

# Student Conduct & Responsibilities

## Alcohol Use

A student shall be prohibited from using or being under the influence of intoxicating beverages in classroom buildings, laboratories, auditoriums, library buildings, museums, faculty and administrative offices, intercollegiate and intramural athletic facilities, and all other public campus areas. With the prior consent of the Board or the Board's designee, the provisions herein may be waived with respect to any specific event that is sponsored by the College District. State law shall be strictly enforced at all times on all property controlled by the College District in regard to the possession and consumption of alcoholic beverages.

## Controlled Substances

No student shall possess, use, transmit, or attempt to possess, use, or transmit, or be under the influence of, any of the following substances on College District premises or off premises at a College District-sponsored activity, function, or event:

1. Any controlled substance or dangerous drug as defined by law, including but not limited to marijuana, any narcotic drug, hallucinogen, stimulant, depressant, amphetamine, or barbiturate
2. Any abusable glue, aerosol paint, or any other volatile chemical substance for inhalation
3. Any performance-enhancing substance, including steroids
4. Any designer drugs
5. Any other intoxicant or mood-changing, mind-altering, or behavior-altering drug

The transmittal, sale, or attempted sale of what is represented to be any of the above listed substances shall also be prohibited under this policy.

## Exception

A student who uses a drug authorized by a licensed physician through a prescription specifically for that student's use shall not be considered to have violated this rule.

## Violation

Students who violate this policy shall be subject to appropriate disciplinary action. [See FM and FMA] Such disciplinary action may include referral to drug and alcohol counseling or rehabilitation programs or student assistance programs, suspension, expulsion, and referral to appropriate law enforcement officials for prosecution.

## Drug and Alcohol Testing Requirements

College District students are required to be alcohol and drug-free while on campus/site, acting on behalf of Coastal Bend College, at clinical sites, student activities, and traveling to and from laboratory sites. Students entering a field that requires drug screening by respective employers and/or at clinical sites shall follow the standards established by Coastal Bend College. Drug or alcohol testing may be administered if one or more of the following conditions exist:

1. There is reasonable suspicion of impairment based upon evidence of erratic behavior including but not limited to violent behavior, emotional unsteadiness, sensory or motor skill malfunctions, or possession of a controlled or dangerous substance
2. A student is criminally charged with selling drugs or charged with illegal drug or alcohol consumption or illegal possession of drugs
3. A student has violated this policy that prohibits the use, possession, sale, or transfer of drugs
4. A student is enrolling or is enrolled in a program involving public health and/or safety

Any student who is asked to submit to drug or alcohol testing under this policy is entitled to refuse to undergo such testing. However, failure to comply shall be treated as insubordination and may lead to expulsion from Coastal Bend College.

Students shall be afforded an opportunity to provide notification of any information that he or she considers relevant to the drug test, including identification of currently or recently used prescription or non-prescription drugs or other relevant medical information.

## Policy on Use of Tobacco

To protect and promote the health, safety, and welfare of employees, students, and the public, Coastal Bend College permits smoking and the use of tobacco products and e-cigarettes only in designated areas. Smoking and the use of tobacco products and e-cigarettes is otherwise prohibited on College District property, in College District vehicles, and at College District-related activities.

## Student Conduct Rights & Responsibilities

Each student shall be charged with notice and knowledge of, and shall be required to comply with, the contents and provisions of the College District's rules and regulations concerning student conduct.

All students shall obey the law, show respect for properly constituted authority, and observe correct standards of conduct. Each student shall be expected to:

1. Demonstrate courtesy, even when others do not.
2. Behave in a responsible manner, always exercising self-discipline.
3. Attend all classes, regularly and on time.
4. Prepare for each class and take appropriate materials and assignments to class.
5. Obey all classroom rules.
6. Respect the rights and privileges of students, faculty, and other College District staff and volunteers.
7. Respect the property of others, including College District property and facilities; and
8. Cooperate with and assist the College District staff in maintaining safety, order, and discipline.
9. Sending, posting, or possessing electronic messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal

## Student Discipline Procedures

Coastal Bend College maintains a positive and pro-social learning environment. Students who cause disorder and disrupt the positive learning environment are subject to disciplinary action. Breaches of the code of conduct and the College District's policies and procedures, including the rules outlining expectations for student conduct [see FLB], shall be reported in writing to the Dean of Student Services & Accessibility or designee. The Dean of Student Services & Accessibility or designee will investigate allegations, hold a conference (if applicable), and provide a written notice of the penalty and the student's right to appeal to the disciplinary appeals committee. Penalties for infractions may include the following:

- Reprimand
- Restitution
- Scholastic penalties
- Conditional probation
- Suspension
- Expulsion

A student may appeal the penalty by contacting the office of the Dean of Student Services & Accessibility. If the penalty determined is Suspension or Expulsion, the student must be notified in writing of the determination and a hearing shall be scheduled for consideration by the disciplinary appeals committee. A student may be imposed an interim disciplinary action, including suspension, pending a hearing if the continued presence of the student poses a danger to the persons or property or an ongoing threat of disruption to the educational environment. If the student does not find remedy, the student may petition in writing the College President and ultimately appeal to the Board of Trustees. For a complete explanation of the policy and procedures see FM and FMA. Texas Education Code 51.9364

Non-Academic Transcript Notation: In accordance with the Texas Education Code, postsecondary educational institutions are required to include on the student's transcript, official or unofficial, a disciplinary notation stating that the student has been suspended or expelled.

## Evidence:

Evidence shall be handled in accordance with the following:

1. Legal rules of evidence do not apply; the committee chairperson may admit or exclude evidence considered to be irrelevant, immaterial, and unduly repetitious