

Code of Conduct definitions:

1-A. Being under the influence of Alcohol

Reasonable grounds for a person to be considered under the influence of alcohol: odor of alcohol, slurred speech, bloodshot eyes, watery eyes, staggering, incoherence, inability to stay focused on conversation and maintains concentration due to consumption of alcohol. A person may reasonably be considered to be under the influence of alcohol and in violation of this Article when a person exhibits 3 or more of the above-mentioned descriptions.

1-B. Possessing Alcohol and/or Alcohol Containers

Possession is when alcohol and/or alcohol containers such as cans, bottles, flasks, etc, are present, or in ones possession, whether full, empty, or partially filled. If these items are found on a student's person while anywhere on campus, in their dorm room, vehicle, or sites off campus as designated by the SIPI Administration, the student is in violation of this Article. All students who are in the immediate vicinity will be charged. All alcohol and containers are subject to confiscation and will not be returned.

1-C Transporting and trafficking Alcohol

To manufacture, supply, transport, or sell alcohol on campus as evidence by the alcohol itself, ingredients, packaging and distribution material, statements and/or witnessed by those items or transport alcoholic beverages onto campus. This also includes violation of laws or ordinances prohibiting the manufacture, sale, transporting, furnishing, maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a minor person; using a vehicle for illegal transportation of liquor; and all attempts to commit any of the aforementioned. All items associated with alcohol are subject to confiscation and will not be returned.

1-D Being Under the Influence of Drugs or Inhalants

Reasonable grounds for a person to be considered under the influence of drugs or inhalants: odor of marijuana, slurred speech, bloodshot eyes, watery eyes, staggering, incoherence, inability to stay focused on conversation and maintain concentration due to use of drugs. When a person exhibits any of the above-mentioned descriptions, he/she may reasonably be considered to be violation of this Article.

1-E. Possession of Drugs and/or Paraphernalia

Possession is having illegal drug(s) and/or prescription medication without a valid prescription, from a doctor or pharmacist, or drug paraphernalia or inhalants are present, or in ones possession. If these items are found on a student's person while anywhere on campus, dorm room, vehicle, or areas off campus as determined by the SIPI Administration and if in the vicinity where these items

are present, the student is in violation of this Article. All who are in the immediate vicinity will be charged. All drugs, suspected drugs, and drug paraphernalia may be turned over to law enforcement agencies. Students in possession of drugs, suspected drugs, and/or drug paraphernalia, may be temporarily detained by SIPI Staff, pending an immediate criminal investigation by appropriate law enforcement agencies.

1-F. Transporting and/or Trafficking of Drugs or Inhalants

To manufacture, supply, transport, or sell illegal drugs, prescription medication or inhalants on the SIPI campus, or to bring on to campus, as evidence by the drug(s) and/or inhalant(s) itself, ingredients, packaging and/or distribution paraphernalia, statements and/or witnessed by those items or action. This also includes violation of laws or ordinances prohibiting the manufacture, sale, transporting, maintaining places to manufacture drugs; furnishing drugs or inhalants to a minor person; using a vehicle for illegal transportation of drugs; and all attempts to commit any of the aforementioned. Any drug packaging and/or distribution paraphernalia may be turned over to law enforcement agencies. SIPI Staff may temporarily detain students that are found in possession of drug packaging and/or distribution paraphernalia, pending an immediate criminal investigation.

2. Interfering with SIPI Staff in their Duties

Any attempt to misdirect, delay, misinform, hinder, or obstruct in any way SIPI staff in the performance of their duties will be in violation of this article.

3. Intimidation or Threat

Any willful conduct, which creates a fear of bodily harm, or is verbally abusive, including gesturing, name-calling, threatening, by word or action of a perceived threat to inflict bodily harm.

4-A. Simple Assault

Assaults and attempted assaults where no weapon is used and which do not result in serious or aggravated injury to the victim.

4-B. Aggravated Assault

An unlawful attack by one person, upon another, that inflicts severe or aggravated bodily injury. This type of assault may be accompanied by the use of a weapon or by means likely to produce death or great bodily harm.

4-C. Negligent Manslaughter

The killing of another person through gross negligence.

4-D. Murder/ Non-Negligent Manslaughter

The willful (non-negligent) killing of one human being by another.

5-A. Bringing a Weapon on Campus

All weapons are prohibited on the SIPI campus. Weapons are defined as any item whose primary use is to cause death or injury. Any use of, or having in one's possession or concealing, an instrument or substance, which by nature or use is an offensive or a combative object, even if otherwise legal, is prohibited. All weapons are subject to confiscation and will not be returned.

5-B. Illegal Weapons Violation

The violation of city, county, state, or federal laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; and all attempts to commit any of the aforementioned.

6-A. Robbery

The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

6-B. Burglary

The unlawful entry of a structure, or room to commit a felony or a theft. Attempted forcible entry is included.

6-C. Larceny/ Theft:

The unlawful taking, carrying, leading or riding away of property, from the possession of another. It includes crimes such as shoplifting, pocket picking, purse snatching, thefts from motor vehicles, thefts of motor vehicle parts and accessories, bicycle thefts, etc., in which no use of force, violence or fraud occurs.

6-D. Motor Vehicle Theft

The theft or attempted theft of a motor vehicle. A motor vehicle is self-propelled and runs on surface streets and roads. Construction equipment and farming equipment are excluded.

6-E. Fraud

Fraud consists of the intentional misappropriation or taking of anything of value, which belongs to another, by means of fraudulent conduct, practices or representations.

6-F. Embezzlement

Embezzlement consists of the embezzling or converting to his own use of anything of value, with which he has been entrusted, with fraudulent intent to deprive the owner thereof.

7. Sexual Harassment

Any unwelcome sexual advances, request for sexual favors, or other verbal or physical contact of a sexual nature.

8-A. Forcible Rape

The carnal knowledge of a person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).

8-B. Forcible Sodomy

Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

8-C. Sexual Assault With An Object

The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

8-D. Forcible Fondling

The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.

9-A. Incest

Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

9-B. Statutory Rape

Non-forcible sexual intercourse with a person who is under the statutory age of consent. The statutory age of consent in New Mexico is 16 years of age.

10. Unauthorized Visitation

Bringing or allowing into the residence lodge unauthorized person in a restricted areas of the residence lodge, such as a member of the opposite sex in the living areas of the lodge or allowing visitors to remain in the lodge past visiting hours.

11. In the Private Living Area of the Opposite Sex

Being anywhere in the private living areas of the opposite sex. This includes dorm rooms, showers, restrooms, windows, and dorm wing hallways.

12. Contributing to the Delinquency of a Minor

Encouraging, abetting, permitting or assisting a person under the age of 21 to violate any of these articles or to otherwise commit any delinquent act. Persons over the age of 21 who allow such acts performed in their presence without objections are in violation of this article.

13. Self-Destructive Behavior

Inflicting harm on one's self by cuts, burns, or other harmful acts. These include ingesting harmful substances to cause self-injury. This includes statements of suicide, as evidenced by statements and/or witnessed by an individual. A student refusing medical attention could jeopardize his/her residence privileges due to the safety of himself/herself and others involved.

14-A. Arson

Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling, building, motor vehicle, personal property of another, etc.

14-B. Activating and/or Tampering with a safety device

Any willful attempt to block, hinder, or disable or activate a safety device, or use without just cause, such as fire alarms, smoke detectors, fire extinguisher, fire escape route, or any other safety device. Objects are not to be placed within 24-inches (2-feet) of a fire suppression device.

14-C Vandalism

Any willful act that defaces, breaks, disables, or destroys any property not belonging to that person.

15. Non-Compliance

Being charged with committing a crime by a Federal, Tribal, State, or local law enforcement agency, or in violation of SIPI's Academic Misconduct Policy, or fails to comply with the terms of a contract, agreement, probation, rule, policy at SIPI not elsewhere specified, including students that do not complete their required work contribution hours within the designated time-frame set by the Director of Housing and Recreation.

16. Failure to Maintain a Clean Room or Failure to Clean Assigned Area

Students residing in the SIPI dormitories that fail to maintain a neat and clean room and/or are assigned to clean an area and fail to do so, or properly complete the assignment, will be in violation of this policy. Repeated violations will result in suspension of housing privileges.

17. Unauthorized Possession of School Property

Students are not to be in possession of keys to any room or campus office, except for their assigned room in the residence lodge or mailbox key. Other prohibited items include cafeteria utensils, maintenance tools, equipment or other SIPI property.

18. Trespassing

Entering on or loitering in unauthorized areas on campus is a violation of this policy. Students that have been suspended from the residence lodges are not allowed in either residence lodge areas including balconies, patios, windows, exit doors, and all other areas immediately adjacent to the dorm. Students that have been expelled from SIPI or are in violation of a current Campus Bar, Dorm Bar, or Time Bar.

19. Harboring

Harboring a person, such as a student who has been suspended from the dormitories or former student expelled from SIPI, or other person who has been evicted/ barred for disciplinary reasons from the campus.

20. Gambling

All gambling is prohibited on SIPI campus.

21. Littering

Leaving trash or litter on campus except in appropriate receptacles. Residence students who place their room trash in hall waste receptacles instead of the dumpster are in violation of this article.

22. Excessive Noise

Quiet hours are observed starting 10:00 p.m. to 8:00 a.m. All those making loud, excessive, obnoxious, repeated, or unnecessary noise, which interferes with the rights of those who want to sleep, study, or relax, even if outside the posted quiet hours is considered a violation of this article.

23. Burning of Material, Use of Tobacco, and Fireworks

Burning of any material in the residence lodge is strictly prohibited as it may endanger the health and the safety of occupants.

Burning of material means either open flame or smoldering material such as candles, medicinal plants and herbs, cigarettes or pipes containing tobacco or illegal substances, except when authorized by the Director of Housing, or designee, under SIPI's Smudging policy.

Smoking of tobacco products on campus is allowed only outside of each building, except within 25-feet of entrances and ventilation air intake systems.

Fireworks, of any type, are prohibited from use and/or storage on SIPI campus at all times.

24. Opening Exit Doors and Moving of Furniture

Opening an exit door to admit persons or keeping an exit door propped open for any reason, other than emergency, will be in violation of this policy.

Decorations and furniture shall not be moved into or out of dorm rooms, outside the building, or used to hold exit doors open. Students must obtain prior authorization from the Director of Housing and Recreation to re-arrange the furniture in their dorm room.

At no time will any type of furniture or other item be placed within 24-inches (2-feet) of an automatic sprinkler head used for fire suppression. Students may be held financially liable for any damage caused by the movement of furniture or other object, with or without prior authorization.

25. Failure to Identify and/or Give False Identity

At all times SIPI students are required to visibly display their SIPI Student Identification cards while on the SIPI Campus. Students are required to show identification upon demand, or when entering/exiting the campus.

Failure to visibly display their SIPI Student Identification Card, or who are in possession of another person's SIPI student Identification Card, allowing someone else to use your SIPI Student Identification Card, refusing to provide your name or providing a false name, is in violation of this policy.

Person's refusing or unable to provide suitable identification may be detained by SIPI employees or contractors until their identification can be satisfactorily verified by law enforcement authorities.

26. Stalking

To intentionally, maliciously, repeatedly follow or harass another person in person, by correspondence, or by electronic means.

27. Lewd, Indecent, or Inappropriate Public Behavior

Acts, words, or gestures which cause anger, shock, embarrassment or humiliation, including electronic communication is prohibited. Included is the excessive public display of affection.

28. Misuse of a Vehicle on Campus

All drivers must possess a valid and current State issued drivers license. Vehicles must be properly registered and be insured at all times. All vehicle operators are required to follow applicable regulations for the safe operation of a motor vehicle at all times.

All parking on the SIPI campus is regulated and monitored on a daily basis. All vehicles must have a valid parking tag issued by SIPI at all times. Any misconduct, which violates other SIPI's Code of Conduct regarding parking, traffic, or other regulations regarding driving and/or parking, as defined by this handbook, will be considered a violation of this policy.

SIPI reserves the right to bar any vehicle from entering/parking on the campus or to have the vehicle towed from campus and impounded at the owner's expense.