

A large, solid green circle that serves as a background for the main title text.

CODE OF
**STUDENT
CONDUCT**
2017-2018

A background photograph of a university campus. In the foreground, several students are sitting on concrete steps. In the middle ground, two students are walking away from the camera. The background is filled with large trees, many of which are in full bloom with white flowers. The sky is blue with some light clouds.

BINGHAMTON
UNIVERSITY
STATE UNIVERSITY OF NEW YORK

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DATE: August 10, 2017
TO: All Members of the University Community
FROM: April Thompson, Associate Vice President and Dean of Students
SUBJECT: Code of Student Conduct 2017-18

As members of the Binghamton University community, students are expected to uphold its standards, which can be found in the following pages and available online. It is each student's individual responsibility to review and understand the *Code of Student Conduct*.

A great deal of effort, research and consultation has gone into developing these documents. Our aim is to present to students the policies, rules and code of conduct in clear and direct language. We will work to communicate the standards, and the consequences for violating these standards, through outreach and educational efforts during the year ahead. The Office of Student Conduct supports Binghamton University's mission of education to enrich the lives of students and the community.

Also contained within this publication is our commitment to respect inclusiveness and diversity at Binghamton University. The *Code of Student Conduct* conveys to all members of our campus community the continued need for effective communication and the desire to uphold the norms of a respectful community.

Copies of the *Code of Student Conduct* are available at binghamton.edu/student-conduct or in the Office of Student Conduct, located in College-in-the-Woods, Tuscarora Office Wing, third floor. Copies of the code are also available in the Office of the Dean of Students, located in University Union West, 2nd floor.

Please see studentconduct.binghamton.edu, the Office of Student Conduct's website, to submit any questions regarding the code or procedures. Students and staff in the Student Conduct Office are ready to answer your questions and work with you to understand the process. The Office of Student Conduct's phone number: 607-777-6210.

INTRODUCTION

As a Binghamton University student you are a valuable member of the University community. Through your words and deeds you contribute to building an inclusive community in which all can live and learn in an environment of academic freedom and respect that fosters the success and honors the rights of all students.

Binghamton University is committed to developing a community that invites respectful discourse, allowing all members to express themselves in a manner that enables others to feel personally safe and emotionally secure both in and out of the classroom. Students may exercise their rights of assembly and freedom of speech in demonstrating their care and commitment to creating an inclusive campus environment. However, while hateful and disrespectful speech can also be protected by our First Amendment rights, the Binghamton University community does not condone the use of insensitive, discriminatory or other disrespectful comments. As a student, you must understand that your words and deeds impact the University community regardless of where they occur, including online.

Being a Binghamton University student is both a privilege and a responsibility. It is the responsibility of all members of the Binghamton University community to uphold the values of the institution. Students are expected to conduct themselves in a manner that supports and respects the rights of others. Accordingly, student behavior should be consistent with University policy as well as state and federal law at all times. Student behavior that is not consistent with these standards may be addressed through the Code of Student Conduct in an effort to educate students, manage safety and deter behavior that negatively impacts either the individual or the community.

SECTION I: DEFINITIONS

1. The term “**University**” means Binghamton University.
2. The term “**student**” means an individual who has been accepted to or is taking courses through the University on a full-time or part-time basis. Persons who are not officially enrolled for a particular term but who have previously enrolled and have a continuing relationship with the University or who withdraw after an alleged violation of the *Code of Student Conduct* are also considered students.
3. The term “**student organization**” means any number of persons who have complied with the formal requirements for University recognition.
4. The term “**University premises**” includes all land, buildings, facilities and other property in the possession of, or owned, used or controlled by, the University including adjacent streets and sidewalks.
5. The term “**University official**” includes faculty and staff of the University, student employees who are carrying out assigned work responsibilities and University police officers.
6. The term “**policy**” means the written regulations of the University as found in University published documents such as the *Student Handbook*, the *University Bulletin*, the University Housing License, Information Technology Services’ acceptable use policy, fraternity and sorority recognition and governance policy, hazing policy, parking rules and regulations and policies pertaining to advertising on campus, use of facilities, student organizations, smoking and Board of Trustees policies.
7. The terms “**student charged**” and “**respondent**” mean any student accused of violating this *Code of Student Conduct*.
8. The term “**claimant**” means the victim, survivor or person against whom the alleged violation was committed.
9. The term “**pre-hearing educator**” means any person authorized by the director of the Office of Student Conduct to conduct a pre-hearing meeting with a student.
10. The term “**student conduct administrator**” means any person authorized by the director of the Office of Student Conduct to conduct a hearing or conference with a student to discuss allegations of misconduct.
11. The term “**hearing board chair**” means the person designated by the director of the Office of Student Conduct to preside over a student conduct board hearing.
12. The term “**presiding officer**” means the student conduct administrator or hearing board chair who is handling the case or hearing.

13. The term “**student conduct board**” means a group of persons authorized by the director of the Office of Student Conduct to determine whether a student has violated the *Code of Student Conduct* and to recommend sanctions that may be imposed when a rules violation has been committed.
14. The term “**appellate officer**” means the vice president for Student Affairs, or the associate vice president/dean of students who is authorized to decide the outcome of an appeal of a student conduct case.
15. The term “**advisor**” means any person identified by a student to support or assist them through the student conduct process.
16. The term “**stalking**” means engaging in a course of conduct (two or more acts, including, but not limited to, act in which the stalker directly, indirectly or through third parties, by any action, method, device or means follows, monitors, observes, surveils, threatens, or communicates to or about a person or interferes with a person’s directed at a specific person and which one knows or should reasonably know is likely to cause a reasonable person to fear the person’s safety or the safety of others or suffer substantial emotional distress.
17. The term “**harassment**” means intentionally annoying another person:
 - a) by following that person in or about a public place or by engaging in a course of conduct or repeatedly committing acts which place a person in reasonable fear of physical injury;
 - b) by engaging in a course of conduct or repeatedly committing acts which alarm or seriously annoy another person and which serve no legitimate purpose;
 - c) by communicating or causing a communication to be initiated with a person, by any means, electronic or otherwise, that conveys a threat to cause physical harm to a person or their property; and/or
 - d) with intent to harass, annoy, threaten or alarm another person subjects that person to physical contact or threatens to do the same because of a belief or perception about that person’s race, color, sexual orientation, gender, gender identity and expression, religion, age, disability, veteran status, marital status, national origin or ancestry.

Students found responsible for harassment that is targeted at a person or group based on factors such as perceived race, color, sexual orientation, gender, gender identity and expression, religion, age, disability, veteran status, marital status, national origin or ancestry may be subject to more severe sanctions.

18. “**Affirmative consent**” is a knowing, voluntary and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary

based upon a participant's sex, sexual orientation, gender identity or gender expression.”

- a) Consent to any sexual act or prior consensual sexual activity between or with any party does not necessarily constitute consent to any other sexual act.
 - b) Consent is required regardless of whether the person initiating the act is under the influence of drugs and/or alcohol.
 - c) Consent may be initially given but withdrawn at any time.
 - d) Consent cannot be given when a person is incapacitated, which occurs when an individual lacks the ability to knowingly choose to participate in sexual activity. Incapacitation may be caused by the lack of consciousness or being asleep, being involuntarily restrained, or if an individual otherwise cannot consent. Depending on the degree of intoxication, someone who is under the influence of alcohol, drugs or other intoxicants may be incapacitated, and therefore unable to consent.
 - e) Consent cannot be given when it is the result of any coercion, intimidation, force or threat of harm.
 - f) When consent is withdrawn or can no longer be given, sexual activity must stop.
19. The term “**sexual harassment**” means unwanted gender-based, verbal, non-verbal or physical conduct that is sexual in nature and sufficiently severe, persistent or pervasive that it unreasonably interferes with, denies or limits someone’s ability to participate in, or benefit from, the University’s educational program and/or activities, and is based on power differentials, the creation of a hostile environment or retaliation.
20. The term “**rape**” is defined as sexual intercourse with a person:
- a) that is forced, manipulated or coerced through use of verbal coercion, intimidation (emotional and/or physical), threats, physical restraint and/or physical violence; and/or
 - b) where affirmative consent was not given.
21. The term “**sexual assault**” is defined as a physical sexual act or acts committed against another person without consent. Sexual assault is an extreme form of sexual harassment. Sexual assault includes what is commonly known as “rape” (including what is commonly called “date rape” and “acquaintance rape”), fondling, statutory rape and incest. For statutory rape, the age of consent in New York state is 17 years old.
22. The term “**sexual act**” means contact between the penis and the vulva or the penis and the anus, and for purposes of this subparagraph contact involving the penis occurs upon penetration, however slight; contact between the mouth and

the penis, the mouth and the vulva or the mouth and the anus; the penetration, however slight, of the anal or genital opening of another by a hand or finger or by any object, with an intent to abuse, humiliate, harass, degrade or arouse or gratify the sexual desire of any person; or the intentional touching, not through the clothing, of the genitalia of another person who has not attained the age of 16 years with an intent to abuse, humiliate, harass, degrade or arouse or gratify the sexual desire of any person.

23. The term “**sexual contact**” means the intentional touching, either directly or through the clothing, of genitalia, anus, groin, breast, inner thigh or buttocks of any person with an intent to abuse, humiliate, harass, degrade or arouse or gratify the sexual desire of any person.
24. The term “**sexual violence**” means physical sexual acts or sexual contact perpetrated against a person’s will or where a person is incapable of giving consent. A number of different acts fall into the category of sexual violence, including rape, sexual assault, sexual battery, sexual abuse and sexual coercion.
25. The term “**dating violence**” means any act of violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party’s statement and with consideration of the type and length of the relationship and the frequency of interaction between the persons involved in the relationship. Two people may be in a romantic or intimate relationship, regardless of whether the relationship is sexual in nature; however, neither a casual acquaintance nor ordinary fraternization between two individuals in a business or social context shall constitute a romantic or intimate relationship. This definition does not include acts covered under domestic violence.
26. The term “**domestic violence**” means any violent felony or misdemeanor crime of violence committed by a current or former spouse or intimate partner of the victim, by a person sharing a child with the victim or by a person cohabitating with the victim as a spouse or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or by any other person against an adult or youth victim who is protected from that person’s acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
27. The term “**hazing**” is defined as any action taken, or situation created, involving prospective or new members of a group, or as a condition of continued membership in a group (fraternity, sorority, team, club or other association or organization), which would be perceived by a reasonable person as likely to produce mental or physical harm, extreme or unusual stress, embarrassment, harassment or ridicule.

No policy can be so precisely written as to address all possible situations. When this policy does not address a specific behavior, students, organizations, teams and groups are expected to conduct themselves and their activities in the spirit of this policy and with respect for the dignity and well-being of others. The definition of hazing applies whether or not the participants consent to such activity or perceive the behavior as voluntary. The determination of whether a particular activity constitutes hazing will depend upon the circumstances and context in which the activity is occurring. As a guiding principle, any activity required of new members that is not required of more senior members is likely to constitute hazing under this policy. Some examples of conduct that may constitute hazing when used to mistreat or humiliate the participant include the following:

- Consumption of alcohol
 - Paddling in any form or any other physical brutality
 - Creating excessive fatigue
 - Degrading or humiliating games or activities
 - Forced or excessive participation in physical activities
 - Psychological shock or abuse
 - Engaging in public stunts or buffoonery
 - Inappropriate scavenger hunts or road trips
 - Wearing of apparel or items likely to subject the wearer to embarrassment or ridicule
 - Activities that would unreasonably interfere with a student's other activities or obligations (academic, extracurricular, religious, family, etc.)
 - Activities that violate University policy, federal, state or local law
 - Any other activity devoid of legitimate educational value that subjects participants to humiliation
28. The term “**weapon**” means any instrument, device or object capable of inflicting physical harm or death and designed or specifically adapted for use as a weapon, or possessed, carried or used as a weapon.
29. The term “**distribute**” means to sell, exchange, give, make available or dispose of to another person or to offer or agree to do the same.
30. The term “**retaliation**” means adverse action against another person for reporting a violation or for participating in any way in the investigation or conduct process. Retaliation includes harassment and intimidation, including but not limited to violence, threats of violence, property destruction, adverse educational or employment consequences, and bullying.
31. “**Preponderance of the Evidence**” is the standard of proof used in all cases which asks whether it is “more likely than not” that the violation occurred. If the evidence presented meets this standard, then the accused should be found responsible.

SECTION II: RULES OF STUDENT CONDUCT

The following behavior is prohibited. Students engaging, attempting to engage or assisting in the following are subject to disciplinary sanctions:

1. Consumption, possession or purchase of alcoholic beverages by any person less than the minimum age allowed by law. Distribution of alcoholic beverages to anyone less than the minimum age allowed by law.
2. Possession of more than one case of beer (288 oz. or 24 12-oz. cans or bottles), two liters of wine and two liters of distilled spirits. Possession of bulk containers of alcohol.
3. Possession, personal use or purchasing of marijuana, controlled substances, prescription drugs prescribed to another person, illegal drugs; or possession of drug paraphernalia containing drug residue.
4. Distribution of controlled substances, prescription drugs prescribed to another person or illegal drugs.
5. Theft of property or services or knowingly possessing stolen property.
6. Manufacture, sale, possession or use of altered or another person's documents, including those used for identification.
7. Intentionally or recklessly destroying or damaging property.
8. Endangering, threatening or causing physical harm to any person or causing reasonable apprehension of such harm.
9. Stalking or engaging in a course of conduct likely to cause injury, distress or emotional or physical discomfort and which serves no legitimate purpose.
10. All forms of harassment including sexual harassment.
11. Sexual assault, rape, any form of sexual violence, domestic violence and/or dating violence.
12. Hazing.
13. Possession of weapons, dangerous chemicals or explosives.
14. Unauthorized entry into or use of University premises; unauthorized possession, duplication or use of keys, keycards or access devices to any University premises; entering a residence hall without being granted authorized access from the University or without being an invited guest of or accompanied by a current resident of the building.
15. Failing to comply with the directives of University officials acting in performance of their duties.

16. Failing to identify oneself, upon request, to University officials acting in performance of their duties.
17. Disorderly or disruptive conduct that interferes with the normal operations of the University or infringes on the rights of others.
18. Providing false or misleading information, including false identification, to the University or any University official.
19. Intentionally initiating or causing to be initiated any false report, warning or threat of fire, explosion or other emergency.
20. Tampering with fire safety equipment; intentionally, carelessly or recklessly causing a fire to be ignited; or intentionally interfering with or failing to follow emergency procedures.
21. Making or distributing unauthorized video or photographic images of a person in a location in which that person has a reasonable expectation of privacy. Distribution of authorized nude or sexually explicit images without consent.
22. Violating any disciplinary sanction imposed in accordance with the *Code of Student Conduct*.
23. Taking an excessive number of copies of a campus newspaper, magazine or other publication in a way that interferes with the open distribution of that material.
24. Bringing an animal into any University building with the following exceptions: guide dogs, service animals, disability-related accommodations requested and approved through Services for Students with Disabilities and small fish in residence halls (see University Housing License for further restrictions and policies).
25. Violations of published University regulations or policies.
26. Violations of any federal, state or local law.

SECTION III: STUDENT CODE AUTHORITY

1. The *Code of Student Conduct* exists to foster a safe learning environment for all Binghamton University students. In order to promote and maintain this environment, violations of the *Code of Student Conduct* by any student may lead to University administrative actions and/or University disciplinary action.
2. Student groups and organizations recognized administratively or by student government and/or their officers may also be charged with, and held responsible for, violations of the *Code of Student Conduct*.

3. In addition to University actions, students may face criminal arrest when the incident is also a violation of local, state or federal law. Proceedings under the *Code of Student Conduct* may be carried out prior to, simultaneously with, or following civil or criminal proceedings at the discretion of the director of the Office of Student Conduct.
4. Good Samaritan actions: In cases of alcohol and prohibitive drug intoxication, the primary concern is the health and safety of the individual(s) involved. Individuals are strongly encouraged to call for medical assistance for themselves or for a friend/acquaintance who is suffering alcohol poisoning. No student seeking medical treatment for an alcohol or other drug-related overdose or other life-threatening medical emergency will be subject to University discipline for the sole violation of using or possessing alcohol or drugs. This policy shall extend to another student seeking help for the intoxicated student or the student who is facing a life-threatening medical emergency.
5. The health and safety of every student at the State University of New York and its state-operated and community colleges is of utmost importance. Binghamton University recognizes that students who have been drinking and/or using drugs (whether such use is voluntary or involuntary) at the time that violence, including but not limited to domestic violence, dating violence, stalking or sexual assault occurs may be hesitant to report such incidents due to fear of potential consequences for their own conduct. Binghamton University strongly encourages students to report incidents of domestic violence, dating violence, stalking or sexual assault to institution officials. A bystander acting in good faith or a reporting individual acting in good faith that discloses any incident of domestic violence, dating violence, stalking or sexual assault to Binghamton University officials or law enforcement will not be subject to Binghamton University's code of conduct action for violations of alcohol and/or drug use policies occurring at or near the time of the commission of the domestic violence, dating violence, stalking or sexual assault.
6. Students are responsible for their conduct from the time of application for admission through the awarding of a degree, even though conduct may occur before classes begin or after classes end, as well as during the academic year. The *Code of Student Conduct* applies even if the student withdraws while a disciplinary matter is pending. The *Code of Student Conduct* also applies to those who are not officially enrolled for a particular term, but who have a continuing relationship with the University.
7. Students who have non-Binghamton University guests are responsible for informing their guests of the *Code of Student Conduct* and may be held responsible for the actions of their guests. Student hosts must be present during their guests' visits.
8. Students are responsible for violations committed by others that occur in their

University-operated room, suite or apartment unless another Binghamton University student(s) takes responsibility for the violation.

9. The *Code of Student Conduct* applies on all University premises, at off-campus instructional sites, including the University's distance learning programs, onboard OCC transport vehicles and in all University-operated housing areas both on and off campus. (The *Guidelines for Directors of Binghamton Programs Abroad* specifies conduct requirements and adjudication procedures for students participating in Binghamton University-sponsored study-abroad programs.)
10. The University will not, as a matter of general practice, pursue alleged off-campus student misconduct. However, in those exceptional cases that endanger the personal safety or property of members of the University community or others, action may be taken in accordance with the *Code of Student Conduct*. The director of the Office of Student Conduct will consult the dean of students, to determine if student conduct action is warranted under these circumstances. The University will use the following criteria in deciding when to take action for violations of the *Code of Student Conduct* that occur off campus when there is sufficient information available to conduct a hearing and when:
 - a) The incident involves endangering behavior (defined as violent assault, rape, arson, distribution of illegal drugs or other serious offenses that constitute a threat to the personal safety of others); and/or
 - b) There has been significant loss of or damage to property; and/or
 - c) Alcoholic beverages are sold or made available to underage persons; and/or
 - d) The incident involves hazing (as defined in Section I, #27).
11. Retaliation against individuals who file a complaint under the *Code of Student Conduct*, including Title IX complaints, who serve as a witness or who participate in a student conduct or Title IX proceeding in any manner is prohibited. Participants who experience any form of intimidation, coercion, threats or discrimination as the result of their participation in an investigation should report the incident to the Office of Student Conduct and/or University's Title IX Coordinator as applicable.
12. The director of the Office of Student Conduct determines the composition of student conduct boards and determines which student conduct board, student conduct administrator and appellate officers hear matters (as outlined in Section IV).
13. The director of the Office of Student Conduct develops policies for the administration of the student conduct system and procedural rules for the hearings, assuring both are consistent with the provisions of the *Code of Student Conduct*.
14. Decisions made by a student conduct board and/or student conduct administrator are final, pending the appeal process.

15. The vice president for Student Affairs, associate vice president of Student Affairs/dean of students and director of the Office of Student Conduct may elect to appoint a designee to act on their behalf.

SECTION IV: CODE OF STUDENT CONDUCT PROCEDURES

A. PROCEDURES FOR REVIEW OF STUDENT CONDUCT

The University conduct system handles charges brought against any University student or student organization for alleged infractions of the *Code of Student Conduct*. In addressing charges, it is the responsibility of the hearing body to determine whether the alleged behavior constitutes a violation of the *Code of Student Conduct*.

This process emphasizes student involvement and relies on full and open discussion of cases with all parties concerned to determine a fair and appropriate outcome. The hearing bodies are not courts of law; hence, the formal rules of process, procedure and/or technical rules of evidence that are used in the courts do not apply. Students who are requested to provide testimony at a student conduct board hearing are expected to participate.

1. Charges
 - a) Allegations of misconduct must be submitted in writing to the appropriate administrative office (community administrator for residential life cases, director of the Office of Student Conduct for other cases). Sufficient information is required to support an allegation of misconduct before the request for charges is accepted. If these two conditions are not met, the request is denied.
 - b) Charges against students and student organizations must be presented in writing and with sufficient detail at least five days prior to a hearing. Individuals or student organizations charged with a policy violation will also be notified of their rights within the process and of the procedures to be followed. Charges will be delivered in person, via email or mailed to the most recently recorded address listed with the Office of Financial Aid and Student Records or permanent address if no local address is listed. Charges against student organizations will be delivered to the president of the organization.

2. Handling of Cases

a) Level I Cases

- i. Cases in which possible sanctions do not include more than three years of disciplinary probation, final probation, suspension, expulsion or removal from University housing are designated as Level I cases. Information regarding sanctions can be found in the University Sanctioning Guidelines.
- ii. Level I cases are assigned to a student conduct administrator for initial inquiry, investigation and resolution. The student conduct administrator initiates the student conduct process by inviting the student to meet to discuss the allegation(s) and options for resolution.
- iii. Prior to meeting with the student conduct administrator, students may choose to attend a pre-hearing meeting with a pre-hearing educator from the Office of Student Conduct. During this meeting the student conduct process, student rights and potential sanctions are explained.
- iv. The student conduct administrator may conduct an investigation to determine if the charges have merit and/or if they can be handled administratively by mutual agreement of the parties involved on a basis acceptable to the student conduct administrator. Such resolution is final and there will be no subsequent proceedings. Students who are offered an administrative agreement are given the opportunity to consider the agreement before signing it.
- v. If the matter cannot be resolved by mutual agreement, the case may be referred for an administrative hearing or to a Level I student conduct board to determine whether the student violated the *Code of Student Conduct* and to recommend sanctions if appropriate. Absent any procedural error, the decision of the Level I student conduct board is final and there is no further appeal.
- vi. Level I hearings are conducted by a board of three students and a hearing board chair (in most cases a graduate student). The board chair fully participates in the hearing, including participating in the deliberations, but does not vote.
- vii. Upon completion of the hearing, the board deliberates to decide on responsibility and recommendation for sanction (if applicable). The student charged is notified of the outcome of the hearing in writing.
- viii. If the student charged does not attend the hearing, the student conduct board or administrator hearing the case will consider the information available and make a determination regarding the student's responsibility and sanctions, if any.

b) Level II Cases

- i. Cases in which possible sanctions do include more than three years' disciplinary probation, final probation, suspension, expulsion or removal from University housing are designated as Level II cases. Information regarding sanctions can be found in the University Sanctioning Guidelines.
- ii. Level II cases are assigned to a student conduct administrator for initial inquiry, investigation and resolution.
- iii. Prior to meeting with the student conduct administrator, students may choose to attend a pre-hearing meeting with a pre-hearing educator from the Office of Student Conduct. During this meeting the student conduct process, student rights and potential sanctions are explained. The Office of Student Conduct is located in Suite 3J of the Tuscarora Office Building in College-in-the-Woods. The office phone number is 607-777-6210.
- iv. The student conduct administrator may conduct an investigation to determine if the charges have merit and/or if they can be handled administratively by mutual agreement of the parties involved on a basis acceptable to the student conduct administrator. Prior to resolution, the accused student will be given the opportunity to review all available reports pertaining to the incident. Such resolution is final and there will be no subsequent proceedings. Students who are offered an administrative agreement are given the opportunity to consider the agreement before signing it.
- v. If the matter cannot be resolved by mutual agreement, a Level II student conduct board hearing will be scheduled. The student conduct administrator is usually present at the hearing.
- vi. Student conduct board hearings for Level II cases are conducted in accordance with #7 below.

c) Cases involving allegations of sexual assault, sexual harassment, domestic violence, dating or sexual violence or stalking.

Cases involving allegations of sexual assault, sexual harassment, domestic violence, dating or sexual violence or stalking are considered Level II cases and are handled through the Level II process except as otherwise noted. Claimants have the right to request that student conduct charges be filed against the accused. Conduct proceedings are governed by the procedures set forth in the Binghamton University *Code of Student Conduct* as well as federal and New York state law, including the due process provisions of the United States and New York state constitutions. Participants in these cases are afforded the following additional rights in the student conduct process.

Throughout conduct proceedings, the respondent and claimant will have:

- The same opportunity to be accompanied by an advisor of their choice who may assist and advise the parties throughout the conduct process and any related hearings or meetings. Participation of the advisor in any proceeding is governed by federal law and the *Code of Student Conduct*.
- The right to a prompt response to any complaint. The right to have their complaint investigated and adjudicated in an impartial, timely and thorough manner by individuals who receive annual training in conducting investigations of sexual violence, the effects of trauma, impartiality, the rights of the respondent, including the right to a presumption that the respondent is “not responsible” until a finding of responsibility is made, and other issues related to sexual assault, domestic violence, dating violence and stalking.
- The right to an investigation and process conducted in a manner that recognizes the legal and policy requirements of due process (including fairness, impartiality and a meaningful opportunity to be heard) and is not conducted by individuals with a conflict of interest.
- The right to receive advance written or electronic notice of the date, time and location of any meeting or hearing they are required to or are eligible to attend. Accused individuals will also be told the factual allegations concerning the violation, a reference to the specific code of conduct provisions alleged to have been violated and possible sanctions.
- The right to have a conduct process run concurrently with a criminal justice investigation and proceeding, except for temporary delays as requested by external municipal entities while law enforcement gathers evidence. Temporary delays should not last more than 10 days except when law enforcement specifically requests and justifies a longer delay.
- The right to offer evidence during an investigation and to review available relevant evidence in the case file or otherwise held by Binghamton University.
- The right to present evidence and testimony at a hearing where appropriate.
- The right to a range of options for providing testimony via alternative arrangements, including telephone/videoconferencing or testifying with a room partition.
- The right to exclude prior sexual history with persons other than the other party in the conduct process or their own mental health diagnosis or treatment from admittance in the college disciplinary stage that determines responsibility. Past findings of domestic violence, dating violence, stalking or sexual assault may be admissible in the disciplinary stage that determines sanction.

- The right to ask questions of the decision maker and, via the decision maker, indirectly request responses from other parties and any other witnesses present.
- The right to make an impact statement during the point of the proceeding where the decision maker is deliberating on appropriate sanctions.
- The right to simultaneous (among the parties) written or electronic notification of the outcome of a conduct proceeding, including the decision, any sanction(s) and the rationale for the decision and any sanctions.
- The right to written or electronic notification about the sanction(s) that may be imposed on the accused based upon the outcome of the conduct proceeding. For students found responsible for sexual assault, the available sanctions are suspension with additional requirements and expulsion/dismissal.
- Access to at least one level of appeal of a determination before a panel, which may include one or more students, that is fair and impartial and does not include individuals with a conflict of interest.
- The right to have access to a full and fair record of a student conduct hearing, which shall be preserved and maintained for at least five years.
- The right to choose whether to disclose or discuss the outcome of a conduct hearing.
- The right to have all information obtained during the course of the conduct or judicial process be protected from public release until the appeals panel makes a final determination unless otherwise required by law.

3. No Contact Orders

When the accused is a student, the claimant may request to have the college issue a “No Contact Order,” meaning that continuing to contact the protected individual is a violation of college policy subject to additional conduct charges; if the accused and a protected person observe each other in a public place, it is the responsibility of the accused to leave the area immediately and without directly contacting the protected person. When a No Contact Order is put in place, in cases involving domestic violence, dating violence, sexual assault or stalking, both the respondent and the claimant may request a prompt review of the need for and terms of the No Contact Order, consistent with Binghamton University policy. Parties may submit evidence in support of their request.

4. Timelines

The University strives to reach a resolution within 60 days after the receipt

of the initial report. Timelines may vary based on the complexity of the case, number of witnesses and the nature of the academic calendar. Should the University foresee a need to exceed the 60 days guidelines, it shall inform the involved parties and reasonable efforts will be made to seek timely resolution. In general, participants can expect that the investigative phase will take up to 21 days to complete. Upon conclusion of the investigation, both parties will be presented with the investigative report within five days and next steps in the process will be outlined. If warranted, a hearing will be conducted usually within five to 10 days. Appeals are usually resolved in 20 days.

5. Advisors

Any party may be accompanied by an advisor at any point in the process. Advisors may assist and advise their advisee throughout the process including any related hearings or meetings. Advisors are not permitted to speak or to participate directly in any part of the conduct process unless permitted to do so by the presiding officer.

6. Basis for Decisions

Determinations of responsibility will be made on the basis of whether there is a preponderance of evidence that the student charged violated the *Code of Student Conduct*.

7. Student Conduct Board Hearings for Level II Cases

- a) The Office of Student Conduct establishes student conduct boards to hear Level II cases. When the charges cannot be handled administratively by mutual agreement, or the accused student chooses not to meet with the student conduct administrator, a student conduct board hearing is conducted.
- b) For cases involving sexual assault, sexual harassment, domestic violence, dating or sexual violence or stalking, all procedural rights outlined in this document are granted to both the claimant and the respondent.
- c) Each case is heard by a student conduct board consisting of three board members drawn from the pool of eligible faculty/retired faculty, staff/retired staff and student board members except as noted in letter c) below. Board members are assigned by the director of the Office of Student Conduct.
- d) One member of the board is appointed chair by the Office of Student Conduct. The chair participates fully in the hearing and is a voting member of the board. The chair is responsible for ensuring that the hearing is conducted in accordance with the Code of Student Conduct. The director of the Office of Student Conduct may appoint a special hearing chair in complex cases or in cases involving sexual assault, sexual harassment, domestic violence, dating violence and/or stalking. The special hearing chair will fulfill all of the duties of the hearing chair including participating

in deliberations, but shall not vote. In cases where a special hearing chair is appointed, an additional hearing board member shall also be appointed so that the number of voting members is the same as in other hearings. The special hearing chair may be a member of the University community, outside consultant and/or an attorney licensed to practice in the State of New York who is trained in the *Code of Student Conduct* and relevant sources of law (e.g., rape shield law).

The hearing board chair shall:

- Make decisions concerning information presented at the hearings. In so doing, the board chair shall respect the rules of privilege and confidentiality, but may otherwise admit into the record any information deemed by the board to be relevant.
 - Make decisions regarding participation in the hearing in accordance with the Code of Student Conduct.
 - Otherwise conduct the hearing in accordance with the hearing procedures specified in the Code of Student Conduct.
- e) The director of the Office of Student Conduct will serve as hearing advisor in order to respond to issues pertaining to student rights, hearing procedures and University policy.
- f) Student conduct board hearings are normally closed. Exceptions are made at the sole discretion of the director of the Office of Student Conduct.
- g) In cases involving more than one student charged, the director of the Office of Student Conduct, at his or her discretion, may permit the student conduct board hearings concerning each student to be conducted separately or jointly. Students charged may submit a written request for an individual hearing to the director of the Office of Student Conduct.
- h) The student conduct administrator and the accused student may identify witnesses to present pertinent information to the student conduct board. The Office of Student Conduct will notify witnesses of the hearing when those witnesses are members of the University community, and have been identified at least three calendar days in advance of the hearing.
- i) The student charged has the right to be present (in person or via electronic means) when information is being presented, to respond to and ask questions or to refuse to answer questions. Refusal to answer questions is not considered an admission of responsibility.
- j) The student charged has the right to review any written documents presented. If such documents are available prior to the hearing, the student charged will have the opportunity to review them before the hearing. If they are presented at the hearing, the student charged will have the opportunity to review them at that time.

- k) Presentation of information and questions must be relevant to the case and will be considered by the board at the discretion of the chair of the student conduct board.
- l) At the discretion of the board chair, questions will be directed to the board chair rather than directly to any party or witness.
- m) All procedural questions raised during the hearing are subject to the final decision of the board chair of the student conduct board.
- n) Following the hearing, the student conduct board will determine whether the student charged has violated the specified section of the *Code of Student Conduct* and recommend appropriate sanctions, if any. Votes by the student conduct board are by simple majority.
- o) The Office of Student Conduct will make a video and/or audio recording of all student conduct board hearings (not including deliberations). Students may have access to their hearing record, for appeal purposes. Stenographers or additional recording devices are not permitted.
- p) If a student is not present, the hearing is held in the student's absence. The student conduct board considers the information available and bases its decision on this information. The absence of the student charged is not an admission of responsibility and the absence of a claimant does not dismiss the charge(s).
- q) The student conduct board may accommodate concerns for the personal safety and well-being of both those involved in the hearing and of the campus community. Appropriate accommodations will be determined at the sole discretion of the director of the Office of Student Conduct and may include, but are not limited to, pat downs prior to entry into the hearing room, moving hearings to an off-campus location and allowing parties to participate from remote locations via electronic means.

B. SANCTIONS

1. When violations of the *Code of Student Conduct* are addressed, the University conduct process attempts to create an active and educational response, taking into consideration the interest of the victim, interest of the accused and the overall well-being of the University community.
2. Sanctions are intended to deter any subsequent violations and to promote a safe and secure living-learning environment conducive to the success of all students. To restore community, sanctions will be appropriately tied to the offense and tailored to repair actual harm done.
3. Sanctions for incidents involving sexual harassment, sexual assault, domestic violence, dating or sexual violence or stalking include suspension or expulsion from the University. Where facts and circumstances justify mitigating to a lesser sanction of probation, students found responsible may also be subject

to required educational activities, limitations on campus activities, change in living situation, restricted access to campus and/or other sanctions.

4. For cases in which students are found responsible for sexual assault consistent with the Federal definition of rape (the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without consent of the victim), the available sanctions are suspension with additional requirements and expulsion/dismissal. Consent for these purposes is the consent definition in these policies.
5. The following sanctions may be imposed:
 - a) **Disciplinary Warning** – Disciplinary warning is an official acknowledgment that rules have been violated. Warnings are for a designated period of time and include the probability of more severe disciplinary sanctions if the student is found responsible for further violations of the *Code of Student Conduct* while on warning. At the discretion of campus offices and programs, students on warning may be ineligible for employment and/or participation in certain campus programs.
 - b) **Disciplinary Probation** – Disciplinary probation is a serious and active response to a violation of rules and may include educational sanctions or other requirements as a term of the probation. Probation is for a designated period of time and includes the probability of more severe disciplinary sanctions if the student is found responsible for further violations of the *Code of Student Conduct* during the probationary period. While on probation, students may be ineligible to receive certain University awards or scholarships. At the discretion of campus offices and programs, students on probation may be ineligible for employment and/or participation in certain campus programs.
 - c) **Loss of Privileges** – Loss of privileges is the loss of specified privileges such as use of a particular facility, visitation to a residence hall, housing priority, contact with an individual or other privileges for a designated period of time.
 - d) **Educational Projects and Community Service** – These sanctions involve the completion of projects, assignments, essays, service to the University, facilitation of or participation in programs or other related assignments.
 - e) **Restitution** – Restitution may include payment to an individual or to the University to cover the cost of damage, destruction, defacement, theft or unauthorized use of property. It may also include payment for medical bills not covered by insurance.
 - f) **Relocation or Removal from Housing** – Relocation is the reassignment of a student from one living space to another. Removal from housing is the removal of a student from all University-operated housing. Relocation and removal from housing are usually accompanied by loss of visitation privileges

to specified residential areas, and are imposed for a specified period of time.

- g) **Final Probation** – Final probation is imposed only in very serious cases or cases where students are currently under a significant sanction. Final probation may include removal from all University housing and loss of visitation privileges to buildings or areas of campus and is imposed for a specified period of time. Students found responsible for any further violation of the *Code of Student Conduct* while on final probation may be suspended or expelled from the University.
- h) **Suspension** – Suspension is the separation of the student from the University for a definite period of time, after which the student is eligible to return. Conditions for readmission may be specified. Students who have been suspended may not be on campus without specific, written permission of the dean of students.
- i) **Expulsion** – Expulsion is the permanent separation of the student from the University. Students who have been expelled may not be on campus without specific, written permission of the dean of students.

Note: Recommendations for final probation, suspension or expulsion from the University are forwarded to the dean of students, who is the president's designee for final action.

- 6. More than one of the previously listed sanctions may be imposed for any single violation.
- 7. Following a student conduct board hearing, the board completes a summary report of its findings and recommendations and forwards it to the Office of Student Conduct. The director of student conduct certifies that the sanction(s) is appropriate based on the sanctioning guidelines. The director will make adjustments as necessary to ensure that the sanction(s) is appropriate. The Office of Student Conduct forwards the final outcome to the student charged and the student conduct administrator. For cases involving sexual assault, sexual harassment, domestic violence, dating violence or stalking, both parties will be notified of the outcome simultaneously and in writing.
- 8. Any student found responsible for a violation of the *Code of Student Conduct* who has targeted a person or group based on factors such as perceived race, color, sexual orientation, gender, gender identity and expression, religion, age, disability, veteran status, marital status, national origin or ancestry may be subject to a more severe sanction than would ordinarily accompany that violation.
- 9. The director of student conduct will place an administrative hold on a student's University records when the student fails to complete the sanction(s) by the assigned deadline. The hold will remain in effect until the assigned sanction(s) are completed.

C. APPEALS

1. An appeal must be submitted in writing by the student charged to the Office of Student Conduct within 10 calendar days, after receiving notification of the outcome of the hearing.
2. Hearing board decisions for Level I cases are final. Absent procedural error, Level I cases may not be appealed.
3. For cases involving any form of harassment or sexual violence, sexual assault, sexual act, domestic violence, dating or sexual violence or stalking, the same right of appeal will be extended to both parties. The non-appealing party will be notified of the appeal and may submit a statement of their position with respect to the appeal. Appeals for these cases will be considered by a trained interpersonal violence panel. Either party may appeal the decision of the panel. Appeals of panel decisions are decided by the vice president for student affairs or associate vice president/dean of students. Appeal decisions of the vice president or associate vice president/dean of students will be made utilizing the same standards used for other vice president or associate vice president/dean of students appeals. Decisions of the vice president or associate vice president/dean of students are final and there is no further appeal.
4. The appeal must specify the reason(s) for the appeal. The student charged may appeal on any or all of the following grounds:
 - a) appeal the finding that the student violated the *Code of Student Conduct*;
 - b) appeal the sanction imposed; and
 - c) appeal on the basis of specified procedural errors in the disciplinary process.For each reason cited, a detailed explanation must be included.
5. Failure to appeal within the allotted time will render the original decision final and conclusive.
6. Appeals of all conduct cases are reviewed by either the vice president for Student Affairs or the associate vice president of Student Affairs/dean of students. Appeals may be referred to a three-member appeals board at the discretion of the appeals officer. This board will have the responsibility of making a recommendation on the merits of the appeal. Appeals boards, when used, will consist of at least one student and at least one staff person.
7. Appeals will be decided upon the record of the original proceeding and upon written materials submitted by the parties. New hearings will not be conducted except in accordance with 9.b) of this section. The decision of the appeals officer will be final and there shall be no further appeal.
8. The person(s) reviewing an appeal may:

- a) Affirm the finding and the sanction imposed by the original board.
 - b) Affirm the finding and reduce, but not eliminate, the sanction, in accordance with 9.a) of this section.
 - c) Assign the case to a new hearing board in accordance with 9.b) of this section.
 - d) Dismiss the case, in accordance with 9.c) of this section.
9. Deference shall be given to the determinations of the hearing board:
- a) Sanctions may only be reduced if found to be disproportionate to the offense.
 - b) Cases may be assigned to a new hearing board if specified procedural errors or errors in interpretation of University regulations were so substantial as to effectively deny the charged student a fair hearing, or if new and significant evidence became available which could not have been discovered by proper diligence before or during the original hearing. When a new hearing is granted, no indication or record of the previously conducted hearing will be introduced or provided to members of the hearing board, except to challenge contradictory testimony at the discretion of the hearing board chair. The board will be directed not to repeat the specified errors that caused the case to be reheard.
 - c) Cases may be dismissed only if the finding is determined by the appeals officer to be arbitrary and capricious.
 - d) Decisions altering the determinations of any hearings shall be accompanied by a written explanation.
10. The imposition of sanctions will normally be deferred while appeals are pending, except that interim actions will continue until there is a final outcome.
11. Appeals will ordinarily be expected to be decided within fifteen (15) calendar days.

D. INTERIM ACTION

- 1. Pending final action on a charge (including the appeals process), the status of the student is not altered, unless the continued presence of the student would constitute a clear and present danger to themselves, to the safety of others or to the property of the University.
- 2. When the continued presence of the student on campus is deemed to constitute a clear and present danger, to the safety of others or to the property of the University, interim action may be taken by the associate vice president of Student Affairs/dean of students. Interim action may include loss of contact with individuals, denial of access to facilities or suspension from the University pending the outcome of a student conduct board hearing.

3. Students under interim action may be required to leave University facilities or property immediately and will be considered trespassing if they return.
4. Students under interim action may request a meeting with the vice president for Student Affairs in order to appeal the interim action. This request must be made no later than 5 p.m. of the business day following the date the student receives the letter of interim action, including days when classes are not in session.
5. In cases involving domestic violence, dating or sexual violence, sexual assault, sexual act or stalking, both the respondent and the claimant shall, upon request and consistent with Binghamton University policies and procedures, be afforded a prompt review, reasonable under the circumstances, of the need for and terms of any interim measure that directly affects them, including potential modification, and shall be allowed to submit evidence in support of his or her request.
6. Students who have appealed an interim action must abide by the terms of this action pending the outcome of the appeal.
7. Students will receive written notice of the outcome of their appeal.
8. Students under interim action must have written permission from the associate vice president of Student Affairs/dean of students in order to have access to facilities, property or services of the University.

E. STUDENT RECORDS

1. Case referrals will result in the development of a student conduct file in the name of the accused student. Students who are found not responsible will not be reported as having a student conduct record.
2. The files for cases involving sanctions of warning will be reported until the end of the academic year in which the sanction expires. Files for cases involving disciplinary probation up to and including final probation are reported for two years from the date on which the sanction expires.
3. Upon completion of all sanctions, disciplinary files may be sealed by the director of the Office of Student Conduct for good cause, upon written petition by the student. Factors to be considered in review of such a petition include:
 - a) the present character of the student including positive contributions to the University community;
 - b) the behavior of the student subsequent to the violation including demonstrated personal reflection and growth;
 - c) the nature of the violation and the severity of any damage, injury or harm resulting from it.
 - d) Notwithstanding section E. (3) above, requests to seal a record of an

expulsion may only be directed to the vice president for Student Affairs in writing and will only be considered if at least five years shall have passed from the date of the expulsion. The vice president for Student Affairs shall consider information about the present character of the requestor, the degree to which the requestor's subsequent behavior and community contributions demonstrate maturity and an ability to consistently act in conformity with societal norms as well as the nature of the violation and severity of injury resulting from it.

4. Records of suspension are reported for two years from the date on which the suspended student graduates from the University. If the student does not graduate, the file is reported as a permanent record.
5. Students who are suspended have the following statement placed on their transcript: "Disciplinary Suspension."

The suspension notation is removed when the suspension period expires.

6. Students who have been placed on interim suspension will have a student conduct hold placed on their University records until such time as there has been a final outcome of the charges. Upon final outcome, the hold will be lifted and a suspension notation will be placed on their transcript if warranted.
7. In order to verify compliance with the Clery Act, all disciplinary referrals for major Code of Conduct violations, alcohol and drug policy violations are retained for seven years. These records are sealed and are only released to the authorities to which information must be made available under federal and/or state law.
8. Records of expulsion are not destroyed.
9. Records of hearings for cases involving domestic violence, dating violence, stalking or sexual assault will be maintained for five years from the date of the hearing regardless of the outcome of the hearing.
10. Notwithstanding section E. (11) below, students who are expelled have the following statement placed on their transcript: "Disciplinary Expulsion." Ordinarily, notation of expulsion is a permanent notation on the transcript. After five years from the date of the expulsion, expelled students may submit a written petition to have the notation removed from their transcript. The petition is submitted to the associate vice president/dean of students and must outline the reasons for the request and provide documentation of activities (work, education, etc.) since the student's expulsion from Binghamton University.
11. In accordance with NYS Law and SUNY Guidance, for crimes of violence, including, but not limited to sexual violence, defined as crimes that meet the reporting requirements pursuant to the federal Clery Act established in 20

U.S.C. 1092(f)(1)(F)(i)(I)-(VIII), (crimes covered under the legislation that require a transcript notation are: murder; rape, fondling, incest and statutory rape; robbery; aggravated assault; burglary; motor vehicle theft; manslaughter; and arson) a notation will be placed on the transcript of students found responsible after a conduct process that they were “suspended after a finding of responsibility for a code of conduct violation” or “expelled after a finding of responsibility for a code of conduct violation.” For the respondent who withdraws from the institution while such conduct charges are pending, and declines to complete the disciplinary process, a notation will be made on the transcript that they “withdrew with conduct charges pending.” Appeals seeking removal of a transcript notation for a suspension should be submitted, in writing, to the associate vice president/ dean of students. Such notation shall not be removed prior to one year after conclusion of the suspension. Notations for expulsion shall not be removed. If a finding of responsibility is vacated for any reason, any such transcript notation shall be removed.

SECTION V: INTERPRETATION AND REVISION

1. Any question of interpretation or application of the *Code of Student Conduct* shall be referred to the director of the Office of Student Conduct for final determination.
2. Section 356 of the Education Law of the State of New York directs councils to establish regulations governing the conduct and behavior of students. A committee of the Binghamton University Council reviews the University’s *Code of Student Conduct* each “spring, and changes are brought to the full council for ratification before the *Code of Student Conduct* is published. After ratification, these regulations are filed with the appropriate state agencies. Students are expected to refer to this publication for a better understanding of the code of standards and behavior expected of them.”

SECTION VI: STUDENT BILL OF RIGHTS

Students’ Bill of Rights which appears at binghamton.edu/ivp/policies/bill-of-rights.html is incorporated herein by reference.

SECTION VII: RESOURCES

Binghamton University has many resources available on campus to provide a supportive environment enabling students to address various concerns and receive assistance. All offices listed below can provide students with on- and off-campus resource information and available reporting options. Binghamton University students will be treated with respect and dignity in each and every office. The offices listed below may be accessed by visiting the office in person, by phone or by e-mail during traditional business hours. The University Police Department, Harpur's Ferry and off-campus resources listed are available 24 hours, 7 days a week. Important note: email is not guaranteed to be confidential so consider this when communicating.

CONFIDENTIAL RESOURCES AVAILABLE ON CAMPUS

Confidential: Information remains with the student and the source. Source is not obligated to report to the Title IX Coordinator or anyone else unless there is imminent concern for safety.

University Ombudsman	Provides independent, confidential, informal and impartial assistance to the campus community. The University Ombudsman assists individuals and groups in the management of conflict and the resolution of problems.	Contact: Bathabile Mthombeni Phone: 607-777-2388 Location: LS-G526 binghamton.edu/ombudsman
Harpur's Ferry	24/7 student-run ambulance service that can transport students from on- and off-campus locations to a local hospital for emergency and non-emergency needs and perform any pre-hospital care as needed.	Emergency: 911 and 607-777-3333 harpursferry.org
Counseling Center	Provides confidential individual and group counseling and outreach. Follow-up counseling is offered and referrals to campus or community resources, as needed.	Phone: 607-777-2772 Location: OO-264 binghamton.edu/counseling
Decker Student Health Services Center	Provides supportive, confidential nursing, physical, emotional and psychiatric medical care. Evaluation and treatment of sexually transmitted illnesses, including HIV (with free rapid HIV testing at the DSHSC), is available.	Phone: 607-777-2221 Location: Decker Student Health Services Center binghamton.edu/health

CONFIDENTIAL RESOURCES AVAILABLE OFF CAMPUS

Crime Victims Assistance Center (CVAC)	Provides free counseling to individuals affected by a crime, 24 hour crisis line and advocacy services.	24-hour Hotline: 607-722-4256 Text Line: 607-725-8196 Location: 377 Robinson St., Binghamton, N.Y. cvac.us
Rise, formerly known as the SOS Shelter	Assists individuals and families who experience, or are threatened with domestic violence. Shelter and supportive services available for women and children.	24-hour Hotline: 607-754-4340 E-mail: Info@Rise-Ny.Org Location: Endicott, N.Y. rise-ny.org
Local Hospitals and Crisis Center	UHS Wilson Medical Center UHS Binghamton General Hospital Lourdes Hospital Crisis Center	Phone: 607-763-6611 Phone: 607-762-2231 Phone: 607-798-5231 Phone: 607-762-2302 and 607-762-2458
National 24-hour Crisis Lines and Online Resources	RAINN—Sexual Violence Hotline National Domestic Violence Hotline National Suicide Prevention Hotline Trevor Lifeline Project (LGBTQ) Love is respect	Phone: 800-656-HOPE (4673) rainn.org/get-help Phone: 800-942-6906 thehotline.org Phone: 800-273-TALK (8255) suicidepreventionlifeline.org Phone: 866-488-7386 thetrevorproject.org loveisrespect.org

PRIVATE RESOURCES AVAILABLE ON CAMPUS

Private: Source may be obligated to report known names and facts to the Title IX Coordinator. The University may take action.

University Police Department (UPD)	Provides police services 24/7 — emergency and non-emergency, and links to other resources. UPD is available to meet with students where they are most comfortable. Reports can be initiated via phone or website, but will be followed up in person.	Emergency: 911 Non-emergency: 607-777-2393 Location: AD-G35 Anonymous report: binghamton.edu/police/emergency.html binghamton.edu/police
Title IX Coordinator	Charged with ensuring University compliance to Title IX; that the University addresses and prevents sexual violence, retaliation and promotes an environment safe for learning and living.	Contact: Andrew Baker Phone: 607-777-2486 Email: abaker@binghamton.edu Location: AD-217B binghamton.edu/rmac/title-ix/
Dean of Students (DOS)	Multiple offices and staff provide support for student success on- and off-campus by providing various programs and services designed to enhance academic and personal success.	Contact: Beth Riley, MA, LMSW Phone: 607-777-2804 Email: dos@binghamton.edu Location: UUW-204
Case Management and Advocacy	Provides private support, advocacy, case management and referrals to assist students with their concerns.	Dean of students website: binghamton.edu/dean-of-students Case manager website: binghamton.edu/dean-of-students/case_manager/
Office of Student Conduct	Provides information and processes grievances through the student conduct process. An investigation will be launched to determine if student conduct charges are warranted and may include a formal University hearing.	Phone: 607-777-6210 Email: conduct@binghamton.edu Location: TU-3J binghamton.edu/student-conduct
Residential Life	Provides information about available resources and supports and may assist students with contacting UPD, if the student chooses. Staff is obligated to inform their supervisor that a report was made and assist in coordinating University response.	Phone: 607-777-2322 Email: reslife@binghamton.edu Location: TU-213 binghamton.edu/residential-life
Interpersonal Violence Prevention (IVP)	Provides support, preventative education and outreach to students about relationships, resources on- and off-campus.	Phone: 607-777-3062 Email: IVP@binghamton.edu Location: UUW-204 binghamton.edu/IVP

For additional copies of this booklet, please contact:

**Office of Student Conduct
Division of Student Affairs
Binghamton University**

607-777-6210



BINGHAMTON
UNIVERSITY

STATE UNIVERSITY OF NEW YORK

Office of Student Conduct
PO Box 6000
Binghamton, NY 13902-6000

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