

# MAINE COMMUNITY COLLEGE SYSTEM

## HEALTH AND SAFETY Section 802

**SUBJECT: PUBLIC ORDER AND HAZING**

**PURPOSE: To establish rules to maintain public order and prohibit injurious hazing**

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### **A. Introduction**

Pursuant to 20-A M.R.S.A. §10004, the MCCS hereby adopts the following rules to maintain public order and prohibit injurious hazing.

### **B. Maintenance of Public Order**

Pursuant to 20-A M.R.S.A. §10004(2)(A), it is a violation of MCCS policy to engage in any conduct that poses an imminent threat to public order on MCCS property or during an MCCS or college event. Such conduct includes any violation of 1) the MCCS Student Code of Conduct; 2) any System or college rule of employee, contractor or visitor conduct; and 3) any violation of Maine's civil and criminal laws. Such laws include, but are not limited to, 17-A MRSA §§501-516, Offenses Against Public Order, which prohibit disorderly conduct, failure to disperse, unlawful assembly, obstructing public ways, harassment, harassment by telephone, violation of a protective order, desecration and defacement, false public alarm or report, and certain violations of privacy.

### **C. Prohibition of Injurious Hazing**

Pursuant to 20 U.S.C §1092(f) and 20-A M.R.S.A. §10004(2)(B), it is a violation of MCCS policy to engage in the injurious hazing of any student, employee, group or entity affiliated with a college or the MCCS. "Injurious hazing" means any action or situation on or off MCCS property that, regardless of consent, recklessly or intentionally endangers the mental or physical health of any such student, employee, group or entity affiliated with a college or the MCCS.

### **D. Penalties**

Pursuant to 20-A M.R.S.A. §10004(3), penalties for violating this policy include, but are not limited to, the following:

1. In the case of a person not associated with the institution, the removal of the violator from MCCS property;
2. In the case of a student or employee, suspension, expulsion and/or other appropriate disciplinary action; and
3. In the case of an organization affiliated with a college or the MCCS which authorizes hazing, rescission of permission for that organization to operate on

MCCS property or receive any other benefit of affiliation with the MCCS or a college.

These penalties shall be in addition to any other MCCS or college rule of conduct, and to any civil or criminal penalty to which the violator(s) may be subject.

**E. Administrative Responsibility**

Pursuant to 20-A M.R.S.A. §10004(4), the trustees hereby assign responsibility for administering the rules herein to the System and college presidents for further delegation as such presidents see fit.

**F. Appeal Procedures**

Procedures for appealing the action or lack of action with regard to this policy shall be those procedures outlined in the MCCS Student Code of Conduct, employment contract(s), other MCCS contracts or leases, other applicable or pertinent documents, or that procedure adopted ad hoc to apply to conduct not otherwise covered by any such existing procedure.

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REFERENCES: 20 U.S.C. §1092(f); 20-A M.R.S.A. §10004

DATE ADOPTED: June 24, 2009

DATE(S) AMENDED: February 12, 2025