

**THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES
NOTICE OF PROPOSED REGULATION**

REGULATION NUMBER AND TITLE: FPU-3.00611 Anti-Hazing

SUMMARY OF THE REGULATION: This regulation incorporates the University's current anti-hazing policy, FPU-3.0062P, as required by BOG regulation 6.021 Hazing Prohibited. This regulation prohibits all forms of hazing regardless of where or when the hazing occurs. The regulation lists the situations that do not constitute a defense to hazing and the sanctions that may be imposed for violations of this regulation.

TEXT OF REGULATION: The full text of the Proposed Regulation can be viewed below and on the Florida Polytechnic University Board of Trustees website, at <http://floridapoly.edu/board-of-trustees/university-policies-and-regulations/>.

If you would like a copy of the Proposed Regulation, please contact Melaine Schmiz, Assistant General Counsel, at 863-874-8489.

AUTHORITY: BOG regulation 6.021, Section 1006.63, Florida Statutes.

NAME OF PERSON INITIATING PROPOSED REGULATION: Gina DeJulio, VP and General Counsel

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

THE CONTACT PERSON REGARDING THIS REGULATION IS: Melaine Schmiz, Assistant General Counsel at 4700 Research Way, Lakeland, Florida 33805, Email: mschmiz@floridapoly.edu, Phone: (863) 874-8489, Fax: (863) 874-8716

DATE OF PUBLICATION: January 12, 2021

THE FULL TEXT OF THE PROPOSED REGULATION IS PROVIDED BELOW:

THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES

FPU-3.00611 Anti-Hazing

- 1) Hazing Prohibited. The University prohibits all forms of hazing as defined in FPU-3.006 Student Code of Conduct, regardless of where or when the hazing occurs.
- 2) Reporting Hazing. Any person having knowledge of any act or situation that may constitute hazing should contact the Vice Provost of Student Affairs or other appropriate official. Victims of hazing are encouraged, but not required to report hazing.
- 3) Enforcement. Actions to enforce this regulation will be conducted pursuant to the Student Code of Conduct.
 - a. The following circumstances do not constitute a defense to hazing:
 - i. A victim's expressed or implied consent;
 - ii. The conduct or activity that resulted in the death or injury of a person was not part of any official organizational event or otherwise sanctioned or approved by the student organization or group; or
 - iii. The conduct or activity that resulted in the death or injury of a person was not done as a condition of membership into a student organization or group.
- 4) Sanctions. The University may impose penalties on the organization or students involved in hazing. Penalties may include imposition of fines; the withholding of diplomas or transcripts pending compliance with the rules or pending payment of fines; the imposition of probation, suspension, or dismissal; and other sanctions as deemed appropriate.
 - a. In cases where an organization authorizes hazing in blatant disregard of this regulation, penalties may also include rescission of permission for that organization to operate on campus property or to otherwise operate under the sanction of the University.
 - b. In addition to facing disciplinary actions by the University, students engaging in hazing may face criminal charges under Section 1006.63, Florida Statutes.
- 5) Retaliation. Retaliation, unlawful or negative action towards an individual because that person reported or filed a complaint, testified, or participated in an investigation or proceeding, or opposed practices in relation to an act of hazing, is prohibited and a violation of this regulation.
- 6) Notification and Education. A copy of this regulation is provided to each student enrolled in the University and must be included in the bylaws of every organization sanctioned under the University. Students and student organizations must complete all anti hazing trainings and/or courses as required by the University.

Authority: BOG regulation 6.021; Section 1006.63, Florida Statutes

History: New, _____