

University of La Verne

2017-2018 Prohibited Conduct

Prohibited Conduct includes the defined forms of behaviors listed below.

A sub-set of the prohibited conduct listed below applies ONLY to behaviors that take place or originates in on-campus housing facilities (owned or leased), as well as at on-campus housing sponsored events/programs/initiatives. Those specific prohibited conducts will have “housing” listed in the name.

All other prohibited conduct, not specified, applies to conduct that occurs on ALL University campus or other property owned or controlled by the University (including on-campus facilities) and as further defined under the Code of Student Conduct jurisdiction. For more information on the Code of Student Conduct click [here](#).

Reports of prohibited conduct may be [submitted here](#).

Abuse of Administrative Review Process and Retaliation

Abuse, interference with, or failure to comply with the University administrative review/investigation processes is prohibited. This includes, but is not limited to:

- Falsification, distortion, or misrepresentation of information.
- Failure to provide, destroying or concealing information during an administrative review/investigation of alleged prohibited conduct.
- Influencing, or attempting to influence, another person to commit an abuse of the campus administrative review/investigation system.
- Failing to comply with a reasonable request to participate in an administrative review/investigation process.
- Harassment (verbal or physical) and/or intimidation of a member of a campus administrative review/investigation body prior to, during, and/or following a campus administrative review/investigation proceeding.
- Attempting to discourage an individual’s proper participation in, or use of, the campus administrative review/investigation proceedings.
- Retaliation or any adverse action taken against a person for making a good faith report of prohibited conduct or participating in any proceeding (i.e. administrative review/ investigation). This includes threatening, intimidating, harassing, coercing or any other conduct that would discourage a reasonable person from engaging in any process provided for and/or activity protected by the University. Retaliation may be present even where there is a finding of “no responsibility” on allegations of Prohibited Conduct.

- Retaliation does not include good faith actions lawfully pursued in response to a report of Prohibited Conduct.

Alcohol

The listed conduct applies to behavior occurring on University property or University sponsored programs/events:

- The purchase, possession, consumption, manufacturing, transportation, or distribution of any alcoholic beverages (including beer and wine) by any student, except as permitted by law AND as sanctioned by the University, is prohibited.
- Being under the influence of an intoxicating liquor and being unable to care for one own safety, interfering with the use of a public way, or interfering with, limiting, or depriving an individual from participating or benefitting from the University's education or employment programs and/or activities is prohibited.
- Selling, either directly or indirectly, any alcoholic beverages, except under the authority of a California Alcoholic Beverage Control License AND as sanctioned by the University is prohibited. This includes selling glasses, mixes, ice or tickets for admission.
- Possession of an alcoholic beverage in an open container in a motor vehicle or on a bicycle is prohibited, regardless of who is driving or whether one is intoxicated.
- The manufacturing, use or provision of a false State Identification Card or Driver's License on University Property or a University sponsored program/event is prohibited.
- Driving a motor vehicle or bicycle while under the influence of alcohol is prohibited.
- Possessing, collecting, or otherwise displaying empty alcohol containers (i.e. cans, empty bottles) except as sanctioned by the University is prohibited.

In addition, the following prohibited conduct applies to behavior occurring in on-campus housing areas/buildings (owned or leased) or on-campus housing sponsored programs/events:

- The purchase, possession, consumption, manufacturing, transportation, distribution, selling directly or indirectly, of any alcoholic beverages (including beer and wine) by any student is prohibited.
- Being in the presence of alcohol is prohibited.
- Possessing, collecting, or otherwise displaying empty alcohol containers, (i.e. cans, empty bottles), or marketing materials, advertisements or items bearing the name, logo or likeness to an alcoholic beverage (i.e. signs or displays) that are visible from outside a student's room is prohibited.

Identified items under this policy are subject to confiscation, disposal and/or destruction.

Note: The alcohol policy in the Code of Student conduct is in alignment and expansion of the University's Policy on Alcohol, Drugs and Controlled Substances (click here for more information) as it applies to students.

Alteration of Premises (Housing)

- Alterations, changes, modifications, remodeling and/or renovating, including but not limited to, painting of the unit, tampering with the electrical or mechanical fixtures in the unit or public areas, or installing a door or area lock without consent of the Housing Office is prohibited. All fixtures that are installed become part of the premises and therefore property of the Housing Office.
- Tampering with, or removal of smoke detectors, blinds, windows or window screens from any part of the building is prohibited.
- Installing or placing any equipment or construction of any type on the grounds or in the buildings is prohibited.

Animals/Pets

- The harboring, feeding, or possession of animals inside University facilities (owned or leased) and not sanctioned by the University, with the exception of service animals, is prohibited.
- The harboring, feeding, or possession of any animal inside on-campus housing facilities (owned or leases) and not sanctioned by the Housing Office, with the exception of service animals, is prohibited. This includes dogs, cats, gerbils, rats, hamsters, snakes, turtles, lizards, or any other contained animal as well as "visiting" pets. Exceptions are made for freshwater fish within a 10-gallon tank limit.

Request for support animals (i.e. comfort animals) within on-campus housing facilities may be made to Disabled Student Services at (909) 448-4441.

Appliances (Housing)

- Residents shall not bring or maintain any electrical appliances used for heating or preparation of food other than those containing enclosed heating elements. Appliances like toasters, toaster ovens and other cooking devices that do not contain open heating elements are permissible only in the kitchenette or kitchen areas – not in student rooms. Grills and/or the materials for such grills are prohibited (e.g. propane, natural gas, wood/charcoal).
- All appliances and extension cords must be UL (Underwriters Laboratory) List-approved for the intended use.
- Personally owned mini-fridges are allowed to a maximum of 3.6 cubic feet. Mini-fridges placed under a bed should not come into contact with bedding, blankets and/or sheets as it may pose a fire hazard. Residents must place refrigerator mats underneath refrigerators.

- Residents are encouraged to bring/use energy efficient appliances while living on campus (e.g. appliances with the “energy star” label).
- Microwaves are only permitted in the residence hall kitchenettes.
- Room/portable air conditioners are prohibited.

Assault

An attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury or use of an items or by means likely to produce great bodily harm is prohibited.

Per AB 1433, reports of this policy that constitute a violent crime, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

NOTE – Violation of this policy may result in criminal charges, removal from housing, suspension and/or expulsion on first time offense.

Bullying and Cyberbullying

Conduct that is sufficiently severe or pervasive that it intimidates, harms or controls another person physically or emotionally, and/or deprives an individual from participating in or benefitting from the University’s education or employments programs and/or activities.

Care of Common Areas and Property (Housing)

- Common areas and property are for the use of residents only, thus they are the responsibility of every resident. This includes, but is not limited to, lounges, study rooms, living rooms, lobbies, stairs, recreation areas, kitchens, laundry rooms, doors, walkways, elevators, fire extinguishers, exit signs, and lights.
- Any malicious damage or acts that result in additional clean-up in or around the housing buildings, grounds, and/or other facilities or property is prohibited. Common area damage or clean-up charges not readily assignable to a particular individual may be charged to a group, floor, or hall of residents.
- All furniture and equipment in common areas must remain in its designated common area. Persons found removing furniture or equipment will be subject to disciplinary action and/or applicable costs for repair and replacement.
- Common kitchen areas are to be reasonably maintained by the residents who share the facility. All dishes, foods, and supplies must be removed from the kitchen upon the completion of use. Materials not removed within 24 hours are considered a health hazard and may be disposed of.

NOTE: Violation of this policy is subject to charges.

Care of Rooms (Housing)

- Students are responsible for keeping the assigned room clean and sanitary throughout the occupancy period. This includes proper care of windows, screens, vents, etc.
- Failure to: dispose of trash, recyclables & electronic waste at the proper receptacles outside of the building regularly or designated areas in the building; maintain reasonable sanitation and safety standards; store food properly; maintain appliances in a clean and safe working condition is prohibited.

Upon check-in, residents shall check that resident's assigned unit for any damages and note damages on the "Room Condition Inventory" (RCI). This form must be returned within 24 hours of check-in to the Housing Office.

At the end of each semester/term residents are required to clean and restore their room to the original move-in condition. All residents occupying a room are all responsible for the common areas. Any charges incurred will be split equally between all residents of a unit should the University be unable to determine responsibility for damages or loss after appropriate investigation.

The Housing Office will conduct periodic Health and Safety Inspections throughout the year. Residents will be given notice in advance of these inspections, as they require entry into every student room. Violations of Housing policies and/or the License Agreement are found during such inspections will result in administrative action.

Concealment and By-standing

Concealment, failure to appropriately address and/or report known or obvious prohibited conduct under the Code of Student Conduct, University policies or law is considered a policy violation.

Dangerous Behavior

- Any activity or behavior, intentionally or recklessly, that causes, threatens or endangers the health and safety of oneself or others is prohibited. This includes threats or expressions of physical harm to any person, including oneself.
- Creation of health and/or safety hazards (dangerous pranks, hanging out of or climbing from/on/in windows, balconies, roofs, etc.) is prohibited.

NOTE – Violation of this policy may subject to criminal charges, Removal from on-campus housing, university probation, suspension and/or expulsion on first time offense.

Discrimination

Discrimination is any distinction, preference, advantage for, or detriment to an individual or class of individuals compared to others that is based on a legally protected characteristic (sex, gender, race, color, age, creed, national or ethnic origin, physical or mental disability,

veteran status, pregnancy status, religion, or sexual orientation, or other protected characteristic), or a perception that an individual or class of individuals have such characteristics or associate with others who have, or are perceived to have, such characteristics, that adversely affects a term or condition of an individual's employment, education, living environment, or participation in a University activity, or is used as the basis for or a factor in decisions affecting that individual's employment, education, living environment, or participation in a University activity.

Discriminatory behavior based on sex or gender is considered a form of sexual misconduct under Title IX. Reports of Discrimination based on sex or gender will be shared with the Title IX Coordinator. For more information on Title IX policy, [read here](#).

Disruptive Behavior

- Behavior that is sufficiently severe or pervasively disrespectful of University community members (i.e. fellow students, guest/visitors, faculty, and staff) is not permitted.
- Behavior or action that interfere with, limits, or deprive individuals from participating in or benefitting from the University's education or employment programs and/or activities is prohibited.
- Substantial disruption of University of La Verne operations including obstruction of teaching, research, administration, other University of La Verne activities, and/or other authorized non-University of La Verne activities which occur on campus is prohibited.

Drugs and Controlled Substances

The listed conduct applies to behavior occurring on University property or University sponsored programs/events:

- The use, possession, sale, transfer, manufacturing, delivering, advertising, distribution, transportation, cultivation, or purchase of narcotics, drugs, hallucinogens, "controlled substances" or anabolic steroids by any student, except as permitted by law AND sanctioned by the University, is prohibited.
- The deal in a substance represented to be a narcotics, drugs, hallucinogens, "controlled substances" or anabolic steroids (including counterfeit, "look-alike" drug is prohibited).
- Possession of a controlled substance without a valid prescription is prohibited.
- Visiting a building, structure, vehicle, or other placed used by person to unlawfully use narcotics, drugs, hallucinogens, "controlled substances" or anabolic steroids is prohibited.
- Possession, manufacturing, deal in, or delivering drug paraphernalia (an instrument, device, or other object intended for use for introducing a narcotics, drugs, hallucinogens, "controlled substances" or anabolic steroids into a body or for

enhancing the effect or testing a controlled substance) is prohibited. This includes intended or implied use devices (i.e. pipes, hookahs).

- Abuse, misuse, sale and/or distribution of prescription medication, over-the-counter medications, cleaning products & other chemicals/fumes for other than for their intended/prescribed uses is prohibited.
- Being under the influence of intoxicating narcotics, drugs, hallucinogens, “controlled substances” or anabolic steroids and being unable to care for one’s own safety, interfering with the use of a public way, or interfering with, limiting, or depriving an individual from participating or benefitting from the University’s education or employment programs and/or activities is prohibited.

In addition, the following prohibited conduct applies to behavior occurring in on-campus housing areas/buildings (owned or leased) or on-campus housing sponsored programs/events:

- Being in the presence of narcotics, drugs, hallucinogens, “controlled substances” or anabolic steroids is prohibited.
- Possessing, collecting, or otherwise displaying marketing materials, advertisements or items bearing the name, logo or likeness to narcotics, drugs, hallucinogens, “controlled substances” or anabolic steroids (i.e. signs or displays) that are visible from outside a student’s room is prohibited.
- The presence of aromas, regardless of a result of direct use or products resembling the smell of marijuana (including but not limited to herbal cigarettes, hookahs, and types of incense) is prohibited.

“Controlled Substances” are regulated drugs that have been determined to have special “abuse potential.” Such drugs include (but are not limited to): marijuana, hashish or hash oil, cocaine, LSD and other hallucinogens, barbiturates and other sedative-hypnotics, amphetamines or other prescription stimulants, MDMA (Ecstasy), PCP and similar drugs.

The drugs and controlled substances policy in the Code of Student conduct is in alignment and an expansion of the University’s Policy on Alcohol, Drugs and Controlled Substances ([click here for more information](#)) as it applies to students.

Identified items under this policy are subject to confiscation, disposal and/or destruction.

NOTE – While CA Proposition 64 allows for the possession, cultivation and use of small quantities of marijuana by individuals 21 and older for recreational use, this state law does not affect the University of La Verne’s drug and alcohol policy. Marijuana remains illegal under federal law, and as a recipient of federal funds, the university is bound by those regulations.

Election Tampering

Tampering with the election of any University of La Verne-recognized student organization is prohibited (minor election code violations are addressed by the ASULV).

Failure to Comply

Failure to comply with the reasonable directives of University of La Verne officials or law enforcement officers during the performance of their duties is prohibited. This includes but is not limited to providing false information or failing to provide information; interfering with staff while they are performing their duties; failing to complete assigned sanctions; failing to attend a meeting requested by a staff member; being uncooperative or verbally abusive to staff.

Falsification and False Accusations

- Knowingly furnishing or possessing false, falsified or forged materials, documents, accounts, records, identification or financial instruments is prohibited.
- Knowingly making a false allegation of discrimination, harassment or policy violations, whether informally or formally is prohibited.

NOTE – failing to prove a claim of discrimination, harassment, or other prohibited conduct is not equivalent to knowingly making a false accusation.

Fire Safety and Hazards

Violation of local, state, federal or campus fire policies is prohibited. This includes but not limited to:

- Arson – any willful or malicious burning or attempt to burn, a dwelling house, public building, or personal property of another is prohibited.
- Causing Fire – accidentally or recklessly causing a fire, regardless of whether it damages University of La Verne or personal property or cause injury is prohibited.
- Evacuation – All persons are required to evacuate a building immediately upon the sound of an alarm. Interfering with emergency services, procedures, or failing to conform to established safety regulations and/or instruction given by emergency response staff is prohibited.
- Fire Reporting & Equipment – Falsely reporting a fire, tampering with or misuse of any fire or reporting equipment (e.g. fire alarms, smoke detectors, fire sprinkler, fire extinguishers, “EXIT” signs, etc.) is prohibited.
- Egress – Disabling, opening, damaging, or propping exits used exclusively as fire exits is prohibited (unless being used properly as an exit during an emergency situation). All hallways, exits, stairwells, doorway, or areas that may be deemed an “egress” (i.e. window) need to be free from garbage, bicycles, clutter, furniture or other items that may have a potential to limit entry/exit (including tripping hazard). All doors and windows must have the ability to be fully opened.

In addition, the following prohibited conduct applies to behavior occurring in on-campus housing areas/buildings (owned or leased) or on-campus housing sponsored programs/events:

- Combustibles – Possessing or storing gasoline, fireworks, combustible chemicals and/or fuel-driven engines/appliances (e.g. motorcycles, mopeds, gas/propane grills, etc.) within residential housing rooms, balconies, buildings and/or on grounds immediately adjacent to the on-campus housing facilities is prohibited.
- Open Flames (Candles) – Candles, incense and/or any type of open flame within residential housing rooms, balconies, buildings and/or on grounds immediately adjacent to the on-campus housing is prohibited. If found, such items will be confiscated.
- Heat Sources – open-coiled electric or heating appliances including, but not limited to space heaters and sun lamps within residential housing rooms, balconies or buildings are prohibited. Curling Irons, glue guns, irons, or any other “heat source” equipment must be attended to all times. Leaving such equipment “on” unattended is a violation of this policy.
- Lamps & Lights – Halogen lamps and neon lights are prohibited. Open top lamps, regardless of lamp/bulb type must have a metal screen fully covering light/heat source.
- Extension Cords & Plug-Ins – Extensions cords and multi-plugs are not permitted under state fire marshal regulations. Power strips/surge protectors with UL rating are permitted. Plugging a power strip onto another power strip (Piggy-backing) is not permitted.
- Cooking Equipment – Cooking and/or cooking equipment without open heating elements (such as toasters) are permitted ONLY in designated kitchen areas. Cooking in a residential hall room is prohibited. Residents interested in barbecuing should use the barbecue pits, located within the housing area.
- Decorations – All decorations must be non-combustible (e.g. made from fire-proof material) and be UL list-approved for the intended use. Hanging flammable materials on ceilings or exterior doors such as posters, flags, or nets is prohibited. Door decorations should not cover more than 20% of the surface and be limited to nametags and memo boards. Fresh cut trees (i.e. Christmas trees) are prohibited.

Note– Violation of this policy may subject to criminal charges, removal from on-campus housing, fines, University probation, suspension and/or expulsion on first time offense.

Furniture (Housing)

All furnishings provided in the buildings are considered University property and are to remain in each student’s assigned room/location and cannot be stored on or off campus. Furniture may not be disassembled.

Gambling

Illegal gambling (i.e. activities for money, checks, credit or other financial value), anywhere on University property and not sanctioned by the University, is prohibited.

Gatherings (Housing)

Allowing the presence of more than three times the normal occupancy in a student room is prohibited.

Guests/Visitors

- Students are responsible for informing their guests about the University code of student conduct and prohibited conduct. Guests are expected to follow behavioral expectations as outlined in the code of student conduct and prohibited conduct.
- Students are responsible and will be held accountable for the conduct of their guests/visitors while on University premises or University sponsored event.

In addition, the following prohibited conduct applies to behavior occurring in on-campus housing areas/buildings (owned or leased) or on-campus housing sponsored programs/events:

Resident: a University of La Verne student who has a Housing License Agreement with the Housing Office and who is assigned to a specific room within the on-campus housing.

Host: A resident who is entertaining guests/visitors.

Visitor/Guest: Any University of La Verne student who currently is living in the residence halls and is visiting a resident of a different hall or room. Any individual (including a parent, relative, girlfriend/boyfriend/ significant other, etc.) who is visiting a resident in his/her residence hall or room.

Overnight Guest/Visitor: A guest/visitor who is in a room, other than his/her, own between the hours of midnight and 8:00AM.

- Guest/visitors must not be left unattended.
- Hosts are responsible for informing guests on Housing and University policies.
- Guests/Visitors must not infringe on the rights of roommates or other residents and must abide by all Housing and University policies.
- Guest/Visitors failing to do so will be asked to leave immediately and/or banned from Housing and/or University property.
- Hosts are responsible and accountable for the conduct of their guests/visitors while on Housing property, immediately adjacent areas (including parking lots), University property, or at a Housing-sponsored or supervised events.
- Overnight guests/visitors are to be temporary and infrequent. All Licensees occupying a unit must agree to the presence of any over- night guest/visitor. Overnight guests/visitors can stay no longer than 3 consecutive days and 2 nights in any given month. The same guidelines that apply to guests apply to overnight guests.

- Children 13 years of age or younger are not permitted in the residence halls for more than a 24-hour period. Licensee assumes all liability and responsibility for any guests less than 18 years of age. For safety and liability reasons, baby-sitting is prohibited within the facilities and immediate area.

NOTE: Violation of this policy is subject to fines and loss of guest privileges.

Harassment

Harassment is a form of discrimination and is defined as any conduct directed toward an individual or class of individuals based on a legally protected characteristic (or a perception that an individual or class of individuals have such characteristics or associate with others who have, or are perceived to have, such characteristics) which is sufficiently severe or pervasive to alter or interfere with an individual's work or academic performance, or which creates an intimidating, hostile, or offensive, work, educational or living environment. This shall include but not limited to behavior 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.

For more information on the University policy against harassment visit, [read here](#).

Hazing

Defined as an act that endangers the mental or physical health or safety of a student, or that destroys or removes public or private property, for the purpose of initiation, admission into, affiliation with, or as a condition for continued membership in a group or organization is prohibited. Participation or cooperation by the person(s) being hazed does not excuse the violation.

Improper Room Transfer (Housing)

Moving into any room without written authorization from the Housing Office or moving out of any room without following proper check-out procedures is prohibited. Residents who do not have roommates should be prepared to have a roommate move in at any time. "Spreading out" in a vacant space is considered an improper room transfer.

NOTE: Violation of this policy is subject to fines.

IT and Acceptable Use

Computer and Internet usage must be in accordance with the terms noted in the University Acceptable Use Policies. These policies include both personal and University owned computers. The full documents can be obtained [here](#).

Keys and Locks (Housing)

- Each resident is issued a key and/or keycard to their unit. All keys and key cards remain the property of the University. Each resident is responsible for their keys. Should a key be lost/missing/stolen, the resident is required to report lost/missing/stolen key to the Housing Office within 24 hours of it being lost/missing. A charge will be assessed for lock changes and any key(s) lost or not returned upon Resident's check-out.
- Under no circumstances should a resident duplicate, sell, transfer or lend his/her key to another individual. Permitting others to use a room key for purpose of improperly gaining access to a residence hall, or any other building or facility is prohibited.
- The installation of any door or area lock other than those provided by the University is prohibited.
- Bypassing or tampering with the locking mechanisms for any door is prohibited.

Lewd Behavior

- Lewd, indecent, or obscene behaviors, whether through conduct or expression, which are not civil or respectful and which breaches the peace are not permitted. Lewd behavior includes but is not limited to deliberately and publicly exposing one's intimate body parts (including genitalia, groin, breasts or buttocks), public urination, defecation, and public sex acts.
- Use of concealed recording or photographic devices to secretly videotape, film, photograph or record another person a) under or through clothing being worn or b) view undergarments worn by other person; c) individuals engaging in private personal activities (i.e. using restrooms, bathing) without their consent or knowledge is prohibited.
- Distribution of videotape, film, photograph or recording of another person a) under or through clothing being worn or b) view undergarments worn by other person; c) individuals engaging in private personal activities (i.e. using restrooms, bathing) without their consent or knowledge is prohibited.

Lewd behavior may be considered a form of sexual misconduct under Title IX. Reports of Lewd Behavior will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Parking

Students are expected to abide by regulations regarding parking and parking permit use as outlined in the University of La Verne parking regulations and the "Good Neighbor" Policy.

For additional information on parking regulations and the “Good Neighbor” Policy visit this [page](#).

Posting

- All materials to be posted on University property (owned or leased) must be submitted and approved to the Campus Center. Posting on University property without approval by the University is prohibited.
- Public display of “obscene matter” as defined in the California Penal Code, Section 311, is prohibited anywhere on campus.

In addition, the listed definitions and conduct applies to behavior occurring in on-campus housing areas/buildings or on-campus housing sponsored events (owned or leased):

- All materials to be posted in On-Campus Housing (owned or leased) must be submitted and approved by the Housing Office. Posting in On-Campus Housing without approval by the Housing Office is prohibited.
- The Housing Office reserves the right to remove from public view any signs or objects deemed prejudicial to others or to the overall goals of the University. This includes but is not limited to, offensive or alcohol/drug-related materials. “Public display” and “public view” includes, but is not limited to external doors, balconies, windows facing out, and/or hallway bulletin boards.

Projectiles

Throwing, dropping, or projecting objects from a window, second floor or roof including but not limited to bottles, cans, garbage, or water is prohibited.

Quiet Hours and Noise (Housing)

- All students must abide by Quiet Hours. Quiet Hours are from 11:00PM to 8:00AM (all days). During Quiet Hours, sound from a room should not be audible outside the unit door nor in adjacent rooms.
- 24-hour Quiet Hours are in effect during finals week. 24-hour Quiet Hours will begin the 8:00AM on the Saturday preceding Finals Week and go through 8:00PM the Friday of Finals Week.
- All students must abide by Courtesy Hours. Courtesy Hours are in effect at all times. They refer to one’s ability to occupy one’s unit for the purpose of studying, sleeping, or engaging in activities in an atmosphere where peace and quiet take precedence over other activities. Engaging in unreasonably loud activities, which are defined as:
1. A level of noise which may be deemed an undue disturbance by another member of the community or
2. Creating noise, including but not limited to voice, musical instruments (guitar, amps, drums, etc.)
- Stereos – which are audible outside of one’s room during Quiet Hours, either inside or outside the residence halls is prohibited.

Relationship Violence

Relationship Violence includes any act of violence or threatened act of violence that occurs between individuals who are involved or have been involved in a sexual, dating, spousal, domestic, or other intimate relationship. Relationship Violence may include any form of prohibited conduct, including Sexual Assault, Stalking, and Physical Assault.

Physical Assault is threatening or causing physical harm or engaging in other conduct that threatens or endangers the health or safety of any person. Physical Assault will be addressed under this prohibited conduct if it involves Sexual or Gender-Based Harassment, Relationship Violence, or is part of a course of conduct under the Stalking definition.

Relationship Violence includes “dating violence” and “domestic violence.” The Violence Against Women Act (VAWA) defines:

- Dating Violence to mean violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship would be determined based on consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- Domestic Violence to mean felony or misdemeanor crimes of violence committed by a current or former spouse of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person’s act under the domestic or family violence laws of the jurisdiction.

Relationship violence is considered a form of sexual misconduct under Title IX. Reports of Relationship Violence will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

Per AB 1433, reports of this policy that constitute a violent crime, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Safety and Security (Housing)

- Providing access to buildings or rooms to those other than residents, staff, or attended guests by any means including, but not limited to, the following: failing to lock or secure doors, propping exit/entrance doors, or allowing a person entrance into a building and leaving them unattended in a public area is not permitted.

- Failure to abide by any security procedures established by the Housing Office or the University is prohibited.

Sexual Assault

Sexual Assault includes any unwelcomed or nonconsensual contact of sexual nature with another person. This includes any sexual intercourse, however slight, with any object by a person upon another person that is without consent and/or by force.

This form of sexual assault includes vaginal or anal penetration by a penis, tongue, finger or object, or oral copulation (mouth to genital contact) no matter how slight the penetration or contact.

Acts without consent and/or by force refers to acts committed a) by physical force, violence, threat, or intimidation; b) by ignoring an objection or **without positive/affirmative consent**; c) by causing another's incapacitation through the use of alcohol or other drugs; and/or d) by taking advantage of another person's incapacitation, helplessness, or their inability to consent. Note – Persons under the age of 18 are legally incapable of consenting to any form of sexual contact.

Positive/affirmative consent means affirmative, conscious, and voluntary agreement to engage in sexual activity (i.e. yes means yes). Lack of protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time. For more information on positive/affirmative consent, please visit this [page](#).

Per AB 1433, reports of this policy that constitute a sexual assault under the law, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

Sexual Assault is considered a form of sexual misconduct under Title IX. Reports of Sexual Assault will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Sexual Contact

Sexual Contact is a form of sexual assault. It refers to any form of intentional sexual touching, however slight, with any object or body part performed by a person upon another person that is without consent and/or by force. Sexual Contact includes:

- Intentional touching of the breasts, buttocks, groin or genitals, whether clothed or unclothed, or intentionally touching another with any of these body parts; and/or

- Making another touch the actor, another or themselves with or on any of these body parts.

Acts without consent and/or by force refers to acts committed a) by physical force, violence, threat, or intimidation; b) by ignoring an objection or **without positive/affirmative consent**; c) by causing another's incapacitation through the use of alcohol or other drugs; and/or d) by taking advantage of another person's incapacitation, helplessness, or their inability to consent. Note – Persons under the age of 18 are legally incapable of consenting to any form of sexual contact.

Positive/affirmative consent means affirmative, conscious, and voluntary agreement to engage in sexual activity (i.e. yes means yes). Lack of protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time. For more information on positive/affirmative consent, please visit this [page](#).

Per AB 1433, reports of this policy that constitute a sexual assault under the law, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

Sexual Assault is considered a form of sexual misconduct under Title IX. Reports of Sexual Assault will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Sexual Exploitation

Sexual exploitation occurs when an individual/actor takes non-consensual or abusive sexual advantage of another for the individual's/actor's own advantage or benefit, or to benefit or advantage anyone other than the one being exploited, and such behavior does not constitute one of the other sexual misconduct offenses (i.e. sexual assault, stalking, relationship violence, sexual or gender-based harassment, sexual or gender-based discrimination).

Sexual Exploitation includes, but is not limited to, doing any of the following:

- Causing the incapacitation of another person (through alcohol, drugs, or any other means) for the purpose of compromising that person's ability to give Affirmative Consent to sexual activity.
- Allowing third parties to observe private sexual activity from a hidden location (e.g., closet) or through electronic means (e.g., Skype or livestreaming of images) without consent of all participants.

- Engaging in voyeurism (e.g., watching private sexual activity without the consent of the participants or viewing another person’s intimate parts, including genitalia, groin, breasts or buttocks, in a place where that person would have a reasonable expectation of privacy).
- Recording or photographing private sexual activity and/or a person’s intimate parts (including genitalia, groin, breasts or buttocks) without consent of all participants.
- Disseminating or posting images of private sexual activity and/or a person’s intimate parts (including genitalia, groin, breasts or buttocks) without consent.
- Prostituting another person.
- Possession, production, distribution, sale or purchase of child pornography.

Per AB 1433, reports of this policy that constitute a sexual assault, sexual battery, violent crime, or hate crime under the law, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

Sexual exploitation may also be considered a form of sexual misconduct under Title IX. Reports of Sexual Exploitation will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Sexual or Gender Based Harassment

Sexual Harassment is any unwelcomed sexual advance, unwelcomed request for sexual favors, or other unwelcomed conduct of a sexual nature, whether verbal, non-verbal, graphic, physical, or otherwise, when either condition outlined below, is present:

1. Submission to or rejection of such conduct is made, either explicitly or implicitly, a term or condition of a person’s employment, academic standing, or participation in any University programs and/or activities or is used as the basis for University decisions affecting the individual (often referred to as “quid pro quo” harassment);
or
2. Such conduct creates a hostile environment. A “hostile environment” exists when the conduct is sufficiently severe or pervasive that it unreasonably interferes with, limits, or deprives an individual from participating in or benefitting from the University’s education or employment programs and/or activities. Conduct must be deemed severe, or pervasive from both a subjective and an objective perspective. In evaluating whether a hostile environment exists, the University will consider the totality of known circumstances, including, but not limited to:
 - The frequency, nature and severity of the conduct;
 - Whether the conduct was physically threatening;
 - The effect of the conduct on the Complainant’s mental or emotional state;
 - Whether the conduct was directed at more than one person;

- Whether the conduct arose in the context of other discriminatory conduct;
- Whether the conduct unreasonably interfered with the Complainant's educational or work performance and/or University programs or activities; and
- Whether the conduct implicates concerns related to academic freedom or protected speech.

Gender-Based Harassment includes harassment based on gender, sexual orientation, gender identity, or gender expression, which may include acts of threats or intimidation, whether verbal or non-verbal, graphic, physical, or otherwise, even if the acts do not involve conduct of a sexual nature, when either condition outlined above for sexual harassment is present.

A hostile environment can be created by pervasive conduct or by a single or isolated incident, if sufficiently severe. The more severe the conduct, the less need there is to show a repetitive series of incidents to prove a hostile environment, particularly if the conduct is physical. A single incident of Sexual Assault, for example, may be sufficiently severe to constitute a hostile environment. In contrast, the perceived offensiveness of a single verbal or written expression, standing alone, may not be sufficient to constitute a hostile environment.

Sexual or Gender Based Harassment is considered a form of sexual misconduct under Title IX. Reports of Sexual or Gender Based Harassment will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

Smoking

Smoking is prohibited in any building owned, leased or rented by the University, whether on or off campus and all university-owned or leased vehicles (including shuttles and carts).

Smoking is only permitted in designated areas in University parking lots and public sidewalks immediately adjacent to University parking lots.

Sale of smoking materials is prohibited on any University properties.

Smoking policy includes use of e-cigarettes, vapes or other smoking devices

For more information on smoking policy, visit this [page](#).

Soliciting

Engaging in door-to-door sales/conversations, distribution, advertising, sales, promotion, commercial transactions and/or solicitation of any nature within University property (owned or leased) without the expressed authorization of the University is prohibited.

Authorization for soliciting at:

- The Main Campus can be obtained at the Student Center.
- A Regional Campus can be obtained from the Regional Campus Director.

- The College of Law can be obtained from the Dean of the College of Law or the College of Law Director of Student Life.
- Within on-campus housing facilities can be obtained from the Housing Office.

Note – the University reserves the right to deny request for solicitation or distribution of materials.

Sported Related Activities Inside Buildings

Playing any unauthorized physical games (i.e. games normally played outside or in a specified facility) in a common areas within any University facility (i.e. lounges, lobby, and hallway) is prohibited. This includes, but is not limited to, the use of Frisbees, balls, water guns, or darts.

Stalking

Stalking is defined as engaging in an unwanted course of conduct of two or more acts directed at a specific person that would cause a reasonable person to fear for the person's safety or the safety of others; or suffer substantial emotional distress. Examples of stalking behavior:

- Unwanted, intrusive, and frightening communications from the perpetrator by phone, mail, email, text and/or social media.
- Leaving or sending the person unwanted items, presents, or flowers.
- Following or lying in wait for the person at places such as home, school, work, or recreation place.
- Making direct or indirect threats to harm the person, the person's children, relatives, friends, or pets.
- Damaging or threatening to damage the person's property.
- Harassing the person through the internet.
- Posting information or spreading rumors about the person on the internet, in a public place, or by word of mouth.
- Any other acts in which the actor directly, indirectly or through third parties, 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.

Stalking may also be considered a form of sexual misconduct under Title IX. Reports of Stalking will be shared with the Title IX Coordinator. For more information on Title IX policy, please visit this [page](#).

Theft and Stolen Property

- Unauthorized entry or attempted entry of a building or structure for purpose of taking property of another is prohibited.

- The taking or attempting to take property or anything of value from a person by force or threat of force or violence is prohibited.
- Intentional and unauthorized taking of University of La Verne property or the personal property of another, including goods, services and other valuables is prohibited.
- Knowingly taking or maintaining possession of stolen property is prohibited.

Per AB 1433, reports of this policy that constitute a violent crime, must be reported to a local law enforcement agency by the University of La Verne. While reporting is mandated, the identity of the victim shall remain anonymous, unless otherwise desired by the victim.

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Trademark

Unauthorized use (including misuse) of University of La Verne or organizational names and images is prohibited.

Trespassing and Restricted Access

- Unauthorized access to any University of La Verne building is prohibited.
- Unauthorized entry into an office beyond posted hours is prohibited.
- Unauthorized possession, duplication or use of means of access (i.e. keys, cards, etc.) to any college/university building or failing to timely report a lost University of La Verne identification card or key is prohibited.
- Unauthorized presence on rooftops, overhang, ledge or areas marked for restricted access for any reason is prohibited.
- Misuse of access privileges to University of La Verne premises or unauthorized entry to or use of buildings, including trespassing, propping or unauthorized use of alarmed doors for entry into or exit from a University of La Verne building.
- Restrooms/Bathrooms designated by a specific gender are to be used only as designated (unless otherwise authorized by the University):
 - Male – by males or individuals who have a gender identity or expression as male;
 - Female – by females or individuals who have a gender identity or expression as female.

In addition, the listed definitions and conduct applies to behavior occurring in on-campus housing areas/buildings or on-campus housing sponsored events (owned or leased):

- Entry and usage of a housing area/adjacent area, facilities, residence halls, buildings, equipment and services is reserved and limited to licensees and other persons specifically authorized by the Housing Office. Entry by unauthorized individuals will be considered trespassing.

- Unauthorized entry into a room or building other than the one assigned is prohibited.
- No resident or guest may sleep in the lounges, living rooms, lobbies, or other public area unless it is in conjunction with an official hall sponsored event and approved in writing by the Housing Office.

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense.

Vandalism

Intentional, reckless and/or unauthorized damage to or destruction of University of La Verne property or the personal property of another is prohibited.

Weapons, Firearms, Explosives

The following conduct is prohibited on all University of La Verne property (owned, operated or leased) or University sponsored programs/events:

- Manufacturing, sale, purchase, transportation, possession, concealment, display or use of firearms, ammunition, prohibited knives or cutting devices, explosives, incendiary devices or other dangerous objects.
- Remodeling, sale, purchase, transportation, possession, concealment, display or use usage of any item resembling a firearm, ammunition, prohibited knife or cutting devices, explosives, incendiary devices or other dangerous objects.
- Use of any item outside of its intended use (i.e. metal pipes, razors, etc.) for the purpose of causing harm to self or others is prohibited. Prohibited weapons/dangerous objects include but are not limited to; firearms, stun guns, martial arts weapons, Nunchakus; airsoft, pellet or bb guns; belt buckle knives, dirk, dagger, cane swords, pen knives, lipstick knives, switchblade knives, butterfly knives, machetes; slingshots, black jacks, sand clubs, billy clubs; stun guns; and/or metal knuckles. Prohibited cutting devices include devices with blades longer than 2.5 inches, or of any size that open automatically, or have a blade with more than one sharp edge.

NOTE – Violation of this policy may subject to criminal charges, University probation, suspension and/or expulsion on first time offense. Identified items under this policy are subject to confiscation, disposal and/or destruction.

Wheeled Devices

- Riding skateboards, roller blades, roller skates, bicycles and similar wheeled devices are not permitted inside College/University buildings, residence halls, parking structure or on athletic facilities.

- Skateboards and other wheeled items may not be ridden on railings, curbs, benches, or any such fixtures that may be damaged by these activities and individuals may be liable for damage to University of La Verne property caused by these activities.