

ADMINISTRATIVE PROCEDURES 5500 STANDARDS OF STUDENT CONDUCT

Administrative Procedure 5500 (<https://msjc-edu.community.highbond.com/Portal/Policy.aspx?id=b419ef23-2dc2-4215-a6a3-ca4c2beef3ca>) (*pursuant to Board Policy 5500* (<https://msjc-edu.community.highbond.com/Portal/Policy.aspx?id=06dc0232-178c-468d-9ae3-f8e35d0c9a76>))

The following conduct shall constitute good cause for discipline, including but not limited to the removal, suspension or expulsion of a student, except for conduct that constitutes sexual harassment under Title IX, which shall be addressed under BP 3433 Prohibition of Sexual Harassment under Title IX, AP 3433 Prohibition of Sex Discrimination under Title IX, and AP 3434 Responding to Sexual Harassment under Title IX.

1. Causing, attempting to cause, or threatening to cause physical injury to another person.
2. Possession, sale or otherwise furnishing any firearm, knife, explosive or other dangerous object, including but not limited to any facsimile firearm, knife or explosive, unless, in the case of possession of any object of this type, the student has obtained written permission to possess the item from the Vice President of Student Services or designee, which is concurred by the Superintendent/President.
3. Unlawful possession, use, sale, offer to sell, or furnishing, or being under the influence of, any controlled substance listed in California Health and Safety Code Section 11053 et seq., an alcoholic beverage, or an intoxicant of any kind; or unlawful possession of, or offering, arranging or negotiating the sale of any drug paraphernalia, as defined in California Health and Safety Code Section 11014.5 (See AP 3550).
4. Committing or attempting to commit robbery or extortion.
5. Causing, attempting to cause or threatening to cause damage to District property or to private property on campus.
6. Stealing or attempting to steal District property or private property on campus, or knowingly receiving stolen District property or private property on campus.
7. Willful or persistent smoking in any area of the District is prohibited (See BP 3570).
8. Sexual assault or sexual exploitation regardless of the victim's affiliation with the District (see AP 3430 and 3540; Ed. Code 76033g(h)).
9. Committing sexual assault or harassment as defined by law or by District policies and procedures.
10. Engaging in harassing or discriminatory behavior based on disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or any other status protected by law.
11. Engaging in intimidating conduct or bullying against another student, or District employee, through words or actions, including direct physical contact; verbal assaults, such as teasing or name-calling; social isolation or manipulation; and cyberbullying.
12. Willful misconduct that results in injury or death to a student or to District personnel or which results in cutting, defacing, or other injury to any real or personal property owned by the District or on campus.
13. Disruptive behavior, willful disobedience, habitual profanity or vulgarity, or the open and persistent defiance of the authority of, or persistent abuse of, college personnel.
14. Plagiarism (including plagiarism in a student publication), or engaging in other academic dishonesty.
 - a. The use, by paraphrase or direct quotation, of the published or unpublished work of another person, third-party, or artificial intelligence (AI) software without full and clear acknowledgment.
 - b. The unacknowledged use of materials prepared by another person or agency engaged in the selling of term papers, solutions, or other academic materials.
15. Cheating (during tests, quizzes, or on assignments)
 - a. Use of any unauthorized assistance, including but not limited to third-party (AI) Software, in taking quizzes, tests, or examinations.
 - b. Use of the aid of sources beyond those authorized by the instructor, including but not limited to third-party (AI) software in writing papers, preparing reports, solving problems, or carrying out other assignments.
 - c. The acquisition, without permission, of tests or other academic material belonging to a member of the College faculty or staff.
 - d. Collaboration with other students that results in a shared intellectual product without the express permission of the instructor of record.
16. Dishonesty; forgery; alteration or misuse of District documents, records or identification; or knowingly furnishing false information to the District.
17. Unauthorized entry upon or use of District facilities.
18. Lewd, indecent or obscene conduct or expression on District-owned or controlled property, or at District-sponsored or supervised functions.
19. Engaging in expression which is obscene, libelous or slanderous, or which so incites students as to create a clear and present danger of the commission of unlawful acts on District premises or violation of lawful District regulations or the substantial disruption of the orderly operation of the District.
20. Persistent, serious misconduct where other means of correction have failed to bring about proper conduct.
21. Unauthorized preparation, giving, selling, transfer, distribution, or publication, for any commercial purpose, of any contemporaneous recording of an academic presentation in a classroom or equivalent site of instruction, including but not limited to handwritten or typewritten class notes, except as permitted by any district policy or administrative procedure.
22. Unauthorized, or absent consent, recording of any individual at any District function (curricular or extra-curricular), unless otherwise necessary for an approved Disabled Student Programs and Services accommodation.
23. Violation of local, state, or federal law on campus or while involved in college-sponsored activities off campus.
24. Copyright infringement as described in Section 106 of the Copyright Act (Title 17 of the United States Code).
25. Hazing or attempted hazing of a former, current, or prospective student of the District.

Students who engage in any of the above are subject to the procedures outlined in AP 5520 titled Student Discipline Procedures.

Please reference the MSJC Student Rights and Conduct website (<https://msjc.edu/studentrightsandconduct/>) for any updates and revisions to this policy