

Marshall University

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Marshall University Student Handbook

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The Student Handbook of Marshall University, 2001-2002

Marshall University

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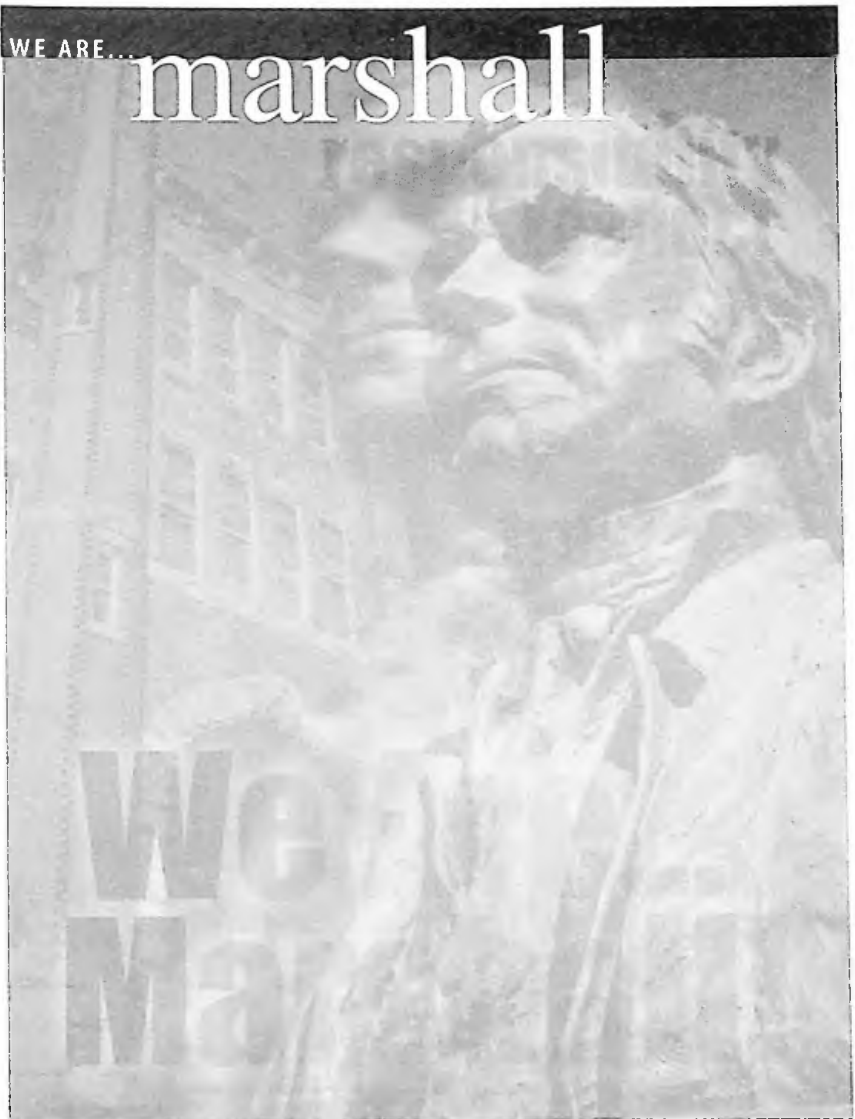
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2001-
2002

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WE ARE...

marshall



W
M

STUDENT
HANDBOOK

2001
2002

Mission of the University

Statement of Philosophy.

While institutions of higher education differ in size and function, they share a common core of values: these help shape and guide their academic life. Marshall University is committed to seven basic principles.

The first and most basic commitment of Marshall University is to undergraduate education.

A second and major commitment of Marshall University is the enhancement of graduate education.

Third, Marshall University is committed to expanding the body of human knowledge and achievement through research and creative arts activities.

Marshall University's fourth tenet is its commitment to society through public service.

A fifth commitment of this university is diversity in its student body, its faculty and staff, and its educational programs.

A sixth commitment of Marshall University is to academic freedom and shared governance.

Finally, Marshall University is committed to assuring the integrity of the curriculum through the maintenance of rigorous standards and high expectations for student learning and performance.

2001-2002 Student Handbook
Produced by the Office of Student Affairs
2W38 Memorial Student Center
304/696-6422
Email: [http://www.marshall.edu/
student-affairs](http://www.marshall.edu/student-affairs)

ALMA MATER

Marshall gracious Alma Mater,
We thy name revere:
May each noble son and daughter
Cherish thine honor dear.
May thy lamp be ever bright
Guiding us to truth and light;
As a beacon o'er dark water
This is for thee our prayer.
May the years be kind to Marshall;
May she grow in fame;
May her children fail her never
True to her beacon flame.
May her spirit brave and strong
Honor right and conquer wrong;
This the burden of our song
Ever her truth proclaim.

C.E. and James Haworth

*"At Marshall University, our goal is for each student to succeed
beyond their own expectations!"*

June 2001

Welcome to Marshall!

Because of your enthusiasm, idealism and diverse backgrounds, students have a great deal to offer our university. And Marshall has a lot to offer you.

First and foremost, you'll have the opportunity for an exceptional education, designed to prepare you for the 21st Century and the global economy. In fact, our objective is to give you a competitive edge — to enable you to enjoy success and achieve satisfaction in your career and your personal life.

You'll find your classroom work challenging, and you'll find outstanding high tech facilities to assist you.

Naturally, much of your learning and growth will take place outside the classrooms and laboratories. Marshall University offers an enormous array of meaningful opportunities.

Finally, all of us -- faculty, staff and your fellow students — want to see you succeed and we're here to help you.

Good luck -- and best wishes for an enjoyable, rewarding university experience.
"We are...Marshall!"

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Angel". The signature is fluid and cursive, with a long horizontal stroke at the beginning.

Dan Angel

M.U. Story

Old Main, the oldest administrative building at Marshall University, stands on a site once known as Maple Grove. A small log building erected there in the early part of the 1800's was called Mount Hebron Church. Many denominations used it.

Marshall traces its origin to 1837 when residents of the community of Guyandotte, then part of Virginia, and the farming region nearby turned their attention to providing better educational facilities for their sons and daughters. According to tradition, they met at the home of lawyer John Laidley, planned their school, and named it Marshall Academy in honor of a friend of Laidley's, the late Chief Justice John Marshall.

On March 30, 1838, the Virginia General Assembly formally incorporated Marshall Academy. Its first full term was in 1838-39. For decades the fledgling school faced serious problems, most of them financial. The Civil War forced it to close for several years, but in 1867 the West Virginia Legislature renewed the school's vitality by creating the State Normal School of Marshall College to train teachers.

In 1904, Marshall changed its colors from Blue and Black to Green and White.

The small academy has become a major university operating ten colleges and schools: College of Liberal Arts, College of Science, College of Education and Human Services, Elizabeth McDowell Lewis College of Business, Graduate School, School of Medicine, Community and Technical College, College of Fine Arts, School of Nursing, School of Journalism and Mass Communications.

(Taken from "Marshall Memories" a pictorial history of Marshall University.)

About the fountain

The 6,500-pound fountain that stands 13 feet high was designed and created by artist and sculptor Harry Bertoia and was delivered to Marshall in mid-October of 1972.

Dedicated to the Marshall community by Marshall President John G. Barker, November 12, 1972, the fountain stands to remind the community of the lives that were taken on the night of Nov. 14, 1970 when the Marshall University football team plane crashed. The points atop the fountain represent each of the 75 lives lost.

**ACADEMIC
CALENDAR
2001-2002**

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Marshall University Academic Calendar for 2001-2002 FIRST SEMESTER 2001-2002

Fall 2001

August 13, Monday - August 17, Friday	Registration/Schedule Adjustment
August 18, Saturday, 9 a.m	Residence Halls Open
August 20, Monday, 8 a.m	First Day of Classes
August 20, Monday - August 24, Friday	Late Registration and Schedule Adjustment
August 27, Monday	"W" Withdrawal Period Begins
September 1 - September 3	University Computer Services Unavailable
September 3, Monday	Labor Day Holiday - University Closed
September 14, Friday	Application for December Graduation Due in Academic Dean's Office
September 21, Friday	Last Day to Drop 1st 8 Weeks Courses
October 9, Tuesday	Mid-Semester, 1st 8 Weeks Courses End
October 10, Wednesday	2nd 8 Weeks Courses Begin
October 15, Monday	Deadline for Submitting Freshmen Mid Term Grades
October 19, Friday	Final Draft of Thesis or Dissertation Due in Advisor's Office
October 26, Friday	Last Day to Drop a Full Semester Individual Course
October 29 - December 4	Complete Withdrawals Only
November 5 - November 16	Advance Registration for Spring Semester for Currently Enrolled Students
November 16, Friday	Last Day to Drop 2nd 8 Weeks Courses
November 16, Friday, 6 p.m.	Residence Halls Close
November 19, Monday - November 24,	Saturday Fall Break - Classes Dismissed
November 19 - December 7	Advance Registration for Spring Semester Open to All Admitted/Re-Admitted Students
November 22 - November 25	University Computer Services Unavailable
November 22, Thursday	Thanksgiving Holiday - University Closed
November 23, Friday	University Holiday - University Closed
November 25, Sunday, Noon	Residence Halls Open
November 26, Monday	Classes Resume
December 3, Monday - December 7, Friday	"Dead Week"
December 7, Friday	Last Class Day and Last Day to Completely Withdraw for Fall Semester
December 8, Saturday	Exam Day for Saturday Classes
December 7 - December 26	Advance Registration/ Schedule Adjustment for Spring Semester is Suspended
December 10, Monday	Exam Day
December 11, Tuesday	Exam Day
December 12, Wednesday	Study Day - Exam for Wednesday Classes 3pm and After Will Be Held
December 13, Thursday	Exam Day - Approved Thesis or Dissertation Due in Graduate Office
December 14, Friday	Exam Day Fall Semester Closes - Official Graduation Date for Fall Semester
December 14, Friday, 6pm	Residence Halls Close
December 17, Monday	Deadline for Submitting Final Set of Grades
December 21, Friday - January 1, 2002, Tuesday	University Offices Closed
December 27 - December 28 MILO	Registration Resumes
January 2, 2002 Wednesday	University Offices Open

Spring 2002

January 2, Wednesday	University Offices Open
January 2, Wednesday - January 11, Friday	Registration/Schedule Adjustment
January 13, Sunday, 9 a.m.	Residence Halls Open
January 14, Monday	First Day of Classes
January 14, Monday - January 18, Friday	Late Registration/Schedule Adjustment

CALENDAR

January 21, Monday	Martin Luther King, Jr. Holiday - University Closed
January 22, Tuesday	"W" Withdrawal Period Begins
January 25, Friday	Application for May Graduation Due in Academic Dean's Office
February 15, Friday	Last Day to Drop 1st 8 Week Courses
March 6, Wednesday	Mid-Semester, 1st 8 Weeks Courses End
March 7, Thursday	2nd 8 Weeks Courses Begin
March 11, Monday	Deadline for Submitting Freshmen Mid Term Grades
March 15, Friday	Final Draft of Thesis or Dissertation Due in Advisor's Office
March 22, Friday	Last Day to Drop a Full Semester Individual Course
March 25 - May 3	Complete Withdrawals Only
March 25, Monday - March 29, Friday	Advance Registration for Summer Session for Currently Enrolled Students
March 28, Thursday, 6p.m.	Residence Halls Close
March 29, Friday - April 5, Friday	Spring Break - Classes Dismissed
April 6, Saturday	Classes Resume
April 7, Sunday, Noon	Residence Halls Open
April 1	Advance Registration for Summer Session Opens to ALL Admitted/Re-Admitted Students
April 12, Friday	Last Day to Drop 2nd 8 Weeks Courses
April 22 - May 3	Advance Registration Fall Semester for Currently Enrolled Students
April 29, Monday - May 3,	Friday "Dead Week"
May 3, Friday	Last Class Day and Last Day to Completely Withdraw for Spring Semester
May 4, Saturday	Exam Day for Saturday Classes
May 6, Monday	Exam Day
May 6 - May 10	Advance Registration for Fall Semester Open to All Admitted/Readmitted Students
May 7, Tuesday	Exam Day
May 8, Wednesday	Study Day - Exams for Wednesday Classes 3 p.m. and After Will Be Held
May 9, Thursday	Exam Day, Approved Thesis or Dissertation Due in Graduate College Office
May 10, Friday	Exam Day
May 10, Friday, 6 p.m.	Residence Halls Close (except for graduating students)
May 11, Saturday	165th Commencement Exercises
May 13, Monday	Summer Session A Begins
May 13 - May 17	Advance Registration/Schedule Adjustment for Fall Semester is Suspended
May 14, Tuesday	Deadline for Submitting Final Set of Grades
May 20, Monday	Registration/Schedule Adjustment Resumes for Fall Semester for All Students Except FirstTime Fall Undergraduates
May 25 - May 27	University Computer Services Unavailable
May 27, Monday	Memorial Day Holiday - University Closed

Summer Sessions 2002

Session A

May 10, Friday, 8 a.m.-4 p.m.	Session A - Regular Registration
May 13, Monday	Session A - First Day of Classes
May 13, Monday 8 a.m.- 4 p.m.	Late Registration and Schedule Adjustment Closes for Session A
May 25 - May 27	University Computer Services Unavailable
May 27, Monday	Memorial Day Holiday - University Closed
May 31, Friday	Last Day to Drop an Individual Course
June 3 - June 6	Complete Withdrawals Only
June 6, Thursday	Last Class Day - Last Day to Withdraw for Session A
June 7, Friday	Final Examination Day - Session A Ends
June 10, Monday	Deadline for Submitting Final Grades for Session A

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Session B

Term 1 (12 Weeks).....	May 15 - August 9
Term 2 (6 Weeks).....	May 15 - June 26
Term 3 (6 Weeks).....	June 27 - August 9

TERM 1

May 14, Tuesday, 8 a.m. - 4 p.m.	Session B - Regular Registration
May 15, Wednesday	First Class Day
May 15, Wednesday	Late Registration and Schedule Adjustment Closes for Session B
May 25 - May 27	University Computer Services Unavailable
May 27, Monday	Memorial Day Holiday - University Closed
July 4, Thursday	Independence Day Holiday - University Closed
July 5 Classes Dismissed	
July 12, Friday	Last Day to Drop an Individual Course
August 8, Thursday	Last Class Day
August 9, Friday	Final Examination Day
August 12, Monday	Final Grades Due

TERM 2

May 14, Tuesday, 8 a.m. - 4 p.m.	Session B - Regular Registration
May 15, Wednesday	First Class Day
May 15, Wednesday	Late Registration and Schedule Adjustment Closes for Session B
May 25 - May 27	University Computer Services Unavailable
May 27, Monday	Memorial Day Holiday - University Closed
June 14, Friday	Last Day to Drop an Individual Course
June 25, Tuesday	Last Class Day
June 26, Wednesday	Final Examination Day
June 28, Friday	Deadline for Submitting Grades

TERM 3

June 27, Thursday	First Class Day
July 4, Thursday	Independence Day Holiday - University Closed
July 5, Friday	Classes Dismissed
July 26, Friday	Last Day to Drop an Individual Course
August 8, Thursday	Last Class Day
August 9, Friday	Final Examination Day
August 12, Monday	Final Grades Due

Session C

June 7, Friday, 8 a.m. - 4 p.m.	Session C - Regular Registration
June 9, Sunday, 9 a.m.	Residence Halls Open
June 10, Monday	Session C - First Day of Classes
June 10, Monday	Late Registration and Schedule Adjustment Closes for Session C
June 14, Friday Application for July Graduation Due in Academic Dean's Office Final Draft of Thesis or Dissertation Due in Advisor's Office	
June 28, Friday	Last Day to Drop an Individual Course
July 4, Thursday	Independence Day Holiday - University Closed
July 5, Friday	Classes Dismissed
July 1 - July 11	Complete Withdrawals Only
July 11, Thursday	Last Class Day - Last Day to Withdraw for Session C
July 10, Wednesday	Approved Thesis or Dissertation Due in Graduate College Office
July 12, Friday ...	Final Examination Day - Session C Ends - Official Graduation Date for Session C

CALENDAR

July 15, Monday Deadline for Submitting Final Grades for Session C

Session D

July 15, Monday, 8 a.m.-4 p.m. Session D - Regular Registration

July 16, Tuesday Session D - First Day of Classes

July 16, Tuesday, 8 a.m.-4 p.m. Late Registration and Schedule Adjustment Closes for Session D

July 19, Friday Application for August Graduation Due in Academic Dean's Office
Final Draft of Thesis or Dissertation Due in Advisor's Office

August 2, Friday Last Day to Drop an Individual Course

August 5 - August 15 Complete Withdrawal Only

August 15, Thursday Last Class Day - Last Day to Withdraw for Session D Approved Thesis or
Dissertation Due in Graduate College Office

August 16, Friday Final Examination Day - Session D Ends
- Official Graduation Date for Session D

August 16, Friday, 6 p.m. Residence Halls Close

August 19, Monday Deadline for Submitting Final Grades for Session D

Fall 2002

August 19, Monday - August 23, Friday Registration/Schedule Adjustment

August 24, Saturday, 9 a.m. Residence Halls Open

August 26, Monday, 8 a.m. First Day of Classes

August 26, Monday - August 30, Friday Late Registration and Schedule Adjustment

August 31 - September 2 University Computer Services Unavailable

September 2, Monday Labor Day Holiday - University Closed

September 3, Tuesday "W" Withdrawal Period Begins

September 20, Friday Application for December Graduation Due in Academic Dean's Office

September 27, Friday Last Day to Drop 1st 8 Weeks Courses

October 11, Friday Fall Break Classes Dismissed

October 12, Friday Classes Resume

October 15, Tuesday Mid-Semester, 1st 8 Weeks Courses End

October 16, Wednesday 2nd 8 Weeks Courses Begin

October 21, Monday Deadline for Submitting Freshmen Mid Term Grades

November 1, Friday Last Day to Drop a Full Semester Individual Course

November 4 - December 2 Complete Withdrawals Only

November 11 - November 22 Advance Registration for Spring Semester
for Currently Enrolled Students

November 15, Friday Last Day to Drop 2nd 8 Weeks Courses

November 26, Friday, 6 p.m. Residence Halls Close

November 26, Monday - November 30, Saturday Thanksgiving Break - Classes Dismissed

November 28 - November 1 University Computer Services Unavailable

November 28, Thursday Thanksgiving Holiday - University Closed

November 29, Friday University Holiday - University Closed

December 1, Sunday, Noon Residence Halls Open

December 2, Monday Classes Resume

December 2 - December 6 Advance Registration for Spring Semester
Open to All Admitted/Re-Admitted Students

December 2, Monday - December 6, Friday "Dead Week"

December 6, Friday Last Class Day and Last Day to Completely Withdraw for Fall Semester

December 7, Saturday Exam Day for Saturday Classes

December 9 - December 25 Advance Registration/ Schedule Adjustment
for Spring Semester is Suspended

December 9, Monday Exam Day

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December 10, Tuesday Exam Day
December 11, Wednesday Study Day - Exam for Wednesday Classes 3pm and After Will Be Held
December 12, Thursday Exam Day
December 13, Friday ... Exam Day Fall Semester Closes - Official Graduation Date for Fall Semester
December 13, Friday, 6pm Residence Halls Close
December 16, Monday Deadline for Submitting Final Set of Grades
December 23, Monday - January 1, 2003, Wednesday University Offices Closed
January 2, 2003 Wednesday University Offices Open

Spring 2003

January 2, 2003 Thursday University Offices Open
January 2, Thursday - January 10, Friday Registration/Schedule Adjustment
January 12, Sunday, 9 a.m. Residence Halls Open
January 13, Monday First Day of Classes
January 13, Monday - January 17, Friday Late Registration/Schedule Adjustment
January 20, Monday Martin Luther King, Jr. Holiday - University Closed
January 21, Tuesday "W" Withdrawal Period Begins
January 24, Friday Application for May Graduation Due in Academic Dean's Office
February 14, Friday Last Day to Drop 1st 8 Week Courses
March 5, Wednesday Mid-Semester, 1st 8 Weeks Courses End
March 6, Thursday 2nd 8 Weeks Courses Begin
March 10, Monday Deadline for Submitting Freshmen Mid Term Grades
March 15, Saturday, noon Residence Halls Close
March 16, Sunday - March 23, Sunday Spring Break - Classes Dismissed
March 23, Sunday, noon Residence Halls Open
March 24, Monday Classes Resume
March 24, Monday - March 28, Friday Advance Registration for Summer Session for Currently Enrolled Students
March 28, Friday Last Day to Drop a Full Semester Individual Course
March 31 - May 2 Complete Withdrawals Only
March 31 Advance Registration for Summer Session
Opens to ALL Admitted/Re-Admitted Students
April 11, Friday Last Day to Drop 2nd 8 Weeks Courses
April 18, Friday - April 19, Saturday April Break. Classes Dismissed
April 21, Monday Classes Resume
April 21 - May 2 Advance Registration Fall Semester for Currently Enrolled Students
April 28, Monday - May 2, Friday "Dead Week"
May 2, Friday Last Class Day and Last Day to Completely Withdraw for Spring Semester
May 3, Saturday Exam Day for Saturday Classes
May 5 - May 9 ... Advance Registration for Fall Semester Open to All Admitted/Readmitted Students
May 5, Monday Exam Day
May 6, Tuesday Exam Day
May 7, Wednesday Study Day - Exams for Wednesday Classes 3 p.m. and After Will Be Held
May 8, Thursday Exam Day
May 9, Friday Exam Day
May 9, Friday, 6 p.m. Residence Halls Close (except for graduating students)
May 10, Saturday 166th Commencement Exercises
May 12, Monday Summer Session A Begins
May 12 - May 18 Advance Registration/Schedule Adjustment for Fall Semester is Suspended
May 13, Tuesday Deadline for Submitting Final Set of Grades
May 19, Monday Registration/Schedule Adjustment Resumes
for Fall Semester for All Students Except First Time Fall Undergraduates

CALENDAR

May 24 - May 26 University Computer Services Unavailable
May 26, Monday Memorial Day Holiday - University Closed

NOTES

**STUDENT
AFFAIRS**

Student Affairs

The Department of Student Affairs provides a variety of developmental services, programs, and activities in support of the academic mission of the University. It is committed to excellence and an integration of curricular, co-curricular, and extra-curricular activities.

Guiding concepts of the department are those of human growth, development, and personal responsibility within an open and supportive environment. The integration of the cognitive and affective dimensions so essential for personal growth are central to all Student Affairs programs and activities. Please visit web pages at <http://www.marshall.edu/student-affairs>.

GOALS AND MISSION FOR STUDENT AFFAIRS

Overarching Mission: First and foremost, Student Affairs department mission complements the institution's with the enhancement of student learning and personal development and appreciation for the dignity of all people being the primary goals of student affairs programs and services (adapted from ACPA, 1994). At Marshall University this mission has four interrelated facets:

1. Student Affairs strives to preserve and promote students' physical, social, emotional, and cognitive wellness. This includes providing health and counseling services, academic support services, disabled student services, opportunities for service learning, women's and returning students' programs, campus entertainment, and other programs and activities designed to enable and enhance learning and personal development.

2. Student Affairs strives to maintain appropriate standards for student behavior within the university community and to

- protect and promote students' rights and responsibilities. This includes interpreting and enforcing the student code of conduct, providing advocacy services and legal advice for students, and providing technical support to Marshall's student-based judicial system.

3. Student Affairs strives to empower students and student groups to assist in developing their potential as citizens and leaders. This includes coordinating technical support, recognition, and advising services for student organizations, providing leadership training programs, coordinating community service and volunteerism opportunities, and promoting student involvement in the governance of the student body and the university.

4. Student Affairs strives to forge collaborative partnerships with faculty and other university divisions to create an environment which enhances student learning and personal development. This includes providing information to students and student groups about university services.

COUNSELING SERVICES

First Floor Prichard Hall / (696)-3111

The Counseling Services staff provides individual and small group counseling experiences, personal and emotional health seminars, and referral services. Support groups are available to help students resolve feelings on a variety of issues. Personality testing is available to assist the student in evaluating his/her characteristics. These resources can be used by students to help resolve educational, personal/social, or vocational questions.

All information discussed is confidential. For information or assistance, call or stop by the main office.

DEAN OF STUDENT AFFAIRS
2W38 Memorial Student Center
(696)-6422

The Dean of Student Affairs is involved in University matters pertaining to student welfare with primary involvement in matters outside the classroom. The Dean of Student Affairs provides leadership in assessing the learning and social needs of students, recommends ideas to make Marshall a more productive and pleasing environment for students, and participates with other University administrators in developing policies and making decisions that affect students.

STUDENT DEVELOPMENT

Mission Statement

The Student Development unit exists to support the personal and academic development of students at Marshall. Consistent with the educational mission of the University, staff members within this area assist in the acquisition of life management and problem solving skills, in goal setting, and in learning how to create more effective interpersonal relationships. Assisting students in the resolution of problems which interfere with their educational progress is an important function of all units within Student Development.

Goals of Student Development:

1. To assist students in learning strategies to maintain their personal health.
2. To assist students in the resolution or recognition of personal concerns which interfere with their educational progress.
3. To help students who are disabled succeed in school and matriculate to either employment of postgraduate studies.
4. To provide a supportive environment for women students to fully

access the school and empower these students to succeed in the larger community.

5. To assist students to acquire the academic skills they need to succeed in college.

6. To provide information to students to encourage responsible use of alcohol.

DISABLED STUDENT SERVICES

117 Prichard Hall / (696)-2271

The Office of Disabled Student Services assists differently abled students with all aspects of campus living through learning programs and activities. The ultimate goal is for each student with a disability to function independently.

The following services are available to meet the individual needs of students with disabilities:

- **TAPED TEXTBOOK/READER SERVICE** for visually impaired and learning-disabled students.

- **TEST PROCTORING** for any student with a disability and documented need.

- **LECTURE NOTE-TAKING ASSISTANCE** for students with hearing and visual impairments or upper-body mobility restrictions.

- **INDIVIDUALIZED NEW STUDENT ORIENTATION** for disabled students upon request.

- **LIAISON COUNSELOR** for students under the sponsorship of the West Virginia Division of Vocational Rehabilitation.

- **ACCESSIBLE HOUSING, CLASSROOMS, AND LIBRARY FACILITIES** for mobility-impaired students.

- **REFERRAL SERVICE** to various University and community agencies for special assistance.

VOTER REGISTRATION is available through DSS.

Special Exam Accommodations For Disabled Students

The Vocational Rehabilitation Act of 1973, Section 504, states that a student with a disability has the right to be tested in a manner that indicates what the student knows rather than indicating the effects of his/her disability. Professors may require that students provide documentation that a disability exists and that an exception in testing procedures has been prescribed by a qualified professional. Accommodations in testing may include time extension, isolation in a separate room to avoid distraction, a reader, or a person or tape recorder to record the student's responses.

Consultation in developing testing accommodations may be obtained from Disabled Student Services. The Office of Disabled Student Services is located in the Student Development Center on the first floor of Prichard Hall. For information or assistance, call or stop by the office.

GREEK AFFAIRS (Sororities & Fraternities) 2W31 Memorial Student Center / (696)-6770

Fraternity and sorority life at Marshall University offers numerous possibilities to enhance a student's college career. Each chapter encourages scholastic excellence, provides leadership opportunities, and stresses involvement in other campus organizations. In addition, Greeks sponsor campus and community service projects and continually raise money for numerous local and national charities. Fraternities and sororities offer strong bonds of brotherhood and sisterhood, and produce lifelong friendships among their members. Marshall's Greek system offers (19) fraternity and sorority chapters which work together through the Interfraternity Council, Panhellenic Council, and the National

Pan-Hellenic Council.

For information about Greek life, and for fall and spring Rush dates, contact the Office of Greek Affairs.

JUDICIAL AFFAIRS 2W38 Memorial Student Center (696)-2495

The Director of Judicial Programs is responsible for the campus-wide implementation of the code of Student Rights and Responsibilities, a student-based judicial system.

Should a student be charged with a violation, he/she will be assured of due process, which includes the right to be heard before an impartial hearing body comprised of students and faculty members. The judicial body hears all evidence presented on both sides of a case, makes a determination of responsibility, and recommends sanctions.

The University's judicial procedure strives to assist students through mediation, counseling, and education.

RETURNING STUDENTS' PROGRAM 143 Prichard Hall / (696)-3112/3338

"Returning student" is Marshall University's term for students who enter college after a break in their education and/or are 25 years or older upon returning to school. The Returning Students' Program was created in response to the needs unique to this student population.

In addition to providing counseling and referral services, the Returning Students' Program also provides: informational programs for adults interested in returning to school; individual career and academic counseling; and support groups and seminars on success in college.

All returning students are encouraged to call, or come by the office, to receive information regarding available services and activities.

STUDENT ACTIVITIES

2W31 Memorial Student Center
(696)-6770

A complete college experience involves the development of academic and professional pursuits, as well as the development of personal and interpersonal skills. Student Activities' programs are designed to help students develop knowledge and skills for continued growth. Part of the total experience is found in the excitement of working with other students on a programming committee. This not only develops interpersonal relationships and practical work experience, but also provides special training in leadership qualities important to students' future success.

The programs chosen and presented by the student committees help to develop a stimulating, creative, and enjoyable campus environment. The following committees are coordinated by the Student Activities Programming Board: Homecoming; Special Events; and Springfest.

The Student Activities staff and student leaders cooperate with all departments and divisions of the University community in programming to meet student interests as well as educational and informational needs.

For details about any of the committees and dates of upcoming events, contact the Office of Student Activities.

STUDENT GOVERNMENT

2W29B Memorial Student Center
(696)-6435

The Marshall University Student Government Association is the representative body for all students at Marshall University. Members of SGA serve on all University standing committees and thus participate in the institutional governance process. SGA also serves as a resource for students who seek to implement

ideas for the improvement of the University, or who have areas of concern that they would like to address. SGA is also a source for funding a student organization in the accomplishment of activities or programs.

SGA consists of three divisions: Executive, Legislative, and Judicial. Under the Constitution, Senate elections are held twice yearly, in November and March. Constituencies include representatives from the various academic colleges within the University. The Student Court, appointed by the Student Body President, is charged with two main functions: (1) the interpretation of the Student Government Constitution and (2) the exercise of judicial review over all actions of Student Government.

Students interested in Student Government should call or stop by the Student Government Office.

STUDENT HEALTH EDUCATION & SUBSTANCE ABUSE PREVENTION PROGRAMS

145 Prichard Hall / (696)-4800

Student Health Education Programs (SHEP) offers counseling and educational services which promote the wellness concept of a balanced lifestyle. SHEP provides: workshops; films; a resource library; counseling and referral for family planning; weight loss classes; smoking cessation classes; education on a variety of health issues; and publishes Wellness Ways, a preventive health newsletter.

The Coordinator of the program teaches a class to provide training to volunteers whose objective is to educate other students about Acquired Immune Deficiency Syndrome (AIDS).

The Substance Abuse Education Prevention Program (SAEP) provides seminars, growth groups, and other programs to promote the responsible use of alcohol and to educate the campus community about the problems associated

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with the use of illegal drugs. Individual counseling and referral are an integral part of this service. The Coordinator of the program also serves as Advisor and University liaison for BACCHUS, a student organization which advocates the responsible use of alcohol.

Students are encouraged to contact the Coordinator for more information about BACCHUS and other services available.

For information or service, contact the office of Student Health Education Programs.

STUDENT LEGAL AID CENTER

2W23 Memorial Student Center

(696)-2285

The Student Legal Aid Center (SLAC) employs part-time licensed attorneys and a program advisor to assist all students. The program advisor helps students understand the various policies and procedures within the University such as grade appeals, judicial board appeals, grievances, and mediation. The primary role of the program advisor is to help ensure fair and equitable treatment of students within all areas of the University.

Although the attorneys may not represent students in court, they offer advice and counseling on all legal matters which concern students including lessor/tenant disputes, consumer rights, domestic relations, contracts, auto accidents, traffic tickets, criminal charges, employment, and civil rights.

Seminars are usually offered each semester on the topics of lessor/tenant relations, consumer protection, establishing credit, and other topics of relevance. Brochures such as A Student Guide to Renting, Consumer Protection Tips, as well as other informative pamphlets are available at the Center.

For free and confidential advice call or stop by the office. While no appointment

is necessary, office hours vary each semester depending on student traffic so students are encouraged to call ahead.

VOLUNTEER SERVICES

2W40 Memorial Student Center

(696)-2262

The Office of Volunteer Services serves as a clearinghouse and referral service for students and staff who are interested in community service. The program provides direct referrals and sponsors outreach programs. Groups and individuals can meet with the coordinator to discuss their interests, skills, and time commitments. Referrals are then made for local community agencies and schools. Special outreach programs are an important facet of the Volunteer Services office which provide students an opportunity to participate in short-term projects.

Students who provide service to the local community gain valuable hands-on work experience, meet new friends, and feel great about what they are doing for others.

To find out more about the Office of Volunteer Services, stop by MSC 2W40 or call 696-2262.

WEST VIRGINIA DIVISION OF REHABILITATION SERVICES

153 Prichard Hall / (696)-2394

The campus Rehabilitation Services staff coordinates services to disabled students who are under the sponsorship of the West Virginia Division of Rehabilitation Services. Referrals are encouraged from University sources, but basic criteria must be met before services can be offered.

Services to disabled students include financial assistance, personal adjustment and academic/vocational counseling, and referral to other campus and community resources dealing with the disabled.

Additional information may be obtained by contacting the Coordinator of the service.

WOMEN'S PROGRAMS
143 Prichard Hall/(696)-3112

The Women's Programs/Women's Center strives to ensure a campus community in which women and men can live and work together in a mutually respectful and supportive environment where equality, responsibility, and personal empowerment are encouraged and fostered. The Women's Center is open weekdays and evenings and offers a quiet atmosphere where students can relax, collect themselves and study. Computers and typewriters are available for use at no cost.

The following services are also available through the Women's Center:

- **Lunch Bag Seminars:** Weekly programs/seminars presented by local and nationally known speakers, on topics of interest to women.

- **Counseling and Advocacy:** Individual and group counseling. All counseling provided in conjunction with Student Development Counseling Center.

- **Education Programs:** Sexual assault/date rape, sexual harassment, domestic violence, health relationships, and sex roles and stereotypes. For more information on other program topics contact the Women's Center coordinator.

- **Information and Referral Service:** For academic, career and social service resources.

- **Leadership Retreat:** A weekend empowerment retreat for Marshall's female students which focuses on the development of leadership skills. Contact the coordinator for more information.

- **Scholarships:** Women's Programs also sponsor the Women of Marshall Scholarships and the Eugene Crawford Memorial Scholarship.

Information on the criteria is available from the coordinator.

- **Sexual Assault Survivor's Support Groups:** A peer group which provides a safe place for sharing experiences, feelings and coping skills for survivors of sexual assault/abuse. These groups are opened on an as need basis. For further information contact the Women's Center coordinator.

- **Women's Peer Support Group:** general support group geared towards the non-traditional student, with focus on improving problem-solving skills, coping with divorce, single parenthood, relationship issues, time management etc.... Call the Women's Center for further information.

One professional and several paraprofessionals are responsible for Women's Programs and the Women's Center. For additional information, contact the Coordinator of Women's Programs.

EDUCATION RECORDS: RIGHTS OF PARENTS AND STUDENTS

The Family Educational rights and Privacy Act (FERPA) affords students certain rights with respect to their education records. They are:

1. The right to inspect and review the student's education records within forty five days of the day the University receives a request for access.

Students should submit to the registrar, dean, head of the academic department, or other appropriate official, written requests that identify the record(s) they wish to inspect. The University official will make arrangements for access and notify the student of the time and place where the records may be inspected. If the records are not maintained by the University official to whom the request was submitted, that official shall advise the student of the correct official to whom the request should be addressed.

2. The right to request the amendment of the student's education records that the student believes are inaccurate or misleading.

Students may ask the University to amend a record that they believe is inaccurate or misleading. They should write the University official responsible for the record, clearly identify the part of the record they want changed, and specify why it is inaccurate or misleading.

If the University decides not to amend the record as requested by the student, the University will notify the student of the decision and advise the student of his or her right to a hearing regarding the request for amendment. Additional information regarding the hearing procedures will be provided to the student when notified of the right to a hearing.

3. The right to consent to disclosures of personally identifiable information contained in the student's education records, except to the extent that FERPA authorizes disclosure without consent.

One exception that permits disclosure without consent is disclosure to school officials with legitimate educational interests. A school official is a person employed by the University in an administrative, supervisory, academic or research, or support staff position (including law enforcement unit personnel and health staff); a person serving on the Board of Trustees; or a student serving on an official committee, such as a disciplinary or grievance committee, or assisting another school official in performing his or her tasks.

A school official has a legitimate educational interest if the official needs to review an education record in order to fulfill his or her professional responsibility.

Upon request, the University discloses education records without consent to

officials of another school in which a student seeks or intends to enroll.

4. The right to file a complaint with the U.S. Department of Education concerning alleged failures by Marshall University to comply with the requirements of FERPA. The name and address of the office that administers FERPA are:

Family Policy Compliance Office
U.S. Department of Education
600 Independence Avenue, SW
Washington, DC 20202-4605

**CAMPUS
ACTIVITIES**

Campus Activities

ACTIVITY FEES

**Bursar's Office / 101 Old Main
(696)-6620**

Students enrolled for twelve or more hours pay institutional activity fees. Upon payment of these fees, the student's I.D. card is magnetically programmed so that upon presentation the student is entitled to receive the following:

- Health care at Student Health
- Admission to most Student Activities Programming Board events
- Tickets to all Marshall University athletic events
- Access to the Memorial Student Center facilities
- Tickets for the Marshall Artists Series programs
- Admission to University convocations and forums
- Tickets to all University theater productions
- Copies of the Marshall University newspaper, *The Parthenon* (Available on campus Tuesday through Friday)

The University pro-rates student fees for those students enrolled for less than twelve hours. Students will pay a discounted amount for tickets and services based on the number of enrolled hours.

Note: For some programs, there may be an additional charge.

BIRKE ART GALLERY

First Floor Smith Hall / (696)-2296

The Birke Art Gallery is administered by the Art Department in the College of Fine Arts. A wide variety of programming is offered each year, including exhibitions of works by Marshall University undergraduate and graduate students; individual and group shows by regionally, nationally and internationally recognized artists; and slide lectures by visiting artists and art educators.

The Gallery is located on the first floor of Smith Hall.

STUDENT ACTIVITIES PROGRAMMING BOARD

**Student Activities / 2W29A
Memorial Student Center / (696)-2290**

The Student Activities Programming Board (SAPB) is the primary student organization on campus responsible for planning events for the entertainment of the University community. It is managed by student volunteers, and membership is open to all students at Marshall University.

While many useful leadership and interpersonal skills are gained through work with SAPB, some of the most significant benefits include learning to work with people and seeing a project through from start to finish. SAPB is divided into the following committees:

**Homecoming Special Events
Springfest Concerts**

For more information about SAPB or any of the events being planned, please contact the Office of Student Activities.

CHORAL ENSEMBLES

**Music Department / 154-A
Smith Music Hall / (696)-3117**

Marshall University has a highly active program of choral ensembles which are open to all students. All ensembles can be taken for one credit hour and may be repeated for credit.

Chamber Choir / (696)-3127

The Marshall University Chamber Choir performs chamber choral literature from the past five centuries. An annual tour is a feature of this advanced choral ensemble.

- An audition is required.
- Rehearsals: MWF-2:00-3:30PM
- Conductor: Dr. David Castleberry

Choral Union / (696)-3127

The Marshall Choral Union includes university students, faculty, and townspeople. It performs a major work of choral literature with orchestra each year. Past performances have included Handel's *Messiah*, Beethoven's *Symphony #9*, and Vivaldi's *Gloria*.

- No audition is required.
- Rehearsals: Monday 7:00-9:00PM
- Conductor: Dr. David Castleberry

Opera Workshop / (696)-2347

Opera Workshop is open to advanced singers interested in opera repertoire and to other students interested in the technical aspects of singing opera and operettas.

- Permission of instructor is required.
- Rehearsals: TR: 3:00-4:50, F 3:30-5:00
- Instructor: Ms. Linda Dobbs

University Chorus / (696)-3127

University Chorus is open to all university students regardless of academic major. The Chorus performs on campus twice yearly. It occasionally performs off-campus or tours the Tri-State region. The ensemble performs a wide variety of musical styles.

- No audition is required.
- Rehearsals: MWF 12:00-12:50PM
- Conductor: Dr. David Castleberry

DEBATE AND INDIVIDUAL EVENTS TEAMS

Communication Studies Department 270 Smith Hall (696)-6786

Any full-time student interested in intercollegiate competition in debate or individual events may contact the Director of Forensics for additional information.

HENDERSON CENTER RECREATIONAL FACILITIES

Henderson Center / (696)-6477

The Henderson Center and Gullickson Hall house exercise facilities, weight rooms, and an indoor pool for the use of students, faculty, and staff. Sports equipment such as tennis and racquetball rackets, basketballs and volleyballs are available for checkout with presentation of Marshall I.D.

Marshall I.D.'s are required by students, faculty and staff for admission to facility areas.

Students may bring one guest to the pool and racquetball courts without a guest pass.

For more information on facilities please call 696-6477 or 696-4652.

INTERCOLLEGIATE ATHLETICS Athletic Department /200 Facilities Building / (696)-5408

Athletic Ticket Office / Henderson Center (696)-HERD (4373)

A single Department of Intercollegiate Athletics at Marshall University serves the needs of both men and women. Programs and facilities are growing with larger numbers of student athletes receiving opportunities to compete.

Marshall's athletic teams are fully competitive and men's teams are supported in baseball, basketball, cross country, indoor track, football, outdoor track, golf, and soccer. All compete as part of Marshall University's commitment to the NCAA's Division I athletic program structure.

The growth of the women's program has been one of the marked accomplishments of the student athletes and coaches, not only in terms of quantity, but in quality. Marshall now boasts seven women's teams: volleyball, basketball, softball, tennis, cross country, indoor and outdoor track.

INSTRUMENTAL ENSEMBLES

Department of Music/154 Smith Music Hall/(696)-3117

Marshall University offers a wide variety of instrumental groups, all of which are open to all students. All ensembles can be taken for one credit hour and may be repeated for credit.

Chamber Ensembles

The Department of Music sponsors several smaller ensembles of varying instrumentation. Each is open to all students by permission of instructor. Each ensemble receives one credit hour, and may be repeated for credit. Rehearsal times are varied, and students should contact the individual directors for more information.

Flute Ensemble:

Dr. Wendell Dobbs (696)-2359

Percussion Ensemble:

Dr. Ben Miller (696)-2377

Piano Ensemble:

Dr. Leslie Petteys (696)-2337

String Ensemble

Dr. Reed Smith (696)-6609

Trombone Ensemble

Dr. Michael Stroehrer (696)-3109

Trumpet Ensemble

Ms. Deb Eastwood (696)-6437

Tubonium (tuba/euphonium ensemble)

Dr. Michael Stroehrer (696)-3109

Jazz Ensembles/(696)-3147

Improvisation Ensemble: This group concentrates on improvised jazz, and introduces students to chord changes, standard jazz selections, and jazz styles.

- Permission of instructor is required.
- Rehearsals: MWF-1:00-1:50PM
- Conductor: Dr. Ed Bingham

MU Jazz Ensemble: This 20-member big band performs standards and contemporary literature, and often features works by

students and faculty composers. Each year, it hosts two jazz festivals, one in January and one in June. Both include nationally-known jazz artists who work and perform with students. It performs off-campus and occasionally participates in regional jazz festivals.

- An audition is required.
- Rehearsals: MWF-12:00-12:50PM
- Conductor: Dr. Ed Bingham

Symphonic Band/(696)-2377

The Symphonic Band includes university students, faculty, and townspeople, and often features student guest conductors. The group performs a wide range of original and arranged music for concert band.

- No audition is required.
- Rehearsals: M-6:30-9:00PM
- Conductor: Dr. Ben Miller

Wind Symphony/(696)-3147

This advanced ensemble performs works for concert band and wind ensemble, and often includes new works by students or faculty composers in its concerts. It occasionally performs off-campus.

- An audition is required.
- Rehearsals: TR-12:30-2:00PM
- Conductor: Dr. Ed Bingham

Marshall Symphony Orchestra (696)-2399

The Orchestra performs several times each year, and includes university students, faculty and townspeople in its membership. It often performs with the Choral Union and/or Chamber Choir. Repertoire is chosen from the masterworks of the orchestral heritage. Recent concerts have included Ravel's *Bolero*, Respighi's *Pines of Rome*, and Stravinsky's *Symphony of Psalms*. The orchestra often includes new works by students or faculty composers in its concerts, and

performs a children's concert for area 5th grades in March of each year.

- An audition is required.
- Rehearsals: TR-12:30-2:00PM
- Conductor: Dr. Ed Bingham

MARSHALL FLUTE ENSEMBLE **Music Department/(696)-2359**

The Marshall Flute Ensemble is a choir of flutists usually 15 to 25 in number who perform a variety of repertoire, everything from large works for choir to quartets. Membership is required of all music majors with applied major in flute but the ensemble is open to all flutists of any developmental level. The group rehearses every Thursday in the band room and presents at least one program per semester.

Rehearsals: 5:00 - 7:00 P.M.

MARCHING BAND AND AUXILIARY UNITS **University Band Office/146 Smith Music Hall/(696)-2317**

Membership in the Marching Band is open to all students. Credit is offered for participation in each group.

Marching Band

The Band makes appearances at all home football games, local parades, and takes one expense-paid trip per year. Band camp is held on campus two weeks before the fall semester begins.

Auditions are necessary, and no fees are charged for the use of equipment or instruments.

Directed by Baruch Whitehead

Rehearsals: 3:30 - 5:30 P.M.

Monday-Wednesday-Friday

Auxiliary Units

Members of the Color Guard, Dance Team, Twirlers, and Drum Majors are chosen through auditions in the spring semester. These groups perform with the

Marching Band at all appearances during the fall semester.

MARSHALL ARTISTS SERIES **Jomie Jazz Center/(696)-6656**

Marshall Artists Series concerts, productions and movies are educational, cultural, entertaining and fun. Since 1936, the Artists Series has been bringing nationally, and often internationally, acclaimed attractions to the Marshall campus and the Tri-State Area. It is one of the oldest "town/gown" series in the United States and has developed a far-reaching reputation as one of the best University series available today. Major names and experimental acts in disciplines from Broadway, dance, music, comedy, opera, and film are presented throughout each semester. All events are held at the Keith-Albee Theatre in downtown Huntington.

Tickets for most events are free to all full-time Marshall University students with validated I.D. and are available to students three (3) weeks prior to each performance.

Full-time students: Receive ONE free ticket with valid MUID.

Part-time students: Receive ONE half-priced ticket with valid MUID.

Faculty, Staff: Receive TWO half-priced tickets with valid MUID.

Individuals with student tickets and faculty and staff with half-price tickets will be required to present their Marshall I.D. at the door of the show.

NOTE: Applications are available each fall for students who wish to serve on the Artists Series Advisory Board.

MUSIC DEPARTMENT CONCERTS **Department of Music/154 Smith Music Hall/(696)-3117**

Each year, the Department of Music presents over 100 concerts and recitals. Students are admitted without charge to all events. Programs are presented in Smith

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Recital Hall, the Jonie Jazz Center, the Memorial Student Center, and various off-campus sites.

Performances include students, faculty, department ensembles, and guest artists. A wide range of events includes jazz, popular, electronic, multi-cultural and classical music. Guest artists often present master classes while on campus. A semester calendar is available from the department office.

RECREATIONAL SPORTS AND FITNESS ACTIVITIES

2018 Henderson Center / (696)-6477

Recreational Sports strives to make the collegiate experience for students fun and enjoyable while promoting fitness, wellness and overall well-being. Our goal is to provide a wide variety of facilities and activities that will meet the recreational needs of all students, staff and faculty at Marshall University.

The program creates an environment that promotes and encourages fitness activities. We wish to enhance the quality of life for the campus community. Our challenge is to provide quality opportunities and programming for recreation. We encourage all students, staff and faculty to get involved and experience Recreational Sports.

Intramural activities are open to students, staff and faculty. Events range from basketball to flag football and include volleyball and softball. All participants must have a valid Marshall I.D. For more information on manager's meetings for intramural activities please call (696)-6477 or (696)-4652.

SYMPHONIC BAND

Music Department /154-A Smith Music Hall / (696)-3117

Students can join the Symphonic Band only with permission of the director.

For more information, contact the Music Department.

Rehearsal: 6:30 - 9:30 P.M.

Monday

W. DON WILLIAMS HEALTH AND FITNESS CENTER

119 Gullickson Hall / (696)-3633

The W. Don Williams Health and Fitness Center, a state-of-the-art facility, houses cardiovascular and weight training equipment. Students must go through a brief orientation prior to use of the center, must show Marshall I.D. and bring a towel to the facility. Semester hours of operation are:

Monday - Thur. 6:30 A.M. - 9 P.M.

Friday 6:30 A.M. - 6 P.M.

Saturday & Sun. 1 P.M. - 6 P.M.

The facility operates under reduced hours during summer school and when classes are not in session. Hours are posted at the Health and Fitness Center.

UNIVERSITY THEATRE

Fine and Performing Arts Center/
Theatre / (696)-ARTS (2787)

University Theater, an all-university activity, is under the direction of the Department of Theatre/Dance. Four full-length plays are presented each year. In addition, several studio performances are staged annually. Students, faculty, and staff are eligible to audition for the fall and spring plays. All students, faculty, staff, and local residents are encouraged to audition.

All major productions will be presented in the Fine and Performing Arts Center/Theatre, located on Fifth Avenue directly across from the Memorial Student Center.

Tickets are free to students paying the full activity fee. Tickets for part-time students are pro-rated. Call our box office 696-ARTS (2787) for more information.

Student Organizations

STUDENT ACTIVITIES AND ORGANIZATIONS

**2W31 Memorial Student Center
(696)-6770**

Marshall University encourages the formation of organizations in which students may pursue specific academic and professional goals and/or interests. Over one hundred student organizations and clubs are officially recognized by the University. There is something for everyone whether interests are social, religious, special, professional, departmental; or honorary.

Activities are welcomed and encouraged.

Relationship Statement

Marshall University recognizes the right of co-curricular and extra-curricular activities to exist, while also acknowledging the mutual benefit of these groups to students and the University community.

The University, in the recognition processes set forth for student organizations, allows for the freedom of existence for such organizations and ensures that designated privileges and support are available equally to all groups that uphold the specified requirements. The University does not, however, automatically endorse the mission, goals, or purpose of any student organization. Use of the University's name does not denote or assume that the institution will be liable for matters such as debts incurred or contractual arrangements.

Non-Discrimination in Membership

Student organizations recognized by Marshall University are expected to be free to select its membership upon the basis of individual merit without regard to race, sex,

religion, age, sexual orientation, or national origin. This stipulation also extends to those qualified individuals who may have a psychological or physical handicap.

Signature of the president and advisor verifies receipt and comprehension of the above statement. Marshall University reserves the right to consider withdrawal of recognition to any organization found, in due process, to be in violation of said policy.

Recognized groups are open to persons in the Marshall University community including students, faculty, staff, administrators, and spouses. Non-student membership is not to exceed forty-five percent (45%) of the total membership in registered organizations.

Criteria for membership may be implemented as long as it is applied objectively to all prospective members and can be verified to have an actual relationship to the mission, purpose, and goals of the organization and not subject to personal interpretation (i.e. "of good character" is difficult to define; suggest use of measurable terms such as "in good standing," "not on probation," etc.).

Recognition Process for Student Organizations

I. Group's representative meets with Director of Student Activities and Greek Affairs (or his/her designee) at which time the representative will receive:

- A. The President's Handbook.
- B. Registration Form or Affiliation Form.
- C. Consultation in regard to constitutional guidelines.
- D. Outline of privileges granted to student organizations and orientation to services, resources, policies and procedures
- E. Outline of student organization responsibilities.

II. Constitution and Registration

form must be submitted to the Office of Student Activities for review. The organization will have provisional status until Student Activities makes its recommendation to the Student Court of Student Government in regard to the petitioning organization.

III. Final validation as a registered student organization is complete when it has been determined by the Student Court that:

A. No violation(s) of existing local, state, or federal law, or University policy is/are contained or inferred in the submitted constitution.

B. The recognition form has been correctly completed.

C. The organization has certified that membership requirements are non-discriminatory.

D. The organization has certified that hazing is not incorporated into the membership process or activities.

E. A faculty or staff member has to agree to serve as the advisor to the organization (exceptions must be submitted and approved in writing with the Dean of Students, or his/her designee).

F. There are a minimum of seven (7) currently enrolled students in the organization. (exceptions must be submitted and approved in writing with the Dean of Students, or his/her designee).

G. An undergraduate student seeking to hold an office either by election or appointment must have a minimum cumulative GPA of 2.2 (3.0 for graduate students).

IV. Each certified student organization will receive a Certification of Registration, renewable annually.

V. Registration: All registered student organizations must renew their Certificate of Registration annually. In addition to completing the recognition

form, a copy of the past year's budget and current financial statement should be submitted. Renewal must be completed by the last Friday in September of each academic year. Should that deadline not be met, all privileges accorded that organization shall be terminated. At such time, the organization will be required to follow the same procedures to be registered as any new organization.

Specific Conditions for Affiliation

Any group desiring recognition as a University organization that would like to carry the designation of Marshall University in the name of the group is required to complete the registration process, and all officers must be activity fee paying students. Membership must be comprised of Marshall University students, faculty and staff.

Provisional Status

Upon submitting registration forms to Student Activities and Organizations for review, organizations will have provisional status entitling them to reserve rooms through Conferences and Facilities on campus, to use a mailbox in Student Activities, to post signs on campus, and to receive organizational support from the Student Activities Office. Provisional status does not allow organizations to use the Marshall name, apply for Student Government or Student Activity funds.

Leadership

A. Participation in organization leadership is restricted for three reasons: to encourage many students to assume positions of leadership; to encourage student leaders to focus their attention on a limited number of key responsibilities; and to help ensure that the responsibilities of leadership positions are executed as efficiently as possible.

B. An undergraduate student seeking to hold an office either by election or appointment must have a minimum cumulative GPA of 2.2 (3.0 for graduate students).

C. Organizations whose officer(s) does/do not meet the minimum GPA requirements will have one (1) month in which to replace him/her. The organization advisor will be notified by the Director of Student Activities and Greek Affairs. Subsequent changes must be reported to the Office of Student Activities within the one-month period.

D. Faculty and staff are eligible to hold up to forty-nine percent (49%) of the executive offices, except the office of President and the Office of Secretary/Treasurer, in a registered student organization.

E. Organizations not meeting the above requirements will forfeit their certification with the University.

Organizational Expectations

Maintain one (1) officer in the position of President and at least one (1) officer in the position of Treasurer/Secretary who are activity fee paying students.

A. Submit all changes of the constitution to the Office of Student Activities.

B. Maintain an on-campus address (a mail box is provided by the Office of Student Activities).

The address should read:

(Organization's Name)
c/o Marshall University
Student Activities Office
400 Hal Greer Boulevard
Huntington, WV 25755-3208

C. Submit all officer updates after election/appointment within two (2) weeks of change(s) to the Office of Student Activities.

GREEK AFFAIRS

2W31 Memorial Student Center
(696-6770)

The Office of Greek Affairs is located at the Memorial Student Center in Suite 2W31. The Office of Greek Affairs serves students who are part of Marshall University's Greek System. The Greek System at Marshall University is composed of twelve fraternities and seven sororities. These groups work through the National Pan-Hellenic Council, The Interfraternity Council, and the National Panhellenic Council to enhance the ideals of brotherhood and sisterhood, and promote scholastic excellence and leadership skills, while also helping the University and community by organizing various service programs.

Membership recruitment (commonly referred to as "Rush" due to the hectic pace of the process) takes place throughout the year. For the National Pan-Hellenic fraternities and sororities, membership intake will be announced by the prospective organizations.

Anyone interested in becoming part of the Greek system is encouraged to participate in Rush or Membership Intake. To learn more about the many benefits Greek life has to offer, please feel free to contact the Office of Greek Affairs.

THE MISSION

The Office of Greek Affairs will create an environment that will ensure that all students are comfortable with themselves, confident that the education they receive will be of the highest caliber possible, unrestrained to reach their intellectual peak, and challenged to fulfill their social responsibility. The Office of Greek Affairs will encompass this task by providing students within the Greek System programming that reflects academic excellence, leadership development, and a heightening of multicultural awareness. The

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office helps students establish a more visible and healthy relationship within the community, which includes students, faculty, and staff at Marshall University and the community at large.

THE INTERFRATERNITY COUNCIL

The Interfraternity Council at Marshall University serves as the governing body of the seven National Interfraternity Conference members. The Interfraternity Council promotes the ideas of men working together for personal development, scholarship, leadership, service, and friendship among the campus' fraternity members.

For more information contact:

INTERFRATERNITY COUNCIL

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
(696)-6770

FRATERNITIES

ALPHA SIGMA PHI

2021 Fifth Avenue
Huntington, WV 25701
523-5939

ALPHA TAU OMEGA

1429 Fifth Avenue
Huntington, WV 25701
528-9893

KAPPA ALPHA

c/o Student Activities
MSC, Suite 2W30
Huntington, WV 25755-3208
696-6770

LAMBDA CHI ALPHA

1440 Fifth Avenue
Huntington, WV 25701
696-9830

PI KAPPA ALPHA

1411 Fifth Avenue
Huntington, WV 25701
522-9538

PI KAPPA PHI

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

SIGMA ALPHA EPSILON

c/o Student Activities
Marshall University
Huntington, WV
25755-3208
696-6770

SIGMA PI

c/o Student Activities
MSC Suite 2W31
Marshall University
Huntington, WV 25755
696-6770

SIGMA PHI EPSILON

1401 Fifth Avenue
Huntington, WV 25701
528-9031

TAU KAPPA EPSILON

1401 Fifth Avenue
Huntington, WV 25701
528-9031

THE NATIONAL PAN-HELLENIC COUNCIL

The National Pan-Hellenic Council on Marshall University's campus is composed of five undergraduate chapters of the nine historically black Greek letter organizations. The National Pan-Hellenic Council provides the encouragement of scholarship, and enhancement of loyalty to the alma mater, along with the preservation of cultural heritage of the historically established community service Greek organizations. The National Pan-Hellenic Council also provides programs designed to enhance the social and educational life of the non-majority community and the general college community at large.

CAMPUS ACTIVITIES

For more information, contact:
**NATIONAL PAN-HELLENIC
COUNCIL**

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

FRATERNITIES

ALPHA PHI ALPHA

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

KAPPA ALPHA PSI

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

OMEGA PSI PHI

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

SORORITIES

ALPHA KAPPA ALPHA

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

DELTA SIGMA THETA

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

ZETA PHI BETA

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
696-6770

THE NATIONAL PANHELLENIC COUNCIL

The National Panhellenic Council is the governing body for the five National Panhellenic Conference Sororities at Marshall University. The Panhellenic Council is an organization established to foster interfraternity relationships, to help collegiate chapters of the National Panhellenic Conference member groups, and to assist in maintaining the highest scholastic social standards. The council enables the sororities to work together more effectively on campus.

For more information, contact:
PANHELLENIC COUNCIL

c/o Student Activities
Marshall University
Huntington, WV 25755-3208
(696)-6770

SORORITIES

ALPHA CHI OMEGA

1601 Fifth Avenue
Huntington, WV 25701
523-8939

ALPHA XI DELTA

1645 Fifth Avenue
Huntington, WV 25701
525-8886

DELTA ZETA

1695 Sixth Avenue
Huntington, WV 25701
696-9605

PHI MU

c/o Student Activities
Marshall University
Huntington, WV 25755
696-6770

SIGMA SIGMA SIGMA

1639 Sixth Avenue
Huntington, WV 25701
696-9310

RECOGNITION PROCESS FOR GREEK ORGANIZATIONS

Any Greek organization desiring recognition as a University organization is required to complete the following process by the last Friday in September of each academic year. All forms specific to the recognition process can be obtained in the Office of Greek Affairs.

I. Specific Conditions of Recognition

A. Maintain a membership list with currently enrolled students.

B. Maintain one (1) officer in the position of President, with a 2.2 GPA, and at least one (1) officer in the position of Treasurer/Secretary, who are activity fee paying students.

C. A faculty or staff member has agreed to serve as an advisor (exceptions must be submitted and approved in writing with the Director of Student Activities and Greek Affairs, or his/her designee).

D. Submit all changes of the constitution to the Office of Greek Affairs.

E. Maintain an on-campus address (a mailbox is provided by the Office of Greek Affairs). The address should read:

(Organization's Name)
c/o Marshall University
2W31 Memorial Student Center
Huntington, WV 25755-3208.

F. Submit a list of all newly elected officers within one week of change(s) to the Office of Greek Affairs.

G. Adhere to University/national policies including, but not limited to, non-discrimination and hazing, prohibitions, alcohol policies, FIPG regulations, and housing policies.

H. Adhere to local, state, and federal laws.

II. Membership

A. Organizations may not in any form, discriminate on the basis race, color,

national origin, handicap, or sexual preference.

B. Criteria for membership may be implemented as long as it is applied objectively to all prospective members and can be verified to have an actual relationship to the mission, purpose, and goals of the organization and not subject to personal interpretation (i.e., "of good character" is difficult to define; suggest use of measurable terms such as "in good standing," "not on probation," etc).

C. Students wishing to participate in Panhellenic Rush must possess a 2.0 grade point average. First year students will use high school grades.

D. The National Pan-Hellenic Council organization grade point average criteria is different for each individual organization wishing to hold Membership Intake.

III. Leadership

A. An undergraduate student seeking to hold an office either by election or appointment must have a minimum cumulative grade point average of a 2.0 or must follow his/her national/chapter policy.

B. An officer falling below his/her minimum grade point average requirement will have the following semester as a probationary period to correct the deficiency. The organization's advisor will be notified of probation by the Director of Student Activities and Greek Affairs, or his/her designee.

C. Organizations whose officer(s) does/do not meet the minimum grade average requirements when elected will have one (1) month in which to replace him/her. Subsequent changes must be reported to the Office of Greek Affairs within one (1) month period.

D. Recognition of all Greek organizations must comply with the registration process as outlined above; any changes or exceptions are at the discretion of the Director of Student Activities and Greek Affairs, or his/her designee.



**UNIVERSITY
SERVICES**

MU Services

ACADEMIC SUPPORT CENTER

CTC Building – Lower Level

696-3169

The Academic Support Center is located in the Community College Building on the lower level and is a service of Enrollment Management. There are three different areas that make-up the Academic Support Center – the Advising Area, the Tutoring Program and the Writing Tutor Room.

The Advising Area advises all undecided students at Marshall and can assist with course selection during registration. No appointment is necessary to meet with an advisor.

The Tutoring Program offers tutoring to students who need extra help in their coursework. Students may seek assistance for two of their courses each semester free of charge. The Tutoring Program also offers “drop-in” tutoring for courses that have high demand. Students may obtain a schedule for the drop-in tutoring from the secretary as the times and courses offered may change each semester. The Tutoring Program is staffed from 8:00 AM – 4:30 PM Monday – Friday; however, the building is opened and staffed by a GA for assigned tutoring sessions from 8:00 AM – 9:00 PM Monday – Thursday.

The Writing Tutor Room offers assistance to students who need help in preparing papers. The Writing Tutor Room is opened from 9:00 AM – 7:00 PM Monday – Thursday and no appointment is necessary.

BOOKSTORE

Memorial Student Center / (696)-3622

Marshall University's Bookstore operated by Follett College Stores is located adjacent to the main floor lobby,

and on the lower level of the Memorial Student Center. The spacious, modern store was fully renovated during the 95-96 school year to provide full browsing access and open stacks in textbooks. All trade and medical reference books were merged into the main level sales area.

Used textbooks are purchased year around at national market values. The best prices are paid for books which are needed for use again on campus. Because books change and depreciate quickly, it is generally best to sell books as soon as you have finished the course.

Other major departments include school and art supplies, engineering instruments, computer software, Marshall clothing and gift items, Hallmark Cards, snack foods and soft drinks.

Bookstore Store Hours:

Mon.-Thurs. 8:00 A.M. - 6:30 P.M.

Friday 8:00 A.M. - 5:00 P.M.

Saturday 10:00 A.M. - 5:00 P.M.

CAMPUS CHRISTIAN CENTER

**Campus Christian Center Building
(696)-2444**

The Campus Christian Center is a center of Christian ministry for the Marshall University community of faculty, staff, and students. The ecumenical staff of the Center is responsive to the personal, academic, vocational, and spiritual needs on and around campus. The staff strives to create a model Christian community. Members of the Center become partners with local churches, city agencies, University departments and individuals, reflecting the love of God for the holistic need of people involved in the field of higher education and its many dimensions.

Programs designed and administered by staff and students include:

Seasonal Worship Services

Community Service Projects

UNIVERSITY SERVICES

Forums
Denominational Student Ministries
Informal Discussions
Bible Study and Prayer Groups
International Student Programs
Special Chapel Services: Weddings,
Memorials
Self-Help Groups Sponsored by Staff
and University
Counseling: Walk-in or Appointment
Faculty Dialogues and Luncheons

Participating denominations include:
Presbyterian, United Methodist, American
Baptist, Southern Baptist, Episcopal,
Lutheran, Roman Catholic, and Churches
of Christ and The Living Sanctuary.

For telephone numbers, please call the
main number for the Campus Christian
Center. (696)-2444.

HEALTH INSURANCE, Room 2W38 Memorial Student Center/(304) 696-6422

Marshall University strongly
encourages every student to be covered by
health insurance policy. The University has
identified a student accident and sickness
group insurance plan providing coverage
for hospital and medical expenses. The plan
provides annual coverage on campus and
away from the University. For additional
information, contact the Dean of Student
Affairs, MSC 2W38, phone (696)-6422.

PSYCHOLOGICAL EMERGENCIES First Floor Prichard Hall / (696)-3111 or (696)-HELP

During the regular office hours of the
Counseling Services (8:00 A.M. - 6:00 P.M.,
Monday through Thursday, 8:00 A.M. - 4:30
P.M., Friday), students should call (696)-3111
and ask for assistance from a staff counselor.
When Counseling Services are closed,
students should contact the MU Department
of Public Safety, (696)-HELP, which will in
turn contact the counselor on call.

All counseling services are available
at no cost to enrolled students.

SPEECH AND HEARING CENTER 143 Smith Hall / (696)-3640

Students having speech, voice,
fluency or hearing concerns can get
professional help at the Speech and Hearing
Center. The Center offers professional
diagnosis and treatment of communication
problems for a reduced fee to full-time
students and their immediate families (as
space permits).

STUDENT HEALTH SERVICE 1600 Medical Center Drive, Suite 1500 (691)-1106

Student Health Service is provided by
University Physicians and Surgeons
Incorporated, an affiliate of the University's
School of Medicine. The clinic is located
at 1600 Medical Center Drive, Suite 1500,
next to Cabell Huntington Hospital, and is
open from 8:00 A.M. to 4:10 P.M. Monday
through Friday. Summer hours vary. The
clinic is closed on Saturday, Sunday, and
University Holidays.

Student Health Service will be
provided from the first day to the last day
of each fall, spring, and summer class
session to enrolled students, and to Marshall
University students who present current
validated identification cards. Part-time
students may be required to pay fees for
service. Students enrolled for 5 hours or less
(regular term) are assessed a charge of
\$15.00 per office visit, with no provision
for Lab, X-Ray, or medication.

Services provided include: diagnosis
and treatment by a physician, licensed
practitioner or physician's assistant; limited
routine laboratory procedures; routine
physical therapy treatment; and injections
for allergies (if vaccines and dosage
directions are provided by the physician of
the patient and approved by the staff

physicians). Prescription medication is provided from a specified formulary, a \$3 co-payment is required.

Additional services provided include: care for chronic illness; routine physical examinations on an appointment-only basis; and health care for children under the age of eighteen (18) of any student that has paid the full Student Activity Fee.

*Policies and fees are subject to change.

STUDENT WORKERS AND INTERNATIONAL STUDENTS

All student workers and international students can receive care through the student Health Service between semesters as a work study, student assistant, and/or graduate assistant. An identification form can be obtained from the Student Development Office, Old Main 320, or Financial Aid Office 124 Old Main.

COMMUTER MEAL PLAN

For students that choose to live off campus, there is a commuter meal plan available through the Campus ID office. These meals can be purchased at the ID office. There is no limit to the number of commuter plans that may be purchased; however, the plan does not carry over from semester to semester. For more information, please contact the Campus ID office at 696-6843.

UNIVERSITY LIBRARIES

Drinko Library (696)-2321

MU Graduate College Library (746)-8910

The Marshall University Libraries include the John Deaver Drinko, James E. Morrow, Graduate College, and Music libraries, and the Hoback Chemistry Collection. The School of Medicine supports the Health Science Library and its branch at the Veterans Administration Hospital. Visit www.marshall.edu/library for more information and access

to our electronic resources, including the online catalog covering the more than 423,000-volume collections. Over 2,700 journal titles are received by the libraries, and several thousand more are available through full-text online databases. Microforms, video and audio recordings, compact discs, and other non-print items bring the total library resources to over one million items—the second largest collection in the state.

In the **Drinko Library** reference librarians and staff help students use the library and find information. These people, skilled in database searching and library instruction, are usually the first contact that patrons have with the variety and wealth of resources available through the library. Other librarians and staff assist patrons with journals, microforms, audiovisual material, class reserve readings, and the actual checkout of items for home use. Circulation: (696)-2321, Reference Desk: (696)-2334. E-mail: library@marshall.edu

Students taking courses through the School of Extended Studies or at regional campuses may contact the Extension Services Librarian for help (1-800-818-9816/304-696-3627, libext@marshall.edu or www.marshall.edu/libest/) Students at the Graduate College should contact the MUGC Library for information and service (1-800-642-9842).

The entrance to the **Morrow Library** is on the campus side of the building. Note that the hours for the three areas in Morrow (Government Documents, Special Collections, and the Morrow Stacks) are different than those for the Drinko Library, and plan your research accordingly.

The **Government Documents** section, with over 929,000 items, provides both print and electronic resources from the federal government.

UNIVERSITY SERVICES

We receive about 60% of all the materials distributed to the public by the U.S. Government Printing Office. Phone: (696)-2342.

The **Special Collections** department includes material on West Virginia, the Appalachian region, and the Tri-State area; the University Archives; and rare books and manuscripts, including the Blake Library of Confederate History, and the Hoffman Library of the History of the Medical Sciences. Most of the items in Special Collections can not be checked out, and must be used in the department. Phone: (696)-2343. Email: speccoll@marshall.edu

The **Morrow Stack Tower** contains approximately two thirds of the Libraries' print collections; these have a location of "Morrow Stacks" in the online catalog. Beside books, there are pre-1994 paper issues of currently received magazines and paper copies of magazines we no longer receive. Phone: (696)-2852. E-mail: morrowstacks@marshall.edu

The **Music Library**, located in Smith Music Hall 115, has scores, sound recordings in various formats, videocassettes, reference materials, and a collection of music books. Equipment is available to listen to recordings for class assignments and personal pleasure. A Macintosh computer laboratory provides MIDI keyboards and music programs. The library is open to all students, not just music majors. Phone: (696)-6647.

The **Hoback Chemistry Collection** is in the Science Building and contains primarily journals. Contact the Chemistry Department office for hours of service and access to the collection. Phone: (696)-2430.

Librarians and staff at the **MU Graduate College Library**, on the South Charleston campus, provide the full range

of library services and resources. Materials from the Huntington campus can be delivered here. Document delivery services are available to students taking classes in South Charleston. Phone: 1-800-642-9842 and (746)-8910; libservgc@marshall.edu; or www.marshall.edu/library/mugc.htm

The **Health Science Library** is located on Hal Greer Boulevard, in the Medical Center building next to Cabell Huntington Hospital. It subscribes to about 400 journals and has over 9,000 books. Although primarily supporting School of Medicine programs and students, it is also available to all MU students. Phone: (691)-1750 meb.marshall.edu/library/hp/libhp.htm

MEMORIAL STUDENT CENTER

Memorial Student Center Building/ Main Office 2W6 (696)-6472

Built as a memorial to the victims of the 1970 airplane crash, the Memorial Student Center serves as the focal point for recreation, meetings, dining, and many other campus activities. Housed within the modern three-story facility are a cafeteria featuring Pizza Hut, Sub City and Chick-Fil-A. The Center also houses the campus bookstore, and newly opened E Post Office to send and receive email. Sweet Sensations coffee shop, Marco's, game room, study areas, and an information center. In addition, students will find the office of Student Affairs, Student Government Association, the Attorney for Students, the Student Legal Aid Center, Student Activities, Volunteer Services, a leadership development center, Greek Affairs, the African-American Student's Program, Facilities Scheduling Office, The Student Information Desk, off the first floor lobby, provides services such as Lost & Found and a dry cleaning service in conjunction with White Way Cleaners. They can be reached at (696)-2365.

MARSHALL UNIVERSITY STUDENT HANDBOOK

Student groups desiring to reserve a table in the lobby of the Center, or wishing to reserve space for meetings, programs or special events need to make arrangements and complete the necessary forms in the Facilities Scheduling Office, 2W17, Memorial Student Center, (696)-3125.

NEWMAN CENTER

1609 Fifth Avenue / 525-4618

The Marshall Newman Center is the home of the Marshall Catholic Community which consists of Catholic students, faculty, and staff of the University and their children.

The Center community provides students with Sunday, Holy Day, and weekday masses, adult initiation/convert instructions, student fellowship, retreats, marriage preparation, Bible studies, prayer meetings, one-on-one counseling, and social gatherings.

The Center is also the residence of the Catholic chaplain. Anyone who would like to speak with the chaplain for any reason should feel free to call or drop in, and he will make every effort to be available. The Newman Center is located directly across from Corbly Hall.

PUBLIC SAFETY DEPARTMENT

1801 Fifth Avenue / (696)-HELP (4357)

Located in the Welcome Center across from Twin Towers, the Marshall University Police Department is a support service to the academic mission of Marshall University. The department has as its general mission a mandate to provide an environment free from the threat of physical harm, property loss or damage, and disruptive activity within the constraints of federal, state, and local laws and ordinances. As the protective and law enforcement agency directly responsible to the University community, the department provides all services on an around-the-clock basis.

University officers are granted sworn law enforcement officer status by virtue of state law and have full law enforcement authority upon any premises owned or leased by the State of West Virginia which is under the jurisdiction of the Board of Trustees. In an effort to provide the highest level of life and property safety services possible to the University community, all officers receive basic training and continued in-service training designed specifically for campus law enforcement personnel.

MU Police Officers routinely patrol the campus and surrounding areas twenty-four hours a day. They can be easily recognized by their official navy blue uniforms and hats. Specific protective services provided especially for students include escort service upon request to locations on and adjacent to the campus, and Project I.D., a program in which valuables are engraved at no cost and records maintained in the Marshall University Police Department.

Members of the University community can assist in making the campus a safe place by being alert, cautious, security-conscious, responsible, and by not taking personal safety for granted. Suspicious persons, dangerous or unusual situations, and all crimes or attempted crimes should always be reported immediately. Personal property should be protected by keeping residence hall rooms and vehicles locked, and by not leaving keys or valuables in cars.

Educational programs which promote the awareness of assault, acquaintance rape, and other sex offenses are offered by the Marshall University Police Department and the Office of Women's Programs.

Victims of assault should contact either of the two above offices for confidential assistance.

For more information, see the section on **CAMPUS SAFETY AND SECURITY**

UNIVERSITY SERVICES

in this edition of the Handbook. Remember, should any member of the campus community see anything suspicious, or need assistance at any time of the day or night, call (696)-HELP (4357).

THE CENTER FOR AFRICAN-AMERICAN STUDENTS PROGRAMS 1W25 Memorial Student Center (696)-6705

This program addresses specific educational, cultural, and social needs of African-American students. Programs related to the understanding of the African-American political perspective, life style, social life, and professional advancement are offered by this office.

The program's goal is to provide an environment that permits students to grow as individuals, while aiding the university community in its efforts to enrich cross-cultural and racial understanding.

For additional information, call or stop by the office.

CENTER FOR INTERNATIONAL PROGRAMS Old Main 320 / (696)-6265

Administered by the Office of Multicultural and International Programs, the mission of the Center for International Programs is to globalize Marshall University through a variety of agendas. The Center offers administrative support for the international student with advising on immigration, cultural, and academic matters.

Cooperative agreements with international universities enable Marshall University to develop student and faculty exchanges, coordinate international research projects, and encourage student abroad to students. Current regions of cooperative interest include: Southeastern and Eastern Asia, South American, Western Europe, Southern Africa, Australia, New Zealand and the Middle East.

Through the English as a Second Language Institute (ESLI), the Center for International Programs is able to provide training on grammar, speech, and American culture to prospective Marshall University undergraduate and graduate students.

STUDY ABROAD PROGRAM (696)-2465

Marshall University encourages students to study abroad for a summer, a semester, or a year to provide an understanding of other cultures. Regardless of major, opportunities exist for students to study in various countries, often at a very economical cost. Through cooperative agreements with universities in other countries, students can earn academic credit toward their Marshall degree.

UPWARD BOUND Prichard Hall Lobby / (696)-6846

The Upward Bound Program is funded by the U.S. Department of Education to provide academic and cultural enrichment as well as counseling services to identified high school youth in six target high schools in Wayne, Cabell, and Mingo counties.

For more information, call or stop by the Director's office.

CAREER SERVICES Seventeenth Street & Fifth Avenue (696)-2370/<http://career.marshall.edu>

All students and alumni are eligible to use the Career Services Center, a part of the Division of Enrollment Management. Professional staff members are available to assist with any of the services outlined below:

- Deciding on a major and/or career;
- Career counseling and testing.
- Computers and printers exclusively for job search activities.

- Counseling and advice for all phases of the job search, i.e. resumes, cover letters, and interviewing skills.
- Job postings—full and part-time, summer jobs and internships.
- Create a personal credential file.
- Job Fairs (when employers come to campus to meet with students).

All students are encouraged to register and start a credential file any time during their college career. The credential file is the first step to begin a comprehensive job search or investigation of post-graduate degree options.

The job market is competitive for college graduates. The advantage always belongs to the student who plans early—an impressive academic record, a consistent employment record, and meaningful extracurricular activities.

The Center's staff welcomes all students to utilize its services to maximize future career success. Get more information about the Center's many services. Contact the Center or check out its web site.

REGISTRAR'S OFFICE

Room 106 Old Main / (696)-6410

The Registrar's Office maintains all official academic records of the University. Services provided by this office include academic record keeping, distribution of grade reports, official transcripts, enrollment verifications, veteran certifications, address changes, name changes, and certification of graduation. Official transcripts are prepared at a cost of \$5 per copy.

Grades are available at the conclusion of a semester or summer term on the University's voice response system (MILO), on MILO Web and on the Kiosk located in the lobby of the Memorial Student Center

REGISTRATION AREA

B1 Old Main (696)-6413

The registration area handles all matters pertaining to registration for classes, schedule adjustment and course withdrawals. A telephone and web registration system (MILO) is available for registration and schedule adjustment. Course withdrawals after the designated schedule adjustment period must be processed in person at the registration area B-1.

For additional information, please visit the Registrar's Office web page at: <http://www.marshall.edu/registrar/>.

BUCK HARLESS STUDENT ATHLETE PROGRAM

210 Gullickson Hall / (696)-6628

The Buck Harless Student Athlete Program is an academic support service specially designed to assist student athletes, to ensure academic success, and to offset any educational disadvantages incurred as a result of participation in an intercollegiate athletic program. The program staff assists in recruiting student athletes; coordinates and provides tutoring, and personal development programs; and maintains data on student athletes to ensure eligibility.

STUDENT SUPPORT SERVICES

Prichard Hall Lobby/ (696)-3164

Student Support Services is a federally funded program that provides a wide range of academic and personal support services to disadvantaged students. The Study Skills Specialist provides activities allowing students to develop and improve reading, learning, and study skills. Counselors are also available to provide academic, personal, and career counseling to program students. For information or assistance, please call or stop by the office.

THE PARTHENON**Journalism & Mass Communication
Department / (696)-6696**

The student newspaper, written and edited entirely by students, is published four times per week (Tuesday through Friday) during the fall and spring semesters, and every Thursday during summer terms. Financed through advertising revenue and student activity fees, the Parthenon is distributed free on campus to students, faculty, and staff.

Although much of the writing and editing is done by students in journalism classes, non-journalism majors are invited to participate.

For more information, contact the Parthenon adviser in Smith Hall room 315 or call 696-2736.

UNIVERSITY 101

University 101 is titled "New Student Seminar." It is an introduction to college life and is intended for first year and new transfer students. Taught by faculty, administrators and staff, the course provides students with an opportunity to adjust to the academic and social environment of college under the guidance of a faculty/staff mentor and in the presence of a small group of peers.

Among the topics covered in the course are study skills and test taking, time management, student activities, classroom strategies, stress management, registration, health and wellness, careers, rights and responsibilities, and relationships.

Some sections of the course last 8 weeks and meet twice a week; others last 16 weeks and meet once a week. The course is one credit hour and is graded Credit/No Credit. Some sections of the course are for particular students only, such as African-American students; some are for students in designated colleges, such as the College of Liberal Arts and the College of Science;

and some sections are open enrollment. Students will choose the appropriate section in consultation with an academic advisor.

Students who successfully complete University 101 will be better prepared for the academic challenges of college and equipped to navigate the social and cultural adjustments of adult life. For that reason, students are strongly encouraged to take this important course.

WMUL-FM RADIO STATION**Second Floor Communications Building
(696)-6640**

Operating under the direction of the William Page Pitt School of Journalism and Mass Communications, Marshall University's radio station, WMUL-FM, broadcasts on 88.1 MHz on the FM band seven days a week from 6:00 A.M. to 3:00 A.M. and is affiliated with the ABC-FM network.

An award-winning member of the Associated Press Wire Service, College Media Advisers, Inc., National Broadcasting Society (NBS/AERho), West Virginia Broadcasters Association, and the Intercollegiate Broadcast System, WMUL-FM broadcasts a wide variety of programming for students and other listeners in Huntington including jazz, blues, world music, progressive rock, heavy metal, contemporary Christian, Christian Metal, AOR, reggae, black gospel, and urban contemporary.

WMUL-FM provides one major newscast at 5:00 P.M. and local news briefs throughout the day. The station also broadcasts many Marshall sports events including football, men's and women's basketball, men's baseball, women's softball, and men's and women's soccer.

All students are invited to participate in the Marshall University radio station. For more information, contact the office.

**WEST VIRGINIA PUBLIC
BROADCASTING/WPBY-TV**
Communications Building / 528-2000

West Virginia Public Broadcasting/WPBY-TV, Channel 33, provides a noncommercial public television programming to the Huntington/Charleston area and is viewed by approximately 200,000 people each week. The Huntington operation is based on the Marshall University campus.

West Virginia Public Broadcasting/WPBY-TV features Ready to Learn, public school programming, and college credit courses are part of the 24hr a day broadcast schedule. In addition, programs which address issues, such as MU Report, Under Fire, The Legislature Today, Doctor's On Call, and The Law Works are aired throughout the year.

**SAFETY AND
SECURITY**

Campus Safety & Security

Published in Compliance with the 1990 Federal Student Right-to-Know and Campus Security Acts.

At Marshall University, concern for the safety and well-being of students, faculty, and staff is always a top priority. With the support of personnel from other departments, hundreds of people are involved in maintaining a safe and secure campus. It is important to remember, however, that a truly safe campus can only be achieved through the efforts and cooperation of all students, faculty, and staff by accepting responsibility for their own security and the safety of others.

This published statement is part of the Marshall University Police Department's continuous effort to ensure that this collective endeavor is effective. Every member of the campus community is encouraged to read the following carefully and to use the information to aid in fostering a safe University environment.

PUBLIC SAFETY SERVICES

The Marshall University Police Department provides a variety of public safety-related services to the University community of approximately 16,000 students, faculty, and staff.

Campus Escort Service

An escort service is provided by University Police Officers for the safety of anyone walking alone on campus at night. By calling 4357 (HELP) from any University phone, or using any one of the distinctively marked emergency/service phones, an escort can be summoned to any location to accompany individuals to any parking lot, residence hall, or off campus dwelling, located adjacent to campus. The Police Department urges members of the University community to take advantage of

this very significant crime prevention service.

Campus Watch Program

Approximately 40 student volunteers compose the University Campus Watch Program. This group provides escorts between 8:00 P.M. and 11:00 P.M. Sunday through Thursday during the academic year. By routinely patrolling the campus between escorts, they also play a significant role in crime prevention. Equipped with portable radio units, they have direct communication capabilities with a police dispatcher.

All members of the Campus Watch are easily identified by their distinctively colored jackets and shirts.

Emergency/Service Telephones

There are eleven outdoor, two-way voice communication, emergency/service telephones strategically located throughout the campus which are directly connected to the University Police. 6 of these units are blue in color and mounted on buildings. 5 are stand-alone units, green in color with a blue light attached which activates when used. All units provide the police dispatcher with an exact location of the caller and can be activated by pressing a single button.

Emergency Telephone Locations:

- 1. Old Main:**
North side next to Smith Hall
- 2. Memorial Student Center:**
North side of the building on the Plaza next to the MAC machine
- 3. Henderson Center:**
Next to the Southeast entrance near the basketball offices, facing the entrance gate to the track field.
- 4. Henderson Center:**
Next to the main South level "C" entrance facing the Softball Field.
- 5. Prichard Hall:**
East side of the building on the air conditioning wall.

6. 16th Street & College Avenue
7. **Area "H" Parking Lot:**
Next to the new North (3rd Avenue) elevators in Smith Hall.
8. **Science Building:**
South (campus) side of the building.
9. **Old Main/Drinko Library:**
Southwest side of Old Main next to Mail Room Entrance.
10. Northeast corner of 17th Street and 5th Avenue.
11. **Corby Hall:**
Southeast side/guest lot.

Crime Prevention

One component of the University Police is the Crime Prevention Unit. The unit presents crime prevention programs to members of the University community at various times throughout the academic year. Some of the programs available through the department include: Sexual Assault Prevention, Burglary and Larceny Prevention, Alcohol and Drug Awareness, Operation I.D., Room Surveys and Office Security.

The Office of Public Safety publishes pamphlets on various topics of crime prevention which are available to all students, faculty, and staff members. Topics include: Public Safety Services, General Crime Prevention, Sexual Assault, Office Security, and Safety Tips for parents and students.

General information on safety and security is provided to the university community through newsletters, crime alert notices, criminal incident updates, the campus radio and television stations, the student newspaper and local press.

Safety Task Force

A Safety Task Force, consisting of representatives from Public Safety, Residence Services, Student Affairs,

Student Government and Physical Plant, meets periodically to review policies and procedures and address campus safety concerns. Student, faculty, administration, and staff representatives also periodically conduct walks of the entire campus to review lighting and other safety-related environmental concerns.

(696)-HELP (4357)

All emergencies, criminal complaints, general requests for service, and public safety concerns can be reported directly to the Police Department by any person in the University community. Dialing 4357 (HELP) from any University phone, or by using one of the emergency/service phones located throughout the campus (see locations listed in this section), will provide direct contact with the police dispatcher 24-hours-a-day.

Policies and Information

ALCOHOLIC BEVERAGES

Marshall University has established policies and guidelines governing the sale, possession, and consumption of alcoholic beverages on the University campus that are consistent with West Virginia state law. State law prohibits the sale and consumption of all alcoholic beverages to persons under the age of twenty-one (21). Accordingly, possession and/or consumption of alcoholic beverages by underage persons is not permitted on property owned or controlled by the University. The sale, possession, and consumption of alcoholic beverages is limited to non-intoxicating beer and/or wine coolers and only at designated locations. Distilled liquor is not permitted on campus at any time.

For more information, please see the Substance Use and Abuse Policy within the

UNIVERSITY POLICY section of this Handbook.

CRIME STATISTICS FOR THE UNIVERSITY

The Marshall University Police Department submits a monthly Uniform Crime Report to the West Virginia Department of Public Safety (WV State Police), which includes criminal incidents and arrests occurring in the University jurisdiction.

ILLEGAL DRUGS

The University is in compliance with the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989. The possession, use, manufacture, or distribution of any illegal drug is prohibited on property owned or controlled by the University. Members of the University community are responsible for knowing and complying with provisions of West Virginia and federal laws that prohibit the unlawful possession, sale, delivery, manufacture, or use of those drugs known as "controlled substances."

For more information, please see the Substance Use and Abuse Policy within the **UNIVERSITY POLICY** section of this Handbook.

UNIVERSITY BUILDINGS

Except for residence halls, most University facilities are open to the public during the day and evening hours when classes are in session. During the time that the University is officially closed, buildings are generally locked and only faculty, staff, and students with proper authorization are admitted.

The Physical Plant Department maintains the University's academic and administrative buildings, and the campus grounds with a concern for the safety and security of the University community.

Personnel inspect facilities regularly and respond to reports of potential safety and security hazards such as damaged doors, broken locks, and windows. Any member of the University community may call the Physical Plant, (696)-6680, to report any safety or security hazards.

MARSHALL UNIVERSITY OFFICE POLICE DEPARTMENT PROCEDURAL GUARANTEE FOR CASES OF SEXUAL ASSAULT

Sexual assaults, including date/acquaintance rape, are a very serious concern of this office. If you feel you are the victim of a sexual assault on campus, the Marshall University Police Department will **GUARANTEE** you the following:

1. We will meet with you privately at a place of your choice to take a report or to simply discuss your case, whichever is your preference.
2. **WE WILL NOT** release your name to the public or to the press.
3. Officers will not engage in pre-judging or victim blaming.
4. We will treat you and your particular case with the utmost courtesy, sensitivity, dignity, understanding and professionalism.
5. If you feel more comfortable talking with an officer of the same gender, we will accommodate your request whenever possible.
6. We will assist you in arranging for any hospital treatment or other medical needs.
7. We will assist you in privately contacting a counselor and any other available resource which may be of assistance to you.
8. We will fully investigate your case, and will help you to achieve the best possible outcome. You will be kept up-to-date on the overall progress of the case. In those instances where arrest and

prosecution of the suspect appears likely, the Director, or Assistant Director, of Public Safety will discuss additional details of the case with you particularly those related to prosecution and other judicial procedures that are normally followed.

9. We will continue to be available for you to answer any questions you may have, to further explain the system and process involved if necessary, and to be a listening ear if you desire.

10. We will give your case full and serious consideration regardless of your gender, or the gender of the suspect. If you feel you are a victim of a sexual assault or sexual abuse, call University Police at (696)-4357 (HELP), and say that you want to PRIVATELY make a sexual assault or sexual abuse complaint. You may call any time, day or night.

If you feel we have failed to achieve any part of the above guarantee, please contact the Director of Public Safety at (696)-4357. He/she will meet with you personally to address any problems you may have. One of our primary goals is to help you make the MU campus safe for students, faculty, staff, and visitors. Your cooperation and assistance in this very important endeavor is sincerely appreciated.

SEXUAL ASSAULT

Victims of any sexual offense occurring on University owned or controlled properties should immediately report the incident to the Marshall University Police Department, 696-4357. In cases of sexual assault, it is critically important that victims:

- seek medical attention immediately
- do not bathe or douche
- preserve their clothing

These steps are essential in the preservation of evidence necessary to prove criminal sexual assault.

THE SEXUAL ASSAULT EDUCATION AWARENESS PROGRAM

The Sexual Assault Education Awareness program (SAEA), a joint effort on the part of Women's Programs and Police Department, performs services that include crisis intervention, educational programs for women and men, educational resources, support groups and court/hospital intervention. SAEA promotes awareness and educates the campus community regarding rape, acquaintance rape, sexual abuse and other sex offenses.

SAEA strives to ensure fairness in procedures established for on-campus disciplinary action in cases involving sexual offenses. One of its many functions is to guarantee that both the accuser and accused be entitled to the same opportunities, i.e., to have others present during a campus disciplinary proceeding, and to be informed of the outcome of any campus disciplinary proceeding alleging a sexual offense. Following the final determination of an on-campus disciplinary procedure regarding rape, acquaintance rape, or other sex offense, forcible or unenforceable, sanctions to be imposed may include a formal warning, probation, suspension or expulsion. In the event that criminal charges of sexual offense are brought against the accused, SAEA will inform the student(s) concerned of their options: (a) to notify the proper law enforcement agency, including on campus and local police, and (b) to be assisted by campus agencies in notifying such authorities, if the student so chooses.

In addition, SAEA informs students of existing counseling, mental health or student services for victims of sexual offenses, both on and off campus. The program also makes available to victims of a sexual offense such options as changing academic and living situations after an alleged sexual offense, should the student feel these actions are necessary and feasible.

MARSHALL UNIVERSITY STUDENT HANDBOOK

For assistance, please call:

Marshall University Police Department

696-HELP (4357)

Women's Programs (PH 143)

696-3112

Counseling Services (Prichard Hall)

696-3111

Dean of Student Affairs

(MSC 2W38)

696-6422

**FINANCIAL
AID**

Financial Aid

FINANCIAL AID PROGRAMS AVAILABLE AT MARSHALL UNIVERSITY

1. Incoming freshmen and transfer students are automatically considered for scholarship assistance based upon their admissions records. Students must be provisionally admitted by April 1.

2. The Federal Pell Grant is an entitlement, gift aid program designed to be the initial basic component of a student's financial aid package. Its entitlement nature guarantees that all students who are eligible will receive a Federal Pell Grant Award. Eligibility is determined by a standard formula developed by Congress. Students may receive a Federal Pell Grant until completion of the first baccalaureate degree. Every applicant will receive a Student Aid Report which will contain an Expected Family Contribution (EFC).

Students are determined to have a financial need based on the EFC compared to the cost of attendance. Eligibility is further determined by enrollment status, maintaining satisfactory academic progress, and compliance with all other general aid requirements. In 2001-02, Pell Grants are expected to range up to \$3,750.

3. The Federal Supplemental Educational Opportunity Grant (SEOG) is for undergraduate students who have not completed their first baccalaureate course of study and who financially need grant assistance to help them meet their educationally related expenses. Awards may range between \$100 and \$4,000 per year as determined by the institution. SEOG recipients at Marshall are Pell Grant recipients who have significant financial need.

4. Federal Work-Study (FW-S) provides jobs to students who need such

earnings to meet a portion of their educational expenses. Graduates as well as undergraduate students who demonstrate financial need and meet the general eligibility requirements may be employed through this program. Students are paid the federal minimum wage and typically work 10 to 20 hours per week. Placement will, whenever possible, be in the area of the student's major or a major interest. Summer and off-campus opportunities are available to new and returning students when funds allow.

5. Student Assistant Employment (non-federally funded) opportunities are available on a limited basis to currently enrolled students. Employment opportunities are posted at Career Services.

6. The Federal Perkins Loan Program is a long-term, low-interest loan for students who meet the general eligibility requirements and who have a significant need for a loan to help meet educational expenses. Students may borrow up to \$4,000 each year of undergraduate study, and up to \$6,000 for each year of graduate study. The terms and conditions of the loan are disclosed within the Promissory Note. Generally, they include that interest is five (5) percent on the unpaid balance, that repayment begins nine (9) months after graduation or withdrawal from school, normally lasting up to ten years; and that various deferments, cancellations, and postponements of repayment are possible. Interest begins to accrue at the time of repayment. Deferment and cancellation provisions are explained in the Promissory Note. Loan recipients are required to participate in an "exit interview" before graduation, withdrawal, or leaving the University, even if planning to return at a later date.

7. The William D. Ford Federal Direct Loan Program (Subsidized and Unsubsidized) enables eligible students to

borrow low interest loans. The student pays three (3) percent in origination fees on each new loan. The amount the student may borrow is based on grade level, cost of education, and other aid received. Repayment begins six (6) months after graduation or dropping to less than half-time status. The government pays interest on a Subsidized Loan until the borrower enters repayment; the borrower is responsible for Unsubsidized Loan interest from the time the loan is made. Students should contact the Office of Student Financial Assistance for additional information.

8. The Federal Direct PLUS Program currently carries a variable interest rate; repayment begins within sixty (60) days after disbursement of funds. Parents of dependent undergraduate students may borrow up to the cost of education, less any awarded financial aid.

9. Short-Term "Emergency" Loans are available to registered or registering students experiencing temporary monetary needs and demonstrating a visible source of repayment. The need must be a direct educational expense or a generally accepted emergency occurrence. Loans are subject to a ten (10) dollar processing charge. These loans are repayable within forty-five (45) days from date of application. Loans are generally made only during the first week of the semester by the Bursar's office.

10. West Virginia Higher Education Grant (WVHEG) is a need-based grant program operated by the state. All West Virginia residents are expected to apply for this grant. The WVHEG pays up to seventy (70) percent of the cost of tuition for eligible West Virginia residents.

GENERAL ELIGIBILITY REQUIREMENTS

Before receiving any Title IV assistance (Federal Pell Grant, Federal Supplemental

Educational Opportunity Grant, Federal Work-Study, Federal Perkins Loan, Federal Direct Loan, or Federal Direct Plus Loan) from Marshall University, a student must meet the eligibility requirements listed below.

A student must:

1. Be enrolled or accepted for enrollment in an eligible program studying for a degree or certificate.

2. Be a citizen, national, or permanent resident of the United States, a citizen of the Federated States of Micronesia or the Marshall Islands, or a permanent resident of the Trust Territory of the Pacific Islands (Palau).

3. Be carrying, or planning to carry, at least a half-time work load (6 credit hours) during each semester; less than half-time students will receive consideration based on their needs.

4. Maintain satisfactory academic progress toward a degree according to standards set forth for financial aid recipients at the University, and noted later in this section.

5. Not be in default on any Title IV Loan or owe a repayment on any Title IV Grant (Federal Pell, Federal SEOG, or Federal SSIG) received for attendance at Marshall or elsewhere.

6. Not be convicted under Federal or State law of possession or sale of a controlled substance. The period of ineligibility is noted below and begins as of the date of conviction.

<u>Possession</u>		<u>Sale</u>
First Offense	1 year	2 years
Second Offense	2 years	Indefinite
Third Offense	Indefinite	Indefinite

Eligibility may be reinstated through successful completion of a drug rehabilitation program. Please contact the Office of

Student Financial Assistance for more information.

DETERMINING ELIGIBILITY, AWARDING, AND DISTRIBUTING AID

Financial need is described as the difference between a student's cost of education and his or her family's ability to meet that cost. The amount of financial aid offered in a financial aid "package" may equal, but will never exceed, a student's financial need.

The Office of Student Financial Assistance, based on information included in the analysis of the Free Application for Federal Student Aid, determines the amount that a student's family should be able to contribute to meeting educational expenses. The estimated family contribution is uniformly derived through the use of the FAFSA which measures the family's economic strength.

When complete application materials are received in the Office of Student Financial Assistance the student has been regularly admitted to the University and the student meets all other eligibility requirements, need-based financial aid will be awarded as follows:

1. An expense budget is determined.
2. All expected family and other resources are subtracted from the budget to determine financial need.
3. The financial need will be met to the extent possible in a combination of available aid resources. Eligibility for State Grants, Federal Pell Grants and scholarships are taken into consideration when determining eligibility for other programs. Federal Pell Grant recipients with higher needs and who need additional funding for direct educational expenses at the beginning of the semester, will be considered for Federal Supplemental Educational Opportunity Grants. After grants and scholarships are

awarded, eligibility for loans and work-study is determined and awarded up to the student's need or program maximum award.

All awarded applicants will receive an award letter noting the expense budget, the expected family contribution, the need and the aid awarded. Ineligible applicants will receive notification of ineligibility. Upon receipt of the award letter, all elements should be checked for accuracy. If aid has been offered, it must be accepted or declined. Receipt of a signed award letter is confirmation that you are willing to accept any offered loan *unless your declination or reduction is noted on the award letter*. Should a student question any of the information, he or she should contact the Office of Student Financial Assistance to answer these concerns.

All or any part of the award can be accepted or rejected. Aid that is declined or not appropriately accepted will not normally be replaced.

The offer of financial aid is dependent on the receipt of funds from all funding resources. Although unlikely, the University reserves the right to revise offers of financial aid at any time during the year, pending the availability of funds, changes in regulations, notification of additional resources to the student, and/or procedural changes by any funding authority.

Financial aid is distributed in coordination with billing for the semester's tuition, fees, and housing costs. Bills to students with finalized awards will include the amount of aid available to assist in the payment of tuition and expenses and residence hall fees, if appropriate. If the amount of the award is greater than fees due, a check will be disbursed to the student after enrollment has been confirmed. If the award is less than fees due, the student is responsible for paying the difference by the appropriate due date. It is

the aid recipient's responsibility to see that all fees are paid when due or arrange a legitimate payment deferral. Failure to meet due dates may result in registration cancellation or loss of residence hall assignments. Should these procedures change, aid recipients will receive the necessary notifications.

Federal Work-Study and other student employment checks are disbursed to the student after the time sheets are completed and processed. Students are paid bi-monthly; however, the first paycheck a student receives may be delayed up to one month after submission of the first pay period. Students must budget their funds with availability in mind and to meet the required due dates of their educational expenses.

STUDENT RIGHTS

Every student has the following rights relating to financial aid programs at Marshall University:

1. Knowing what financial aid programs are available.
2. Knowing application deadlines for all available aid programs.
3. Knowing how aid is distributed and why it is distributed that way.
4. Knowing how the student budget was constructed, how the need was determined, and how it will be met.
5. Knowing what portion of the aid package is loan, the repayment responsibilities, the interest rate, and all of the particular characteristics of the loan.
6. Knowing how satisfactory academic progress for the purpose of receiving financial aid is determined and what happens when satisfactory progress is not maintained.

STUDENT RESPONSIBILITIES

Every student has the following responsibilities relating to financial aid programs at Marshall University:

1. Knowing information about the school's programs and performance. This

information should be considered carefully before deciding to attend school.

2. Completing all applications accurately, meeting deadlines, and taking advantage of all available aid programs.

3. Providing correct information. In most instances, misreporting information on financial aid applications is a violation of the law, punishable under the U.S. Criminal Code.

4. Submitting all documentation, verification, corrections, and/or new information requested by either the Office of Student Financial Assistance or the agency to which application was made.

5. Informing the Financial Aid Office of any changes which affect a student's financial situation (including name, address, or enrollment status changes).

6. Reading and understanding all forms before signing, and keeping copies of them.

7. Accepting the responsibilities for all signed agreements.

8. Performing all work agreed upon in accepting a student employment position.

9. Complying with application deadlines.

10. Meeting fee payment deadlines.

11. Correctly accepting all aid offerings.

12. Maintaining satisfactory academic progress according to the policy "Satisfactory Academic Progress Standards for Financial Aid Eligibility."

SATISFACTORY ACADEMIC PROGRESS STANDARDS FOR FINANCIAL AID ELIGIBILITY FOR STUDENTS

Federal regulations require that financial aid recipients meet standards of academic progress. The standards established by the Office of Student Financial Assistance, consistent with the federal

student aid requirements, are stated below. These standards measure progress in a given program of study. They include quantitative (percentage of courses completed) and qualitative (grade point average in those courses completed) measures. Continued compliance with the standards for academic progress policy is measured annually.

These standards apply to continuing and transfer students. A student not meeting the standards below will be ineligible for financial aid support until such a time that (s)he meets the provisions of the satisfactory academic progress policy. After reestablishing satisfactory academic progress compliance or successfully appealing eligibility, the student may again receive, if otherwise eligible, federal financial aid.

Eligibility as an undergraduate or graduate will cease with completion of the first baccalaureate or masters degree. However, students seeking second baccalaureate or masters degrees may appeal for continued eligibility.

Enrollment adjustments and/or withdrawals (W, WP, WF and/or incompletes) any time after the beginning of a semester will be counted in attempted hours. The attempted hours for purposes of this policy will include all hours, Marshall or transfer, that are reflected on the applicant's academic transcript.

Please review the specific policy for your student category listed below:

- Undergraduate (First) Baccalaureate Degree Students
- Community and Technical College Students
- Graduate Students

If you do not meet policy Standards:

Students not meeting the standards of academic progress policy should obtain an appeal form from the Office of Student

Financial Assistance. You may submit a written appeal based upon the following:

- (A) The death of a relative of the student;
 - (B) An injury or illness of the student;
- or
- (C) Other special circumstances

Appeals should include appropriate documentation to support the basis of the appeal. All correspondence regarding appeals should be submitted to the Office of Student Financial Assistance. All appeals will be evaluated within five working days after submission.

If you are pursuing a second Baccalaureate or second Master's Degree:

Students seeking financial aid for second degrees should establish an appointment with the Director of Financial Aid to discuss continued eligibility. Students should bring to their appointment a letter of appeal stating their academic objectives, time needed to complete the program and reason(s) for choosing to pursue a second degree.

UNDERGRADUATE (FIRST) BACCALAUREATE DEGREE STUDENTS

- Students who have attempted 0-30 credit hours must have completed 50% of the credits registered for and have a cumulative grade point average of 1.60.
- Students who have attempted 31-64 credit hours must have completed 67% of the credits registered for and have a cumulative grade point average of 1.70.
- Students who have attempted 65-89 credit hours must have completed 75% of the credits registered for and have a cumulative grade point average of 1.80.
- Students who have attempted 90+ credit hours must have completed 80% of the credits registered for and have a cumulative grade point average of 2.00.

- An academic major must be declared no later than the 58th credit hour.

The above limits eligibility to 160 attempted credit hours based on a program maximum of 128 hours. However, eligibility may be extended to 150% of the program length; for instance, program length = 128 hours x 150% = 192 maximum hours, based upon individual applicant circumstances. Further information regarding extension of eligibility beyond 160 credit hours may be secured by contacting the Office of Student Financial Assistance.

COMMUNITY AND TECHNICAL COLLEGE AND OTHER TWO YEAR PROGRAM STUDENTS

- Students who have attempted 0-30 credit hours must have completed 70% of the credits registered for and have a cumulative grade point average of 1.70.

- Students who have attempted 30+ credit hours must have completed 80% of the credits registered for and have a cumulative grade point average of 2.00.

- An academic major must be declared no later than the 26th credit hour.

All remedial course work must be completed within the first 30 attempted credit hours. The above limits eligibility to 85 attempted credit hours based on a program maximum of 68 credit hours. Eligibility, however, may be extended to 150% of the program length; for instance, program length = 68 hours x 150% = 102 maximum hours, based upon individual applicant circumstances. Further information regarding extension of eligibility beyond 85 credit hours may be secured by contacting the Office of Student Financial Assistance.

GRADUATE STUDENTS

- Students who have attempted 0-18 credit hours must have completed 80% of

the credits registered for and have a cumulative grade point average of 2.50.

- Students who have attempted 18+ credit hours must have completed 80% of the credits registered for and have a cumulative grade point average of 3.00.

- A major must be declared at the time of admission into the graduate school.

The above limits eligibility to 54 attempted credit based hours based on a program maximum of 36 credit hours. Eligibility, however, may be extended to 150% of the program length; for instance, program length = 36 hours x 150% = 54 maximum hours based upon individual applicant circumstances. Further information regarding extension of eligibility may be secured by contacting the Office of Student Financial Assistance.

LOAN REPAYMENT

Since financial aid awarded from any loan fund (Federal Perkins Loan, Ford Federal Direct Loan Program, Federal Direct Plus Program, Nursing Loan or Health Professions Student Loan) requires the signing of a promissory note, it is important for the recipient to understand the terms of the loan thoroughly. Therefore, the promissory note should be read in its entirety before affixing a signature to it. Repayment responsibility is probably the most important issue.

RETURN OF TITLE IV FUNDS POLICY

Federal regulations require Marshall University to have a written policy for the refund and repayment of federal aid received by students who withdraw during a term for which payment has been received. These policies are effective only if a student completely terminates enrollment (i.e., cancels his/her registration, withdraws, or is dismissed) or stops attending classes before completing 60%

or more of the enrollment period. Students planning to terminate enrollment at Marshall University should contact the Office of the Registrar, Old Main Room 106 to complete the appropriate paperwork.

Adjustments to tuition and/or applicable institutional room/board charges resulting from official terminations are based on the effective date of termination and in accordance with the federally mandated calculation as specified in Section 484B of the Higher Education Act. This law also specifies the order of return of Title IV funds to the programs from which they were awarded.

The calculation is based on the period of enrollment completed. That percentage is computed by dividing the total number of calendar days in the term into the number of calendar days completed as of the date of student notification. The percentage of Title IV assistance to which the student is entitled (has "earned") is equal to this percentage of the term completed up to 60%. If the resignation occurs after 60% of the term is completed, the percentage is equal to 100%.

The amount of Title IV aid which must be returned is based on the percentage of "unearned" aid. That percentage is computed by subtracting earned aid from 100%. The University is required to return the lesser of 1) the unearned aid percentage applied to institutional charges of 2) the unearned aid percentage applied to the total Title IV aid received.

The student is required to return the difference between the amount of unearned aid and the amount returned by the university. The student will be billed for the amount the student owes the Title IV programs and any amount due the university resulting from the return of Title IV funds used to cover university charges. If the student (or parent(s) in the case of

PLUS loan) is required to return a portion or all of their loan proceeds, the calculated amount is to be repaid according to the loan's terms. Students must return only half the amount of grant funds calculated as a repayment due.

Funds are returned to the following Title IV sources in order of priority:

1. Unsubsidized Federal Direct
2. Subsidized Federal Direct
3. Federal Perkins Loans
4. Federal Direct PLUS Loans
5. Federal Pell Grants
6. Federal SEOG

VOTER REGISTRATION FORMS

Marshall University, as a participant in Federal Title IV Student Aid Programs, is required to advise you that voter registration forms are available in the Office of Student Financial Assistance. Office hours and location are noted above. You must be registered 30 days prior to any election.

**THE CODE OF
STUDENT RIGHTS
AND
RESPONSIBILITIES**

Purpose

The Code of Student Rights and Responsibilities – also referred to as the Code of Conduct — reflects the University community's expectations and standards established for each of its members. The Code and student judicial system are founded on principles of fairness and due process, and a commitment to the educational development of students, and are designed to balance the interests of the University community as a whole with the protection of students' individual liberties.

Disciplinary action on campus deals administratively and developmentally with prohibited or unacceptable student behavior in the University community. Any complainant may refer any student or organization to the Office of Judicial Affairs. Official University action will be taken when a student's or student group's behavior violates community standards, interferes either with the University's educational purpose, or with its duty to protect and preserve individual health, welfare, and property. When the behavior is aggravated or presents a continuing danger to the University community, accused students are subject to separation from the institution.

Thus, the primary purpose of this Code is to serve the interests of both the Marshall community and the individual student by: (1) establishing the University's authority to discipline students; (2) outlining the general rights and responsibilities of students; (3) asserting the specific standards of conduct expected of students; (4) describing actions which can be taken when misconduct occurs; (5) establishing procedures which ensure due process in the adjudication of complaints concerning students; and (6) imposing sanctions and/or providing conflict resolution in the University setting to protect, deter, and educate.

Marshall University Creed

Inspired by the example of John Marshall, we, the students, faculty, and staff of Marshall University, pledge to pursue the development of our intellects and the expansion of knowledge, and to devote ourselves to defending individual rights and exercising civic responsibility. We strive to exemplify in our own lives the core values of John Marshall's character: independence, initiative, achievement, ethical integrity, and commitment to community through association and service. As Marshall University, we form a community that promotes educational goals and that allows individuals maximum opportunity to pursue those goals.

We are:

- **An Educational Community** in which all members work together to promote and strengthen teaching and learning;
- **An Open Community** uncompromisingly protecting freedom of thought, belief and expression;
- **A Civil Community** treating all individuals and groups with consideration, decency, and respect, and expressing disagreements in rational ways;
- **A Responsible Community** accepting obligations and following behavioral guidelines designed to support the common good;
- **A Safe Community** respecting each other's rights, privacy and property;
- **A Well Community** respecting and promoting physical and emotional health;
- **An Ethical Community** reflecting honesty, integrity and fairness in both academic and extracurricular activities;

THE CODE OF STUDENT RIGHTS & RESPONSIBILITIES

- **A Pluralistic Community** celebrating and learning from our diversity;
- **A Socially Conscious Community** acting as citizens of the world and seeking to contribute to the betterment of people and their environments;
- **A Judicious Community** remaining alert to the threats posed by hatred, intolerance and other injustices and ever-prepared to correct them.

Authority for Student Discipline

The Marshall University Student Judicial System and The Code of Student Rights And Responsibilities are promulgated under the authority of the Board of Trustees of the University of West Virginia System. Board of Trustees' Policy Bulletin 57 sets forth policies, rules and regulations regarding student rights, responsibilities and conduct in West Virginia Universities and Colleges. Students should familiarize themselves with Policy Bulletin 57, which is printed in the *Student Handbook*.

By action of the Board of Trustees, the President of the University is responsible for all matters of student discipline, including the preservation of due process procedures. This responsibility is normally delegated to the Dean of Student Affairs and the Office of Judicial Affairs for the purpose of implementing approved policies and regulations. However, the President's ultimate authority in the regulation of student conduct, including direct intervention by the President when appropriate, is presumed by this Code.

The Code of Student Rights and Responsibilities and the Student Judicial System are subject to change and amendment. Marshall University's student-based sys-

tem gives students maximum opportunities to participate in the formulation of policies concerning student conduct and in the adjudication of cases arising under that policy. Because maintenance of discipline and preservation of community standards are properly the concern of all students, faculty, staff, and administration, all members of the University community will be provided with appropriate opportunities for representation or involvement in the development, revision, and maintenance of the Code of Student Rights and Responsibilities. All changes made shall take effect immediately following approval by the Student Conduct and Welfare Committee, the Faculty Senate, and the President of the University.

Student Rights and Responsibilities

All students, undergraduate and graduate, as defined by the Board of Trustees and in this Code, are subject to the provisions of this Code.

A student's application for admission to Marshall represents an optional and voluntary decision to partake of the University's program and privileges and to abide by the University's policies, rules and regulations. The University's approval of that application, in turn, represents the extension of a right or privilege to join the Marshall community and to remain a part of it so long as the student fulfills the academic and behavioral expectations set forth by Marshall University and its Board of Trustees. Upon acceptance to the University, each student acquires rights and assumes responsibilities as an individual member of the University community. Therefore, students and student organizations are expected at all times to conduct themselves in accordance with University policies and regulations.

The West Virginia Board of Trustees' Policy Bulletin 57 establishes and explains the following basic rights and responsibilities of students in West Virginia's state colleges and universities:

- Freedom of Expression and Assembly;
- Freedom of Association;
- Right to Privacy;
- Assumption of the Responsibilities of Citizenship;
- Fundamental Fairness in Disciplinary Proceedings.

Students charged with violating University regulations or standards are guaranteed fundamental fairness in the notification of charges, the conduct of hearings, the imposition of sanctions, and the routes of appeal. Marshall University pledges to uphold students' rights guaranteed under the United States Constitution and Federal and State statutes.

JURISDICTION: Because the primary purpose of this Code is to support the protection and advancement of the University community's particular educational interests, conduct proscribed and reviewed under the Code of Student Rights and Responsibilities will, in most cases, refer to behaviors that occur on or about University premises, at University-sponsored events, or that are engaged in by University-recognized student organizations. However, Marshall University retains the right to review, under the Student Judicial System, the off-campus conduct of students when such conduct is alleged to

- Interfere with the Mission of the University; and/or
- Compromise the University's integrity in the granting of degrees or other certification; and/or
- Threaten the health or safety of members of the campus community; and/or

- Interfere with the orderly operation of the University.

Complaints about students' off-campus behavior will be considered on a case-by-case basis, following these guidelines, to determine whether they merit review within the Student Judicial System.

Marshall University enjoys close and mutually supportive relationships with the communities in which its campuses are located and expects University students to abide by the laws of these communities. Marshall acknowledges the right and duty of these communities to prosecute and hold accountable any persons found in violation of their laws.

GROUP RESPONSIBILITY: The Code of Student Rights and Responsibilities applies to the behavior of recognized student organizations both on and off campus. Marshall University has established the following group responsibility policy to define organizations' responsibility for the actions of their members. This policy pertains, but is not limited, to incidents involving hazing, discrimination, vandalism, theft, alcohol or substance abuse, dishonesty, disorderly conduct, violence, misuse of organization or University funds and any other violations of the Code of Student Rights and Responsibilities.

Upon registration or recognition, or application for recognition, by the University, each student organization becomes responsible for acting in accordance with the provisions of the Code of Student Rights and Responsibilities and all other applicable University and community policies and standards. Official University action will be taken when the behavior of the members of a student organization violates community standards and interferes either with the University's educational purpose, or with its duty to protect individual health, welfare, and property.

THE CODE OF STUDENT RIGHTS & RESPONSIBILITIES

The degree to which an organization is responsible for the activity of its members is not necessarily dependent upon the number of members engaging in the activity, but depends upon whether the activity is related to the organization as described in the four categories listed below. Student organizations may be held responsible for the acts of individual members,

—when a member of an organization is violating local, state, or federal law or University regulations and other members present, by failing to discourage such activity, tacitly condone the behavior;

—when the acts grow out of or are directly related to the student organization's activities or an environment created by the organization;

—when the acts are those of guests of an organization, or persons authorized or permitted to represent themselves as connected with the organization;

—when an organization places prospective members in a subordinated status prior to achieving full membership, or imposes any kind of probationary period prior to full membership, and hazing occurs.

In addition to the group being held culpable, members and officers may be cited and held responsible as individuals for their roles in any violations of the Code.

STUDENT BASED SYSTEM: Marshall University's student based system is designed in such a way as to give students a major role in the formulation of basic policy concerning student conduct and in the adjudication of cases arising under that policy.

Upon enrollment at the University, each student becomes responsible for acting in accordance with the provisions of the Code and all other applicable University and community standards. Official Univer-

sity action will be taken when a student's behavior violates these standards and interferes either with the University's educational purpose, or with its duty to protect health, welfare, and property.

A student or organization suspected of misconduct may be referred by any member of the University community to the Office of Judicial Affairs. If there is sufficient evidence of a violation, the student will be given the opportunity to accept responsibility and have the case adjudicated informally by the Director of Judicial Programs. Or, the student may request that the case be heard by either a hearing panel or an administrative hearing examiner.

Regardless of the hearing option, in most cases, a student advocate will present the University's case, and the accused will have the right to student representation as well. Members of the Student Judiciary, including all student advocates, have studied and received extensive training regarding the procedures for University judicial hearings and the University Code.

JUDICIAL MEDIATION: Mediation is a method of resolving disputes and conflicts as an alternative to the formal judicial process. It is a voluntary process requiring the participation of a mediator who operates from an impartial base and whose primary role is to promote agreement.

The purpose of mediation is not to judge guilt or innocence, but to help parties get to the root of their problems and to devise their own solutions. Compromise is at the heart of a successfully mediated dispute and the end result of a mediation session is that there are neither winners nor losers, but rather, it is hoped, generally satisfied individuals. If a satisfactory agreement cannot be reached through mediation, the complainant may refer the complaint to the Office of Judicial Affairs for judicial action.

EMERGENCY AUTHORITY: The President (or designee) may invoke emergency authority to impose the sanction, *inter alia*, of suspension to a student or group of students whose conduct is non-peaceful or is disruptive or constitutes a danger to health, safety, or property, provided that a hearing is held within seventy-two (72) hours of the decision to suspend, subject to a forty-eight (48) hour extension at the option of the student.

Emergency dismissals from University Housing and/or emergency suspensions or revocations of computing privileges resulting from violations of the Code of Student Rights and Responsibilities will be handled in the same manner as emergency suspensions.

COMPLAINTS: Any member of the University community may refer a student or student organization suspected of violating the Code of Student Rights and Responsibilities to the Office of Judicial Affairs. Complainants and other persons making judicial referrals are expected to cooperate with the Office of Judicial Affairs to provide all information relevant to handling and deciding the case. Complaints must be filed within twenty-one (21) days of the alleged violation, or within twenty-one (21) days from the date the complainant became aware of the violation. The Director of Judicial Programs in consultation with the Dean of Student Affairs and the President may waive this requirement in appropriate circumstances.

Students and employees who witness violations of the Code of Conduct are expected to cooperate in campus judicial proceedings. Under West Virginia Board of Trustees' policies, accused students have the right to know the identity of people who testify against them, and to ask questions about witnesses' testimony in campus judicial proceedings. By filing a formal,

written complaint or Incident Report with the Office of Judicial Affairs, the complainant gives permission for his or her name to be so included in the disciplinary record of the accused student.

The Office of Judicial Affairs strives to respect and uphold the safety and privacy concerns of complainants and witnesses. The educational judicial records of all students are subject to complex regulations for confidentiality. Information about witnesses, complainants, and the accused is generally restricted to those persons directly involved in deciding the outcome of the case or who have a bona fide educational need to know. Complainants, witnesses, and members of the public are not usually entitled to information about a student's campus judicial proceedings and educational record. However, victims of sexual assault and/or violence are in most circumstances entitled to know the final outcome of judicial proceedings against their alleged attackers.

Complaints filed with the Office of Judicial Affairs are not criminal complaints and campus judicial proceedings are not offered as substitutes for criminal prosecution. Person who witness criminal acts by students should report those acts to the appropriate law enforcement agency.

CONCURRENT CRIMINAL PROCEEDINGS: Because students are also members of larger communities such as city, state and nation, their conduct may also be subject to review within another jurisdiction(s), when such conduct violates the laws of those jurisdictions. Criminal prosecution in the court system is designed to be punitive and to provide social consequences for convicted offenders. Therefore, disciplinary action under the Code of Student Rights and Responsibilities cannot substitute for judicial mechanisms of the larger community. Students charged under

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the University's Code of Student Rights and Responsibilities may also be held responsible for violating existing local, state, and federal law. Because the purposes and consequences of the two processes are so different, such concurrent reviews are mutually exclusive and do not create double jeopardy for charged students.

Disciplinary action at the University will in most cases proceed without regard to the status of criminal proceedings and will not be subject to challenge on the grounds that criminal charges involving the same incident have been dismissed or reduced. However, the University reserves the right to postpone campus disciplinary proceedings during the pendency of criminal proceedings when the conduct of such campus proceedings would interfere with the concurrent civil or criminal process. The decision to postpone on the grounds of interference will be made by the President or his/her designee upon the request of the accused student or of the prosecutor or complainant.

PENDING CHARGES: During the period in which Judicial charges are pending, a student under charges, unless suspended, or when his/her continued participation or presence would serve to disrupt the purpose of the University, shall continue to have the rights and privileges accorded other students. However, grades, records, transcripts, or diplomas may be withheld pending determination of the charges.

INTERPRETATION OF REGULATIONS: The purpose of publishing disciplinary regulations is to give students general notice of proscribed behavior. This Code is not written with the specificity of a criminal statute.

DEFINITIONS

Activity: All or any operations conducted,

sponsored, promoted, operated or otherwise engaged in by Marshall University, including, by way of illustration and not as limitation of the foregoing, classroom and course activities, recreational and cultural programs, committee or other business activity, registration, advising, teaching, research, or service.

Administrative Hearing Examiner: A faculty or staff member versed in the judicial process who, as an alternative to a hearing panel, hears cases of alleged violations, renders decisions, and recommends sanctions.

Advocate: A full-time student approved to provide, on a voluntary basis, advice, assistance and representation to students charged with violating the Code of Student Rights and Responsibilities; or to represent the University or assist or represent student complainants in presenting their cases at judicial hearings. Advocates must meet established criteria and complete University-sponsored training.

Advocate Society: An organization of students dedicated to the promotion and preservation of student rights and responsibilities at Marshall University.

Authorized: As used in this Code, the term refers to any behavior or activity that is specifically permitted by policy or by the express action of a University official who has the right to grant such permission.

Complainant: Any person who brings to a University official a complaint, whether written or oral, about the conduct of a student. This term may be synonymous with Member of the University Community, as defined below.

Day: The term "day" shall refer to calendar days unless otherwise specified.

Director of Judicial Programs: The staff member designated by Marshall University as responsible for administration of the Code of Student Rights and Responsibilities. The Director's duties include but are

not limited to investigating complaints, charging students with violations, imposing sanctions, and representing the University in hearings. The Director supervises the selection and training of student justices and advocates.

Due Process: Appropriate protection of the rights of an individual while determining his/her liability for wrongdoing and the applicability of sanctions.

Hearing Officer: Any Marshall University faculty or staff member, or experienced upper class or graduate student, well versed in the judicial process, appointed to preside over a student judicial hearing. The Hearing Officer's function is to ensure that a hearing is conducted fairly and in compliance with stated policy. A Hearing Officer provides "technical" advice to the hearing panel, but does not vote or participate in decision-making.

Hearing Panel: The three- or five-member group of student justices, or student and faculty or staff justices, assigned to hear a specific case.

Intent, Intentional, and Intentionally: These terms shall apply to conduct engaged in or committed by purposeful design or with reckless disregard for the consequences of the act.

Judicial Affairs: The division of the Department of Student Affairs responsible for the University-wide implementation of the Code of Student Rights and Responsibilities and the student judicial system.

Judiciary: The aggregate association of full-time students, faculty, and staff members from which are drawn members who serve on hearing panels and serve as hearing officers, hearing examiners, and advocates.

Justices: Full-time students and faculty and staff members who, on a voluntary basis, hear student judicial cases and recommend sanctions for students found in violation of the Code of Student Rights and

Responsibilities. Justices must meet established criteria and complete University-supervised training.

Member of the University Community: Any officer, administrator, faculty member, staff member, employee, or student of Marshall University, as well as any person authorized to participate in an institutional activity at the time applicable.

President: The chief executive officer of Marshall University, whether responsible directly to the Board of Trustees or through some other officer to the Board of Trustees, and shall include all those acting for or on behalf of such chief executive officer, at or by his or her direction, or at or by the direction of the Board of Trustees.

Reasonable Care: That degree of care which would be exercised by the ordinarily prudent person under like or similar circumstances.

Respondent: In any given judicial case, the respondent is the student about whom a complaint has been made or against whom charges have been filed. Also referred to as "accused" or "charged" student.

Student: Any person who has been admitted to an institution to pursue a course of study, research or service, who is currently engaged in an institutional-sponsored activity, or who has some right or privilege to be on campus or in the facilities of the institution, or who yet has some right or privilege to receive any benefit, service, or recognition or certification from the institution, under the rules, regulation, or policies of the Board of Trustees or the Institution. The term "student" when used in this code includes all persons taking courses at or from Marshall University, both full-time and part-time, pursuing undergraduate, graduate, or professional studies and those who attend educational institutions other than Marshall University and who reside in Marshall University residence halls or utilize Marshall University

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facilities or services for the purpose of pursuing studies at those institutions. For the purposes of the Code of Student Rights and Responsibilities, persons who have been admitted to Marshall University, but are not officially registered for a particular term, and/or who have a right to, or expectation of, a continuing or future student relationship with Marshall University are considered "students." A person shall be considered a student during any break or holiday period that occurs during a term in which that person is registered or between terms for which that person registers. A person shall be considered a student while suspended from the institution, or while the person is attending or participating in any activity preparatory to the beginning of a term, including, but not limited to, athletic training, orientation, placement testing, and residence hall check-in.

Student Organization: Any group of persons who have complied with formal requirements for provisional or full recognition as a student organization at Marshall University, including social fraternities and sororities, and organizations whose recognition has been suspended.

Unauthorized: An act or behavior not permitted by policy or by the express action of a University Official with the authority to grant such permission.

University: This term, where used in this document, refers to Marshall University, including all branch campuses and affiliated units and centers.

University Official: This term includes any person employed by Marshall University or the Board of Trustees of the WV state college and university system, performing assigned duties or professional responsibilities.

University Premises: All the land, buildings, facilities, and other property including intellectual and virtual property, owned, used, or controlled by Marshall

University, including adjacent streets and sidewalks. This incorporates the Board of Trustees' definitions for "property," "facility," and "campus."

Standards, Proscribed Conduct, and Sanctions

The following standards and sanctions express the University's expectations for student conduct, and are essential to the University's educational mission. Participation by students in activities that violate the standards, including the proscribed behaviors listed under each standard, may result in referral to the Office of Judicial Affairs or to another University office responsible for examining and upholding standards of conduct, in accordance with the due process guarantees and procedures defined in this Code and in Board of Trustees' Policy Bulletin 57. The *maximum* sanction applicable to each proscribed behavior is noted in parentheses following the description of the behavior: P = Probation; PS = Probationary Suspension; SP = Suspension; EX = Expulsion.

STANDARD 1: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS OBSERVE THE HIGHEST PRINCIPLES OF HONESTY AND INTEGRITY AND SUPPORT A CAMPUS ENVIRONMENT CONDUCIVE TO TRUST AND SCHOLARSHIP.

Violations of this standard include but are not limited to:

1.A. All forms of academic misconduct, wherever committed, as defined in the Statement of Student Academic Rights and Responsibilities. Such misconduct includes cheating, plagiarism, misrepresentation or falsification of data, or collaboration with others on an academic assignment unless specifically permitted by the instructor. Under West Virginia board of Trustees

Policy Bulletin No. 60, disciplinary action for academic misconduct will, in most cases, be the responsibility of the academic unit in which the misconduct occurred. Sanctions and appeal routes for academic misconduct are described in the Statement of Student Academic Rights and Responsibilities. (EX)

1.B. Unauthorized taking or possession of academic records, University documents, academic documents, or the academic work of others. (EX)

1.C. Unauthorized alteration of academic records, University documents, academic documents, or the academic work of others. (EX)

1.D. Furnishing false information to the University by forgery, alteration, or misuse of documents with the intent to deceive. (EX)

1.E. Furnishing to a University office or official a written or oral statement known to be false. (EX)

1.F. Falsification, distortion, or misrepresentation of information before a University judicial officer, hearing panel, or grievance board. (EX)

1.G. Complicity with others in violation of this standard. (EX)

STANDARD 2: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS RESPECT AND PROMOTE THE HEALTH, SAFETY, AND WELFARE OF ALL PERSONS, INCLUDING THEMSELVES.

Violations of this standard include but are not limited to:

2.A. Inflicting bodily harm or coercing or restraining any person. (EX)

2.B. Threatening to inflict bodily harm or to coerce or restrain any person. (EX)

2.C. Sexual assault, abuse, or misconduct, including any sexual acts committed without the legitimate consent of the

victim and any other violation of University policies concerning sexual misconduct. (EX)

2.D. Brandishing of weapons. (EX)

2.E. Possession or storage of any weapon, dangerous devices or substances, including, but not limited to, any firearm, pellet gun, illegal knife, sling shot, ammunition, dangerous chemical, fireworks or explosive device, or other dangerous weapon. [See the weapons policy elsewhere in the Student Handbook] (EX)

2.F. Fighting. (SP)

2.G. Intentionally initiating or causing to be initiated any false report, warning, or threat of impending fire, explosion, or any emergency. (EX)

2.H. Intentionally causing the evacuation of a University building for reasons known to be false. (EX)

2.I. Tampering with, misusing, abusing, or altering any safety equipment or devices, including but not limited to, fire extinguishers, emergency telephones. (EX)

2.J. Violation of the Board of Trustees or University policies concerning hazing. Hazing is defined in the Student Handbook. (SP)

2.K. Intimidation: Committing, conspiring to commit, or causing to be committed any act directed toward a specific person or persons with the intent and/or effect of stigmatizing, frightening, coercing, or demeaning that person. This includes retaliation or threatened retaliation against any person who files a complaint or testifies in a campus judicial case. (EX)

2.L. Stalking: engaging in an intentional course of behavior directed at a specific person or persons, which frightens, intimidates, or harasses, and which serves no legitimate purpose. (EX)

2.M. Operating a motor vehicle while under the influence of alcohol or other drugs. (SP)

2.N. Negligent Bodily Harm: Failure

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to exercise reasonable care, thereby causing bodily harm. (SP)

2.O. Throwing objects from or causing objects to fall from University buildings. (SP)

2.P. Interference with Emergency Services and procedures. This includes obstructing or hindering the maintenance, provision, or function of such emergency services as fire department, police department, security, first aid, or rescue; and obstructing or hindering emergency or practice evacuation or similar procedures announced for any building or facility. (EX)

2.Q. Violation of university policies regarding smoking and tobacco use on university property [refer to the smoking policy in the Student Handbook]. (P)

2.R. Complicity with others in violation of this standard. (EX)

STANDARD 3: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS RESPECT AND HONOR THE HUMAN RIGHTS AND DIGNITY OF OTHER PERSONS, GROUPS, AND ORGANIZATIONS.

Violations of this standard include but are not limited to:

3.A. Harassment: Committing, conspiring to commit, or causing to be committed any act directed toward a specific person or persons with the intent and/or effect of causing physical or mental harm, injury, fear, stigma, disgrace, degradation, or embarrassment. This includes but is not limited to racial, sexual, or peer harassment. (EX)

3.A.1. Racial Harassment, as defined in the Student Handbook, includes acts exhibiting prejudice and/or racism and/or failure to follow University Policies concerning Acts of Intolerance.

3.A.2. Sexual Harassment includes failure to follow University Policies concerning Acts of Intolerance and/or viola-

tion of University policies concerning sexual harassment as defined in Section 3 of the Marshall University Sexual Harassment Policy in the Student Handbook.

3.B. Incivility or disrespect of persons. (PS)

3.C. Lewd, indecent, or obscene conduct or expression. (SP)

3.D. Unlawful discrimination on the basis of race, sex, color, national origin, religion, political affiliation, handicap, age, or sexual orientation. (EX)

3.E. Commitment of any violation in this code for the purposes of harassing and/or discriminating on the basis of race, sex, color, national origin, religion, political affiliation, handicap, age, or sexual orientation. (EX)

3.F. Complicity with others in violation of this standard. (EX)

STANDARD 4: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS UPHOLD THE MISSION OF THE UNIVERSITY BY PROTECTING AND PRESERVING A CAMPUS ENVIRONMENT CONSONANT WITH THE UNIVERSITY'S EDUCATIONAL AND ACADEMIC GOALS.

Violations of this standard include, but are not limited to:

4.A. Unauthorized possession or use of drugs or narcotics. This includes any drug for which the required prescription has not been validly obtained. (SP)

4.B. Unauthorized possession, use, or distribution of alcoholic beverages or beer, as defined by alcoholic beverage policies established by the University and its governing bodies. (SP)

4.C. Behavior that evinces underage consumption of alcoholic beverages or beer. (P)

4.D. Actual, attempted, or intended manufacture, cultivation, distribution and/or sale of drugs, narcotics or marijuana or other

controlled substances. (EX)

4.E. Disruptive or disorderly behavior attributable to the use of alcohol or other controlled substance(s), including public intoxication. (SP)

4.F. Misbehavior at Sports Events, Concerts, or Social/Cultural Events. (SP)
This includes, but is not limited to:

4.F.1. Throwing of any article into a crowd or onto a playing field, court or stage.

4.F.2. Bringing bottles, coolers or other prohibited items into the stadium, Henderson Center, track, theatre, or to any University sponsored events unless permitted by the appropriate University officials.

4.F.3. Displaying at any sports or cultural event any unauthorized or obscene, offensive, or obstructive banner or sign.

4.F.4. Inappropriate yelling at or harassment of performers, athletes, spectators or event staff.

4.F.5. Violations of the MAC code of spectator conduct as presented in the Student Handbook.

4.G. Unauthorized animals on campus or other violation of the University's Animal Policy as presented in the Student Handbook. (P)

4.H. Disruptive or disorderly conduct; disturbing the peace through noise, rowdiness, or pranks. (P)

4.I. Obstructing or interfering with the orderly conduct of University affairs including teaching, research, administrative and disciplinary procedures, University sponsored elections, or any University-sponsored activity. (EX)

4.J. Obstructing the free flow of vehicular or pedestrian traffic on University premises. (PS)

4.K. Failure to comply with the lawful direction of University or other law enforcement officers, or University officials in the proper performance of their duties. (PS)

4.L. Complicity with others in vio-

lation of this standard. (SP)

STANDARD 5: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS RESPECT THE PROPERTY OF OTHERS, AND THE PROPERTY, FACILITIES, AND RESOURCES OF THE UNIVERSITY.

Violations of this standard include, but are not limited to:

5.A. Defacement, damage, destruction, or interference with any property, property right, or service belonging to other persons, groups, or organizations. (EX)

5.B. Theft or unauthorized possession of, or misuse of property belonging to other persons, groups, or organizations. This includes possessing, receiving, or storing property known to have been wrongfully taken from the University or from any person or group. (EX)

5.C. Theft or unauthorized use of, or misuse of, or interference with, services provided by or for other persons, groups, or organizations. This includes but is not limited to telephone services, credit services, mail services, tutoring services, photocopying services. (EX)

5.D. Negligent Destruction or Impairment of Property or Services: Failure to exercise reasonable care, thereby causing damage, defacement, destruction, theft or loss of property belonging to the University or any person or group. (SP)

5.E. Negligent Risk of Destruction or Impairment of Property or Services: Failure to exercise reasonable care, thereby creating a risk of damage, defacement, destruction, theft or loss of property belonging to the University or any person or group. (PS)

5.F. Misuse of University Keys: The unauthorized duplication, attempted duplication, use, loan, or possession of any key to any building, room, property, or facility owned or controlled by the University. (SP)

5.G. Forcibly breaking into and/or

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entering, or attempting to break into, any building, room, locker, vehicle, or other facility. (EX)

5.H. Misuse of computing networks, services, systems, or equipment, including but not limited to, unauthorized accessing of accounts, sharing of passwords, and all other provisions of the university's usage and abuse policies for its information technology environment, as approved by the student conduct and welfare committee and set forth in the student handbook. This includes using computer services to violate or aid in the violation of any other provision of this code. (EX)

5.I. Unauthorized presence or trespassing in or use of any University building or facility. (SP)

5.J. Improper or unauthorized usage of any university building or facility. (PS)

5.K. Misuse of University telephones, including charging or causing to be charged any long distance or other toll telephone call to a University telephone without proper authorization. (SP)

5.L. Misuse of any University identification material, including loaning, transferring, altering, or borrowing (SP)

5.M. Complicity with others in violation of this standard. (EX)

STANDARD 6: MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS UPHOLD THE MISSION OF THE UNIVERSITY BY BEING RESPONSIBLE CITIZENS. MARSHALL UNIVERSITY STUDENTS AND STUDENT GROUPS COMPLY WITH THE POLICIES, PROCEDURES, AND PROGRAMS OF THE UNIVERSITY AND THE WV UNIVERSITY SYSTEM, AND OBEY ALL FEDERAL, STATE, AND LOCAL LAWS.

Violations of this standard include but are not limited to:

6.A. Gambling, including but not

limited to participation in chain letters, games of chance, betting pools, and unauthorized raffles or lotteries (SP)

6.B. Scalping: selling tickets to University functions for any price higher than the price shown on the ticket or higher than the original price of the ticket. (SP)

6.C. Violation of the University's Policies for Fundraising, Sales and Solicitation. (PS)

6.D. Violation of the policies for demonstrations and mass gatherings. (PS)

6.E. Violation of university policies governing the posting of information. (P)

6.F. Violations of Residence Services policies and/or procedures as stated in University publications provided that these documents have been approved by the Student Conduct and Welfare Committee.

STANDARD 6F addresses policies specific to the operation of campus residence halls and includes, but is not limited to, policies concerning quiet hours, visitation, unauthorized moves, guest registration, defacement, pranks, pets, hygiene, smoking, appliances, and room key usage. Policies listed under *Standard 6.F* are not generally adjudicated as *Code* violations. In most cases, review of alleged violations of these policies will be handled by Residence Services staff and will result in residence hall contract - based sanctions. Residence Services' conduct policies are discussed elsewhere in this *Handbook* and are described in full in the *Residence Hall Guide*. (P)

6.G. Violations of Student Center, Facilities Scheduling, and Food Services policies and procedures approved by the Student Conduct and Welfare Committee and/or the Student Center Governing Board. (P)

6.H. Passing worthless checks or failing to promptly redeem a worthless check submitted to any unit within the University. (SP)

6.I. Violation of Federal, State,

local, city, county, or municipal laws or ordinances. To be charged under this section the student will, in most cases, have been found guilty or declined to contest charges in a court of law. (EX)

6.J. Violation of Board of Trustees' Policies not covered in this code. (EX)

6.K. Repeated or Multiple Violations, Violations of Probation or Mediation Agreements. This applies to students who have demonstrated a history of violating University regulations, and/or who commit any violation of the terms of any University-imposed sanction or mediation agreement, and/or who fail to comply with the terms and conditions of sanction(s) imposed under the Student Code. (EX)

6.L. Failure to report a change of address to the Registrar. (P)

6.M. Failure to comply with a directive or request issued by a duly constituted campus judicial or hearing body. (PS)

6.N. Failure to report to University officials a violation of university policies. (SP)

6.O. Complicity with others in violation of this standard. (EX)

SANCTIONS: The purpose of a sanction, in addition to protecting others, is primarily to educate an individual by increasing his/her awareness of the importance of responsibility to the University community for one's actions. This will ordinarily be the guiding force behind imposition of sanctions by the University judicial system. In some instances, however, the community's need to properly function outweighs the University's ability to so educate an individual. In such a case, for the benefit of both the student and the community, suspension from the University may result.

Normally, students facing suspension or expulsion from the institution will be entitled to a hearing prior to the imposition of the sanction. However, a student may be

temporarily suspended pending final action on the charges when the student's continued presence on campus would constitute a potential for serious harm to himself/herself or to the safety of other members of the institutional community. Such temporary suspension shall be followed with speedy disciplinary proceedings consistent with these policies, rules and regulations. Also, a student who is expelled from one institution in the Board of Trustees' system may not be considered for admission to another institution in the system until one year has elapsed after the student has been expelled. In addition, all other stipulations as stated in the Board of Trustees' Policy Bulletin No. 57 shall apply.

The following sanctions may be imposed for violation of this code:

A. Expulsion:

Termination of all student status, including any remaining right or privilege to receive some benefit or recognition or certification. Conditions for re-admission may be established only through written appeal to the President no sooner than one complete calendar year from the date the expulsion was placed in effect. During the expulsion, the person is barred from coming onto or using University property and facilities. The action will appear on the student's official transcript until such time as an appeal is made to and granted by the President to terminate the expulsion.

B. Suspension:

This action involves separation of the student from the University as specified by the Judicial Board of the Office of Judicial Affairs for a definite stated period of time up to one academic year. Condition on resumption of activities, if any, also may be imposed. Notification appears on the student's official transcript until the expiration of the sanction. A suspended stu-

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dent may apply for re-admission to the University through the Office of Judicial Affairs at the end of the suspension period specified by the judicial action. The Office of Judicial Affairs may deny re-admission in those instances where the suspended student fails to demonstrate a positive change in behavior which indicates that the suspended student is prepared to become again a responsible member of the University community. Numerous resource persons and agencies may be used to assist the student in identifying and clarifying experiences, goals, educational and career choices, and other personal objectives.

Two additional forms of suspension exist:

(1) Probationary Suspension:

Suspension is withheld pending careful evaluation of a student's behavior during a probationary period not to exceed one year. If the student is involved in any further offense, or if otherwise warranted, this suspension of disciplinary action may be revoked by the Dean of Student Affairs or his/her designee and the full sanction of suspension enforced subject to appeal to the Judicial Board. While a student is on Probationary Suspension, any of the conditions outlined under probation may be imposed.

(2) Deferred Suspension:

This is suspension which becomes effective at a specified future date. It is normally used near the end of a semester to avoid the financial penalty of immediate suspension. During this period of deferred suspension, probationary status as described in Probationary Suspension above will exist.

C. Probation:

This action involves a specified period of time, not to exceed one year, determined by the Judicial Board or the Judicial Affairs Office during which a student in violation of one or more University regulations is given an opportunity to prove that he or she can become a responsible and positive

member of the University community.

A student violating any University regulation or the terms of probation while on probation may be subject to disciplinary action as specified under this Code.

When a student is placed on probation, the Office of Judicial Affairs will notify appropriate University offices of that action.

Probation may include one or more of the following:

(1) Loss of Participation:

The student may not represent the University in any extracurricular activities such as intercollegiate athletics, debate teams, University theater, band, etc.; however, the student may participate in informal activities of a recreational nature sponsored by the University.

(2) Self Improvement:

A program of self development will be planned in conjunction with a faculty or staff person assigned to assist in a counseling/guidance capacity. Numerous resource persons and agencies may be used to assist the student in identifying and clarifying experiences, goals, educational and career choices, and other personal objectives.

(3) Surrender of Student Activity Privileges:

A student required under this section to relinquish Student Activity privileges paid for by the Student Activity Fee may not participate in, or attend, events for which the Activity Fee is required or provides a discount or privilege. Exceptions may be granted by the Judicial Affairs Office in those instances where attendance at such events is required by academic courses or programs.

JUDICIAL APPEALS: The party being charged and any complainant other than employees of Marshall University acting in their official capacities may appeal the decision.

1. Appeals from decisions of the Director of Judicial Programs will be directed to

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the Judicial Board.

2. Appeals from recommendations of the Judicial Board should be directed to the President or Dean of Students as indicated below:

(a) In those cases where the recommended sanction is formal warning, probation, or probationary suspension, appeals shall be directed to the Dean of Students or his/her designee whose decision will be final.

(b) In those cases where the recommended sanction is deferred suspension, suspension, or expulsion, appeals shall be directed to the President whose decision, which must be rendered within ten (10) days, will be final, except in cases where the President has imposed a sanction of expulsion, in which case an appeal may be filed with the Board of Trustees.

The request for appeal from a recommendation of the Student Hearing Panel, Hearing Examiner, or Dean of Student Affairs must be submitted in writing on an Intent to Appeal Form to the Office of Judicial Affairs within forty-eight (48) hours (not including days the University is closed) from the conclusion of the hearing. The President or Dean of Student Affairs at his/her discretion may extend the deadline for filing an appeal upon the motion from either party.

The Board's findings regarding the charge(s) must be affirmed or remanded to the original hearing panel. The Board's recommendation regarding sanctions may be affirmed, modified, or remanded to the original hearing panel for further action as deemed appropriate.

A written explanation of the grounds for appeal should be presented by the appellant within five (5) business days from the date of the appeal is filed. The scope of review shall be limited to the following:

1. Procedural errors.
2. Evidence not available at the time of

the hearing.

3. Insufficient evidence to support the findings of the Judicial Board.

4. Misinterpretation of University policies and regulations by the Judicial Board.

5. A sanction or sanctions disproportionate to the offense.

6. Lack of jurisdiction.

All appeals shall be considered upon the record of the original proceedings of the Board. The President or Dean of Student Affairs at his/her discretion, may defer the imposition of sanction pending final disposition of the appeal. In the case of expulsion, the President must defer the imposition of sanction when a student files an appropriate appeal with the Board of Trustees. A student desiring to appeal the sanction of expulsion must, within three (3) working days, indicate to the President, in writing, an intent to appeal the decision to the Board of Trustees. A written petition of appeal must be filed with the Chancellor of the Board of Trustees within fifteen (15) days of the institutional President's decision. If the Board of Trustees determines that the petition will not be heard, the decision of the President of the institution is affirmed and sanctions imposed therein shall be effective upon the President's receipt of the statement of denial.

NOTIFICATION OF PARENTS: The Dean of Student Affairs has the authority to notify parents or guardians when students under the age of 21 are found to have committed violations of University policies related to the possession, use, or distribution of alcohol or drugs. The notification of parents is indicated when (1) The violation involved harm or threat of harm to persons or property; (2) The violation involved an arrest in which the student was taken into custody; (3) The violation resulted in or could result in the student being suspended

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from the University and/or dismissed from residence halls; (4) The student has shown a pattern of violations - even if they are minor. Two or more violations associated with drug or alcohol use would be reasonable cause for notice; and/or (5) The student who committed the violation became physically ill and/or required medical intervention as a result of consumption of alcohol and/or drugs.

Nothing in these guidelines shall prevent University officials from notifying parents or guardians of health or safety emergencies, regardless of the judicial status of the student. Nothing in these guidelines shall prevent the University from notifying parents or guardians when students under the age of twenty-one are involved in a group activity off campus, in which the students' organization is found to have violated University policy with respect to the use and/or consumption of alcohol or drugs. Whenever possible, students will be informed that parental notification is planned in advance of their parents' receiving the notice.

The notification of parents is simply an act of notice and is not subject to Judicial Appeal.

RESIDENCE SERVICES POLICY AND CONTRACT VIOLATIONS.

The Department of Residence Services establishes, with the approval of the Student Conduct and Welfare committee, rules, policies and enforcement structures necessary to maintain the orderly functioning of campus residence halls.

By signing the Residence Hall Contract, the student agrees to respect and adhere to all policies, regulations and procedures pertaining to University housing and food service as outlined in the Contract. If the student is found to be in violation of any University policies or regulations as specified in the contract, the University reserves the right to change the

student's assignment or to consider the Contract terminated. When residency is terminated under these conditions, refunds will be made in accordance with the terms of the Contract.

All University students are expected to abide by Residence Services rules and policies when visiting residence Halls. Any University student who violates Residence Services Policies may be subject to loss or restriction of residence hall privileges.

Residence Services policies and procedures (referred to in *Standard 6.F.* of the Code of Student Rights and Responsibilities) are described in *The Residence Hall Guide*. Violations result in Residence Hall - based sanctions. Residence Hall incidents that involve suspected use or possession of drugs or alcohol, or any actions that could, under the Code, result in Suspension or Expulsion, must be referred to the Office of Judicial Affairs.

Residence Services Sanctions and Disciplinary Points: Each sanction carries a point value. An accumulation of 6 points in any academic year shall result in cancellation of the student's housing contract or, for non-residents, cancellation of visiting privileges, subject to appeal as defined below.

- *Residence Services Written Warning* — 1 point
- *Residence Services Restrictions / Loss of Privileges* — 2 points
- *Disciplinary Room Change* (may also include restrictions) — 2 points
- *Residence Services Probation* (may also include restrictions; room change) — 3 points
- *Contract Cancellation/Cancellation of Non-Resident Privileges* — 6 points

The Department of Residence Services may also assign points to students who are found to be in violation of the *Code of Student Rights and Responsibilities* as a result of acts committed in residence halls, or as

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a result of acts that affect or endanger persons, property, or services within the residence halls. The Office of Judicial Affairs notifies the Department of Residence Services of the final outcome of all disciplinary proceedings related to residence halls. Residence Services may assign 1 point for each Formal Warning and 2 points for Probation and 3 points for Probationary Suspension received as sanctions through the Office of Judicial Affairs.

Resident contract cancellation or non-resident privilege cancellation by the Department of Residence Services for dis-

ciplinary reasons shall be recorded in the student's file in the Office of Judicial Affairs as a probationary-level violation of Standard 6 of the Code of Student Rights and Responsibilities. The Residence Services points system does not affect the University's authority to dismiss or ban a student from campus housing as a condition of a disciplinary sanction issued under the Code of Student Rights and Responsibilities.

For information about disciplinary and appeals processes in Residence Halls, consult the *Residence Hall Guide*.

**UNIVERSITY
POLICIES**

University Policies

The following are policies that directly affect all members of the campus community. It is important that all individuals involved in campus activities are familiar with these policies in order for Marshall University to function most efficiently as an institution of higher education.

While every attempt has been made to include the most current edition of each policy, the revision process is ongoing, and changes may have occurred since the printing of this **Handbook**. Questions regarding these policies should be directed to the Student Legal Aid Center, 2W23 Memorial Student Center, phone (696)-2285.

ACADEMIC PROBATION

For information, refer to the **MARSHALL UNIVERSITY ACADEMIC RIGHTS AND RESPONSIBILITIES OF STUDENTS**, and the **STUDENT ACADEMIC RIGHTS: WEST VIRGINIA BOARD OF TRUSTEES** sections in this edition of the Handbook.

ACADEMIC RIGHTS AND RESPONSIBILITIES

For more information, refer to the **MARSHALL UNIVERSITY ACADEMIC RIGHTS AND RESPONSIBILITIES OF STUDENTS**, and the **STUDENT ACADEMIC RIGHTS: WEST VIRGINIA BOARD OF TRUSTEES** sections in this edition of the Handbook.

ACTS OF INTOLERANCE

Marshall University provides more than an intellectual experience. It also provides the opportunity to further the social growth of students by maintaining an environment conducive to learning how to get along with peers and how to handle differences such as race, ethnicity, and gender. Respect for other individuals and the

ability to treat others in a civil manner is a basic tenet on which our society is built. Accordingly, the University has an obligation to address behaviors within our environment that are unacceptable. Incidents based, for example, on racial or sexual prejudice are inconsistent with our educational mission and will not be tolerated.

It is a goal of Marshall University to provide an environment which is free from acts of harassment based on intolerance directed against individuals or groups. Harassment is a violation of University policy and will be subject to disciplinary sanctions, including dismissal from the University when appropriate.

ADMINISTRATIVE ACTION

The University has the authority to compel reimbursement for damage to University property or personal property of other students, faculty, and staff.

AIDS POLICY

For the current Marshall University Policy for Faculty, Classified Staff, and Students with Confirmed HTLV-III Infection and/ or Acquired Immune Deficiency Syndrome.

ALCOHOL/BEER MARKETING

Alcohol/beer beverage marketing programs specifically targeted for students and/ or held on campus should conform to the Student Code of Conduct of Marshall University, and should avoid demeaning sexual or discriminatory portrayal of individuals.

Promotion of beverage alcohol/beer should not encourage any form of alcohol abuse, nor should it place emphasis on quantity and frequency of use.

Beverage alcohol or beer (such as kegs or cases of beer) should not be provided as free prizes to individual students or campus organizations.

No uncontrolled sampling as part of campus marketing programs should be

permitted, and no sampling or other promotional activities should include "drinking contests."

Where controlled sampling is allowed by law and the institutional policy, it should be limited as to time and quantity. Principles of good hosting should be observed, including availability of alternative beverages, food, and planned programs. The consumption of beer, wine, or distilled spirits, should not be the sole purpose of any promotional activity.

Promotional activities should not be associated with otherwise existing campus events or programs without the prior knowledge and consent of appropriate institutional officials.

Display of availability of promotional materials should be determined in consultation with appropriate institutional officials.

Informational marketing programs should have educational value and subscribe to the philosophy of responsible and legal use of the products represented.

Beverage alcohol/beer marketers should support campus alcohol education programs that encourage informed and responsible decisions about the use or non-use of beer, wine, or distilled spirits.

If permitted, beverage alcohol/beer advertising on campus or in institutional media, including that which promotes events as well as product advertising, should not portray drinking as a solution to personal or academic problems of students or necessary to social, sexual, or academic success.

Advertising and other promotional campus activities should not associate alcohol/beer beverage with the performance of tasks that require skilled reactions such as the operation of motor vehicles or machinery.

Local off-campus promotional activities, primarily directed to students, should be developed in consultation with appropriate institutional officials.

Endorsed by: the National Association of Student Personnel Administrators

(NASPA), and the Association of College/University Housing Offices-I (ACHUO-I).

ANIMALS ON CAMPUS

All animals must be under the direct command of their owner or handler at all times; that is, on a leash of no more than six (6) feet in length in their owner's hands. No animals are allowed in University buildings except for animals assisting disabled persons.

APPEALS

Academic/Grade Appeals-refer to **MARSHALL UNIVERSITY ACADEMIC RIGHTS AND RESPONSIBILITIES OF STUDENTS**, and the **STUDENT ACADEMIC RIGHTS: WEST VIRGINIA BOARD OF TRUSTEES** sections in this edition of the **Handbook**.

Disciplinary Appeals-refer to the **CODE OF STUDENT RIGHTS AND RESPONSIBILITIES** section in this edition of the **Handbook**.

Grievances-refer to the Grievance Procedure listed in the **UNIVERSITY POLICIES** section of the **Handbook**.

CHEATING/ACADEMIC DISHONESTY

For information, refer to the **MARSHALL UNIVERSITY ACADEMIC RIGHTS AND RESPONSIBILITIES OF STUDENTS**, and the **STUDENT ACADEMIC RIGHTS: WEST VIRGINIA BOARD OF TRUSTEES** sections in this edition of the **Handbook**.

COMPUTER ABUSE POLICIES

Note: This policy replaces the original Computer Use and Abuse Policy and is authorized by the Information Technology Committee.

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Introduction

Information technology is playing an increasingly important role in the life of each individual, and consequently to the Marshall University community. Access to these finite resources is a privilege and is provided with an expectation of responsible and acceptable use. In addition to the principles and guidelines provided in this policy, institutional policies along with certain federal, state and local regulations apply to the use of the information technology environment (ITE).

General Principles and Guidelines

The basic premise of this policy is that responsible and acceptable use of the Marshall University ITE does not extend to whatever an individual is capable of doing. Instead, certain principles provide a guide to users regarding responsible and acceptable behaviors and users are responsible for knowing and understanding them. These principles and guidelines include, but are not limited to:

1. The Marshall University ITE was funded and developed for the sole purpose of promoting and supporting the mission of the University.
2. Authorized users of the Marshall University ITE, or University sponsored resources such as WVNET and RuralNet, are those individuals who have been granted a username and password. The username and password combination is your identity and license to access and use the components of the Marshall University information technology environment for which you are specifically authorized.
3. Authorized users will abide by institutional policies along with applicable local, state and federal regulations.
4. The resources of the Marshall University ITE are finite and shared. Appropriate and responsible use of these resources must be consistent with the common good. The ITE may **NOT** be used for commercial or profit-making purposes.
5. The University reserves the right to limit access to the Marshall University ITE when investigating cases of suspected abuse or when violations have occurred.
6. The University does not monitor or generally restrict the content of material stored on or transferred through the components of the ITE. Use of the ITE is a privilege and not a public forum, therefore the University reserves the right to restrict or deny usage of the ITE when such usage does not promote or support the mission of the University.
7. Users must adhere to the ethical standards governing copyright, software licensing, and intellectual property.
8. Personal web pages may **NOT** contain the official Marshall University logo.

Enforcement

Violation of these guidelines constitutes unacceptable use of information re-

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access limited portions of the IT environment. In this sense they are like your MU identification card or a drivers license. Impersonating another individual, or allowing another to impersonate yourself is not acceptable behavior.

- The computing systems used for mail, WWW, and other technologically augmented services are similar to a residence hall room, or assigned work or office space. The space (and some of the content) belongs to Marshall University and the State of West Virginia but other personal items in the room belong to you. In this sense MU has an obligation to provide a reasonable amount of security to protect your personal property but cannot assume full responsibility for it nor guarantee full privacy (if you are concerned about the inadvertent disclosure of information you should protect these items in another way).

Similarly, as in your residence hall room or office space, in the course of normal maintenance of the IT environment, certain information may be seen by those attending to the maintenance. All employees of Information Technology are instructed that the disclosure of this information is a punishable offense (as is the willful intrusion without cause). Also, in a similar manner, you are allowed the use of certain space and accouterments and are expected to utilize them in a responsible manner by taking proper care, providing reasonable security, and respecting the property and privacy rights of others occupying similar spaces and their assigned, and private resources.

Common Forms of Violations

Although most users strive for acceptable and responsible use of the ITE, inexperienced users may unwittingly engage in behaviors that violate the principles and guidelines of

responsible and acceptable use. To that end, this section outlines some of the more common forms of violations that occur. These examples should not be interpreted as an exhaustive list of violations. Questions regarding the appropriateness of specific behaviors should be directed to Computing Services.

1. Furnishing false or misleading information or identification in order to access another user's account
2. Using another person's username/password or letting someone else use your username/password
3. Investigating, reading or attempting to access another user's files without permission
4. Attempts to access or manipulate certain components of the information technology environment without authorization
5. Alteration of software, data, or other files without authorization
6. Disruption or destruction of equipment or resources
7. Using subterfuge to avoid being charged for computer resources or deliberate, unauthorized use of another user's account to avoid being billed for services
8. Copying or attempting to copy data or software without authorization
9. Sending mail or a program which will replicate itself or do damage to another user's account
10. Interfering with legitimate work of another user
11. Sending abusive, harassing, or obscene messages

12. Viewing or listening to objectionable, obscene, pornographic, or harassing material in public areas
13. Excessive recreational use of resources
14. Sending chain letters or unauthorized mass mailings or transmitting a crippling number of files across a network
15. Sending hoax messages or forged messages, including messages sent under someone else's username
16. Any activity or action that violates the University's Student Code of Conduct or Policies, faculty/staff policies and regulations, or federal, state, or local laws.

Enforcement

Computing Services is authorized to engage in investigations and apply certain sanctions to enforce this policy. These sanctions include, but are not limited to, temporary or permanent reduction or elimination of access privileges to any or all of the components of the ITE. If, in the opinion of Computing Services, it is necessary to preserve the integrity of facilities, services, or data, Computing Services may suspend any access, whether or not the account owner is suspected of a violation. In such a case, Computing Services will attempt to notify the user of any such action after the potential threat to the facilities, services, or data is contained. If such an investigation is required it will be done only under the direct authorization of the Executive Director of Computing Services and all effort will be made not to disclose any content to anyone other than those with a need to know during the investigation or adjudication of the alleged offense

Consequences of the discovery and investigation process or normal maintenance might

include the inspection of files contained in an individual's storage space or monitoring selected traffic on the networks. Again, all effort will be made not to disclose any content to anyone other than those with a need to know. However, where there are moral, ethical, or legal implications of the nondisclosure of such information Computing Services personnel are similarly instructed to contact the Executive Director of Computing Services, who may authorize its disclosure to appropriate authorities if deemed warranted.

In most cases an individual accused of a violation of this policy will be notified and have an opportunity to respond before a final determination of a sanction is made. The Executive Director of Computing Services or their designee, in conjunction with other responsible parties (e.g., University Counsel, Student Judicial Affairs, Academic Affairs, or Personnel) will examine the available evidence and circumstances. If a sanction is levied, the decision may be appealed through the appropriate channels.

EDUCATION RECORDS: PRIVACY RIGHTS OF PARENTS AND STUDENTS

The Family Educational Rights and Privacy Act of 1974, 93-380, 93rd Congress, H.R. 69, authorizes granting to parents and students the right of access, review, challenge, and exception to education records of students enrolled in an educational agency or institution. In accordance with the regulations of the Family Educational Rights and Privacy Act of 1974, Marshall University has adopted a policy to be implemented by all units of the institution. Upon enrollment in the University, the student and/or eligible parent(s) may request a copy of the policy.

Under the Act the student and eligible parent(s) are granted the following rights:

- a. to be informed of the provisions of the Act through adoption of an institutional

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policy:

b. to inspect and review the records of the student;

c. to reserve consent for disclosure except as exceptions are granted in the regulations, i.e., school officials, officials of other schools to which the student seeks attendance, or others as delineated in Section 99.31;

d. to review the record of disclosures which must be maintained by the University; and

e. to seek correction of the record through a request to amend the record and to place a statement in the record.

After the student registers for courses, the student and/or eligible parent(s) may request a copy of the policy "Education Records: Privacy Rights of Parents and Students" from the Student Legal Aid Center (2W29A Memorial Student Center).

Complaints of alleged failure by the University to comply with the Act shall be directed to:

**The Family Educational Rights
and Privacy Act Office**
330 Independence Avenue, S.W.
Washington, D.C. 20201

The University encourages complainants to lodge a formal complaint with either the Dean of Student Affairs, the campus Student Legal Aid Student Program Advisor, or the Attorney for Students.

Requests for further clarification of the Act, the regulations, and University policy should be directed to the Student Legal Aid Center.

MARSHALL UNIVERSITY DEFINITION OF DIRECTORY INFORMATION:

The Family Education Rights and Privacy Act (Buckley Amendment) states that an educational institution may release without written consent those records identified

as public or directory information for student who are currently enrolled provided that the institution informs the students of the categories defined as directory information and students are given an opportunity to refuse disclosure of any or all of the defined categories. Marshall University's policy statement defines directory information as follows: name, address, email addresses, telephone numbers (permanent and campus), date and place of birth, major field of study, dates of attendance, degree and honors and awards received and classification.

EMERGENCY ACTION

Emergency action is an action by the President or his/her designee to impose the sanction, *inter alia*, of suspension to a student or group of students from school or from a residence hall who act or refuse to act, the result of which conduct is to interfere with the rights of others and which conduct is non-peaceful or is disruptive, or which conduct constitutes a danger to health, safety, or property of others or him/herself, provided that a hearing is held within seventy-two (72) hours of the decision.

FACILITY USE

Regulations for Use of University Facilities

The conduct of participants at an event sponsored by a recognized campus organization is the responsibility of the scheduling organization and its advisor.

Campus organizations are expected to use University property responsibly. Officers of the sponsoring organization as well as the individuals involved are responsible for any and all damages or violations of policy, except for expected ordinary wear and tear. Accordingly, officers of the group and/or Advisor(s) may request inspection of the premises by Public Safety personnel. During inspection, any damage or violation of policy noted will be reported to the Facilities Sched-

uling Office by Public Safety personnel. A complaint stating violation, damages, estimated cost of repair, etc., will be filed with the Director of Judicial Affairs.

Organizations sponsoring pool parties in the Henderson Center are required to hire one Marshall University Public Safety Officer. Organizations sponsoring events with an estimated attendance of 100 are required to hire two Marshall University Public Safety Officers. Exceptions to this policy may be granted if the organization's advisor, or approved designee, will be in attendance. One officer and the advisor/designee will be required in lieu of two officers. Arrangements and assignment of officers will be confirmed by the Assistant Director of Public Safety, (696)-4357.

Neither Marshall University nor the West Virginia Higher Education Policy Commission shall be responsible for any loss of or damage to equipment or property of the organization, its members, or patrons. Any equipment of the user remaining on the premises for more than ten (10) days shall be considered abandoned, and may be disposed of by the Manager of Facilities Scheduling as he/she deems advisable unless prior arrangements have been made in writing.

No signs are to be posted upon University premises without prior approval of the Facilities Scheduling Manager. Material such as nails, hooks, adhesive fasteners, tacks, or screws are prohibited. The Facilities Scheduling Manager has the right to refuse permission to use any materials, devices, or procedures which might cause injury or bodily harm.

The use of lighted tobacco is not permitted in any University building. Alcoholic beverages or illegal substances are strictly forbidden.

Campus organizations using the University pools must hire a lifeguard, through the University; minimum of two (2) lifeguards for each fifteen (15) participants. Lifeguards may be hired by contacting the

Recreational Sports & Fitness Activities Office in 2018 Henderson Center. Lifeguards are paid by the organization at an hourly rate.

Persons running or crossing over the Marshall University Track shall wear regular track shoes with a spike less than one quarter inch. The only other shoes permitted on the track will be flat running shoes or standard basketball or tennis shoes. Joggers are required to run on the outside lanes of the track. Under no circumstances shall persons using the track eat, smoke, chew, or drink on the track surface.

No parties using Marshall University facilities shall discriminate against any citizen of the United States or any person within the jurisdiction thereof, on the grounds of race, color, sexual orientation, national origin, sex, or handicap.

Regulations for Use of University Facilities by Campus Organizations

Recognized campus organizations may reserve the following facilities by contacting the Facilities Scheduling Office, 2W17 Memorial Student Center (696)-3125:

GULLICKSON HALL
Main Gym (124)

HENDERSON CENTER
Arena
Natatorium
Instructional Gymnasium HC1002

OUTDOOR FACILITIES
Walter "Lefty" Rollins Track
and Field
Tennis Courts
Memorial Student Center Plaza
Buskirk Field

MEMORIAL STUDENT CENTER
All rooms

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AUDITORIA

Fine and Performing Arts Center
Smith Recital Hall
Smith Hall 154
Corbly Hall 105

CLASSROOMS

Available for meeting space

To reserve one of the above facilities, a completed Facility Reservation Form signed by the organization's advisor and president must be submitted to the Facilities Scheduling Office at least two weeks prior to the desired date of use.

The Facilities Scheduling Manager will schedule the use of the facility and obtain other approvals as necessary (i.e., Security, Intramurals, etc.).

Late requests will be subject to the availability of the space and personnel.

Use of all campus facilities is governed by "Regulations for Use of University Facilities."

FUNDRAISING, SALES, AND SOLICITATION

The term "solicitation" is used to describe the sale of products or the seeking of funds, signatures, merchandise, services, or supplies.

Commercial-for-profit solicitation is not permitted on University property except by contract with the West Virginia Board of Trustees.

Recognized student organizations (or those in the certification process, at the discretion of the Student Activities Office) may solicit at reasonable times and places on University property, and under reasonable conditions imposed by University officials charged with control of the areas, provided such solicitations are not inconsistent with the educational purposes of the University. The organization must comply with facility usage and scheduling policies, and arrangements for the solicitation of

funds must be made with the supervisor of the building or campus area to be used. When soliciting funds, the organization must have a copy of the Fundraising Permit present at all times. The organization conducting the solicitation must be identified at every location by means of a sign or announcement.

In determining reasonableness of time, place, and manner of the solicitation activity planned, the Student Activities staff and University officials charged with the control of the areas where the activity is planned shall consider whether the proposed activity conflicts with regularly scheduled University activities or other scheduled events in the area. The effect of the activity on normal pedestrian and vehicular traffic, the availability of alternate facilities, and similar factors may also be considered in awarding fundraising permits.

Other reasonable time, place, and manner conditions may be imposed as a pre-condition of conducting activity (e.g., an applicant may be asked for information regarding the anticipated number of participants and spectators, security arrangements, and sanitary facilities).

GRIEVANCE PROCEDURE FOR STUDENTS

Section I: Purpose

The purpose of this procedure is to provide all students with a systematic policy for the resolution of grievances which may arise with a functioning unit and/or policy of the University. This policy shall not be applicable to those cases covered by the Marshall University Code of Conduct, or the Marshall University Policy on Academic Rights and Responsibilities of Students. Procedures for student disciplinary and academic affairs are outlined in the Board of Trustees' Policy Bulletins 57 and 60. It is not the intent of this policy that any functioning unit adopt

these procedures as part of their unit appeal process. Those functioning units which have students seeking appeals on a continuing basis must develop their own appeals process. The Grievance procedure undergoes review annually, and may be subject to change.

Section II: Rationale

Good student relations are maintained, effective services to students from all functioning campus units are enhanced, and all affected parties of the Marshall University community are better served when sincere efforts of students, faculty, and staff are exerted toward constructive solutions to problems that may occur. The intent of this procedure is to provide a simple and easily understood process for solving problems at the lowest possible administrative level, as fairly and as expeditiously as possible.

Section III: Definitions

A. Grievance - A formal statement from a student expressing a circumstance which he/she feels resulted in unjust or injurious treatment from a functioning unit and/or staff/faculty employed within said unit of Marshall University. Such circumstances may include, but are not limited to, a misapplication, or a misinterpretation of the statutes, policies, rules, regulations, or written agreements that are part of the functioning procedure of the University and/or behavior or actions of staff/faculty employed within a functioning unit of Marshall University.

B. Functioning Unit - The various administrative areas, departments, and/or offices and all non-classified staff/faculty employed within those areas, departments, and/or offices.

C. Jurisdiction - Refers to the areas of authority in relation to the student's right to be heard in the solution of problems in all matters except those cases covered by the Code of Student Rights and

Responsibilities or the Marshall University Policy on Academic Rights and Procedures.

D. Grievance Panel - Permanent sub-committee of the Student Conduct and Welfare Committee composed of two faculty members (one of whom must be a member of the Student Conduct and Welfare Committee) and one student. Faculty members, students, and alternates shall be appointed by the Chair of the Student Conduct and Welfare Committee at the beginning of each academic year. Panel members and alternates serve one academic year. When a complaint has been filed against a member of the classified staff, the Student Legal Aid Program Advisor shall request the Chair of the Staff Council to appoint a staff member to serve on the Panel in place of one faculty member. When a complaint is against a non-classified staff member, the Student Legal Aid Program Advisor shall request the head of said unit to appoint one non-classified member in consultation with the individual(s) involved, to replace one faculty member.

E. Grievant - Any student who has a grievance as defined in Section III, Paragraph A.

F. Student - Any person who has been admitted to an institution to pursue a course of study, research, or service and who has not been graduated or dismissed from such a course and who has some right or privilege to be on the campus or in the facilities of the institution, or to use the same, in connection with study, research, or service, or who yet has some rights or privilege to receive some benefit or recognition of certification from the institution, under the Rules, Regulations, or Policies of the Board of Trustees or the institution.

Section IV: Processing

A. Level I

1. Student fills out a formal grievance and submits to the Student Legal Aid

Program Advisor in Room 2W23 of the Memorial Student Center (forms are available in said office).

2. After the Student Legal Aid Program Advisor discusses the complaint with the student, the grievance is presented to the individual named in the complaint in an attempt at resolution. If not resolved, a copy of the grievance will be forwarded to the head of the unit in which the individual named in the complaint is employed. If the head of the unit is party to the complaint, the grievance shall be forwarded to the supervisor of the head of the unit. If a resolution is not possible at this point, the student may proceed to Level II.

The decision to proceed to Level II along with the written findings from the student must be presented to the Student Legal Aid Program Advisor within 21 days from the time the student receives formal notification that a resolution has not been reached. Likewise, the individual named in the complaint must also respond in writing to the Student Legal Aid Program Advisor within 21 days upon receipt of official notification that the student is proceeding to Level II. If the individual named in the complaint does not respond within 21 days, the complaint shall be forwarded to the supervisor of the head of the unit in which the individual is employed.

B. Level II

1. Student requests the Student Legal Aid Program Advisor to present his/her grievance to a Grievance Panel for disposition. Neither the student nor the individual named in the grievance is present at the Panel meeting. The Panel shall have 21 days from the time the grievance is presented to them to refer their findings to the Student Legal Aid Program Advisor.

2. After the Student Legal Aid

Program Advisor presents all the information submitted by the student and the individual named in the grievance, the Grievance Panel does one of the following:

a. If the Panel finds in favor of the student, a recommendation for resolution of the grievance shall be forwarded to the head of the unit in which the individual named in the complaint is employed. If the head of the unit is party to the complaint, the recommendation shall be forwarded to the supervisor of the head of the unit.

b. If the Panel finds that the student did not receive unjust or injurious treatment, the student shall be advised that the Panel supports the decision/action(s) of the individual(s) named in the grievance.

c. If the Grievance Panel deems it necessary to obtain additional information, the Panel shall request the Student Legal Aid Program Advisor to invite the student and the individual named in the complaint to meet separately or together (at the discretion of the Panel) with the Panel. After said meeting, the Panel shall choose to act upon (a) or (b) listed above.

C. Level III

1. The Student Legal Aid Program Advisor shall refer the findings of the Grievance Panel on a Panel Response Form to the head of the unit in which the individual named in the complaint is employed. If the head of the unit is party to the complaint, the findings shall be forwarded to the supervisor of the head of the unit. The head of the unit shall indicate on the Panel Response Form acceptance or rejection of the recommendation of the Panel. The form shall be returned to the Student Legal Aid Program Advisor within five (5) working days after its receipt.

2. The Student Legal Aid Program Advisor submits the recommendation of the Panel to the head of the unit and to the student.

a. If the student is dissatisfied with the decision of the Grievance Panel, he/she may file a written appeal to the President of the University with the Student Legal Program Aid Advisor within five (5) working days after receipt of notification.

b. If the head of the unit rejects the recommendation of the Panel, the student may file a written appeal to the President of the University with the Student Legal Program Aid Advisor within five (5) working days after receipt of notification.

c. Within ten (10) working days, the President or his/her designee should respond to the appeal. If no response is received by the Student Legal Aid Program Advisor within that time, the recommendation of the Grievance Panel will be deemed accepted.

GROUP RESPONSIBILITY

Marshall University is a community which exists to promote educational and academic goals. The standards of behavior set forth for students and organizations within this community may be higher than those found elsewhere in society. Upon registration or recognition by the University, each student organization becomes responsible for acting in accordance with the provisions of the Code of Student Rights and Responsibilities and all other applicable University and community policies and standards. Official University action will be taken when the behavior of the members of a student organization violates community standards and interferes either with the University's educational purpose, or with its duty to protect individual health, welfare, and property.

Marshall University has established the following policy to ensure that leaders and members of student organizations understand and accept responsibility for the actions of their organization and all of its members. The following policy applies to

all recognized or registered student organizations.

Student organizations may be held responsible for the acts of individual members. Acts include but are not limited to the following categories:

- when a member of an organization is violating local, state, or federal law or University regulations and other members present, by failing to discourage such activity, tacitly condone the behavior;

- when the acts grow out of or are directly related to the student organization's activities or an environment created by the organization;

- when the acts are those of guests of an organization, or by persons authorized or permitted to represent themselves as connected with the organizations;

- when an organization places prospective members in a subordinated status prior to achieving full membership, or imposes any kind of probationary period prior to full membership, and hazing occurs.

Liability on the part of the student organization may be mitigated if members of the organization take reasonable steps to prevent infractions of University regulations by their fellow members. Such steps will usually include clear establishment of standards (preferably in writing), documented education of members as to the standards established, and documented enforcement of standards when violations occur. The specific steps necessary to avoid this liability (or to mitigate consequences) will vary according to the circumstances of the situation, the seriousness of the behavior, and the possible harms which could have arisen from the behavior. Where more serious behavior and harm is in question, the student organization has the duty to take clear and firm action that is reasonably calculated to prevent and/or stop the behavior in question.

Every member of any student

organization is obligated to respond to the conduct of other members when those members engage in behavior which violates the law or University policies. The degree to which and organization is responsible for the activity of its members is not necessarily dependent upon the number of members engaging in the activity, but depends upon whether the activity is related to the organization as described in the four previously mentioned categories--in contrast to being the private activity of individuals who happen to be members. The factors to be considered include whether the activity is one normally considered part of student organization life and whether the atmosphere in the particular organization encourages or condones the particular group activity of the members. It is the duty of every organization to create an atmosphere which makes misconduct during its activities inconsistent with membership in the organization.

The duty described in the previous paragraph applies not only to members who are directly involved in the activity, but also to passive participants and members who have knowledge of the activity. For example, a member who knows about and protects the identities of members involved in illicit activities can be held culpable for the misdeeds. All members must be on notice that their misdeeds may result in the sanctioning of their student organization through the Student Judicial System. In addition to the group being held culpable, members and officers may be cited and held responsible as individuals for their roles.

In summary, Marshall University's policy is that every student organization member has the duty to take all reasonable steps necessary to prevent infractions of University rules growing out of or related to the student organization's life. This policy pertains, but is not limited, to incidents involving hazing, discrimination, vandalism, theft, alcohol or substance abuse, dishonesty,

disorderly conduct, violence, and misuse of organization or University funds. Specific policies governing student behavior are listed in The Code of Student Rights and Responsibilities.

For more information please contact the Office of Student Activities and Organizations, 2W29A Memorial Student Center, (304) 696-6770; the Office of Greek Affairs, 2W29A Memorial Student Center, (304) 696-6770; or the Office of Judicial Affairs, 2W38 Memorial Student Center, (304) 696-2495

HAZING

According to the policies of MU, the National Interfraternity Council, the National Panhellenic Conference, and all other national organizations represented on our campus, hazing is not permitted and has no place in student organizations. All acts of hazing by any organization, members, or alumnus are specifically forbidden. Hazing is defined as: "Any action taken or situation created intentionally, whether on or off campus, to produce mental, emotional, or physical discomfort, embarrassment, harassment, or ridicule. Such activities and situations may include paddling in any form; creation of excessive fatigue, i.e., any activity which deprives a student of at least six continuous hours of sleep; physical and psychological shocks; inappropriate quests, i.e., stealing of items; treasure hunts, scavenger hunts, road trips, or any other such inappropriate activities carried on either on or off campus, or in a Greek House; wearing publicly any apparel which is conspicuous and not normally in good taste, as defined by the proper hearing bodies; engaging in public stunts and buffoonery; morally degrading or humiliating games and activities; late work sessions which interfere with scholastic activities; any other activities which are not consistent with fraternal law, ritual, or policies or regulation;

any act which would degrade or otherwise compromise the dignity of the individual, including forced use and abuse of alcohol and drugs."

Procedure for Filing a Complaint

All complaints and/or requests for definition of hazing are to be filed with Director of Judicial Affairs.

LIABILITY

Marshall University, as a state agency, cannot assume responsibility for loss of or damage to the personal property of students. Furthermore, the University cannot assume responsibility for personal injury to students.

Students and/or their parents are strongly urged to make certain that such matters are covered by their personal insurance.

NON-DISCRIMINATION POLICY STATEMENT

It is the policy of Marshall University to provide equal opportunities to all prospective and current members of the student body, faculty, and staff on the basis of individual qualifications and merit without regard to race, color, sex, religion, age, handicap, national origin, or sexual orientation.

This non-discrimination policy also applies to all programs and activities covered under Title IX, which prohibits sex discrimination in higher education. Marshall University strives to provide educational opportunities for minorities and women in the undergraduate student body which reflect the interest, individual merit, and availability of such individuals. The University ensures equality of opportunity and treatment in all areas related to student admissions, instructions, employment, placement accommodations, financial assistance programs, and other services.

Marshall University also neither affiliates with nor grants recognition to any individual, group, or organization having

policies that discriminate on the basis of race, color, sex, religion, age, sexual orientation, handicap, or national origin.

Information on the implementation of the policy and/or the Title IX Amendment should be addressed to:

**Equity Officer 207 Old Main
Marshall University
Huntington, West Virginia 25755
Phone (606)-2592**

POSTING OF INFORMATION

A. Posting on Bulletin Boards

1. Student Activity bulletin boards are reserved for use by recognized student organizations, Marshall Artists Series, Student Programming Board, and University offices. Any poster which fulfills the following requirements may be considered approved and then posted for the specified period of time.

a. The name of the recognized student organization sponsoring the poster must be clearly visible.

b. The date of the event advertised or a date at which the poster is considered to have fulfilled the function must be included. Any poster not fulfilling these requirements will be removed from the bulletin board by a member of the staff.

c. Legitimate posters are to be removed the day following the event by the person or persons who put up the poster.

Failure to comply with regulations will result in loss of posting privileges.

2. In residence halls, in order to put up posters, permission must be received from the Resident Director of the hall, and the rules and regulations of that hall must be observed.

3. Departmental boards are clearly marked as such and no material is to be posted thereon except at the direction of the chair of the department concerned.

4. In order to maintain the natural

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beauty of the campus and to preserve the quality of the buildings, trees, and shrubs, there shall be no posting of notices on any buildings, telephone poles on the campus, or sidewalks. Posting on trees is acceptable only if string or tape is used (no nails).

5. Posting is not permitted on woodwork, doors, windows, walls, or bulletin board frames or painted surfaces.

6. In accordance with the State Fire Marshall's regulations, all posting within thirty (30) inches from any light fixture must be of fireproof materials. For this reason, no poster, promotional materials, or decorations may be suspended from any light fixture.

7. There shall be no signs or promotional materials stretched across the corridors of buildings, on the outside of buildings, or between structures unless by special permission, arranged through the Student Activities Office.

8. Special provisions can be made for displaying posters during Student Government elections or other all-campus referenda through the Student Activities Office.

9. Courtesy and respect for the freedom of expression by others dictate that posters are not to be marked on, destroyed, or removed. Anyone discovered defacing posters will be subject to disciplinary action under the The Student Code of Rights and Responsibilities.

10. Off campus groups must receive permission from the Facilities Scheduling Office before posting any signs or posters on campus. If approval is not received, such material will be removed.

11. Masking tape may only be used on unpainted cement or metal surfaces, because it damages wooden and painted surfaces.

B. Banners

Student Activities Committees and the Marshall Artists Series have blanket permission to post banners on the Memorial Student Center campus side balcony. Other

groups may request permission for posting banners on the 5th Avenue side through the Facilities Scheduling Office.

C. Newspapers, Handbills, Flyers & Printed Materials

1. Handbills or flyers may not be placed on car windshields, buildings, lamp post and trees.

2. The University reserves the right to regulate locations on campus where handbills and flyers may be distributed.

In general, they may NOT be distributed:

a. Outside buildings where normal traffic flow may be impeded.

b. Inside buildings and offices, except from reserved tables.

3. Individuals or groups distributing handbills or flyers are responsible for their content.

4. The sponsoring individual or group must be clearly identified on the flyer or handbill.

5. Any off campus group that wishes to distribute handbills or flyers on campus must register forty-eight (48) hours in advance with the Student Center Operations in 2W6 Memorial Student Center. Campus Security will be notified of approval.

6. Materials may not be stuffed in residence hall mail boxes, nor may they be distributed in the residence halls without approval of Residence Services.

PUBLIC COMMUNICATIONS

Demonstrations & Mass Gatherings

The following special provisions apply to all rallies and/or demonstrations (subject to approval/revision by appropriate University committees):

1. Registration of a mass gathering must be made forty-eight (48) hours prior to the event in office of Student Activities or with the Dean of Student Affairs. The appropriate form must be filled out at that

time. The purpose of the proposed rally or demonstration and the route of all moving demonstrations, rallies, or parades must be discussed and approved in advance by the Dean of Students, or his/her designee.

2. Reservations for space use must be confirmed with the appropriate University Department.

3. University Police must be notified forty-eight (48) hours in advance.

4. Rallies may not obstruct or disrupt any legitimate function of the University. These include research, teaching, administrative, public service, or other authorized functions, activities, or programs.

5. Rallies may not obstruct the free flow of pedestrian or vehicular traffic.

6. In all instances, those holding rallies and demonstrations are responsible for making the necessary provisions to maintain the peaceful demeanor of the rally.

7. The student officer in charge will be responsible for making the necessary arrangements with other officers and personnel on campus as directed by the Dean of Students or his/her designee.

8. Individuals participating in demonstrations are reminded that they are responsible to local, state, and federal laws as well as University regulations concerning demonstrations and assembly.

9. Unlawful conduct may warrant strict disciplinary actions as described in the Marshall University Code of Student Rights and Responsibilities.

10. Any demonstrations or mass gatherings off campus must go through appropriate municipal offices.

RESIDENCY REQUIREMENTS

Students must complete the West Virginia Residency Application available in the Enrollment Management Office (OM109) and provide copies of the following documentation required for In-State Residency:

1. West Virginia Driver's License

2. West Virginia Motor Vehicle Registration(s).

3. Lease, rental agreement or proof of purchase of your permanently occupied home in West Virginia.

4. Signed statement of full-time employment on company letterhead.

5. Proof of payment of West Virginia Income Taxes.

6. Brief statement explaining your claim to resident status as indicated on the back of the Application.

7. Twelve months continued presence in WV prior to applying to this University.

8. If enrolled, a twelve month period out of school is necessary to become an in-state resident for fee purposes.

Dependency: If you are applying for resident status on the basis of dependency upon a parent, legal guardian or spouse, provide information on the application and supporting documentation relative to the parent, guardian or spouse, as well as a copy of your West Virginia driver's license.

Metro Residency: If you are applying as a Metro Resident, please follow the procedures and provide the documents requested above relative to the Metro County.

SCHOLASTIC DEFICIENCIES

For information, refer to the **MARSHALL UNIVERSITY ACADEMIC RIGHTS AND RESPONSIBILITIES OF STUDENTS**, and the **STUDENT ACADEMIC RIGHTS: WEST VIRGINIA BOARD OF TRUSTEES** sections in this edition of the Handbook.

SEXUAL ASSAULT AND ABUSE POLICY

Acts of sexual violence, assault or abuse, such as rape, acquaintance rape, and other forms of non-consensual sexual activity will not be tolerated at Marshall University. Such acts are criminal behaviors and create an

environment contrary to the goals and mission of the University. These acts will be swiftly investigated and will subject an individual to disciplinary action under the University student conduct code, separate from any criminal prosecution or action.

The University provides this statement as a means of deterring acts of sexual assault and abuse affecting its students and establishes its jurisdiction over such prohibited acts when committed by University students. These are violations of University policy as well as criminal law. Allegations of such violations will be actively pursued under terms of The Code of Student Rights and Responsibilities and reported to criminal authorities where such conduct violates criminal statute.

Sexual Offenses Defined

The crimes of sexual assault and abuse are legally defined under West Virginia law as sexual acts committed without the consent of the victim. The law states that lack of consent may result from (1) "forcible compulsion," (2) the victim's "incapacity to consent" by virtue of age, status or mental or physical incapacitation or helplessness, or (3) "circumstances...in which the victim does not expressly or impliedly acquiesce in the actor's conduct." A person under the influence of alcohol or drugs is generally regarded as incapable of giving consent. Having sexual contact with a person incapacitated or made helpless by consumption of drugs or alcohol is considered sexual assault or abuse.

"Acquaintance Rape" and "Date Rape" are terms commonly used to describe intercourse forced on a person known by the assailant. The social relationship between the individuals does not make the act legal if the act is committed without consent. The criminal law makes no distinction between sexual assault by an acquaintance or sexual assault by a stranger.

The University's Response

Disciplinary action on campus is designed to deal educationally with student

behavior which is prohibited or is deemed unacceptable to the community. Where the behavior is aggravated or presents a continuing danger to the University community students are subject to removal from the institution. Criminal prosecution in the court system is designed to be punitive and to provide social consequences for convicted offenders. Student offenders may be charged under either or both systems.

Students should notify the Marshall University Police Department of incidents involving allegations of sexual offenses. Charges resulting from such incidents may invoke criminal penalties under the law. The penalty for first-degree sexual assault may be 35 years imprisonment. For the second-degree of these offenses, the maximum penalty is 25 years imprisonment. The maximum penalty for third degree sexual assault is five years imprisonment. Convictions resulting from sexual abuse charges may result in up to five years imprisonment.

Where allegations concerning any such activities arise, the University will seek the victim's cooperation in pursuing all available courses of disciplinary action against alleged student offenders. Where alleged student perpetrators are deemed to present an immediate danger or continuing threat to the community, they may be removed from the University by the President or his or her designee on an interim basis until an expedited due process hearing can be scheduled.

Sanctions and hearing actions are described in the Judicial System and The Code of Student Rights and Responsibilities sections of this handbook. The maximum sanction for sexual assault or abuse is expulsion from the institution. The severity of the offense and the potential for subsequent harm to the victim or the community at large weigh heavily in sanctions for such cases. The victim's identity and all information concerning the offense are held in strict

confidence by hearing authorities, under Federal, state, and institutional guidelines for privacy in education records. There are situations-e.g., court order - where confidentiality cannot be maintained.

Both the accused student and the victim will be informed of the outcome of all University disciplinary proceedings concerning sexual assault or abuse.

REPORTING OF INCIDENTS

MU Police Department/(696)-4357

Women's Center/(696)-3112

Counseling Center/(696)-3111

MU Judicial Affairs/(696)-2495

Equity Programs/(696)-2597

Victims of sexual assault or abuse may report incidents to the appropriate University authorities, including MUPD, equity programs, counseling center, women's center or student affairs/student judicial affairs office.

Victim's Rights

Victims of sexual assault or abuse occurring on property owned by Marshall University will be informed of their rights. These rights include the following:

1. The victim has the right to file criminal charges with the law enforcement of officials.

2. Local university authorities, at the request of the victim, will provide assistance in notifying the appropriate law enforcement officials and disciplinary authorities of any incident of sexual assault.

3. The campus police will provide complete and prompt assistance in obtaining, securing, and maintaining evidence in connection with an incident of sexual assault.

4. University authorities will provide assistance to the sexual assault victim or complainant in preserving materials relevant to a campus disciplinary proceeding.

5. All reports of sexual assault or abuse

filed with the Office of Judicial Affairs will be investigated by the appropriate campus authorities.

6. The victim may be accompanied in campus judicial proceedings by a support person of the victim's choice. The victim should notify the University at least 48 hours in advance of the hearing that a support person will be present. The support person is not entitled to participate in judicial proceedings.

7. The victim will be informed in writing of the outcome of any campus disciplinary proceeding concerning a sexual assault or abuse complaint, consistent with federal and state reporting requirements.

8. At the request of the sexual assault victim, University authorities in cooperation with appropriate law enforcement authorities will provide assistance in shielding the victim from unwanted contact with the alleged assailant. Such assistance may include transferring the victim to alternative classes or alternative university-owned housing.

9. University authorities will inform sexual assault or abuse victims of their rights to assistance by university and community crisis intervention support and advocacy services and will provide assistance in obtaining these services.

Procedures for Victims Alleging Sexual Offenses

Individuals who have information about or who are victims of sexual offenses should immediately report those offenses to the proper authorities. The University Policy provides guaranteed assistance to victims (see the University Policy regarding such guarantees.)

The physical well-being of a victim of sexual assault is vital. Prompt reporting of a sexual assault or sexual offense allows for expedient medical treatment, testing for

pregnancy and sexually transmitted diseases and allows for the timely collection and preservation of evidence. Victims are reminded not to shower, douche or change clothes until after talking to authorities and undergoing a medical examination.

Students are guaranteed confidentiality, humane and ethical treatment and access to resources.

Education Initiatives

Students should understand that the University community has ethical and moral values which all members of the community are expected to honor. Central to those values is the belief that all members of the University community have the right to be treated with respect and to participate in community life with dignity. Sexual assault or abuse and other forms of physical, mental or other actions resulting in violence violate all members' right to respect and dignity. Students arrive at the University from many different familial, social and community settings. To ensure that students understand the University's expectations, the University endorses a comprehensive educational program. The goals of a comprehensive educational program include:

Prevention Education: All students should know what sexual assault or abuse is; know the University community's values, policies and rules about sexual assault; know the behaviors which endanger them as either a perpetrator or victim; and know the University services and programs available for victims and perpetrators.

Victim On-Going Support Services: Students who have been victims prior to or during the time they are enrolled at the University should have access to support services to assist them in resolving issues arising from the assault or abuse. (These support services are distinct and different from those which are offered to victims at the time of reporting an assault.)

Advocacy: The University and all its members should know what sexual assault or abuse is and understand its impact on victims. Policies and procedures of the University should be routinely examined to ensure that they provide appropriately supportive advocacy for victims.

Institutional Environment: In order to support the educational efforts of this plan, it is essential that the University environment have a single message about sexual assault. Students can and should expect that University faculty and staff will take seriously the responsibility to protect their rights to participate and live in the University community with dignity and respect. (Adopted by the Student Conduct and Welfare Committee, December 8, 1997.)

SEXUAL HARASSMENT

Marshall University's Policy Statement of Sexual Harassment for Faculty, Staff, and Students.

Section 1. GENERAL

1.1 Scope. This policy defines sexual harassment, provides guidelines for the filing and processing of complaints, provides for disciplinary action and administrative remedy in case of sexual harassment and outlines educational programs aimed at prevention and/or eradication of sexual harassment.

1.2 Authority. Policy Bulletin No. 9 issued by the West Virginia Board of Regents on May 17, 1987.

1.3 Coverage. This policy applies to situations where the alleged harasser is an applicant for employment, an employee, a guest, invitee or licensee, or a contractor of the University and where the complainant is an applicant to an educational program, a student, an applicant for employment, an employee, guest, invitee or licensee, or a contractor of the University.

It does not apply to situations where the

alleged harasser is a Marshall student; such situations are covered by the The Code of Student Rights and Responsibilities.

1.4 This policy shall be construed in a manner consistent with academic freedom, as well as the rights to free speech, privacy, and association.

1.5 Effective date: May 10, 1993

Section 2. POLICY STATEMENT

2.1 Sexual harassment is prohibited by federal and state legislation. In the employment context, it is prohibited by Title VII of the Civil Rights Act of 1964; in the education context, it is prohibited by Title IX of the Education Amendments of 1972; and it is prohibited in both employment and public accommodation contexts by the West Virginia Human Rights Act of 1961, as amended. Sexual harassment in any manner or form is expressly prohibited by the University. The University is committed to the prevention and/or eradication of sexual harassment. It is the responsibility of students, employees and contractors of the University to maintain a work and educational environment free from sexual harassment. It is the responsibility of all academic and administrative supervisory employees to provide educational opportunities to foster such environment; it is also their responsibility to take immediate action whenever sexual harassment is reported or becomes known.

Section 3. DEFINITION

3.1 Sexual harassment is a form of sex discrimination. For the purpose of this policy, it is defined in conformity with the guidelines published by the U.S. Department of Education and the U.S. Equal Employment Opportunity Commission.

Unwelcome sexual advances, request for sexual favors, and other verbal or physical conduct of a sexual nature constitutes sexual harassment when:

3.1.1 Submission to such conduct is

made either explicitly or implicitly a term or condition of an individual's employment or education;

3.1.2 Submission to or rejection of such conduct by an individual is used as the basis for employment or academic decisions affecting such individual; or when

3.1.3 Such conduct has the purpose or effect of:

3.1.3.1 Unreasonably interfering with an individual's academic or work performance, or

3.1.3.2 Creating an intimidating, hostile or offensive working educational environment.

3.2 Examples of acts that may, in the work or educational environment, rise to the level of sexual harassment include, but are not limited to:

3.2.1 Display of sexual suggestive or derogatory materials;

3.2.2 Inquires about a person's sex life by her/his instructor or supervisor;

3.2.3 Hazing, slurs, or jokes which convey insulting, degrading, demeaning and offensive sexist attitudes;

3.2.4 Unwelcome brushes, touches or other physical contacts of a sexual nature.

3.3 In determining whether alleged conduct constitutes sexual harassment, the University will look at the record as a whole and at the totality of the circumstances, such as the nature of the sexual advances, the context, the relative status of the parties, the frequency or seriousness of the alleged incidents reported by each complainant. The determination of the legality of a particular action will be made from the facts, on a case by case basis.

3.4 Examples of acts that constitute sexual harassment include, but are not limited to:

3.4.1 Sexual coercion, threats or insinuations that granting of employment or education rights will be a function of submission to request for sexual favors;

3.4.2 Insinuations that refusal to

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grant sexual favors may result in reprisal;

3.4.3 Sexual assault.

Section 4. FILING AND PROCESSING OF COMPLAINTS

4.1 Any student, employee, applicant, guest, invitee, licensee, or contractor of the University who believes s/he has been sexually harassed must follow the Sexual Harassment Complaint Procedures published by the Office of Equity Programs. The procedures may be obtained from deans, directors, academic chairpersons, area coordinators (hereafter referred to as academic and administrative supervisors), members of the Equal Opportunity Grievance Panel, or the Office of Equity Programs.

4.2 Complaints of sexual harassment must be filed within one hundred and sixty working days (160) of the alleged incident. The time period for filing may be extended by the Office of Equity Programs, for good cause.

4.3 A third party may file a complaint under this policy when sexual harassment of another person has the effect of:

4.3.1 Unreasonably interfering with that third party's academic or work performance, or

4.3.2 Creating an intimidating, hostile or offensive working or education environment for the third party.

4.4 The University reserves its right to assume the role of a complainant and investigate sexual harassment incidents whenever it deems appropriate.

4.5 The Sexual Harassment Complaint Procedures, published by the Office of Equity Programs of the University, will be used to process sexual harassment complaints.

4.6 Deans, directors, department chairpersons, area coordinators and supervisory employees shall receive training in the processing of informal complaints.

4.7 Members of the Equal Oppor-

tunity Grievance Panel shall receive training in the processing of informal and formal complaints.

4.8 Nothing in this policy shall affect the right of the complainant to file his/her complaint with external law enforcement agencies. Complaints may be filed concurrently with external agencies, to meet state and federal agency deadlines without jeopardizing complainant's rights to an investigation by the University.

Section 5. DISCIPLINARY ACTIONS & ADMINISTRATIVE REMEDIES

5.1 At the discretion of the President, appropriate corrective and/or disciplinary actions, ranging from a warning up to and including termination, will be taken against:

5.1.2 Any academic or administrative supervisor who fails to take corrective action when there is probable cause to believe that s/he should have known, that one of the persons protected by this policy was being or had been subjected to sexual harassment by one of his/her guests, employees, or contractors.

5.1.3 Any applicant, guest, invitee, licensee, contractor or employee of the University when there is probable cause to believe that s/he had sexually harassed any person protected by this policy;

5.1.4 Any employee who breached the confidentiality of matters pertaining to a sexual harassment;

5.1.5 Any complainant found to have been dishonest in making an allegation of sexual harassment; and

5.1.6 Any person who retaliated against an individual because that individual complained of sexual harassment, testified on behalf of someone who filed a complaint, or assisted in the implementation of this policy.

5.2 The nature of the corrective and/or disciplinary actions must be com-

mensurate with the nature of the violation of the policy.

Section 6. RECORD KEEPING

6.1 All files pertaining to formal complaints of sexual harassment will be kept, in strict confidence, in the Office of Equity Programs. Copies of informal complaints will be forwarded to the alleged harasser, but not kept on file.

6.2 Copy of the final decision of the President and of all appeal decisions will be filed in the personnel folder of the alleged harasser.

6.3 All formal complaints and all paperwork associated with such complaints will be destroyed after three (3) years unless there is compelling evidence that there is a pattern of activities on the part of the named individual. The Director of Equity Programs will have the responsibility to notify the named individual whether the files are being destroyed or retained within 30 days of the third anniversary of the complaint. If the files are retained, the named individual has the right to file additional comments relative to the complaint. Files that are retained will be reviewed after an additional three (3) years to determine whether the pattern of activities still exists and, if not, the files will be destroyed. The named individual will be notified of the disposition of the files in accordance with the guidelines set down in this section.

Section 7. DISSEMINATION AND IMPLEMENTATION

7.1 The Office of Equity Programs is, hereby, charged with the responsibility of developing and monitoring a program for the dissemination and implementation of this policy. The program should include, but should not be limited to:

7.1.1 Dissemination of this policy to employees and students by directors, academic chairpersons, area coordinators,

supervisory employees, and the Department of Human Resources;

7.1.2 Educational programs organized by the Office of Equity Programs upon requests of vice-presidents, deans and directors;

7.1.3 Establishment and administration of standard operating procedures for responding to sexual harassment complaints;

7.1.4 Workshops on the processing of informal complaints of sexual harassment organized by the Office of Equity Programs upon request of vice-presidents, deans and directors; and

7.1.5 Workshops on the processing of formal and informal complaints organized by the Office of Equity Programs for the members of the Equal Opportunity Grievance Panel.

Section 8. NON-RETALIATION

8.1 Retaliatory action of any kind taken against someone because s/he has filed a complaint under this policy, or testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under this policy, is prohibited. Said retaliatory action shall be regarded as a separate and distinct grievable manner.

COMPLAINT PROCEDURES

Section 1. GENERAL

1.1 Purpose. These procedures are to be used in the implementation of the Sexual Harassment Policy of the University.

1.2 Authority. Policy Bulletin No. 9 issued by the West Virginia Board of Regents on May 17, 1987.

Section 2. GRIEVANCE PROCEDURES

The complainant may choose to use the informal procedure or the formal procedure described below; or s/he may use the informal procedure first and then, if not satisfied, the formal procedure.

2.1 INFORMAL PROCEDURE

2.1.1 Informal complaints need not be in writing but must be filed within one hundred and sixty (160) working days of the alleged incident. They may be resolved in consultation with an agent of the University, as described below:

2.1.1.1 Any applicant to an educational program, or person seeking employment with the University, who feels that s/he has been sexually harassed should contact the Office of Equity Programs for counseling and other appropriate actions;

2.1.1.2 Any employee who feels that s/he has been sexually harassed should contact his/her supervisor for counseling, or a member of the Equal Opportunity Grievance Panel, or the Office of Equity Programs for counseling and other appropriate actions;

2.1.1.3 Any student who feels that s/he has been sexually harassed should contact the chairperson of his/her department, or the dean of his/her college, or a member of the Equal Opportunity Grievance Panel, or the Office of Equity Programs for counseling and other appropriate actions;

2.1.1.4 Any person who feels that s/he has been sexually harassed should contact the Office of Equity Programs for counseling and other appropriate actions.

2.1.1.5 The agent of the University should attempt an informal resolution of the situation within thirty (30) working days.

2.1.1.6 If the complainant(s) wish(es) to remain anonymous, the agent of the University should counsel the complainant(s) and discuss with him/her/them ways to remedy the situation without confronting the alleged harasser. The agent of the University shall forward all records to the Office of Equity Programs. The Office of Equity Programs will inform the alleged harasser that a complaint has been filed and provide the alleged harasser with a copy of the complaint with all data that could be used to

identify the complainant(s) removed. No file of informal complaints will be kept at any level.

2.1.1.7 If the complainant(s) choose(s) to reveal his/her/their identity, the agent of the University shall refer the matter to the Office of Equity Programs for further action. An agent of the Office of Equity Programs shall meet with any parties and attempt to arrive at a mutually satisfactory solution. Such solutions may include dropping the charges, signing a consent decree, or reaching a no-fault settlement agreement. If any party is not satisfied with the results of this process, he/she may request that the incident be reviewed as a formal complaint.

2.2 FORMAL PROCEDURE

The formal procedure is invoked by the filing of a written complaint with the Director of Equity Programs. The complaint shall be filed upon forms available from the Office of the Equity Programs.

2.2.1 Formal complaints must be filed within one hundred and sixty (160) working days of the alleged incident. The time period for filing may be extended by the Director of Equity Programs. The complaint shall be filed upon forms available from the Office of Equity Programs.

2.2.2 Upon acceptance of a complaint, the Director of Equity Programs shall select two (2) or more members of the Equal Opportunity Grievance Panel to constitute the Committee that will investigate the complaint.

2.2.3 Within five (5) working days of acceptance of the complaint, the Director of Equity Programs Officer will notify the alleged harasser of the allegations made by the complainant. In the notification letter, the Equity Programs Officer will request the alleged harasser's response to the allegations; and provide him/her with the names of the members of the Sexual Harassment Committee that will investigate the complaint. The Equity Programs Officer

will also provide the complainant with a copy of the notification letter. With three (3) working days of said notification, either the complainant or the alleged harasser may request that any member of the Committee be excused for good cause.

2.2.4 The complaint shall be investigated within the sixty (60) working days following notification of the alleged harasser; in the event of extenuating circumstances, this period may be extended by the Director of Equity Programs with authorization from the complainant.

2.2.5 The complainant may withdraw his/her complaint at any time. A no-fault settlement may be offered and accepted by either parties, at any time, but the University reserves its right to conduct its investigation.

2.2.6 During the course of the investigation, the Committee shall interview the parties, hear testimony from some of the witnesses offered by the parties, and gather evidence from any other appropriate source. The Committee shall conduct predetermination conferences with the complainant, the alleged harasser, and the Director of Equity Programs.

2.2.7 Within the ten (10) working days following the predetermination conference with the Equity Programs Officer, the Committee shall submit its report to the Director of Equity Programs. The report should include the complaint, a summary of the relevant evidence, an analysis of the evidence, and a brief conclusion or determination.

2.2.8 Upon receipt of the report of the Sexual Harassment Committee, the Director of Equity Programs will notify both parties of the determination of the Committee and invite them to a conciliation meeting.

2.2.9 Should the parties agree to conciliate, the Director of Equity Programs will draft a Conciliation Agreement for signature of the parties; if any party does not agree to conciliate, the Director of Equity

Programs will ask the party to submit his/her reasons in writing, within three (3) working days.

2.2.10 Within the ten (10) working days following the invitation to conciliate, the Director of Equity Programs shall submit the report of the Committee, and his/her recommendations to the President through the Vice-President for Executive Affairs and General Counsel. The Director of Equity Programs shall inform both parties of his/her recommendations.

2.2.11 Within the ten (10) working days following notification of the recommendations of the Equity Programs Officer, either party not satisfied with the recommendations may appeal to the President or his/her designee. The President may establish a committee to review the complaint and decide on the appeal. The decision of the President will be rendered within the twenty (20) working days following the appeal deadline. The decision of the President shall be the final decision of the University.

2.2.12 However, the complainant will have the right to file the same complaint with the appropriate local, state or federal agency; and the alleged harasser will have the right to appeal the decision of the President to the Board of Trustees.

Section 3. CONFIDENTIALITY

3.1 All students and employees of the University will treat as confidential, to the extent permitted by law, the information that is disclosed to them in sexual harassment proceedings.

3.2 This provision does not apply to disclosures by investigator(s) to charging party, alleged harasser, or witness when disclosure is deemed necessary for securing appropriate information.

3.3 The Equity Programs Officer is authorized to provide the alleged harasser with a copy of the charges, and copies of all

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written statements submitted by the complainant: s/he is also authorized to provide the complainant with copies of all statements submitted by the alleged harasser.

3.4 The Sexual Harassment Committee, and the Equity Programs Officer are authorized to discuss their findings, conclusions, recommendations, and/or reports with the complainant and the respondent; only the President or his/her designee can authorize release of the above mentioned reports.

3.5 Upon written authorization of the President, or of his/her designee, records of sexual harassment cases may be made available for confidential review by persons involved in grievances arising out of the same incident.

3.6 Breach of confidentiality by the Equity Programs Officer, by staff of the Office of Equity Programs, by members of the Equal Opportunity Grievance Panel, or by any person entrusted with records of sexual harassment complaints is subject to appropriate sanctions, as provided for in the Sexual Harassment Policy of the University.

SMOKING POLICY

Effective April 1, 1993, smoking anywhere in any Marshall University vehicle or building, including the football stadium was banned with the following exceptions:

1. Smoking is allowed in University residence halls in individual student rooms that are designated as smoking rooms.

2. Smoking is allowed in properties leased by the University to others. Questions regarding this policy should be directed to University Legal Counsel, 216 Old Main, phone (696)-6295.

MAC CODE OF SPECTATOR CONDUCT

The Mid-American Conference and (institution) promotes good sportsmanship by its student-athletes, coaches and fans. We request your cooperation by support-

ing the participants and officials in a positive manner. Profanity, racial or sexist comments, or other intimidating actions directed at officials, players, coaches or team representatives will not be tolerated and are grounds for removal from this arena. Also, the throwing of any objects onto the playing floor is prohibited.

Artificial Noisemakers

Artificial noisemakers, air horns, and "electric amplifiers" are not permissible in arenas or stadiums except for those amplifiers that are part of the official pep band. Such instruments will be removed from the facility when discovered inside.

The only exception to the electronic amplifiers will be for use of cheerleaders using them to give instructions to the crowd, and not using them toward area of competition.

Bands-PA Announcers

Bands or any component thereof (including drums), organs, and PA announcers are not allowed to play/speak while the game is in progress and bands will be seated where designated.

Explosive Devices, Live Mascots, and Motorized Vehicles

The Home Team's Athletic Director decides the policy regarding use of explosive devices (cannons, rifles, shot guns, rocket launchers, etc), live mascots (horses, buffalos, etc.), and motorized vehicles in the school's facilities. Visiting Team Athletic Director needs to request permission for the use of such at least two (2) weeks in advance of contest and approval or disapproval should be furnished at once by home team's Athletic Director.

Institutional Heads

Before the first football game each year, or as soon after that game as

practical, each Institutional Head will hold a meeting for the purpose of discussing sportsmanship and crowd behavior at football and basketball games. (At his/her discretion, the institutional head may hold another meeting before the first basketball game.) This meeting will be attended by the following persons: Institutional Head, Dean of Students (or the equivalent officer), Faculty Athletic Chair, Athletic Director, all coaches (football and basketball), cheerleaders, band director, band leaders, student body leaders, student newspaper reporters, public address announcer, and security personnel. Guidelines for the discussion will be supplied by the Commissioner. The Athletic Director and coaches will inform the players and other squad personnel of their responsibilities. The institutional head will certify, on a form supplied by the Commissioner, that such a meeting has been conducted. This form will be filed with the Commissioner not later than October 1.

SPEAKER BANS

Students should be allowed to invite and to hear any person of their choosing. Routine procedures required by the University before a guest speaker is invited to appear on campus are designed only to ensure that there is orderly scheduling of facilities, adequate preparation for the event, and that the occasion is conducted in a manner appropriate to an academic community. It should be made clear to the academic and larger community that sponsorship of guest speakers does not necessarily imply approval or endorsement of the views expressed, either by the sponsoring group or the institution. The responsibility for the content and proper conduct of such meetings lies with the respective organization and its advisors.

1. Speakers are encouraged at Marshall University regardless of subjects to be discussed, background, or past

association of the speaker. Although the Student Affairs staff and the staff of Public Safety encourage a wide variety of issues and topics, they reserve the right to intercede if a topic may be of such a volatile nature as to interfere with the goals and the nature of the University. If requested, groups must be provided equal time for opposing points of view.

2. An outside speaker must be sponsored by a recognized student organization or University Department.

3. A recognized student organization which sponsors a speaker must:

a. Submit a request form to the Office of the Dean of Student Affairs at least two (2) weeks in advance. The form is to be signed by both the President and advisor of the group.

b. Speakers must be accompanied by representatives of the sponsoring group at all sponsored activities.

c. If an outside agency or speaker is being sponsored at a table in the Student Center or Residence Halls, members of that sponsoring group must be present at the table.

SUBSTANCE USE AND ABUSE POLICY

I. Introduction

The purpose of this policy is to serve as a guide for the campus community in the use and abuse of controlled substances. Alcohol abuse or the use of illegal drugs is incompatible with the educational mission of Marshall University. The role of the University in pursuit, creation, and dissemination of knowledge requires that all members of the University community function at their optimal level. The illegal use or abuse of drugs and/or alcohol has a clear and adverse effect on the educational environment. Accordingly, Marshall University is committed to promoting the responsible use of alcohol and preventing the use of illegal drugs.

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Consistent with its mission, Marshall University will utilize educational strategies as the primary approach to substance abuse. However, all members of the University community should know that any violations of local, state, or federal laws will be subject to prosecution to the fullest extent of the law and of University policy.

Those persons who are currently involved in the abuse of alcohol or the use of illegal drugs and who seek assistance in overcoming these addictions through a viable and recognized treatment program will be supported in these efforts.

II. Definitions

Alcoholic beverages includes those beverages defined under the State of West Virginia Code, Section 60-7-12a, as non-intoxicating beer, and under 60-8-20a as wine and other alcoholic liquors. This means beer, wine, wine coolers, and all other liquors.

Illegal drugs include those substances defined under Schedule I of the West Virginia Uniform Controlled Substances Act (60A-2-204). These include any opiates, opiate derivatives, and hallucinogens such as marijuana and LSD. Also included are substances listed under Schedule II of the Act which have a high potential for abuse, but which may have a recognized medical use.

III. Alcohol

West Virginia state law prohibits the purchase of alcoholic beverages by persons under the age of 21, and also prohibits any person not related by blood or marriage from providing alcoholic beverages to persons under age 21. In order to stand consistent with this statute, the University is compelled to carefully monitor and control the use of legal alcoholic beverages on campus or by organizations under the support of Marshall Uni-

versity. All organizations affiliated with the University must take positive action to ensure that minors are not served alcohol.

Many campus-based constituencies include persons who are legally able to purchase and consume alcoholic beverages. These include faculty, staff, students, alumni, visitors to campus, community groups, conference or workshop participants, or others here for purposes related to University functions. For these groups, the responsible use of alcohol must be the guiding principle.

State law also prevents the sale and consumption of alcoholic beverages on campus, except in specifically designated locations. For this reason and others, many campus-affiliated organizations choose to hold social functions at off campus locations. Again, for these organizations, positive actions must be taken to promote the responsible use of alcohol. These actions are required:

- Positive actions to ensure that no persons under age 21 are served alcoholic beverages.
 - No social event shall include any form of "drinking game."
 - Alcohol should not be used as an inducement to participate in a campus event. Promotional materials for any event shall not make references to the amount of alcoholic beverages (such as number of kegs) available.
 - Direct access to alcoholic beverages should be limited to those persons designated as servers.
 - Alternative non-alcoholic beverages must be available.
 - Food as well as drink must be served.
 - Early cut-off of drinks must be observed. (*) preferably one (1) hour prior to the end of the event.
 - No alcohol should be served to those persons obviously intoxicated. (*) Alcohol beverages (beer and wine coolers) may be legally sold and consumed with the approval

of the President in designated and licensed areas of the Marshall University campus.

IV. Illegal Drugs

Consistent with its educational mission, the University will utilize educational strategies as the primary activity aimed at preventing drug abuse and the use of illegal drugs. A strong program focusing on drug abuse will be conducted with the intent of informing all members of the University community of the resources available to help resolve abuse problems. Those members of the University community who voluntarily seek assistance for abuse concerns or drug addiction through a recognized treatment program, either through the services of Marshall University or through community resources, will be assured that applicable standards of confidentiality will be maintained. Students who voluntarily seek such treatment may be eligible for a medical withdrawal from the University without academic penalty.

Members of the Marshall University community are responsible for knowing and complying with provisions of West Virginia law that define as crimes the possession, sale, delivery, or manufacture of those drugs known as "controlled substances." Any member of the University community who violates that law is subject both to prosecution and punishment by civil authorities and by the University.

Sanctions will be imposed by the University consistent with procedural safeguards applicable to disciplinary actions against the involved parties. Penalties imposed may range from written warnings with probationary status to expulsions from enrollment and/or termination of employment.

V. Governing Policies for Specific Communities

Students: The Marshall University Code of Student Rights and Responsibilities, as administered by the University Judicial System, governs the procedures to be followed in case of violation of this policy by enrolled students.

Faculty: Violations of University policy and/or state laws committed by members of the University faculty shall be adjudicated within the guidelines of WV Board of Trustees Policy Bulletin 36.

Staff and Administrative Personnel: Violations of University policy and/or state laws committed by members of the University staff or administration shall be subject to sanctions as outlined above. Procedures for adjudicating such violations shall be consistent with WV Board of Trustees Policy Bulletin 52, and the Classified Employees Handbook, Section 10.

Alumni and Other Groups: Alumni of the University, when gathered at a University-sponsored, sanctioned, organized, or affiliated event should be subject to the same standards of behavior as students and staff of the institution. The University will make every effort to ensure compliance with these guidelines. Affiliated groups, including visitors to campus, participants in seminars benefiting from University affairs or services will also be expected to conform to these standards.

WEAPONS POLICY

Concealed and unconcealed possession or storage of any firearm, pellet gun, illegal knife, sling shot, ammunition, dangerous chemical, fireworks or explosive device, or other dangerous weapon, device, or substance of any kind by any individual on or about the University premises is prohibited and is a violation of Marshall University's policy. A violation of this nature is considered a gross misconduct, and may constitute a violation of state or federal law. Any individual who is found

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to be in violation of this policy shall be subject to removal from the premises and possible arrest by the Marshall University Police Department. Marshall University employees, whether faculty or administrative staff, who violate this policy shall be subject to disciplinary action which could lead to immediate dismissal.

WEATHER STATEMENT

Generally, it is Marshall University's policy to maintain its normal schedule, even when conditions are inclement. However, this is not always possible. In those instances when it is necessary to alter the schedule in response to weather conditions, every effort will be made to notify all those affected, students, faculty, staff, and general public, as expeditiously and as comprehensively as possible in the following ways:

1. Television stations in Huntington and Charleston will be notified.

2. Radio stations in Huntington and Charleston will be asked to announce the delay or closing.

3. Time permitting, newspapers in Huntington and Charleston will be notified. Often, however, decisions must be made after the deadlines of newspapers.

4. The Vice President for Communications will communicate the specific details of the closing as follows:

- a. To the Office of Public Safety and (696)-HELP.

- b. To the AUDIX of the manager of Telecommunications at (696)-3335 and to the manager of telecommunications at his home.

5. The Manager of Telecommunications will place the closing message on the entire university AUDIX system as well as the university response number (696)-3170.

Definitions:

University Closed: All classes suspended and offices closed.

Classes Canceled: Classes suspended; office open.

Delay: A delay in the beginning of activities, usually in the range of one to two hours. For example, since normal operations of the university begin at 8:00 A.M., a two hour delay would mean functions would begin at 10:00 A.M.. As a result, Monday, Wednesday, or Friday classes beginning at 8:00 A.M. would be canceled; 10:00 A.M. classes would meet. Tuesday or Thursday classes beginning at 8:00 A.M. would be canceled; those scheduled for 9:30 A.M. would begin instead at 10:00 am in an abbreviated session. In most instances, delays on Tuesday or Thursday will be 90 minutes, enabling 9:30 classes to begin on schedule.

Clarification: Since announcements in the mass media are subject to individual distortion, incompleteness or misunderstanding, clarification may be obtained by telephoning Marshall University (696)-3170.

Staff and Administrative Personnel: The university will completely close only rarely and in extreme situations since it is essential that public safety be maintained, that buildings and equipment be protected and that services be provided for those students housed in campus facilities. Therefore, although classes may be canceled, all university staff and administrative employees will be expected to report to work, unless notified otherwise.

In the event of critical need, certain employees may be required to work or temporarily reside on campus to ensure human safety and preservation of university property and/or facilities.

Individual employment may, in their best judgement, determine the risk of travel to be too great and elect to remain at home.

Those who do so should contact their respective supervisor and indicate they are:

1. taking annual leave that day, or
2. taking compensatory time, in the event compensatory time is owed them.

In the event a building, or a section of a building is closed (because of heat loss, power outage, etc.), employees working in the effected area will be permitted to take their work to another area or building on campus. Or, in consultation with the supervisor, the employee may elect to take annual leave that day, or take compensatory time off.

In the event of an extreme situation (tomado, flood, ice storm, campus disturbance, etc.) and the employees' presence is not desired on campus, this information will be disseminated to the news media. A decision as to whether the missed time will be chargeable to annual leave, compensatory time, or a non-pay situation will be determined by the President and communicated through supervisors.

Supervisors must take steps to ensure offices and/or work stations are open to employees at all times when those employees are expected to be at work, including inclement weather situations and other disruptive situations.

Faculty: Once operations are resumed, deans and department chairs must take steps to ensure that faculty meet their scheduled classes or substitutes secure so that class schedules are met.

Decision-Making: Decisions on closing and/or delays will be made jointly by the senior vice president and provost and the senior vice president for operations following consultation with other appropriate officials, including the president. Should only one of those two senior vice presidents be available, that person will make the decision.

Every effort will be made to reach a decision to allow time for adequate

notification to the news media and in turn those affected.

STUDENT IDENTIFICATION NUMBER

The Student Conduct and Welfare Committee representing Faculty Senate and Student Government recommends that each student be informed that he/she can have a university identification number other than their social security number. Students who need assistance with establishing a student number should contact the Registrar's Office at 106 Old Main or call (304) 696-6410.

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NOTES

WV BOARD OF
TRUSTEES

WV Board of Trustees

The following are Policy Bulletin Numbers 57 and 60, adopted by the West Virginia Board of Regents, July 11, 1986. The University of West Virginia Board of Trustees assumed jurisdiction of the West Virginia Board of Regents July 1, 1989.

TITLE 128 INTERPRETIVE RULES WEST VIRGINIA BOARD OF TRUSTEES

SERIES 57 STUDENT RIGHTS AND RESPONSIBILITIES

Section 128-57-1. General

1.1. Scope.-Policies, rules and regulations regarding student rights, responsibilities and conduct in West Virginia State Universities and Colleges.

1.2. Authority. W. VA. Code Section 18-26-8.

1.3. Filing Date. April 10, 1985

1.4. Effective Date. - July 1, 1985

1.5. Repeal of former rule. Revises and replaces Policy Bulletin No. 57, effective November 13, 1984.

Section 128-57-2. Purpose.

2.1. Purpose - The purpose of these policies, rules and regulations includes, but is not limited to, the following:

(a) To establish a general policy on student life, including a statement on student rights and responsibilities, at the state colleges and universities.

(b) To identify behavioral expectations of students and certain prohibited acts by students at the state colleges and universities.

(c) To prescribe penalties and sanctions for such prohibited conduct

(d) To define generally the powers, authority and duties to be exercised under the control of the Board of Trustees,

by the presidents and officials of the state colleges and universities in applying these policies, rules and regulations.

(e) To prescribe disciplinary actions and proceedings to be taken in cases of the violations of these policies, rules and regulations.

2.2. Effective Date - These policies, rules and regulations are effective immediately inasmuch as they cover any general or emergency situation that might arise at any State college or university, and they supersede any existing policies, rules and regulations that are in conflict with these policies, rules, and regulations.

2.3. Filing Date - These policies, rules, and regulations were filed in the Office of the Secretary of State of West Virginia on the Seventh (7) day of August 1970.

Section 12857-3. Definitions

3.1. Board of Trustees - The West Virginia Board of Trustees.

3.2. Institution or institutions - Any or all of the institutions of higher education, the state colleges and universities, or any branch or division thereof, over which the Board of Trustees shall have authority, responsibility or control.

3.3. President - The chief executive officer of the institution, whatever the title, whether responsible directly to the Board of Trustees or through some other officer to the Board of Trustees and shall include all those acting for or on behalf of such chief executive officer, at or by his discretion, or at or by the direction of the Board of Trustees.

3.4. Property - Any property, whether owned, rented or otherwise held or used by the Board of Trustees, by an institution or by the institutional community.

3.5. Activity - All or any operations conducted, sponsored, promoted, operated or otherwise engaged in by an institution, including, by way of illustration and not as

limitation of the foregoing, classroom and course activities, recreational and cultural program*, maintenance or building programs, committee or other business activity, registration, advising, teaching, admissions, placement, disciplinary or routine office activity, research or service.

3.6. Facility - Any and all property of an institution used or usable in any activity of an institution.

3.7. Campus - All the property and facilities of any institution serving as the locus in quo of any activity of an institution.

3.8. Faculty - Those employees of the Board of Trustees who are assigned to teaching or research or service functions at an institution, and who hold academic rank.

3.9. Staff - Those employees of the Board of Trustees who are assigned to teaching or research or service functions at an institution, and who are not members of the faculty.

3.10. Student - Any person who has been admitted to an institution to pursue a course of study, research, or service, who is currently engaged in an institutionally sponsored activity, and who has some right or privilege to be on the campus or in the facilities of the institution, or to use the same, in connection with study, research, or service, or who yet has some right or privilege to receive some benefit or recognition or certification from the institution, under the rules, regulations, or policies of the Board of Trustees or the institution.

3.11. Member of the institutional community - Any officer, administrator, faculty member, staff member, employee, student of or at an institution, member of the institutional Board of Advisors, as well as any person authorized to participate in an institutional activity at the time applicable.

Section 128-57-4. Policies Regarding Student Rights and Responsibilities

4.1. The submission of an application for admission to an institution represents an optional and voluntary decision on the part of the prospective student to partake of the program and privileges offered by the institution pursuant to the policies, rules and regulations of the Board of Trustees and the institution. Institutional approval of that application, in turn, represents the extension of a right or privilege to join the institutional community and to remain a part of it so long as the student fulfills the academic and the behavioral expectations that are set forth in the policies, rules and regulations of the Board of Trustees and the institution.

4.2. Freedom of expression and assembly. The student enjoys the essential freedoms of scholarship and inquiry central to all institutions of higher education. In exercising these freedoms the student has certain rights and responsibilities, including, but not limited to, the following

(a) To have access to campus resources and facilities;

(b) To espouse causes; evaluate;

(c) To inquire, discuss, listen to and;

(d) To listen to any person through the invitation of organizations recognized by the institution;

(e) To have a free and independent student press which adheres to the canons of responsible journalism;

(f) To not violate the rights of others in matters of expression and assembly;

(g) To abide by policies, rules and regulations of the Board of Trustees and the institution and federal, state, and local statutes and ordinances pertaining to freedom of expression and assembly.

4.3. Freedom of association - Students may organize whatever

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associations they deem desirable and are entitled to affiliate with any group or organization for which they meet membership qualifications. However, institutional recognition of student organizations shall be limited to those whose purposes comport with the educational mission of the institution.

4.4. Right to privacy. The student is entitled to the same safe guards of the rights and freedoms of citizenship as are afforded those outside the academic community, including, but not limited to, the following

(a) Privileged communication on a one-to-one relationship with faculty, administrators counselors and other institutional functionaries;

(b) Respect for personality, including freedom from unreasonable and unauthorized searches of student living quarters;

(c) Confidentiality of academic and disciplinary records;

(d) Legitimate evaluations made from student records.

4.5. Responsibilities of citizenship. The student is expected, as are all citizens, to respect, and abide by, local ordinances and state and federal statutes, both on and off the campus. As a member of the educational community, the student is expected to abide by the institution's code of student conduct which clarifies those behavioral standards considered essential to its educational mission.

4.6. Disciplinary proceedings - Disciplinary proceedings for students accused of committing offenses must be consistent with such constitutional provisions guaranteeing due process of law as are applicable to them. In all disciplinary proceedings, the student shall be considered innocent until proven guilty of any charge. Each institution shall have authority for promulgating rules and regulations,

consistent with policies, rules and regulations of the Board of Trustees.

Section 128-57-5. Standards of Conduct; Rules and Regulations

5.1. Conduct required in general - All students at the institutions are subject to, and are required to comply with, observe, and obey the following:

(a) The laws of the United States;

(b) The laws of the State of West Virginia;

(c) Local city, county and municipal ordinances;

(d) The policies, rules and regulations of the Board of Trustees and the institution;

(e) The directions and orders of the officers, faculty and staff of the institution who are charged with the administration of institutional affairs on campus.

5.2. Prohibited; disorderly conduct. Any and all students who behave in a disorderly or unlawful manner, such as the actions listed below, but not limited to those listed, in or about institutional property or facilities, are subject to institutional disciplinary action which may result in probation, suspension or expulsion, whether or not there is prosecution for such violations in local, state or federal courts:

(a) Fights;

(b) Assaults or battery;

(c) Public disturbances;

(d) Unlawful assembly;

(e) The violation of any municipal, state or federal law, or the rules and regulations of the Board of Trustees or the institution.

5.3. Prohibited conduct; theft or damage of property - No student shall, individually or by joining with one or more others, misuse, steal, damage or destroy any institutional property or facilities or the

property of any member of the institutional community on or in campuses, property or facilities of an institution. Students involved in any such prohibited actions or conduct shall be subject to institutional disciplinary action which may result in probation, suspension or expulsion, whether or not there is prosecution for such actions or conduct in local, state or federal courts.

5.4. Prohibited conduct; disruption. No student shall, individually or by joining with one or more other persons, do any of the following:

(a) Disrupt or interfere with any institutional activity, program, meeting or operation;

(b) Interfere with the rights of any member of the institutional community;

(c) Injure or threaten to injure, or coerce by bodily harm or restraint or threats thereof or any other means, any member of the institutional community or persons lawfully on the institution's campus, property or facilities;

(d) Seize, hold, commandeer or damage any property or facilities of an institution, or threaten to do so, or refuse to depart from any property or facilities of an institution upon direction, pursuant to policies, rules and regulations of the Board of Trustees or the institution, by an institutional officer, faculty or staff member, or other person authorized by the president.

Students involved in any such action or activities shall be subject to institutional disciplinary action which may result in probation, suspension or expulsion, whether or not there is prosecution for such actions in local, state or federal courts.

5.5. Prohibited conduct; hazing - No student shall, individually, or by joining with one or more other persons, engage in any act of hazing involving another member of the institutional community. The president of each college and university shall promulgate rules and regulations

prohibiting hazing in any form. Such rules and regulations shall include provisions to:

(a) Prohibit any action which subjects a pledge, initiate, or member of a student organization to activities which are personally demeaning or involve a substantial risk of physical injury. This includes both organized rites of initiation and informal activities;

(b) Include the institutional hazing policy in the student handbook, or such other publications which are readily distributed to all students. The institutional policy shall provide that students involved in hazing activities are subject to institutional disciplinary action which may result in the sanctions of suspension or expulsion, whether or not there is prosecution for such actions in local, state or federal courts;

(c) Identify, through student publications and other appropriate mechanisms, the sanctions which apply to student organizations engaged in prohibited hazing activities or prohibited rites of initiation. These sanctions may include, but are not limited to: a denial of the use of institutional facilities, removal of some or all social privileges, removal of institutional recognition, and a recommendation to regional or national headquarters that the organizational charter be revoked. The president of the institution shall take steps to ensure that the chief officer of each student organization is informed at least annually of the institution's hazing policy and the sanctions which may be imposed upon offending organizations;

(d) Ensure that students accused of hazing offenses where the sanctions of suspension or expulsion may result are afforded the opportunity for a disciplinary hearing, as provided in Section 7.4 of these policies, rules and regulations.

5.6. Prohibited conduct; discrimination - No student shall, individually or

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by joining with one or more other persons, promote or demand action on their part or any other member of the institutional community that would constitute unlawful discrimination on the basis of race, sex, color, political affiliation, handicap or age. Students involved in any such action or activities shall be subject to institutional disciplinary action which may result in probation, suspension or expulsion, whether or not there is prosecution for such actions in local, state or federal courts.

Section 128-57-6. Powers, Authority and Duties of the President

6.1. General powers, authority and duties of the presidents - The chief executive officer of each institution shall be the president. The president shall be responsible for the entire administration of the institution, subject to the control of the Board of Trustees. It shall be the president's duty to attend to and administer the laws of the State of West Virginia which may be applicable on the campus; the policies, rules and regulations of the Board of Trustees; policies, rules and regulations of the institution. Each such president is hereby vested with authority requisite to that end, subject to the control of the Board of Trustees.

6.2. Powers, authority and duties of the presidents; delegation of authority and responsibility. Any authority, responsibility, or duty granted to or imposed upon such a president by these policies, rules and regulations may be delegated by the president, subject to the control of the Board of Trustees, to another person or persons on the faculty, staff or student body of the institution.

All persons dealing in the matters so delegated by the president shall be required to deal with the persons to whom the president shall have delegated such authority, responsibility or duty and such persons shall be required to deal with the

institution or the president through such designees, except on appeal to the president as specified by the president.

6.3. Powers, authority and duties of the president; promulgation of institutional regulations for student discipline. The president of each institution shall have authority and responsibility, subject to the control of the Board of Trustees, for the discipline of all students at the institution. The president, with the advice of faculty and students and subject to the control of the Board of Trustees, shall develop, promulgate and use disciplinary regulations and channels at each institution not inconsistent with the policies, rules and regulations of the Board of Trustees.

6.4. Powers, authority and duties of the presidents; activities on, and use of, institutional property or facilities - the use by any person of the property or facilities of the institutions shall be controlled and governed by the policies, rules and regulations of the Board of Trustees.

Regulations governing the use of such property or facilities at a particular institution shall be promulgated by the president thereof, with the advice of faculty and students and shall conform to these policies, rules and regulations and be subject to the control of the Board of Trustees.

6.5. Powers, authority and duties of the presidents; public use of institutional property or facilities and restrictions imposed. Subject to the control of the Board of Trustees, notwithstanding any rule, regulation, policy or express or implied permission for the use of, or presence in or on, the property or facilities of any institution, any person who

(a) is not a student presently registered for current classes or course work at the particular institution or is not an employee of the Board of Trustees currently on duty at the institution and

(b) by his/her conduct or

speech or expressions, causes or, in the opinion of the president of the institution or the president's delegate of authority, may be reasonably expected to cause harm to persons, property or facilities or disruption of, or interference with, any activity of the institution, is no longer authorized to be in or on the property or facilities of the institution. In such instance, the president of such institution, or the president's delegate of authority, shall cause such person to be ejected from, kept off, and kept out of the property and facilities of the institution. The president or delegate of authority, may take whatever legal or institutional action is necessary to effectuate this authority.

6.6. Powers, authority and duties of the presidents; use of institutional property or facilities; activities which interfere with, disrupt or inhibit institutional operations- The assertion by any person or persons of rights of speech, assembly, press or other expression with the intention to interfere with access to, or use of, the institution's property, facilities, activities, programs, or operations by those properly and regularly using the same is expressly prohibited, any rule, regulation or permission express or implied notwithstanding.

6.7. Powers, authority and duties of the presidents; limitations of assembly and student use of institutional property or facilities subject to the control of the Board of Trustees, when, in the judgment of the president of any institution, an assembly is not in the best interests of the institution or the individuals concerned, in that it presents a clear and present danger of harm to persons, property, or facilities or interference with or disruption of activities, such president or his delegate of authority shall prohibit such assembly and shall take measures to prevent harm to persons, property or facilities, or to prevent interference with or disruption of activities,

as may be necessary in the circumstances or may be reasonably expected to come into existence.

6.8. Powers, authority and duties of the presidents; limitation of activities and emergency measures. When there has been harm or damage to persons, property or facilities, or when there has been disruption of or interference with institutional activities, or when there has been seizure or occupation of property or facilities by persons no longer authorized, then, subject to the control of the Board of Trustees, when the president of an institution at which such occurrences happen or take place, deems it necessary to end or to control such occurrences and the circumstances caused thereby, that president shall take any or all of the following actions or other appropriate actions:

(a) Declare a state of emergency to exist on the campus; and

(1) Close down any part of the institution for any length of time, or limit use of certain parts of the campus, property or facilities to certain persons at certain times;

(2) Impose curfews on the presence of persons in or on institutional facilities or property;

(3) Place bans on gatherings of persons at places or times on or in the institution's property or facilities; or

(4) Enlist the aid of any public authority, police or otherwise, as may be necessary to restore order, protect persons, property, health, safety or welfare.

(b) Immediately suspend any student who is found involved in prohibited action or conduct and who is

(1) first advised, told or notified that a particular action or conduct is prohibited, and who

(2) continues such action or conduct in spite of the warning. Such immediate suspension shall be followed

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with speedy disciplinary proceedings consistent with these policies, rules and regulations.

(c) See to the enforcement of the laws of the State of West Virginia; the policies, rules and regulations of the Board of Trustees; and the policies, rules and regulations of the institution, including any emergency orders imposed as a result of the state of emergency so declared.

Section 128-57-7. Disciplinary Action; Proceedings.

7.1. Application to students. Any person who is a student as defined in these policies, rules and regulations shall be subject to disciplinary action by the institution at which he/she is a student if that person is involved on the campus of that institution in any of the actions or conduct prohibited by these policies, rules and regulations, notwithstanding the fact that at the time the student is also an employee of the Board of Trustees. In taking disciplinary action against a student, as defined herein, an institution may act to remove any status of such a person or to revoke or remove any right or privilege of such person as a student, or to withhold, remove, or cancel any benefit, recognition or certification, including the conferring of a degree, which such a person might yet not have received from the institution.

7.2. Sanctions in disciplinary action. The following sanctions may be imposed upon students as a result of disciplinary actions by a institution:

(a) Probation-exclusion from participation in certain institutional activities, property or facilities for a definite stated period of time, and may be conditioned upon compliance with policies, rules and regulations, or specified required activity during the period of probation.

(b) Suspension - exclusion from all institutional activities for a

definite stated period of time up to one (1) academic year, and any condition on resumption of activities, if any, also may be imposed.

(c) Expulsion - termination of all student status, including any remaining right or privilege to receive some benefit or recognition or certification, and conditions for readmission, if any, may be stated in the order.

Normally, students facing suspension or expulsion from the institution will be entitled to a hearing prior to the imposition of the sanction. However, a student may be temporarily suspended pending final action on the charges when the student's continued presence on campus would constitute a potential for serious harm to himself/herself or to the safety of other members of the institutional community. Such temporary suspension shall be followed with speedy disciplinary proceedings consistent with these policies, rules and regulations. Sanctions of lesser severity, including restitution, may be imposed in any case, at the discretion of the president of the institution.

Each institution shall identify in its student's handbook, or other similar publication, the offenses for which a student who is found guilty may be subject to the sanctions of suspension or expulsion.

A sanction of suspension or expulsion imposed by a college or university under the jurisdiction of the Board of Trustees shall apply to the person sanctioned not only at the institution where the sanction was imposed, but shall also be effective at all colleges and universities under the jurisdiction of the Board of Trustees. A student who is expelled from one (1) institution in the Board of Trustees' system may not be considered for admission to another institution in the system until one (1) year has elapsed after the student has been expelled.

When a sanction is scheduled for a

particular semester and the time lapse during an appeal process makes enforcement in the designated semester impossible, then the sanction shall be applied to the semester in progress at the time of completion of the appeal. In the event that sanction cannot be implemented during that semester, then it shall be applied during the next regular semester, except that if the student has completed the course of study during the pendency of the appeal, the sanctions, where possible, shall be carried out retroactively to affect the grades and records of that student during the semester designated in the original sanction. In any event, the accused student may not be graduated during the process of appeal.

7.3. General requirements for disciplinary channels - Rules and regulations establishing disciplinary channels at the institutions, promulgated pursuant to Sections 4.5 and 6.3 of these rules, or any of the policies, rules and regulations, shall provide, among other things, at the least for the following

(a) There shall be a hearing board whose members shall be members of the institutional community, including student and faculty representatives, and whose number shall be at least three (3), and, in any event, on any panel hearing a case, shall be odd.

(b) The hearing board shall have jurisdiction of cases involving the alleged violations of Sections 5.2, 5.3, 5.4, 5.5 and 5.6 of these policies, rules and regulations, and of cases involving students suspended pursuant to Section 6.8 (b) of these policies, rules and regulations.

(c) The jurisdiction and authority of the hearing board shall be, in cases of disciplinary action against students:

- (1) To hear evidence;
- (2) To make findings of fact from the evidence presented;
- (3) To make recommendations to

the president of the institution, based upon such findings of fact, as to the disposition of the disciplinary action, including sanctions to be imposed, if any; and

(4) To refer for hearing to a lesser disciplinary channel in cases not involving potential suspension or expulsion. (In lieu of calling together the entire hearing board to decide on referrals, a referral board, including a faculty representative and a student representative selected from the hearing board, may decide the level of hearing by establishing hearing levels for categories of disciplinary infractions or by considering individual referral cases).

(d) The hearing board shall have such appellate jurisdiction as may be appropriate to the institution, from the determinations and recommendations of any lesser disciplinary channel.

(e) The student may then object or take exception to the recommendations of the hearing board under such procedures as the president may deem appropriate.

7.4. Procedural standards in disciplinary proceedings - In disciplinary proceedings before a hearing board established pursuant to Section 7.3 of these rules brought against a student for alleged misconduct, actions, or behavior for which sanctions of suspension or expulsion may be imposed, the following procedural standards shall be observed.

(a) Written charges of violation shall be presented to the accused student which shall include at least:

(1) A statement of the policy, rule or regulation which allegedly has been violated;

(2) A statement of the facts and evidence to be presented in support of the charges made with sufficient clarity to reasonably disclose the time and place of the occurrence and the actions or behavior complained of;

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(3) A statement that a hearing will be held before the hearing board on the charges, together with notice of the date, time and place of the hearing; and

(4) In cases involving potential suspension or expulsion, as specified in institutional policies, the student must be informed of his/her right to have legal counsel present at the hearing (students retain attorneys in such cases at their own expense and must notify the hearing board at least forty-eight (48) hours prior to the hearing if the attorney will be present at the proceedings).

It is expressly provided, however, that such written charges shall not be fatally defective so as to prevent the set hearing or to require further amplification if such minimum requirements are met reasonably and in good conscience at the discretion of the hearing board.

(b) and written charges shall be served upon the student charged by one (1) of the following means:

(1) Handing a copy to the student in person, if he/she can be found, with reasonable diligence in the town where the institution is located and the hearing is to take place; or

(2) Mailing, via certified mail, a copy to the student at the residence used while in attendance at the institution, as last noted on his/her official records at the institution; or

(3) If the student is not presently registered at the institution, or in any event, by mailing, via certified mail, a copy to his/her last known permanent or home residence as disclosed by official records at the institution.

It is expressly provided, however, that such service of charges and notice of hearing shall not be defective if the student shall have hidden, refused mail, or shall have failed to notify the institution of his/her current address while attending the

institution or of the current permanent home address, and the hearing may proceed without hindrance or delay.

(c) A hearing shall be held at the date, time and place specified (unless postponed by the hearing board for good cause shown) and shall provide the student at least five (5) days notice from the serving of the charges (unless such notice is waived by the student). The hearing shall be conducted in such a manner as to do substantial justice and shall include at least the following

(1) The accused student has the right to have an advisor. Such an advisor may be a parent or guardian, a student at the institution, or a member of the faculty or staff of the institution. An advisor may consult with the accused student, but may not speak on behalf of the student or otherwise participate directly in the proceedings, unless given specific permission to do so by the hearing board. In cases involving the potential for suspension or expulsion, legal counsel may be present as specified in Section 7.4 (a) (4) of this policy. Legal counsel may serve in an advisory capacity to the accused student in such cases. However, legal counsel may not speak on behalf of the student or otherwise participate directly in the proceedings. The college or university may request legal counsel through the Office of the Chancellor. Counsel retained by the institution may participate only in an advisory capacity and may not speak on behalf of the institution or otherwise participate directly in the proceedings;

(2) All material evidence may be presented subject to the right of cross-examination of the witnesses;

(3) There shall be a complete and accurate record of the hearing. In the case of an appeal, a written transcript may be required;

(4) In any event, the accused student shall be entitled to be present

throughout the presentation of evidence, testimony of witnesses, and arguments of parties; to know the identity of and content of testimony of the witnesses against him and have them present at the hearing at appropriate times; and to present witnesses and any evidence on his behalf as may be relevant and material to the case.

(d) No recommendation for the imposition of sanctions may be based solely upon the failure of the accused student to answer charges or to appear at the hearing. In such a case, the evidence in support of the charges shall be presented and considered. And, in any event, all findings of fact and recommendations shall be based solely upon the evidence in the case as a whole.

(e) After the hearing, the hearing board shall make findings of fact and recommendations for the disposition of the case and sanctions to be imposed, if any, and forward the same to the president of the institution. Within ten (10) working days following receipt of the hearing board recommendations, the president shall review the facts of the case and take such action as may be appropriate under all the circumstances. Except in cases which involve the sanction of expulsion, as defined in Section 7.2 of these policies, rules and regulations, the decision of the president shall be final. 7.5. Review by the Board of Trustees - The Board of Trustees may, from time to time, require from the presidents, or any of them, reports on disciplinary actions or proceeding over a period of time or as to any specific case or cases. Such reports shall be in such form as the Board of Trustees may require.

In disciplinary cases where the institutional sanction is expulsion, the Board of Trustees may, pursuant to such procedures as it may specify, grant an appeal from the disciplinary action of any President on the record of the case submitted and on leave

of the Board of Trustees first obtained. A student desiring to appeal the sanction of expulsion must, within three (3) working days, indicate to the president in writing an intent to appeal the decision to the Board of Trustees. A written petition of appeal must be filed with the Chancellor of the Board of Trustees within fifteen (15) days of the institutional president's decision. If the Board of Trustees determines that the petition will not be heard, the decision of the president of the institution is affirmed and sanctions imposed therein shall be effective upon the president's receipt of the statement of denial.

If the appeal is granted, the sanction imposed by the president's decision shall be stayed until the Board of Trustees makes a final decision after a review of the case. In the event the decision of the president is affirmed after such review, the person appealing and the president shall be notified by certified mail and the sanction shall be effective immediately upon receipt by the president of the decision rendered by the Board of Trustees.

In reviewing student appeals involving the sanction of expulsion, the Board of Trustees will review all relevant information and records of applicable institutional disciplinary proceedings to ensure that due process has been afforded. In any case of review of disciplinary action, the Board of Trustees may take such action as it deems reasonable and proper in all the circumstances and in answer to all its responsibilities under the law.

TITLE 128 PROCEDURAL RULE WEST VIRGINIA BOARD OF TRUSTEES

SERIES 60 STUDENT ACADEMIC RIGHTS

Section 128-60-1. General

1.1. Scope. -Policy regarding academic rights and responsibilities of

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students.

- 1.2. Authority. -WV Code Section 18-26-8
- 1.3. Filing Date. -May 17, 1986
- 1.4. Effective Date. -July 11, 1986
- 1.5. Revises and replaces existing Section 7 of Series 57, and Series 60 dated November 13, 1984.

Section 128-60-2. Academic rights and responsibilities of students.

2.1. The institution and its constituent colleges and schools shall define and promulgate, consistent with the Policies, Rules and Regulations of the Board of Trustees, the academic requirements for admission to the institution, for admission to limited enrollment programs and for admission to professional and graduate degree programs (where offered); the criteria for maintenance of satisfactory academic process, for the successful completion of the program, for the award of a degree or certification, for graduation; the requirements or criteria for any other academic endeavor; and the requirements for student honesty and originality of expression.

2.2. A student, by voluntarily accepting admission to the institution or enrolling in a class or course of study offered by the institution, accepts the academic requirements and criteria of the institution. It is the student's responsibility to fulfill course work and degree or certificate requirements and to know and meet criteria for satisfactory academic progress and completion of the program.

Section 128-60-3. Academic rights.

3.1. Concomitant with the academic standards and responsibilities established pursuant to Section 3 of these rules, each student shall have the following academic rights.

3.1.1. The student shall be graded or have his/her performance evaluated solely upon performance in the course work as

measured against academic standards. The student shall not be evaluated prejudicially, capriciously, or arbitrarily. The student shall not be graded nor shall his/her performance be evaluated on the basis of his/her race, color, creed, sex, or national origin.

3.1.2. Each student shall have the right to have any academic penalty, as set out in Section 4.2 of these rules below and more specifically defined by his/her instructor, reviewed.

3.1.3. Each student shall have access to a copy of the college or university catalog or program brochure in which current academic program requirements are described (e.g., required courses, total credit requirements, time in residence requirements, minimum grade point average, probation standards, professional standards, etc.). Students have the right to receive from the instructor written descriptions of content and requirements for any course in which they are enrolled (e.g., attendance expectations, special requirements, laboratory requirements including time, field trips and costs, grading standards and procedures, professional standards, etc.).

3.1.4. The instructor of each course is responsible for assigning grades to students enrolled in the course, consistent with the academic rights set out in the preceding sections.

Section 128-60-4. Application of policy to students.

4.1. Student - any person who has been admitted to an institution to pursue a course of study, research, or service, who is currently engaged in an institutionally sponsored activity, and who has some right or privilege to be on the campus or in the facilities of the institution, or to use the same, in connection with study, research, or service, or who yet has some right or privilege to receive some benefit or recognition or certification from the institution,

under the Rules, Regulations, or Policies of the Board of Trustees or the institution.

4.2. A student, as defined in this policy, shall be subject to any applicable penalties for failure to comply with the academic requirements and standards promulgated by the institution and/or its constituent colleges and schools according to Section 2.1 of these rules. Students are expected to adhere to these academic standards in all academic settings, classrooms, laboratories, clinics and any other activities which are part of academic requirements.

Section 128-60-5. Academic requirements and consequences of failure to meet requirements.

5.1. The institution and its constituent colleges and schools shall define and promulgate the academic requirements, criteria and standards as set out in Section 2.1 of these rules above. Normally, students may finish a program of study according to the requirements under which they were admitted to the program. However, requirements are subject to change at any time, with reasonable notice provided to the students.

5.2. A student who fails to meet the academic requirements or standards, including those for academic honesty as defined by the institution and its constituent colleges and schools according to Section 2.1 of these rules, may be subject to one or more of the following penalties:

5.2.1. A lower grade or failure of the course or exclusion from further participation in the class (including laboratories or clinical experiences), all of which may be imposed by the instructor.

5.2.2. Academic probation as determined and defined by the institution and its constituent colleges and schools.

5.2.3. Academic suspension as determined and defined by the institution and its constituent colleges and schools.

5.3. Academic dismissal is defined as termination of student status, including any right or privilege to receive some benefit or recognition or certification. A student may be academically dismissed from a limited enrollment program and remain eligible to enroll in courses in other programs at the institution, or a student may be academically dismissed from the institution and not remain eligible to enroll in other courses or programs at the institution.

5.4. A student may appeal any penalty according to the procedures in Section 6 of these rules below. Each institution and its constituent colleges and schools shall determine and specify the point at which penalties, excluding those specified in Section 6.3.1 of these rules, may be imposed. Each instructor determines the point at which the penalties specified in Section 6.3.1 of these rules may be imposed. Each institution and its constituent colleges and schools shall determine the method(s), if any, by which a student may correct the condition(s) leading to imposition of these penalties and thereby have them removed.

Section 128-60-6. Appeals.

6.1. Each institution and its constituent colleges and schools shall establish policies and procedures by which a student may appeal or challenge any academic penalties imposed by a faculty member or the institution or one of its constituent colleges and schools, including those described in Section 5.2 of these rules above.

6.2. Additional procedures may include but not be limited to:

6.2.1. Appeals of a grade penalty or exclusion from class;

6.2.2. Appeals of final course grades;

6.2.3. Appeals of imposition of academic probation;

6.2.4. Appeals of imposition of academic suspension;

6.2.5. Appeals of dismissal from

undergraduate programs:

6.2.6. Appeals of dismissal from graduate programs:

6.2.7. Appeals of dismissal from professional degree programs; and

6.2.8. Appeals of dismissal from the institution.

6.3. Policies and procedures relating to appeals of academic penalties shall be governed by due process and shall include, as a minimum:

6.3.1. Written notice to the student (1) of his/her failure to meet or maintain an academic standard, (2) of the methods, if any, by which the student may correct the failure, and (3) of the penalty which may be imposed.

6.3.2. An opportunity for the student to meet with the faculty member(s) or other individual(s) who have judged his/her performance to be deficient, to discuss with these faculty member(s) or other individual(s) the information forming the basis of the judgment or opinion of his/her performance, to present information or evidence on his/her behalf, and to be accompanied at any such meeting by an advisor of his/her choice from the institution. Such advisors may consult with but may not speak on behalf of their advisees, or otherwise participate directly in the proceedings, unless they are given specific permission to do so by the individual or committee conducting the appeal.

6.3.3. An opportunity for the student to appeal the decision or judgment of faculty members through the established institutional appeals procedure within thirty (30) calendar days after written notice of the decision or judgment.

6.3.4. An opportunity to appeal to the President of the institution or his/her designee within thirty (30) calendar days after receipt of written notice of the decision or judgment.

6.3.5. The decision of the President

or his/her designee regarding an academic appeal is final.

Section 128-60-7. Appeals procedures for academic dismissal.

7.1. The appeal will be subject to the following conditions:

7.1.1. The appeal must be filed within thirty (30) calendar days after written notice of the decision.

7.1.2. The appeal to the appropriate academic officer or appeals committee is not adversarial in nature; the formal rules of evidence do not apply.

7.1.3. The student may be advised by a person of his/her choice from the institution; likewise, the faculty member, academic officer, or committee recommending academic dismissal may have an advisor from the institution. Such advisors may consult with, but may not speak on behalf of their advisees or otherwise participate directly in the proceedings, unless they are given specific permission to do so by the individual or committee conducting the appeal.

7.1.4. Witnesses may be called by any of the parties involved.

7.1.5. A record of the appeal shall be prepared in the form of summary minutes and relevant attachments and will be provided to the student upon request.

7.1.6. The decision of the President or his/her designee regarding academic dismissal is final.

Section 128-60-8. Publication.

8.1. All standards, criteria and procedures of the institution shall be published in one or more appropriate institutional publications such as catalogs, student handbooks, academic pamphlets, and handouts. Such requirements are subject to change with reasonable notice provided to the students.

ACADEMIC
RIGHTS
AND
RESPONSIBILITIES

Academic Rights & Responsibilities

Marshall University's policies in regard to the rights and responsibilities of students are in keeping with the Board of Policy Bulletin Number 60, which is reproduced in its entirety in this Handbook. Academic Rights and Responsibilities of students policy statement provides details with respect to student rights and procedures on these and similar matters relating to appeals.

This policy statement implementing Board of Policy Bulletin Number 60 (July 11, 1986) supersedes previous policies which concern grade appeals, academic and any other procedures relating to academic appeals.

I. Statement of Philosophy

Marshall University is an academic community and as such must promulgate and uphold various academic standards. Failure of a student to abide by such standards may result in the imposition of sanctions pursuant to Policy Bulletin Number 60 of the West Virginia Board of Trustees. A student, by voluntarily accepting admission to the institution or enrolling in a class or course of study offered by Marshall University, accepts the academic requirements and criteria of the institution. It is the student's responsibility to fulfill course work and degree, or certification requirements, and to know and meet criteria for satisfactory academic progress and completion of the program.

II. Definitions

A. Academic Dean: the chief academic officer also serves in an advisory capacity to the student. The student is encouraged to contact his/her academic dean for guidance on appeal procedures.

B. Academic Deficiency: failure to maintain the academic requirements and standards as established by Marshall University and its constituent colleges and schools other than those relating to academic dishonesty. This shall include but is not limited to the criteria for maintenance of satisfactory academic progress, i.e. quality point average, special program requirements, professional standards, etc.

C. Academic Dishonesty: any act of a dishonorable nature which gives the student engaged in it an unfair advantage over others engaged in the same or similar course of study and which, if known to the classroom instructor in such course of study, would be prohibited.

This shall include, but is not limited to, the following: securing or giving unfair assistance during examinations or required work of any type; the improper use of books, notes, or other sources of information; submitting as one's own work or creation any oral, graphic, or written material wholly or in part created by another; securing all, or any part of assignments or examinations, in advance of their submission to the class by the instructor; altering of any grade or other academic record; and any other type of misconduct or activity which manifests dishonesty or unfairness in academic work. Each classroom instructor may modify the general definition of academic dishonesty to fit the immediate academic needs of a particular class, provided the instructor defines, in writing, the details of any such departure from the general definition.

Academic dishonesty also includes conspiring with or knowingly helping or encouraging a student to engage in academic dishonesty.

D. Day: shall refer to a calendar day.

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E. Limited Enrollment Program: any academic program which imposes admissions requirements in addition to general admissions to the University.

F. Student: any undergraduate student who has been admitted to, and is currently enrolled in, a course or in a certificate or degree program at Marshall University, or for whom the institutional appeal period has not expired. Students enrolled in the undergraduate Nursing Program will follow these procedures.

G. University Community: faculty, staff, or students at Marshall University.

H. President's Designee: Chief Academic Officer.

I. V.P. Academic Affairs: refers to the Chief Academic Officer.

J. Appeal Deadlines: the time allowed for each level of appeal. There will be no time extensions unless granted by the Academic Appeals Board for good cause. If the appeals do not meet the established deadlines, the issue is no longer appealable.

III. Student Academic Rights

Concomitant with other academic standards and responsibilities established by Marshall University and its constituent colleges and schools, each student shall have the following academic rights:

A. The student shall be graded or have his/her performance evaluated solely upon performance in the course work as measured against academic standards.

B. The student shall not be evaluated prejudicially, capriciously, or arbitrarily.

C. The student shall not be graded nor shall his/her performance be evaluated on the basis of his/her race, color, creed, sex, sexual orientation, or national origin.

D. Each student shall have the right to have any academic penalty, as set forth herein, reviewed pursuant to the procedures in Section V. Except in those cases where a specific time is provided, this review shall occur within a reasonable time after the request for such review is made.

E. Each student shall have access to a copy of a University catalog or program brochure in which current academic program requirements are described (e.g., required courses, total credit requirements, time in residence standards, minimum grade point average, probation standards, professional standards, etc.).

F. Each student shall receive from the instructor written descriptions of content and requirements for any course in which he/she is enrolled (e.g., attendance expectations, special requirements, laboratory requirements including time, field trips and cost, grading criteria, standards and procedures, professional standards, etc.).

G. The instructor of each course is responsible for assigning grades to the students enrolled in the course consistent with the academic rights set out in the preceding sections.

H. Marshall University and its constituent colleges and schools are responsible for defining and promulgating:

1. The academic requirements for admission to the institution, for admission to limited enrollment programs, and for admission to professional and graduate degree programs;

2. The criteria for maintenance of satisfactory academic progress, for the successful completion of the program, for the award of a degree or certification, for graduation;

3. The requirements or criteria for any other academic endeavor, and the requirements for student academic honesty, consistent with the Policies, Rules, and

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Regulations of the Board of Trustees and with the fundamentals of due process; and

4. Probation, suspension, and dismissal standards and requirements.

1. Normally, a student has the right to finish a program of study according to the requirements under which he/she was admitted to the program. Requirements, however, are subject to change at any time, provided that reasonable notice is given to any student affected by the change.

IV. Academic Sanctions

A student who fails to meet the academic requirements or standards, or who fails to abide by the University policy on academic dishonesty, as defined by Marshall University and its constituent colleges and schools may be subject to one or more of the following academic sanctions:

A. A lower final grade in or a failure of the course or exclusion from further participation in the class (including laboratories or clinical experiences, any or all of which may be imposed by the instructor of the course involved).

B. Academic Probation

1. For Academic Deficiency:

a. Undergraduate Students

Any student who has less than a 2.0 grade point average on course work attempted at Marshall University and/or any approved course work transferred from another institution shall be placed on academic probation. Normally, the student will be permitted to enroll in no more than thirteen (13) hours.

In addition, a student placed on academic probation shall abide by such further conditions or restrictions imposed upon him/her pursuant to policies promulgated by the college or school in which he/she is enrolled as provided in Section III, H of this policy.

b. Graduate Students

Graduate students should consult the appropriate Graduate School publications for the description of this sanction.

c. Medical Students

Medical School students should consult the appropriate Medical School publications for the description of this sanction.

2. For Academic Dishonesty

In those cases in which a student has been found guilty of academic dishonesty he/she may be placed on academic probation for a period of time not to exceed one academic year. During this period the student is given an opportunity to prove that he/she can become a responsible and positive member of the University community. Conditions and restrictions for probation may be imposed, as deemed appropriate, including but not limited to:

a. Exclusion from representation of the University in any extracurricular activities such as intercollegiate athletics, debate teams, university theater, band, etc.; however, the student may participate in informal activities of a recreational nature sponsored by the University.

b. Self-Improvement: A program of self-development will be planned in conjunction with a faculty or staff person assigned in a counseling/guidance capacity.

c. Surrender of Student Activity Privileges: Upon request, the Student Activity Fee Privilege is to be voided by the Chief Academic Officer and all rights and privileges pertaining thereto forfeited for a specified period of time not to exceed one academic year.

C. Academic Suspension

1. For Academic Deficiency

a. Undergraduate Students:

A student who has a deficit of twenty (20) or more quality points and who does

not receive better than a 2.0 average on all work attempted during the semester in which the student last enrolled may be suspended and may not enroll during the next regular academic semester. Individual colleges and schools may impose additional suspension requirements pursuant to policies promulgated in accordance with Section III, H of this policy.

b. Graduate Students

Graduate students should consult college and program publications for a description of the conditions under which academic suspension may be imposed for academic deficiency.

c. Medical Students

Medical School students should consult Medical School publications for a description of the conditions under which academic suspension may be imposed for academic deficiency.

2. For Academic Dishonesty

In those cases in which a student has been found guilty of academic dishonesty he/she may be academically suspended for a period of time not to exceed one academic year. During such period the student may not enroll in any course or program offered by Marshall University or any of its constituent colleges or schools. A student violating any term of academic suspension while on suspension will be subject to further academic suspension up to, and including, academic dismissal from the University.

D. Academic Dismissal

This is defined as termination of student status, including any right or privilege to receive some benefit, or recognition, or certification. A student may be academically dismissed from a limited enrollment program and remain eligible to enroll in courses in other programs at Marshall University; or a student may be academically dismissed from the institution and not remain eligible to enroll in other courses or

programs at Marshall University. The terms of academic dismissal from a program for academic deficiency shall be determined, defined, and published by each of the constituent colleges and schools of Marshall University. Academic dismissal from a program or from the University may also be imposed for violation of the University policy on academic dishonesty.

V. Academic Appeals

In cases where a student is appealing a grade, the grade appealed shall remain in effect until the appeal procedure is completed, or the problem resolved.

A. Student Appeals for Instructor Imposed Sanctions:

The intent of the appeals process is to treat all parties fairly, and to make all parties aware of the appeals procedure.

In those cases in which a student has received an instructor-imposed sanction, the student shall follow the procedures outlined below:

1. Undergraduate Students

a. The student should first attempt a resolution with the course instructor. This initial step must be taken within ten (10) days from the imposition of the sanction or, in the case of an appeal of a final grade in the course, within thirty (30) days of the beginning of the next regular term. The appeal should be in written format with all supporting documentation and submitted to the instructor, or the department chair in cases where the instructor is available. The student who makes an appeal is responsible for submitting all applicable documentation. If the instructor is unavailable for any reason, the process starts with the department chairperson. The instructor, or the department chairperson, must respond in writing to the student within ten (10) days of receipt of the appeal.

b. If the procedure in Step 1

(a) does not have a mutually satisfactory result, the student may appeal in writing to the department chairperson within ten (10) days after the action taken in Step 1 (a), who will attempt to resolve the issue at the departmental level. The department chairperson will respond in writing within ten (10) days to the student and the instructor involved. When a student appeals a final grade, the faculty member must provide all criteria used for determining grades.

c. Should the issue not be resolved at the departmental level, either the student or instructor may appeal in writing to the Dean of the college in which the course is offered within ten (10) days of the action taken in Step 2 (b). The Dean will attempt to achieve a mutually satisfactory resolution. The Dean of the college will respond in writing within ten (10) days to the student and the instructor involved. The Dean of the college in which the student is enrolled will be notified.

d. Should the issue not be resolved by the Dean, either the student or instructor may appeal in writing within ten (10) days of the action taken in Step 3 (c) to the Budget and Academic Policy Committee who shall refer the matter to the University Academic Appeals Board for resolution. The hearing panel has the right to seek additional documentation if necessary.

e. Should the student or the instructor be dissatisfied with the determination of the Academic Appeals Board then either party may file an appeal with the V.P. Academic Affairs within thirty (30) days from receipt of the decision of the Board. The decision of the Vice President shall be final. Those students in the School of Nursing dissatisfied with the determination should file an appeal within thirty (30) days to either the V.P. for Academic Affairs or the V.P. for Health Services.

2. Graduate Students

Graduate students who desire to appeal an instructor-imposed sanction should consult the appropriate Graduate School publication for the proper procedures to follow.

3. Medical School Students

Medical School students who desire to appeal an instructor-imposed sanction should consult the appropriate Medical School publications for the proper procedures to follow.

B. Appeals for Academic Dishonesty:

Primary responsibility for the sanctioning for academic dishonesty shall lie with the individual instructor in whose class or course the offense occurred; however, charges of academic dishonesty may be filed by any member of the University community. Cases of academic dishonesty may be referred to the office of Judicial Affairs located in 2W38 MSC.

Sanctions for academic dishonesty may range from an instructor-imposed sanction, pursuant to Section IV, A herein, to dismissal from the institution.

1. In those cases where the instructor imposes a sanction pursuant to Section IV, A only, and does not refer the matter to the department chairperson for additional sanctions, the student may appeal the sanction in accordance with the procedures described in Section V, A.

2. Where the offense is particularly flagrant or other aggravating circumstances are present, such as a repeat violation, the instructor may refer the matter to the department chairperson for additional sanctions as permitted by this policy. In addition, any member of the University community may refer a case of academic dishonesty to the chairperson of the department in which the course involved is being offered. Allegations of academic dishonesty must be referred to the department chairperson within thirty (30) days from the

ACADEMIC RIGHTS & RESPONSIBILITIES

date of the alleged offense. This process starts with the Dean if there is no department chairperson.

In those cases where the matter is referred to the department chairperson the following procedures are applicable:

a. The department chairperson shall bring together the student involved, and the faculty member, and/or other complainant within ten (10) days from the date of referral. A written admission of guilt at this level may be resolved with a maximum penalty of "F" in the course.

b. If the student denies guilt or disagrees with the sanction imposed, or if the faculty member, other complainant, or chairperson feels that the penalties in Step V (a) are insufficient for the act complained of, the case shall be forwarded in writing by the chairperson to the student's Academic Dean within ten (10) days from the date of the meeting. The Academic Dean shall bring together the student, faculty member or other complainant, and the department chairperson to review the charges within ten (10) days from the date of referral. The Academic Dean may impose any sanction permitted by Section IV of this policy.

c. Should the student, faculty member, or other complainant be dissatisfied with the determination of the academic Dean, the case may be appealed in writing within ten (10) days of the Dean's written decision to the Budget and Academic Policy Committee, who shall refer the case to the University Academic Appeals Board for resolution.

d. Should the student, faculty member, or other complainant be dissatisfied with the determination of the Academic Appeals Board, then he/she may file an appeal with the Vice President within thirty (30) days from the receipt of the written decision of the Board. The decision

of the V.P. Academic Affairs shall be final (The appeals process is currently under revision and may result in policy changes.)

C. Appeals for Academic Deficiencies:

1. In those cases in which an undergraduate student has been denied admission to a program, has been or may be placed on academic probation or academic suspension for academic deficiencies, the following procedures are applicable:

a. The student is entitled to written notice:

(1) of the nature of the deficiency or reason for denial of admission to a program:

(2) of the methods, if any, by which the student may correct the deficiency, and:

(3) of the penalty which may be imposed as a consequence of the deficiency.

b. The student shall be given the opportunity to meet with the person(s) who has judged his/her performance to be deficient, to discuss with this person(s) the information forming the basis of the judgment or opinion of his/her performance; to present information or evidence on his/her behalf; and to be accompanied at any such meeting by an advisor of his/her choice from the University (faculty, staff, or student). Such advisors may consult with, but may not speak on behalf of their advisees, or otherwise participate directly in the proceedings, unless given specific permission to do so by the person conducting the meeting. The student is not entitled to an attorney in such meetings, and the formal rules of evidence are not applicable. The student must request such meeting in writing ten (10) days from receipt of the notice.

c. If the student is dissatisfied with the outcome of the meeting outlined

in (b) above, the student may appeal the judgment to the V.P. Academic Affairs within thirty (30) days after receipt of written notice of the judgment.

d. The decision of the V.P. Academic Affairs is final.

2. In those cases in which a student has been or may be dismissed from an undergraduate academic program, or has been or may be dismissed from the institution for academic deficiencies, the following procedures are applicable:

a. The student is entitled to written notice:

(1) of the nature of the deficiency;

(2) of the methods, if any, by which the student may correct the deficiency, and:

(3) of the penalty which may be imposed as a consequence of the deficiency.

b. The student shall be given the opportunity to meet with the person(s) who have judged his/her performance to be deficient. The student must request such meeting in writing within ten (10) days from receipt of the notice. The student shall be given the opportunity to discuss with this person (s) the information forming the basis of the judgment or opinion of his/her performance, to present information or evidence on his/her behalf, and to be accompanied at any such meeting by an advisor of his/her choice from the University (faculty, staff, or student). Such advisor may consult with but may not speak on behalf of his/her advisee, or otherwise participate directly in the proceedings, unless given specific permission to do so by the person conducting the meeting. The student is not entitled to an attorney in such meetings, and the formal rules of evidence are not applicable.

c. If the student is dissatisfied with the outcome of the meeting outlined in (b) above, the student may file an appeal in writing with the Chair of the Budget and Academic Policy Committee.

The Chair of the Budget and Academic Policy Committee will appoint a hearing panel, which will determine whether the student has grounds for an appeal. If the student is denied an appeal, he/she may appeal this decision to the Vice President of Academic Affairs. If the student is granted an appeal, at least two (2) of the faculty and student members of the hearing panel will, if possible, be chosen from board members appointed from the constituent college or school involved. Since many of these appeals occur at times when school is not in session it may not always be possible to meet the above condition, but every effort will be made to hear appeals in a timely and reasonable manner. The student's appeal must be filed within ten (10) days after receipt of written notice of the decision outlined in (b) above.

d. If the student is dissatisfied with the decision of the Academic Appeals Board, the student may appeal the decision to the UP Academic Affairs within thirty (30) days after receipt of written notice of the decision.

e. The decision of the Chief Academic Officer is final.

3. Graduate Students

In those cases in which a Graduate student has been or may be placed on academic probation, or academic suspension, or has been dismissed from Graduate School for academic deficiencies, he/she should consult the appropriate Graduate School publications for the proper procedure to follow.

4. Medical Students

In those cases in which a Medical student has been or may be placed on academic probation, or academic suspension, or has been or may be dismissed from Medical School for academic deficiencies, he/she should consult the appropriate Medical School publications for the proper procedures to be followed.

VI. Undergraduate Academic Appeals Board

A. Description and Jurisdiction:

The Undergraduate Academic Appeals Board is a permanent subcommittee of the Budget and Academic Policy Committee. It is established to hear all appeals arising from the following:

1. Instructor-imposed sanctions, including: lowering of final course grade, failure of course, or exclusion from further participation in the class.
2. Final course grades.
3. Sanctions imposed for academic dishonesty.
4. Dismissal from an academic program.
5. Dismissal from the University
6. Such other cases as may be referred to the Board.

B. Composition of the Board:

The Academic Appeals Board shall be composed of faculty and student members chosen in the following manner:

1. Faculty Members:

The Dean of each of the constituent colleges and schools of the university shall appoint five (5) faculty members from his/her unit to serve on the board. Such appointments will be made annually in the spring semester with the understanding that some of these faculty members will be available to hear appeals during the summer terms and the week before the beginning of Spring semester. Terms will run from May 15 to the following May 15. (Service on this board can be listed as service to the university on annual reports.)

2. Student Members:

The President of Student Government shall appoint three (3) students from each of the constituent colleges and schools of the university.

3. Hearing Officers:

The Budget and Academic Policy Committee will call for volunteers and

appoint two Hearing Officers each spring. It is desirable but not required that the Hearing Officers have served on the Hearing Board. (Service as a Hearing Officer can be listed as service to the university on annual reports.)

C. Selection of Members for an Individual Hearing:

An individual Hearing Panel shall be composed of two (2) faculty members, one (1) student members, and one (1) non-voting Hearing Officer. The members of the Hearing Panel shall be chosen randomly by the Chairperson of the Budget and Academic Policy Committee or his/her designee. In appeals arising from dismissal from an academic program, if possible, at least two (2) of the faculty and student members of the panel should be chosen from the Board members appointed from the constituent college or school involved.

VII. Hearing Procedures

It is the intent of these procedures to insure that Marshall University students receive appropriate due process in academic matters. This includes fundamental fairness, just sanctions, and all rights in accordance with the belief that academic appeal hearings at an institution of higher education such as Marshall University should have an educational objective. Academic appeals, pursuant to these procedures, are informal and not adversarial in nature.

A. The time and place of the hearing are determined by the Hearing Officer. The hearing should be held within sixty (60) days of the date the Hearing Officer receives the written request. Upon written request, the Hearing Officer may, at his/her discretion, grant a continuance to any party for good cause.

B. The Hearing Officer will notify the appellee, appellant, and other appropriate parties in writing at least five (5) days prior to the hearing, of the date.

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time, and place of the hearing. A statement of the facts and evidence to be presented in support of the student's grounds for appeal will be provided to the appellee in appropriate cases.

C. The appellant student and the appellee have the right to an advisor. Advisors must be members of the University community (faculty, staff, or student). Such advisors may consult with, but may not speak on behalf of their advisees or otherwise participate directly in the proceedings, unless they are given specific permission to do so by the Hearing Officer. Attorneys are not permitted to appear on behalf of any appellant or appellee.

D. Prior to the scheduled hearing, the members of the Board may convene in closed session to examine the content of the appeal, the specific issues to be considered, and all supporting documents.

E. The student with his/her advisor if any, will be called before the Board and the Hearing Officer will then restate the nature of the appeal and the issues to be decided.

F. The appellee and his or her advisor, if any, will be called before the Board and the Hearing Officer will then restate the nature of the appeal and the issues to be decided.

G. The hearing shall be closed. All persons to be called as witnesses, other than the appellant, with his/her advisor, if any, and the appellee and his/her advisor, if any, will be excluded from the hearing room. Any person who remains in the room after the hearing has begun will be prohibited from appearing as a witness at the discretion of the Hearing Officer.

H. Anyone disrupting the hearing may be excluded from the hearing room if, after due warning, he/she engages in conduct which substantially delays or disrupts the hearing, in which case the

hearing shall continue and the Board shall make a determination based on the evidence presented. If excluded, the person may be readmitted on the assurance of good behavior. Any person who refuses the Board's order to leave the hearing room may be subject to appropriate disciplinary action pursuant to Marshall University policy. When a student is ejected for disruptive behavior and does not have a recognized representative, the hearing officer will appoint one.

I. Except as provided in H and I herein, all evidence must be presented in the presence of the student.

J. The student, appellee, or other parties involved may petition the Hearing Officer for a subpoena or a request for appropriate written information or documents.

K. The student and appellee will be given the opportunity to testify and present evidence and witnesses on his/her own behalf and to discuss with, and question, those persons against whom the appeal is filed.

L. The Board may admit as evidence any testimony, written documents, or demonstrative evidence which it believes is relevant to a fair determination of the issues. Formal rules of evidence shall not be applicable in academic appeal hearings.

M. If the student appellant or the appellee fails to appear at a hearing and fails to make advance explanation for such absence which is satisfactory to the Board, or if the student appellant or the appellee leaves before the conclusion of the hearing without permission of the Board, the hearing may continue and the Board may make a determination on the evidence presented at the hearing, or the Board may, at its discretion, dismiss the appeal.

N. Upon completion of the testimony and presentation of evidence, all persons, except Board members will be required to

leave the room. The Board will then meet in closed session to review the evidence presented. The Board shall make its findings based upon a preponderance of evidence. The Board shall reach its determination by a majority vote. The results shall be recorded in writing and filed with the Chairperson of the Budget Academic Policy Committee and the UP Academic Affairs. If the Board's decision includes the imposition of academic sanction, the sanction given and its duration must be specified for the record. A report of a dissenting opinion or opinions may be submitted to the Chairperson of the Budget and Academic Policy Committee and the V.P. Academic Affairs by any Hearing Officer.

O. The findings of the Board, and any sanction, shall be announced at the conclusion of the hearing. The student, faculty member, and the appropriate Academic Dean shall be notified in writing of the findings and any sanction at the conclusion of the hearing. A record of the hearing shall be prepared in the form of summary minutes and relevant attachments and will be provided to the student upon request.

P. No one may tape the proceedings.

Q. In an appeal related to a final grade the appeals board will complete the change of grade forms and submit that information to the Registrar, the faculty member, and the appropriate Academic Dean.

R. Within thirty (30) days following receipt of the Board's decision, the student may file an appeal with the V.P. Academic Affairs who shall review the facts of the case and take such action as deemed appropriate under all the circumstances. The Board's findings and sanction, if any, may be affirmed, modified, or remanded to the original Hearing Board for further action as deemed appropriate by the V.P. A writ-

ten brief stating grounds for the appeal should be presented by the student to the V.P. with the appeal. The scope of review shall be limited to the following:

1. Procedural errors.
2. Evidence not available at the time of the hearing.
3. Insufficient evidence to support the findings of the Board.
4. Misinterpretation of University policies and regulations by the Board.
5. A sanction disproportionate to the offense.
6. Lack of jurisdiction.

S. The decision of the V.P. of Academic Affairs is final. The student, the faculty member, the appropriate Academic Dean, and the Registrar shall be notified in writing of the Provost's decision.

Approved by the Academic Standards and Curricular Review Committee, October 28, 1988
SCHOOL OF MEDICINE GRADE APPEAL:

All School of Medicine grade appeals must be made in accordance with University Systems Board of Trustees Policy Bulletin Number 60. Copies of the Policy may be found in the Marshall University Student Handbook or from the School of Medicine Office of Student Affairs.

Actions of the Budget and Academic Standards Committee: A student may appeal actions of the Marshall University School of Medicine Academic Standards Committee, which have been approved by the dean. Within 30 days following notification of such action, the student must notify the academic dean in writing of his or her intent to appeal. An opportunity to submit statements, and to appear before the Committee will be scheduled.

The Committee will act upon the appeal. The student will be notified of this action and will have an opportunity to

MARSHALL UNIVERSITY STUDENT HANDBOOK

further appeal to the Dean's Advisory Committee. The Dean's Advisory Committee will consider the appeal and make a recommendation to the dean, who will then

decide upon the appeal.

A **Final Appeal** may be made to the President of Marshall University.

STUDENT
INFORMATION
AND GUIDE TO
SERVICES

MARSHALL UNIVERSITY STUDENT HANDBOOK

Academic Advising

- Advising

Admissions

- Admissions information (Undergraduate & Graduate) CLEP (College Level Exam Program) testing
- Information on correspondence courses

Adult and Extended Education

- Regents Bachelor of Arts Degree information

African-American Students Office

- Black United Students (BUS) information
- Mass Choir
- Mentoring program
- Minority Expressions newsletter

Artists Series

- Tickets to productions (Artist series only)

Student Legal Aid

- Attorneys for students
- Counseling for legal matters
- Grade appeal or grievance facilitation

Bookstore

- Textbooks
- Class supplies
- Handbooks

Bursar's Office

- Tuition payments
- Parking permit payments
- Short-term emergency loans

Campus Christian Center

- Seasonal worship services
- Denominational social ministry
- Bible study/prayer services
- Wedding preparation information

Career Services

- Resume creation

- Full, part-time, and summer employment assistance
- Career and Job Fair information
- Skills workshops for interviewing
- Credential file service
- Job Hotline and Job Search information
- Job Bulletin

Center for Academic Excellence

- Yeager Scholars Program
- Student Honors Program

Center for International Students & Scholars

- Advising for International students
- ESLI program
- TOEFL & MELAB programs
- English speaking partners
- Study Abroad program

Counseling Services

- Counselors
- Health Seminars

Disabled Student Office

- Tutoring Services
- Reader Service
- Test Proctoring
- Study Skills Programs
- Note Takers
- New Students Orientation

Financial Aid

- Scholarship information
- Federal Pell Grant
- Federal Work Study
- Federal Perkins Loan Program
- Student Assistant Employment
- Federal Direct Stafford/Ford Loan Program
- Federal Direct PLUS program (FDPP)
- WV Higher Education Grant
- Medical School Financial Aid

Fine & Performing Arts

- Tickets (university events)

STUDENT INFORMATION

Greek Affairs

- Fraternity/sorority information
- RUSH information

Graduate School

- Graduate Fee Waiver Forms
- Graduate school catalogs
- Graduate school information

HELP

- Testing to detect for learning problems
- Help with study and notetaking

Henderson Center

- Athletic Ticket information

ID Office

- Lost ID replacement

Judicial Affairs

- Campus complaints
- Student hearing information
- Student justice/advocate info

Newman Center Catholic Services

- Catholic Services
- Prayer meetings
- Retreats
- Adult Initiation/Convert instructions
- Marriage preparation information

Orientation

- New student orientation
- Campus tours

Public Safety/Security

- Police assistance
- Report crimes
- Night escort service
- Project I.D.

Registrar

- Class registration information
- MILO
- Transcripts

Student Affairs

- Handbooks
- Health Insurance Information
- Student Advocacy
- Support services for all students

Student Activities

- Campus Groups
- Student Activities Programming Board
- Homecoming/Springfest Committee
- Social events
- Community service
- Concerts
- Leadership development

Student Development

- Counselors
- Developmental Workshops
- Medical withdrawals

Student Center

- Study area
- Bowling/pool
- Marco's (Student run activities)
- Information desk
- White Way (Dry cleaning)

Student Government Association

- Student Government information
- Off-campus housing list
- Funding packets
- Support for students

Student Health Program

- Wellness
- CHEC Programs
- Substance Abuse Seminars

Student Health Services

- Health care/examinations
- Flu shots
- Medications

Student Support Services

- Tutoring
- Study skills

Women's Center/Returning Students

- Women's Center activities
- Sexual assault education services
- 25 or older returning students
- Student support services

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QUESTIONS	LOCATION	CALL
Absences	See Class Syllabus Professor	
Academic Planning	Academic Advising Center OM B-2 or Career Services, 16851 5th Ave.	3169 2248
Academic Appeals	Catalog, 2W23 MSC	2285
Academic Programs, Graduate	Graduate School OM 113	6606
Academic Programs, Undergraduate	Admissions, OM 125 1-800-642-3463	3160
Academic Records	Registrar OM 106	6410
Add/Drop Courses	Professor Registrar OM B-1	6413
Address, Change of	Registrar OM B-1	6413
Admissions	Admissions Office OM 125 1-800-642-3463	3160
Adult Students (Non-Traditional Age)	Women's & Returning Students Programs PH 143	3112
Adult Student Services-MUGC	South Charleston Campus	2500
Advisers, Assignment of	College of Major	
African American Support Services	The Center for African American Students	6705
Alternative Lifestyles Initiative	Student Development PH 137	6623
Alumni Activities	Alumni Affairs, Erickson Alumni Center	3134
Athletics	Athletic Office, Henderson Center	5408
Bills and Fees	Bursar's Office OM 101	6620
Birth Control	Student Health	3111

GUIDE TO UNIVERSITY SERVICES

QUESTIONS	LOCATION	CALL
Books & Supplies	MU Bookstore MSC Stadium Bookstore, 1945 5th Ave.	2461 529- BOOK
Bus Service & Passes	TTA 1120 Virginia Ave.	529-6091
Camping Equipment Rental	Recreational Sports HC 2017	6477
Campus Activities & Organizations	Student Activities & Organizations MSC 2W30	6770
Campus Operator		0
Campus Police	Public Safety/Welcome Center Fifth Ave. & 18th St.	H.E.L.P.
Career Planning	Academic Advising Center OM B-2 Career Services 1681 5th Ave.	3169 2370
Catalogs	MU Bookstore MSC	2461
Changes in Major	Dean of current College	
Check Cashing	Local Banks	
Child Care Academy	520 22nd St.	523-5803
Choral Organization	Department of Music SMH 154-A	3117
Class Schedules	Registrar OM 106	6410
CLEP Exam	Admissions Office OM 125	3160
Complaints	2W38 MSC	6422
Computers for Student Use	Computer Lab CH 331 SH 211 HH 428 GH 211	3369 3140/3968 3172 7161
Concerts and Plays	MU Artists Series Fine & Performing Arts Center	6656 2787
Continuing Education	Director of Continuing Education Community & Technical College Cabell Hall 7th Ave. & 20th St.	3113

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QUESTIONS	LOCATION	CALL
Counseling	Counseling Center PH 1st Floor	3111
Disabled Student Service	Disabled Student Services PH 117	2271
Duplicating Services	Old Main, OM B-14	3350
Employment, On Campus	Work Study OM 122 Career Services 1681 5th Ave.	3162 2370
Entertainment, On Campus	Student Activities Programing Board MSC 2W29A	2283 2290
Escort Services	MU Police Department	4357
Financial Aid	Financial Aid OM 122	3162
Fees	Office of the Bursar OM 101	6620
Food Service	Marriott MSC Holderby Twin Towers	3329 4895 4894
Fraternities	Greek Affairs MSC 2W31	2284
Gameroom	Memorial Student Center Basement	6667
Graduation Requirements	Advisor or Catalog	
Graduate & Extended Studies and Technology	South Charleston Campus	1990
Graduate School	OM 113	6606
Grievances	Student Handbook MSC 2W23	2285
Health & Fitness Center	GH117	3633
Health Services	Student Health Services 1600 Medical Center Drive Suite 1500	691- 1106
Honors Program	OM 226/227	5421
Housing, On Campus	Residence Services Laidley Hall First Floor	6765
I.D. Card Replacement	MSC BW31	2567

GUIDE TO UNIVERSITY SERVICES

QUESTIONS	LOCATION	CALL
Insurance	Student Affairs Dean MSC 2W38	6422
International Student Program	OM Third Floor, Room 320	2379
Internships	Advisors	
Intramural Sports	Recreational Sports HC 2018	6477
Learning Disabled Students PH 120	H.E.L.P. Myers Building 6225	6252/ 2271
Learning Resource Center for Education Majors	Jenkins Hall Rm. 101	3119
Legal Aid	MSC 2W23	2285
Leadership Training	Student Activities MSC 2W31	6770
Library Hours & Information	Drinko Library	2321
Loans	Financial Aid OM 122	3162
Lost and Found	MSC Information Desk	2365
Mail	Mail Room OM B23	6644
Newspaper	Parthenon SH 317	6696
Orientation	Admissions Office OM 125	2354
Parking Decals, Tickets Fifth Ave. & 18th St.	Parking Office/Welcome Center 6648	6406/ 6648
Radio Station	WMUL FM-Radio CB	6640
Re-admission	Registrar OM 106	6410
Refunds	Bursar's Office OM 101	6620
Registration	Registrar OM B-1	6413
Religious Groups	Student Activities MSC 2W30 Campus Christian Center Newman Center 1609 5th Ave.	6770 2444 525-4618

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QUESTIONS	LOCATION	CALL
Residency Status	Admissions OM 125	3160
Roommate Problems	Your RA	
Rooms for Meetings	Facilities Scheduling Office MSC 2W17	3125
ROTC	Military Science GH 217	6450
Sororities	Greek Affairs MSC 2W31	2283
Student Government	MSC 2W29 B	6435
Student issues	MSC 2W38	6422
Transcripts	Registrar OM 106	6410
Transferred Credits	Admissions OM 125	3160
Tutoring	CTC Lower Level	3169
Welcome Center	5th Ave. & 18th St.	6833
Withdrawals Medical Withdraws	Dean of College Associate Dean, Student Affairs	2269
Women's Center		3112
Writing Center	CH 353	6254

OM - Old Main
MSC - Memorial Student Center
PH - Prichard Hall
SH - Smith Hall
HC - Henderson Center
SMH - Smith Music Hall
CH - Corbly Hall
CB - Communications Building
GH - Gullickson Hall
CCC - Campus Christian Center
CTC - Community & Technical College

MARSHALL UNIVERSITY
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Huntington, West Virginia 25755