



## ANTI-HAZING POLICY

### PURPOSE

The purpose of this policy is to outline the University's commitment to complying with New York State Penal Law, Chapter 716, Section 1, and the federal Stop Campus Hazing Act, and to ensure that all students adhere to applicable anti-hazing regulations. This policy applies to all students, student organizations (recognized or unrecognized), athletic teams, clubs, employees, and any other persons associated with the University.

### STATEMENT OF POLICY

The University affirms the right of all students to take part in campus life free from the threat or act of hazing.

LIU will not condone hazing of any kind. Any student, faculty member, staff member, visitor, licensee, or invitee who is found to have engaged in hazing shall be subject appropriate disciplinary action, which may include suspension or expulsion. Similarly, LIU may take action against any organization that authorizes hazing or those members (whether individually or in concert) engage in hazing. Examples of disciplinary sanctions for a student organization or individual include, but are not limited to, fines, probation, suspension or expulsion of the organization and/or student. A more detailed list of sanctions can be found in the LIU Student Handbook and Student Organization Handbook.

Hazing is not only against LIU policy but also New York State Penal Law. Long Island University students may not consent to being hazed. A student who believes that there has been a violation of this anti-hazing policy, may report the incident by completing a EthicsPoint Report Form. Any reports received through EthicsPoint will be reviewed by the appropriate individuals in accordance with university procedures. Complainants may choose to remain anonymous but must provide sufficient information about the nature of the conduct and the participants to enable an investigation. All reports will be handled by the appropriate University officials as promptly and discreetly as possible.

Students may also contact their advisors, the Student Affairs/ Dean of Students by visiting the building on campus or calling/emailing at 516-299-1200 or 718-299-1200 [studentaffairs@liu.edu](mailto:studentaffairs@liu.edu), [deanofstudents@liu.edu](mailto:deanofstudents@liu.edu), or Public Safety, 516-299-2222 (Post), 718-488-1078 (Brooklyn) or visit the Public Safety Building on campus.

The University will conduct a prompt, thorough, and impartial investigation into any reported hazing incident. The assigned investigator will interview the complainant, respondent, and any relevant witnesses or individuals involved, and will review all pertinent documentation and evidence.

Where appropriate, the investigator will notify relevant University offices, departments, or supervisors. The investigation may involve a violation of the Student Code of Conduct, and if so, the matter will be referred for resolution under the procedures outlined in the University's Student Code of Conduct.

The University will offer trainings and education on hazing prevention for students, especially those

involved in student organizations, athletics, and Greek life. Retaliation against anyone who reports or

## DEFINITIONS

participates in the investigation of hazing is strictly prohibited and will result in disciplinary action.

The Stop Campus Hazing Act defines “hazing” as an intentional, knowing, or reckless act committed by a person, whether individually or in concert with other persons, against a student, regardless of that student's willingness to participate, that was committed in connection with an initiation into, an affiliation with, or the maintenance of membership in, a student organization (such as a club, society, association, athletic team, fraternity, sorority, or student government); and causes or is likely to contribute to a substantial risk, above the reasonable risk encountered in the course of participation in the institution of higher education or the organization (such as the physical training necessary for participation in an athletic team), of physical injury or psychological injury.

New York State has also adopted anti hazing into its penal law.

*New York State Penal Law, Chapter 716, Section 1 (effective November 1, 1988)*

*120.16: Hazing in the first degree:* A person is guilty of hazing in the first degree when, in the course of another person's initiation into or affiliation with any organization, he intentionally or recklessly engages in conduct which creates a substantial risk of physical injury to such other person or a third person and thereby causes such injury. Hazing in the first degree is a class A misdemeanor.

*120.17: Hazing in the second degree:* A person is guilty of hazing in the second degree when, in the course of another person's initiation or affiliation with any organization, he intentionally or recklessly engages in conduct which creates a substantial risk of physical injury to such other person or a third person. Hazing in the second degree is a violation.

*NY State Penal Law §70.15 Sentences of Imprisonment for Misdemeanors and Violations:*

*Class A misdemeanor:* A sentence of imprisonment for a class A misdemeanor shall be a definite sentence. When such a sentence is imposed the term shall be fixed by the court, and shall not exceed one year; provided, however, that a sentence of imprisonment imposed upon a conviction of criminal possession of a weapon in the fourth degree as defined in subdivision one of section 265.01 must be for a period of no less than one year when the conviction was the result of a plea of guilty entered in satisfaction of an indictment or any count thereof charging the defendant with the class D violent felony offense of criminal possession of a weapon in the third degree as defined in subdivision four of section 265.02, except that the court may impose any other sentence authorized by law upon a person who has not been previously convicted in the five years immediately preceding the commission of the offense for a felony or a class A misdemeanor defined in this chapter, if the court having regard to the nature and circumstances of the crime and to the history and character of the defendant, finds on the record that such sentence would be unduly harsh and that the alternative sentence would be consistent with public safety and does not deprecate the seriousness of the crime.

*Class B misdemeanor:* A sentence of imprisonment for a class B misdemeanor shall be a definite sentence. When such a sentence is imposed the term shall be fixed by the court, and shall not exceed three months.

*Unclassified misdemeanor:* A sentence of imprisonment for an unclassified misdemeanor shall be a definite sentence. When such a sentence is imposed the term shall be fixed by the court, and shall be in

accordance with the sentence specified in the law or ordinance that defines the crime.

*Violation:* A sentence of imprisonment for a violation shall be a definite sentence. When such a sentence is imposed the term shall be fixed by the court, and shall not exceed fifteen days. In the case of a violation defined outside this chapter, if the sentence is expressly specified in the law or ordinance that defines the offense and consists solely of a fine, no term of imprisonment shall be imposed.

**POLICY TYPE: STUDENT AFFAIRS**