

Formal responsibility for student discipline is shared by the president (working through the dean of students) and the faculty (working through its representatives on Campus Senate, the Judicial Board, and the Media Hearing Board). One of the advantages of a small liberal-arts college is the fact that students are brought into continuous personal contact with their academic teachers and benefit informally from their wider experience and greater maturity. The effectiveness of this contact will be best revealed when the students realize that to make the system of social freedom at Kenyon operative, there must be an agreement between what they feel to be reasonable conduct and what the College authorities enforce as standards. It is in this sense that responsible behavior is both an opportunity and a challenge.

Statement adopted by Campus Senate on May 13, 1964; revised June 1972

THE GOOD SAMARITAN POLICY

In order to ensure that students receive prompt and appropriate attention for alcohol intoxication and that there are no impediments to seeking such assistance, the College hereby institutes a Good Samaritan policy. In those instances in which a student calls the Office of Campus Safety or another College office for assistance with an intoxicated or impaired student, neither the individual calling nor the student in need of assistance will be charged with violations of the College's policies on alcohol and other drugs.

If the intoxicated/impaired student demonstrates a reckless or habitual lack of care concerning their well-being and the well-being of the campus community, he or she can be required to meet with a member of the student affairs staff who will determine the actions necessary to protect the welfare of the student and the campus community.

This policy is designed to save lives. The spirit of the Good Samaritan is that we all have an ethical responsibility to help people in need. There is an expectation that students will take active steps to protect the safety and well-being of our community.

Approved by Campus Senate November 2006

Kenyon College resolves to provide students with the most up-to-date information that governs student life; however, policies typically do not change mid-year. If changes are made via amendment by Campus Senate, those changes will be reflected on the College Web site. Excepting those amendments, a fixed

version (i.e., hard copy) of all College Policies, Rules, and Regulations (described herein), plus the following three documents: Campus Government Constitution, Campus Government Constitution: Senate Statutes, and Student Council By-Laws is provided to each Campus Senator, Student Council member, and Community Advisor by the end of the first week of each school year. A copy of all documents is also on reserve at the library.

A. ALCOHOLIC BEVERAGES

Kenyon College's alcohol policy reflects its intention to adhere to the state and local laws governing the use, distribution, and consumption of alcoholic beverages. Kenyon is subject to these laws and administers all policies in accordance with their current interpretation. Thus, Kenyon's specific alcoholic-beverage regulations are designed to encourage responsible drinking and behavior by clearly stating what is expected of those who choose to consume or serve alcohol. If alcohol is found in a shared living space where all residents are under the legal drinking age (21), all residents will be held accountable for this policy violation. Violations of these regulations will result in disciplinary action.

1. Ohio State Law. Students are expected to know and comply with state and local laws regarding the sale, possession, and consumption of alcohol.

a. The state statutes prohibit persons under the legal drinking age (21) from buying, possessing, being furnished with, and/or consum-

ing alcoholic beverages.

b. The law provides fines for convicted violators (both minors and those who furnish alcohol to minors), or imprisonment, or both. Recently enacted statutes also impose penalties on persons with knowledge of persons violating the statutes cited above.

c. State law prohibits misrepresentation of age or falsification of ID cards or the use of another person's identification for the purpose of obtaining alcoholic beverages.

d. State law also prohibits anyone, regardless of age, from opening or drinking from a container of beer or intoxicating liquor in a moving vehicle, and anyone under legal age from having alcoholic beverages in a motor vehicle.

2. Restraints Governing Use of Alcohol.

Because the consumption of alcohol in a campus setting raises many complex issues, including behavioral, safety, and legal problems, it is necessary for the College to define certain limitations on and restrictions regarding the possession, consumption, and purchase of alcoholic beverages. Students found responsible for violating this policy will be held accountable, and they may also be required to participate in counseling, assessment, and/or treatment; this may need to take place off-campus at the expense of the student.

a. Kenyon expects that individuals will respect responsible standards regarding the use of alcoholic beverages for both themselves and others. Being severely intoxicated (regardless of age) is in violation of College policy. This may include but is not limited to being incapable of looking after oneself; endangering the welfare of oneself and/or others; and/or behaving in offensive or disorderly ways.

b. Because it can reasonably be assumed that first-year students are under the legal drinking age, NO alcoholic beverages will be permitted in first-year residences (Gund, Lewis, Mather, McBride and Norton) at any time by any person regardless of age during the period of early arrivals through the closing of the College for underclassmen.

c. Drinking of alcoholic beverages shall be confined to the immediate vicinity of residences, fraternity lodges or in Philander's Pub

or at specifically scheduled events in adherence to these policies. Drinking of alcoholic beverages elsewhere, on campus or in the village, including other College buildings, is considered public drinking and is unacceptable. No open container, carrier, or cup is permitted beyond the immediate vicinity of a residential area. Farr Hall, as a mixed-use facility, is subject to special rules. Drinking of alcoholic beverages may take place in the second-floor residential area only. Drinking of alcoholic beverages is prohibited elsewhere in the building, including the first floor, front patio, and the vicinity of the building.

d. Possession or consumption of alcoholic beverages is prohibited at intercollegiate, club, and intramural athletic events and at any of the athletic fields.

e. No alcohol may be sold by students at any events that take place on College property.

f. Alcoholic beverages are prohibited at membership-recruitment functions of any College recognized organization (e.g., fraternities, sororities, clubs, teams) or at events where potential members are invited or required to attend (e.g., pledging or work-week activities).

g. Funds administered through Student Council may not be used for the purchase of alcoholic beverages except where permitted in the Student Council Constitution.

h. Social events (especially those that include alcoholic beverages) located in a College space must be registered at the Student Activities Office through a properly completed *Party Registration Form* in accordance with the College's regulations governing social events. Students who sign and/or submit a *Party Registration Form* will be held responsible for violations of College regulations that result from the event.

i. At a registered party, unregulated dispensing of alcoholic beverages is prohibited. Alcoholic beverages, only beer and/or wine, must be served by trained, sober bartenders who are of legal drinking age. The bartenders and alcoholic beverages must be separated from the guests by a bar or other substantial physical barrier. Persons whose demeanor indicates that they are or could be intoxicated may not serve or be served alcoholic beverages.

j. Common sources of alcohol, including kegs or party balls, tapped or untapped, must be registered by use of a *Party Registration Form*. Common sources of alcohol are not permitted in College residences except the lounges of Old Kenyon during a registered campus party. Kegs not returned by 12:00 noon the Monday immediately following the registered gathering will be confiscated at the expense of the student(s), deposits will be forfeited, and future party privileges may be jeopardized. Kegs will not be permitted for any event not registered with the College. For a complete explanation regarding registered social events, see the Social Events and Parties policy under section W.

k. To allow and encourage the informal gathering of students, College officials including Campus Safety officers and student staff members will typically not become involved with a gathering in a student's room, suite, apartment, or College house, unless there is clear evidence (or a reasonable suspicion) that irresponsible destructive, dangerous, and/or illegal activity is taking place, and/or a complaint is received.

B. UNWANTED PHYSICAL CONTACT (NON-SEXUAL)

1. ASSAULT

Kenyon College considers assault a serious offense. Assault generally refers to any willful attempt or threat to inflict injury or other physical contact upon another person or the actual unwanted physical contact with another person, all without the consent of the alleged victim. Examples of assault include, but are not limited to, punching; beating; kicking; spitting; hitting (open- or closed-handed); and any other unwanted physical contact. When a student is found responsible for this policy the recommended sanction is a minimum of one semester suspension from the College. When a student is found responsible for assault on a staff or faculty member (including student staff members), the recommended sanction is a minimum one-year suspension.

2. COERCION/FORCE

The use of force or coercion is considered a form of assault/unwanted physical contact. Force may involve the use or display of a weapon or other threatening behavior which causes immediate fear of bodily harm, or involves the physical battering or immobilization of the alleged victim. This may include an attack on someone who is physically helpless (e.g., asleep, unconscious, or otherwise incapable of giving consent). Coercion involves psychological pressuring or threats that are generally other than physical, including, but not limited to, the abuse of a power relationship (e.g., campus leader to student member of group) and the use of alcohol or other drugs intended to hinder resistance.

3. UNWANTED CONTACT

Unwanted contact includes, but is not limited to, shoving, pushing, tripping, etc. A minimum sanction of Restrictive Disciplinary Probation is recommended for first-time violators. Subsequent violations could include suspension or dismissal from the College. In cases of unwanted contact, all parties may be charged and a thorough investigation will be made. The adjudicating body will determine responsibility in the case.

C. BICYCLE REGISTRATION AND REGULATIONS

Bicycles must be registered when brought to campus. When registration is completed at the Office of Campus Safety, a dated decal will be issued which must be affixed to the frame. Students are encouraged to bring locks for their bikes and to have bikes insured in case of damage, loss, or theft. Copies of the College's bicycle regulations may be obtained at the Office of Campus Safety.

Bicycles must be stored in the shelters provided or in students' rooms. Bikes are not allowed in hallways, stairwells, residence-hall storage areas or summer storage. Bicycles found in violation of regulations will be impounded by Campus Safety. During the summer vacation, registered bikes may be stored in the Student Affairs Center basement at no charge on a space-available basis. The College