violence directed toward an individual or group.
4. Sexual assault, molestation or sexual battery, defined as forcing or attempting to force another individual to engage in a sexual act without consent or the capacity of consent.
5. Felonies—The commission of an act that is classified under North Carolina General Statutes as a felony.
6. Hazing, harassment and/or intimidation, defined as the intentional commission of an act, by an individual or group, of physically abusing or harassing another person or creating a situation that produces physical hurt or discomfort, severe emotional distress, embarrassment or ridicule.
7. Threaten, coerce, harass or intimidate another person or identifiable group of persons in a manner that is in violation of a constitutionally valid university policy while on university premises or at university-sponsored activities based upon the person's race, color, religion, national origin, gender, age, sexual orientation, sexual identity, creed, disability, veteran status or political affiliation.
8. Engaging in harassment leading to a hostile environment, which includes conduct meeting the following criteria: (1) directed toward a particular person or persons; (2) based upon the person's race, color, religion, national origin, gender, age, sexual orientation, sexual identity, creed, disability, veteran status or political affiliation; (3) unwelcome; (4) severe or pervasive; (5) objectively offensive; and (6) so unreasonably interferes with the targeted persons' employment, academic pursuits, or participation in university-sponsored activities as to effectively deny equal access to the university's resources and opportunities.

However, this subsection shall not be read to deprive an accused student of his/her First Amendment rights to free speech.
9. Obstruction or disruption of any university-sponsored or co-sponsored athletic event, either on- or off-campus, or at any other authorized university activity.
10. Obstruction, disruption or interference with teaching, research or the general operation of university business.
11. Falsely reporting the presence of an unlawful explosive or incendiary device.
12. Falsely reporting a fire or other emergency; falsely setting off a fire alarm.
13. The illegal manufacture, sale or delivery, or possession with the intent to manufacture, sell or deliver any controlled substance identified in any of Schedules I through VI, General Statutes 90-89 through 90-94. These include, but are not limited to, heroin, mescaline, opium, cocaine, amphetamines, methaqualone, marijuana and phenobarbital codeine.
14. Possession of any controlled substance identified in any of Schedules I through VI, N.C. General Statutes 90-89 through 90-94, (including but not limited to marijuana, phenobarbital, codeine, etc.);
15. The usage (including but not limited to consumption, injection, smoking/

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- inhalation, etc.), manufacture, possession or distribution of illegal drugs or significantly mind-altering substances, pharmaceutical and/ or otherwise, (including salvia divinorium, medical marijuana and synthetic forms of banned substances, including but not limited to, K2, Spice, Black Magic, etc.); inappropriate/illegal use or distribution of any pharmaceutical product; being in the presence of others while the above mentioned drug use is occurring; or possession of drug paraphernalia, including bong.
16. Use of marijuana and/or possession of marijuana paraphernalia.
 17. Assault with a deadly weapon, defined as the intentional infliction of injury to another with the use of a weapon or dangerous object intentionally used as a weapon.
 18. Assault and/or battery, defined as the use of physical force against another person that places the person in danger of or in apprehension of bodily harm.
 19. Fighting.
 20. Any act of arson.
 21. Lewd, indecent or obscene conduct.
 22. Trespassing, defined as the unlawful or unwarranted entrance to any university building or property or facility.
 23. Unauthorized use of university property or facilities.
 24. Rioting, inciting to riot, assembling to riot, raiding, inciting to raid and assembling to raid university units.
 25. Vandalism, malicious destruction, damage, misuse or abuse of public or private property, including library materials.
 26. Forgery, alteration or misuse of university documents, records or identification cards, furnishing false information to the university with intent to deceive or mislead.
 27. Theft, larceny, shoplifting, embezzlement or the unauthorized possession of the property of another.
 28. Failure to comply with the official regulation or order of a duly designated authority, agency or agent of the university.
 29. Knowingly furnishing false information to a judicial board or to a judicial hearing officer, or to any other university official.
 30. Knowingly making, in public, a false oral statement with the intent to deceive and/or mislead or knowingly publishing and/or distributing a false written or printed statement with the intent to deceive and/or mislead.
 31. Disorderly or disruptive conduct, defined as the intentional creation of a disturbance on university property or at university-sponsored events including, but not limited to, fighting, committing a nuisance, endangering one's own physical well-being, or disrupting, disturbing or interfering with the academic atmosphere of a living or learning environment or social activity;
 32. Possession or misuse of alcoholic beverages or intoxicating liquors containing more than one-half of one percent (.5%) alcohol by volume by any student under the age of 21, or providing alcoholic beverages to any student under the age of 21 (see Policy on Alcohol Use).
 33. Excessive or disruptive noise or the use of unapproved amplified sound that disrupts or disturbs normal functioning of the university, including residence life.
 34. Unauthorized solicitation or fundraising of any type.
 35. Commission of an act, or an attempt to commit an act at the university that would be in violation of a General Statute of the State of North Carolina or any federal law.
 36. Tampering with, or removing from its proper location, any fire extinguisher, hose or other fire or emergency equipment, except when done with a reasonable belief of real need for such equipment.
 37. Intentionally delaying, obstructing or resisting a person who identifies himself/herself as a member of the faculty, administration, campus police or other law enforcement officer, fire person, or other university employee in the performance of his/her duty.
 38. Violating the terms of probation or failure to comply with university-imposed sanctions, or failure to present himself/herself for adjudication of a charge.

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39. Engaging in behavior on or off the campus that jeopardizes the integrity of the university (including misconduct in both domestic (USA) and international countries).
40. Use of Aggie OneCard by anyone other than the person to whom it was issued is illegal.
41. Being an accessory to the commission of misconduct.
42. Disruption in a residence hall, campus or classroom building through vandalism, excessive noise, practical jokes, and/or the flagrant violation of other rules and regulations established by a department or building representative.
43. Possession of pets of any kind in any university hall or property, with the exception of fish maintained in a ten gallon or less fish tank. This subsection does not apply to service animals.
44. Failure to control the conduct of one's non-N.C. A&T guest(s), whose behavior violates provisions of conduct regulations, including use of abusive language.
45. Disruptive and destructive behavior in the dining facility, such as fighting, throwing food, damaging property, vandalism, abusive language, breaking in line and leaving trays on tables and floors.
46. Theft or removal of equipment, utensils or trays from the dining facility and/or flagrant violations of rules and regulations established by food service administration.
47. Spamming, i.e., sending unauthorized mass mailings through university computers or servers, or any violation of university computer usage policies.
48. Engaging in criminal behavior on another campus.
49. Possession of/or giving a person any drug, narcotic, pill or drink, which would render them unable to care for him/herself or incapable of making informed decisions.
50. Sexual exploitation including, but not limited to, prostituting another student, non-consensual video or audio taping of sexual activity, going beyond the boundaries of consent (such as allowing others to surreptitiously watch you having consensual sex), engaging in voyeurism, knowingly transmitting an STD or HIV to another student, or plotting to engage others in sex acts without their knowledge or consent. (In addition, see the Zero Tolerance Policies on Drugs and Aggressive Behavior in the University Policy and Excepts section).
51. Relationship violence—Engaging, attempting to engage, or assisting to engage in misconduct toward another person from past and/or present personal, intimate relationships that inflicts physical injury upon another person; or places another person in fear of, or at risk of physical injury or danger; or harassing another person, or creating a situation which produces discomfort, severe emotional distress, embarrassment or ridicule.
52. Stalking. Behavior directed to a specific person that would cause a reasonable person to feel fear for their safety; or to suffer emotional distress. Stalking may include but is not limited to non-consensual communication, direct or indirect through or by a third party or by person-to-person electronic messaging, posting a picture(s), written letters, gifting, or other communications (by any action, method, device or means) follows, monitors, observes, surveils, threatens or communicates to or about a person, or interferes with a person's property, that are unwelcomed and/or places another person in fear.
53. Off-campus safety or health housing violations. Engaging in behavior that violates the safety or health-related housing rules or regulations of non-university owned property, including but not limited to: overcapacity (including at parties), serving alcohol to underage persons, or other illegal or inappropriate activity prohibited under the property's rules or regulations.

