Board of Trustees of the Nebraska State Colleges

Meeting Date**: November 12, 2026**

Agenda Item: **3.1**

ITEMS FOR DISCUSSION AND ACTION:

Committee: **Student Affairs, Marketing, & Enrollment Committee**

Action Item: **Revision to Policy 3100 - Student Conduct**

The revision to Policy 3100 expands conduct subject to discipline in section 5.3 to include making materially false statements in conjunction with any College related matter. The current language is limited to false use of documents or false statements within the admissions applications. Other language within Policy 3100 is also limited to such actions made within the confines of an official investigation. The revised language will provide a basis for addressing conduct occurring within other contexts which is currently not expressly redressable under Policy 3100.

Approval of the revisions to Policy 3650 - Student Records

ATTACHMENTS:

- Policy 3100

Board of Trustees of the Nebraska State Colleges

Student Affairs

POLICY NAME: Student Conduct

POLICY NUMBER: 3100

A. PURPOSE

To establish standards of student conduct essential to creating and maintaining a productive and safe educational community that fosters the personal, ethical, and intellectual development of our students.

B. DEFINITIONS

1. **Student:** All persons enrolled at the State Colleges.
2. **Student Organization:** For the purposes of Section 5.19, Student Organization shall mean any organization at the College (such as a club, society, association, varsity or junior varsity athletic team, club sports team, fraternity, sorority, band or student government) in which two or more of the members are students enrolled at the College whether or not the organization is established or recognized by the College. In all other instances, Student Organization shall mean a Recognized Student Organization (RSO) under Policy 3300.

C. POLICY

1. General

1.1. As members of an academic community, students are expected to conduct themselves with integrity and in a responsible manner to support a safe and productive educational environment for themselves and others.

1.2. The Board grants authority to the Presidents to designate appropriate officers, establish representative college committees, render initial decisions and provide appeal procedures in regard to allegations of academic dishonesty; grade appeals; failure to pay a financial obligation; or academic performance, achievement, probation and suspension.

1.3. Acceptance of this policy by the student is implied as a condition of their enrollment.

2. Scope

2.1. This policy applies to student conduct occurring on college property or property leased by the College, student government or an RSO;

2.2. This policy applies to student conduct occurring off college property under the following circumstances:

- The conduct occurs at or during events and/or travel authorized, funded, or sponsored by the Colleges, student government, or an RSO;
- The conduct poses a serious risk to the health or safety to students or employees on College property;
- The conduct caused or was intended to cause physical injury to another student or employee of the College and interfered with the student's or employee's ability to participate in the College's education program or activities; or
- The conduct could or was intended to cause harm on college property.

2.3. Issues related to academic integrity should be reported to the Vice President for Academic Affairs.

3. Student Responsibilities

Students are responsible for obeying state and federal laws; Board policies; College policies, rules and regulations; and to refrain from any misconduct set forth herein or conduct injurious to themselves, to others, or to the reputation or interest of the College.

4. Potential Disciplinary Sanctions and Interim Measures

4.1. Students engaging in misconduct as set forth herein, whether occurring on or off College property as set forth in Section 2, may result in disciplinary action taken against the student pursuant to Policy 3200.

4.2. Students may be ordered to leave the College under a temporary suspension pending disciplinary action due process per Policy 3200 in the event the student's continued presence is believed to threaten the safety or health of another person or for other reasons at the discretion of the senior student affairs officer. Such order shall be given in writing by the senior student affairs officer.

4.3. Pending disciplinary action under Policy 3200, students may be subject to interim measures, including but not limited to no contact orders, temporary restrictions from specific areas of the campus, changes in class schedules and/or delivery; changes in residence hall assignments and/or changes in campus employment.

4.4. Students may be ordered to leave the College under a temporary suspension pending disciplinary action due process per Policy 3200 in the event the student's continued presence is believed to threaten the safety

or health of another person or for other reasons at the discretion of the senior student affairs officer.

4.5. Students suspended or expelled from one of the Colleges may be admitted to another College only under the same conditions that they would be readmitted to the College from which they were suspended.

5. Standards of Responsible Conduct

The following acts shall be considered to constitute misconduct for which an offending student and/or student organization may be subject to disciplinary sanctions.

5.1. Participation in a demonstration on College property which materially and substantially disrupts or obstructs the normal operations, activities or functions of the College, including unauthorized occupation of College premises;

5.2. Failure to evacuate College facilities or willfully ignoring any emergency or alarm signal or request to evacuate by appropriate emergency personnel;

5.3. Falsification or willful suppression of any information for or on an application for admission, ~~or~~ falsification or misuse of College identification or other documents; or making materially false statements in conjunction with any College related matter;

5.4. Misuse of computers or computing resources, including, but not limited to, violating the following federal regulations: the Copyright Act of 1976 and the Fair Use Guidelines, the Digital Millennium Copyright Act of 1998, and the Technology, Education and Copyright Harmonization Act of 2002;

5.5. Unlawful or unauthorized possession, use, distribution, dispensing, delivery, sale or consumption, manufacture, or being in the presence of any alcoholic beverage, including empty bottles, cans or other alcohol container on any part of College property including outdoor areas and parking lots;

5.6. Alcohol consumption that endangers the health, safety, or property of oneself or another, or requires medical treatment or College staff intervention;

5.7. Unlawful or unauthorized possession, use, distribution, delivery, dispensing, manufacture or sale, or being in the presence of any drug; being in possession of paraphernalia for drug use, except as expressly permitted by law, or being unlawfully under the influence of any drug unless directed by a licensed physician;

5.8. Inflicting unwanted physical contact on another person; conduct that intimidates, harasses, or threatens the safety, health, property, or life of others or oneself; participating or contributing to an incident of abuse or assault; causing, provoking or engaging in any fight, brawl or riotous

behavior; or inflicting willful and repeated harm through the use of computers, cell phones, and other electronic devices;

5.9. Any act occurring on College property or on the premises of a student housing unit which intentionally disturbs the peace and quiet of any person or group of persons;

5.10. Sex harassment as Policy 3020 defines those terms but that is not otherwise redressable under Policy 3020;

5.11. Conduct which is unreasonably dangerous to the health or safety of other person or oneself;

5.12. Theft or attempted theft of any property or receipt of stolen property;

5.13. Damaging or attempting to damage property of the College or of another individual;

5.14. Using or possessing bombs, explosives, incendiary devices, or fireworks;

5.15. Setting or attempting to set any fire on the campus or on the premises of any student housing unit, except in fireplaces or other facilities designated for fires;

5.16. Failing to report a fire or any other extremely dangerous condition when known or recognized on College property or on the premises of any student housing unit;

5.17. Possessing or selling firearms ammunition, weapons, explosives, or dangerous chemicals on College property or on the premises of any student housing unit;

5.18. Obstructing or failing to comply with the directions of a law enforcement officer, firefighter, or College official in the performance of their duty on College property, on the premises of any student housing unit or at any activity or event sponsored by the College or an organization;

5.19. Hazing any person. Hazing means any intentional, knowing, or reckless act committed by a person (whether individually or in concert with other persons) against another person or persons regardless of the willingness of such other person or persons to participate, that (I) is committed in the course of an initiation into, an affiliation with, or the maintenance of membership in, a student organization; and (II) causes or creates a risk, above the reasonable risk encountered in the course of participation in the institution of higher education or the organization (such as the physical preparation necessary for participation in an athletic team), of physical or psychological injury including:

- whipping, beating, striking, electronic shocking, placing of a harmful substance on someone's body, or similar activity;

- causing, coercing, or otherwise inducing sleep deprivation, exposure to the elements, confinement in a small space, extreme calisthenics, or other similar activity;
- causing, coercing, or otherwise inducing another person to consume food, liquid, alcohol, drugs, or other substances;
- causing, coercing, or otherwise inducing another person to perform sexual acts;
- any activity that places another person in reasonable fear of bodily harm through the use of threatening words or conduct;
- any activity against another person that includes a criminal violation of local State, Tribal, or Federal law; and
- any activity that induces, causes, or requires another person to perform a duty or task that involves a criminal violation of local, State, Tribal, or Federal law.

5.20. Committing any unlawful act of indecent exposure or public indecency;

5.21. Participating in any gambling activity in violation of the laws of the State of Nebraska or of the United States;

5.22. Unauthorized use of any College property, facilities, equipment, or materials;

5.23. Possessing, producing, manufacturing, or having manufactured without proper authorization, any key or unlocking device for use on any College facility or lock;

5.24. Serious traffic violations on the campus, including, but not limited to, operating any vehicle while intoxicated, speeding, reckless endangerment, or reckless driving;

5.25. Violation of any student housing unit policy, rule or regulation;

5.26. Failure to redeem or make arrangements to redeem, within one week after receipt of written notice, an insufficient funds or no account check submitted to the College for cash or for payment of College goods or services;

5.27. Abuse of College investigations or disciplinary proceedings which includes, but is not limited to:

- failure to obey a request to appear before a disciplinary officer or committee,
- falsification of testimony,
- disruption or interference with the orderly conduct of any hearing,
- attempting to discourage any person from using College disciplinary procedures or participating in such procedures,

- attempting to influence the impartiality of a member of a disciplinary committee prior to any proceeding,
- filing a malicious, false or frivolous complaint,
- verbal or physical harassment or intimidation of a member of a disciplinary committee prior to, during, or after a proceeding,
- failure to comply with any sanction imposed,
- influencing or attempting to influence another person to commit an abuse of disciplinary proceedings, and
- a violation of the privacy rights of any student or College employee in regard to a disciplinary proceeding.

5.28. Any act by a student which occurs on the campus, while studying abroad, on the premises of any student housing unit or at any activity or event sponsored by the College or an organization which is in violation of any ordinance of the municipality in which the College resides, shall constitute misconduct;

5.29. Falsely setting off or otherwise tampering with any emergency safety equipment, fire alarm, or other device established for the safety of individuals and/or college facilities;

5.30. Harassing or discriminating against any student, faculty, or staff member, as defined in Board Policy 3021;

5.31. Being found to have willfully violated the Foreign Adversary and Terrorist Agent Registration Act or any rule or regulation under the Act; and

5.32. Any other activity or conduct prohibited by the College in published policies.

6. Unreasonably Dangerous or Threatening Conduct Toward Self

6.1. Student behaviors and actions that are unreasonably dangerous to self or which threaten the student's own safety or health may constitute misconduct under this Policy and may be addressed by the College administration through the disciplinary process. When practicable and appropriate, efforts will be made to advise students regarding voluntary withdrawal options in lieu of initiating disciplinary due process as set forth in Policy 3020.

6.2. At the discretion of the senior student affairs officer, a student may be allowed to voluntarily withdraw when continued enrollment no longer appears to be in the best interests of the student and/or College in conjunction with mutually agreed upon conditions that will be required for the student to reapply for admission.

SOURCE:

Legal Reference:	Neb. Rev. Stat. 53-186	Consumption of liquor on public property; forbidden; exceptions; license authorized.
	Neb. Rev. Stat. 85-301	State colleges; official names; board of trustees; appointment; expenses.
	Neb. Rev. Stat. 4-201 through 4-213	Foreign Adversary and Terrorist Agent Registration Act

Policy Adopted: January 1977

Policy Revised: April 1981, June 1993, March 1994, August 1997, March 2008, March 2011, January 2012, April 2014, June 2016, June 2018, September 2019, April 2020, June 2021, April 2022; June 2023, September 2024, March 2025, September 2025, January 2026, November 2026