Code of Student Conduct

Violation of the policies relating to Misconduct: Prohibited Conduct Policy, the Alcohol and Drug Abuse Policy, Sexual Assault and Misconduct Policy, Curfew and Supervision Policy, or Acceptable Use of Computing Resources Policy is subject to immediate dismissal from the program. Should a student be found in violation, program staff immediately will contact the student’s parent/guardian. In addition, campus police will be notified.

Decisions on disciplinary sanctions are the sole authority of the Associate Director of Programs and the Director of Programs, Office of Extended Studies, and the Assistant Vice President for Records, Registration, and Extended Studies.

I. Misconduct: Prohibited Conduct Policy

a) Intentionally or recklessly causing physical harm to any person on University premises, or at University sponsored activities, or intentionally or recklessly causing reasonable apprehension of such harm.

b) Bullying or any appearance of impropriety, whether face to face or remotely; including but not limited to the use of telecommunication devices and the Internet.

c) Engaging in disorderly or disruptive conduct on University premises or at University sponsored activities that interfere with the activities of others, including studying, teaching, research, and University administration.

d) Intentionally and substantially interfering with the freedom of expression of others on University premises or at University sponsored activities.

e) Theft of property or of services on University premises or at University sponsored activities; knowing possession of stolen property on University premises or at University sponsored activities.

f) Unauthorized use, possession, or storage of any weapon on University premises or at University sponsored activities.

g) Intentionally initiating or causing to be initiated any false report, warning or threat of fire, explosion or other emergency on University premises, or at University sponsored activities.

h) Intentionally furnishing false information to the University.

i) Making, possessing, or using any forged, altered, or falsified instrument of identification on University premises, or at University sponsored activities; making, possessing, or using any forged,
altered, or falsified University document, on or off-campus.

j) Off-campus misconduct. The University shall not pursue disciplinary action when a non-aggravated misdemeanor does not pose a threat to the stability of the campus or campus community. However, rioting, assault, theft, vandalism, fire setting, or other serious misconduct related to a University-sponsored event, occurring on—or off-campus, that results in harm to persons or property or otherwise poses a threat to the stability of the campus or campus community may result in disciplinary action regardless of the existence, status, or outcome of any criminal charges in a court of law related to misconduct associated with a University-sponsored event.

k) Knowingly violating the terms of any disciplinary sanction imposed in accordance with this Code.

l) Intentionally or recklessly misusing or damaging fire safety equipment.

m) Unauthorized distribution or possession for purposes of distribution of any controlled substance or illegal drug on University premises or at University sponsored activities.

n) Use or possession of any controlled substance, alcohol, or illegal drug on University premises and/or at University and program sponsored activities.

o) Unauthorized use or possession of fireworks on University premises.

p) Intentionally or recklessly destroying or damaging the property of others on University premises or at University sponsored activities.

q) Failure to comply with the directions of University officials, including campus police officers, acting in performance of their duties.

r) Violation of published University regulations or policies, as approved and compiled by the Vice President for Student Affairs. Such regulations or policies may include the residence hall contract, as well as those regulations relating to entry and use of University facilities, sale or consumption of alcoholic beverages, use of vehicles and amplifying equipment, campus demonstrations, and misuse of identification cards.

s) Violation of any federal, state or local laws.

II. Alcohol and Drug Abuse Policy

The University of Maryland at College Park is dedicated to the pursuit and dissemination of knowledge. The illegal or abusive use of drugs or alcohol by members of the campus community jeopardizes the safety of the individual and the campus community, and is inimical to the academic learning process. The University of Maryland is therefore committed to having a campus that is free of the illegal or abusive use of drugs and alcohol. In keeping with this commitment, it is the policy of the University that the illegal or abusive use of drugs or alcohol is prohibited on University property or as part of University
activities. In order to inform all students of their responsibilities and the possible penalties for violations of this policy, the following rules, standards of conduct, and sanctions are set forth.

**Drugs**
The Code of Conduct prohibits, on University premises or at University sponsored activities, the 1) unauthorized distribution; 2) possession for purposes of distribution; 3) use; or 4) possession of any controlled substance or illegal drugs. "Controlled substance" and "illegal drugs" prohibited under the Code are set forth in Schedules I through V in Article 27, part 279 of the Annotated Code of Maryland.

**Alcohol**
The Code of Conduct prohibits the violation of published University regulations or policies regarding the possession, use or distribution of alcoholic beverages, as approved and compiled by the Vice-President for Student Affairs. These policies generally described below and subject to amendment from time to time, are available for public inspection during normal business hours in the Judicial Programs Office. The Resident Life Alcohol Policy controls the use, possession or distribution of alcohol in campus residence halls. This policy prohibits the possession or use of alcohol by any student under the age of 21 or the furnishing of alcohol to a person known to be under the age of 21.

**Terp Young Scholars adheres to the following policy on illegal drugs and/or alcohol:**

a) Students found with illegal drugs and/or alcohol in their possession or in their dorm room will be immediately dismissed from the program without a refund.

b) Students suspected to be intoxicated and/or under the influence of alcohol or any illegal drug can be immediately dismissed from the program without a refund.

c) Students who distribute alcohol or illegal drugs will be immediately dismissed from the program without a refund.

**III. Violation of the Sexual Assault and Misconduct Policy**

Every member of the University community should be aware that all sexual contact or behavior on the campus and/or occurring with a member of the University community must be consensual. Consent must be clear and voluntary, free of coercion or force, and may be communicated through verbal or non-verbal expression. In order to give consent, one must be of legal age for sexual consent and be both sober and conscious enough to understand what is being agreed to. Consent may be withdrawn at any point.

The University will not tolerate sexual assault, sexual harassment, or any other form of sexual misconduct. Such behavior is prohibited both by State and Federal law and University policy. The standard University disciplinary sanction for any sexual misconduct, including acquaintance rape, is dismissal from the University and/or termination of employment. Sexual misconduct policies are enforceable for sexual misconduct that occurs on University premises or at University-sponsored events. Regardless of where sexual misconduct occurs the University will process any complaints in accordance with applicable University policies.
A. Sexual Assault
In accordance with the University System of Maryland Policy on Sexual Assault (see VI-1.30), the University recognizes and prohibits two levels of sexual assault:

1. Sexual Assault I - By stranger or acquaintance, rape, forcible sodomy, or forcible sexual penetration, however slight, of another person’s anal or genital opening with any object. These acts must be committed either by force, threat, intimidation or through the use of the victim’s mental or physical helplessness of which the accused was aware or should have been aware.

2. Sexual Assault II - By stranger or acquaintance, the touch of an unwilling person’s intimate parts (defined as genitalia, groin, breast or buttocks, or clothing covering them) or forcing an unwilling person to touch another’s intimate parts. These acts must be committed either by force, threat, intimidation or through the use of the victim’s mental or physical helplessness of which the accused was aware or should have been aware.

B. Sexual Harassment
The University Policy and Procedures on Sexual Harassment defines sexual harassment as unwelcome sexual advances, unwelcome requests for sexual favors, or other behavior of a sexual or gender-based nature where:

1. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual’s employment or participation in a University-sponsored educational program or activity; or
2. Submission to or rejection of such conduct by an individual is used as the basis for academic or employment decisions affecting that individual; or
3. Such conduct has the purpose or effect of unreasonably interfering with an individual’s academic or work performance, or of creating an intimidating, hostile, or offensive educational or working environment.

C. Retaliation
Retaliation against any person filing a complaint or against any person cooperating in the investigation of such complaint is strictly prohibited. Retaliation includes but is not limited to direct or indirect intimidation, threats, ridicule, and/or harassment against any party involved in the investigation.

IV. A. Supervision and Curfew Policy—Residential Students

Terp Young Scholars adheres to a strict curfew and supervision policy. With the exception of scheduled course field trips and planned program activities, residential students are required to remain on the University of Maryland campus at all times.

1. Curfew Meetings. Residential Terp Scholars are responsible for attending nightly floor meetings led by Terp Young Scholars staff.
   a. Curfew Meeting for residential students are Sunday through Thursday at 10 p.m. and Friday and Saturday at 11pm.
2. **Quiet Hours.** Terp Scholars must be courteous about the noise they make in the residence hall at all times, especially when using stereos, radios, and televisions. Quiet hours are specific times when staff will ensure noise levels are at a minimum low, particularly during early-morning and late-night hours. During this time, students are encouraged to finish course assignments, prepare for bed and enjoy a restful night’s sleep.
   
a. Quiet Hours for residential students are Sunday through Thursday 10 p.m to 7 a.m. and Friday and Saturday 11 p.m. to 7 a.m.

3. **Room Curfew.** Residential Terp Scholars are required to be in their assigned rooms nightly by room curfew.
   
a. Room Curfew for residential students is Sunday through Thursday, 11 p.m. to 7 a.m. and Friday and Saturday, 12 a.m. to 7 a.m.

Mentors conduct nightly curfew checks. Should a student be unaccounted for, program staff will immediately contact the student’s parent/guardian. Failure to adhere to this policy is subject to immediate dismissal from the program without a refund.

**Program Curfew and Supervision Guidelines:**
Residential Terp Young Scholars are supervised by program mentors in the residence halls, during all program-related activities, and at dinner. Course instructors and teaching assistants supervise students in the classrooms. Seminar and workshop instructors provide supervision during these events. Residential Terp Young Scholars are expected to:

- Wake up each day in a timely manner sufficient to eat breakfast and attend class without supervision,
- Walk to and from class and all campus seminars, workshops, and activities without supervision,
- Eat lunch without supervision, and
- Complete all course-related work without supervision.

**Leaving Campus Guidelines:**
Residential students wishing to leave campus for special events, weekends, etc., must have their parent complete an electronic Terp Young Scholars Permission to Leave Campus Form. This form must be submitted at least 24 hours before the student’s scheduled departure time.

**IV. B. Supervision and Curfew Policy—Commuter Students**

While on the University of Maryland campus, commuter Terp Young Scholars receive supervision by course instructors and teaching assistants in the classrooms, and seminar and workshop instructors during these events. Should commuter students remain on campus to complete course assignments, participate in study groups, afternoon, evening, and weekend activities, program mentors provide overall supervision at both the residence hall and program events. At the conclusion of a day’s events, commuter students may not remain on campus. Commuter Terp Young Scholars are expected to:

- Arrive and depart the University without supervision,
- Attend class and eat lunch without supervision,
- Walk to and from class and all seminars, workshops, and activities without supervision, and
• Complete all course-related work without supervision.

V. Acceptable Use of Computing Resources Policy

Primary Principles: Freedom of Expression and Personal Responsibility:
Freedom of expression and an open environment to pursue scholarly inquiry and for sharing of information are encouraged, supported, and protected at the University of Maryland. These values lie at the core of our academic community. Censorship is not compatible with the tradition and goals of the University. While some computing resources may be dedicated to specific research, teaching, or administrative tasks that would limit their use, freedom of expression must, in general, be protected. The University does not limit access to information due to its content when it meets the standard of legality. The University's policy of freedom of expression applies to computing resources.

Concomitant with free expression are personal obligations of each member of our community to use computing resources responsibly, ethically, and in a manner that accords both with the law and the rights of others. The campus depends first upon a spirit of mutual respect and cooperation to create and maintain an open community of responsible users.

General:
These guidelines set forth standards for responsible and acceptable use of University computing resources. They supplement existing University policies, agreements, and state and federal laws and regulations. Computing resources include host computer systems, University-sponsored computers and workstations, communications networks, software, and files.

Computing resources are provided to support the academic research, instructional, and administrative objectives of the University. These resources are extended for the sole use of University faculty, staff, students, and other authorized users to accomplish tasks related to the user's status at the University, and consistent with the University's mission.

Users are responsible for safeguarding their identification (ID) codes and passwords, and for using them for their intended purposes only. Each user is responsible for all transactions made under the authorization of his or her ID, and for all network activity originating from his or her data jack. Users are solely responsible for their personal use of computing resources and are prohibited from representing or implying that the content constitutes the views or policies of the University.

Violation of these guidelines constitutes unacceptable use of computing resources, and may violate other University policies and/or state and federal law. Suspected or known violations should be reported to the appropriate University computing unit. The appropriate University authorities and/or law enforcement agencies will process violations. Violations may result in revocation of computing resource privileges, academic dishonesty or Honor Council proceedings, faculty, staff or student disciplinary action, or legal action.
User Responsibilities—The following provisions describe conduct prohibited under these guidelines:

a) Altering system software or hardware configurations without authorization, or disrupting or interfering with the delivery or administration of computer resources.

b) Attempting to access or accessing another's account, private files, or e-mail without the owner's permission; or misrepresenting oneself as another individual in electronic communication.

c) Installing, copying, distributing or using software in violation of: copyright and/or software agreements; applicable state and federal laws; or the principles described in Using Software,

e) Using computing resources to engage in conduct that interferes with others' use of shared computer resources and/or the activities of other users, including studying, teaching, research, and University administration.

f) Using computing resources for commercial or profit-making purposes without written authorization from the University.

g) Using computing resources for commercial or profit-making purposes without written authorization from the University.

h) Failing to adhere to individual departmental or unit lab and system policies, procedures, and protocols.

i) Allowing access to computer resources by unauthorized users.

j) Using computer resources for illegal activities. Criminal and illegal use may include obscenity, child pornography, threats, harassment, copyright infringement, defamation, theft, and unauthorized access.

Administration: The maintenance, operation, and security of computing resources require responsible University personnel to monitor and access the system. To the extent possible in the electronic environment and in a public setting, a user’s privacy will be preserved. Nevertheless, that privacy is subject to the Maryland Access to Public Records Act, other applicable state and federal laws, and the needs of the University to meet its administrative, business, and legal obligations.

VI. Conditions of Internet Use –Use of Electronic Networks

Because program students are minors (under the age of 18), the University of Maryland would like to ensure that parents/guardians are aware of the following conditions and liabilities regarding the use of the Internet/electronic networks by students:

The University of Maryland can make no express or implied warranties for the Internet access it provides and cannot completely eliminate access to information that is offensive or illegal and residing on networks outside of the University of Maryland system. The accuracy and quality of such information obtained cannot be guaranteed. Moreover, the University of Maryland cannot be responsible for any information that may be lost, damaged, or unavailable due to technical or other difficulties.