

# MANUAL OF PROCEDURE

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**PROCEDURE NUMBER:** 4028

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**PROCEDURE TITLE:** Hazing

**STATUTORY REFERENCE:** FLORIDA STATUTES 1001.64(8)(E) and 1006.63

**BASED ON POLICY:** IV-6 Hazing Prohibited

**EFFECTIVE DATE:** September 13, 2005

**LAST REVISION DATE:**

**LAST REVIEW DATE:** September 13, 2005

## **I. PURPOSE**

Hazing is prohibited at the College. This procedure defines hazing, provides for the process of enforcement of the prohibition against hazing and the penalties for violations.

## **II. PROCEDURE**

A. "Hazing" means any action or situation that recklessly or intentionally endangers the mental or physical health or safety of a student for purposes, including, but not limited to, initiation or admission into or affiliation with any organization operating under the sanction of a postsecondary institution. "Hazing" includes, but is not limited to, pressuring or coercing the student into violating state or federal law, any brutality of a physical nature, such as whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug, or other substance, or other forced physical activity that could adversely affect the physical health or safety of the student, and also includes any activity that would subject the student to extreme mental stress, such as sleep deprivation, forced exclusion from social contact, forced conduct that could result in extreme embarrassment, or other forced activity that could adversely affect the mental health or dignity of the student. Hazing does not include customary athletic events or other similar contests or competitions or any activity or conduct that furthers a legal and legitimate objective.

B. These rules shall apply to acts conducted on or off campus whenever such acts are deemed to constitute hazing.

C. It is not a defense to a charge of hazing that:

1. The consent of the victim had been obtained;
2. The conduct or activity that resulted in the death or injury of a person was not part of an official organizational event or was not otherwise sanctioned or approved by the organization; or
3. The conduct or activity that resulted in death or injury of the person was not done as a condition of membership to an organization.

D. Penalties:

Penalties for violations of the College policy on hazing shall be administered in accordance with College Procedure 4030, Student Disciplinary Procedures, subject to any limitations or additional penalties contained in Section 1006.63, Florida Statutes, set forth as follows:


1. Such penalties may include the imposition of fines; the withholding of diplomas or transcripts pending compliance with the rules or pending payment of fines; and the imposition of probation, suspension, or dismissal.
2. In the case of a college organization that authorizes hazing in blatant disregard of such rules, penalties may also include rescission of permission for that organization to operate on campus property or to otherwise operate under the sanction of the College.
3. All penalties imposed under this procedure shall be in addition to any penalty imposed for violation of any of the criminal laws of this state or for violation of any other College rule to which the violator may be subject.
4. A person is subject to penalty for hazing whether the victim consented to the activity or not.
5. If it is found that the recipient of a hazing act willingly agreed to be subject to that act, he or she may be subject to penalty as a participant in the act of hazing.

E. Florida Law:

1. A person commits hazing, a third-degree felony, punishable as provided in Sections 775.082 or s. 775.083, Florida Statutes, when he or she intentionally or recklessly commits any act of hazing as defined in paragraph A, upon another person who is a member of or an applicant to any type of student organization and the hazing results in serious bodily injury or death of such other person.
2. A person commits hazing, a first-degree misdemeanor, punishable as provided in Sections 775.082 or s. 775.083, Florida Statutes when he or she intentionally or

recklessly commits any act of hazing as defined in paragraph A, upon another person who is a member of or an applicant to any type of student organization and the hazing creates a substantial risk of physical injury or death to such other person.

3. A court shall order any individual sentenced by a court of law pursuant to paragraphs E.1 and 2, to attend and complete a 4-hour hazing-education course and the court may also impose a condition of drug or alcohol probation.

	
	9/13/05
<b>PRESIDENT</b>	<b>DATE</b>