

**3361:40-5-04**

**Conduct, rights and responsibilities: policies governing conduct.**

State law in Ohio requires the trustees of any university that receives state funds to regulate the use of its facilities and the conduct of those who use them in such a manner that the university "may pursue its educational objectives and programs in an orderly manner." Since the board of trustees of the university of Cincinnati in its bylaws has delegated authority in all matters of discipline within the university to the president, in compliance with the law, the board has adopted the following resolutions:

- (A) That such delegation be reaffirmed and that the president be directed to see the continuing development and review of appropriate regulations relating to the conduct of students, faculty, staff, employees, and visitors, and to procedures for implementing these regulations so that the university may pursue its educational objectives in an orderly manner.
- (B) That this board hereby also adopts and reaffirms the existing relevant policies, namely:
  - (1) That the administrative and academic regulations of the university shall be formulated by the appropriate authorities to whom this responsibility has been delegated and shall be published in the several official university publications such as catalogs, bulletins, and handbooks;
  - (2) That these regulations shall uphold the freedom of each individual within the university in matters of speech, learning, inquiry, hearing, and peaceable assembly-such freedom of any individual(s) to be limited only by consideration of the equally important right of other individuals;
  - (3) That any violation of these regulations or of any municipal, state, or federal laws, or any disruption or interference with the university's attainment of its educational objectives, or any interference with the right of others within the university community to pursue teaching, study, research, learning, and administrative functions shall be considered misconduct; and
  - (4) That, in case of misconduct, appropriate disciplinary or legal action

- (5) shall be taken promptly by the president or his delegate(s) to restore the rights of all members of the faculty, student body, and public to pursue their legitimate university-oriented endeavors.

Effective: October 31, 1983

Amends: Rule 3361:40-5-04 of the Administrative Code.

Certification: *Evelyn V. Bush signature*  
Evelyn V. Bush

Date: October 5, 1983

Promulgated under: R.C. Section 111.15  
Rule amplifies: R.C. 3361.03;  
R.C. 3345.21;  
R.C. 3345.021;  
R.C. 3719.09;  
R.C. 4729.51;  
R.C. 119.11;  
R.C. 3345.22-26;  
R.C. 2915.04;  
R.C. 4503.11;  
R.C. 4507.02;  
R.C. 121.11.  
Prior effective date: March 16, 1978