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Kappa Sigma

Case Creation Date:

- December 8, 2021

Incident Summary:

- *It was reported that on or about Oct 28th, a Halloween-themed party was held at the Kappa Sigma house. It was also reported that alcohol and marijuana were present at this party and were made available to students under the age of 21.*

Student Organization Code of Conduct Violations:

- (18) Risk Management of Events
- (8) Failure to Comply
 - (C) Failure to follow all policies and procedures established by the University pertaining to student organizations, including fraternities and sororities, as outlined in the Student Organizations Handbook.
- (1) Aiding and Abetting:
 - (C) Encouraging, permitting, or assisting another to do any act that could subject him or her to discipline.
- (2) Alcohol
 - A copy of the University's Alcohol Policy shall be provided to each student organization president and must be followed. The University's Alcohol Policy is in compliance with California Law, which prohibits the sale or giving of any alcoholic beverage to any person under the age of 21. Student organizations are in violation of University policy if any individuals under the age of 21 are in possession of alcoholic beverages at an activity sponsored/hosted by the student organization and/or if intoxicated individuals consume alcohol. All student organization presidents must sign an agreement to abide by and uphold the University's Alcohol Policy as well as present an alcohol awareness program to their organizations (should be pre-approved by the Prevention Education Program Center) or arrange for an alcohol awareness program approved by the Prevention Education Program Center. Student organizations sponsoring events are responsible for

following the appropriate procedures to prevent underage drinking, including providing alternatives to alcohol.

- 6) Drugs:
 - (A) Use, possession, manufacture or distribution of illegal drugs, or drugrelated paraphernalia (except as expressly permitted by law and University regulations) or the misuse of legal pharmaceutical drugs.

Sanctions:

- **Organization Disciplinary Probation until May 31, 2023.** Disciplinary Probation is a period of time in which the privileges of continuing as a RSO are conditioned upon future behavior. Conditions may include the potential loss of specified privileges to which a RSO would otherwise be entitled, and/or the probability of more severe disciplinary sanction if the organization is found to violate the Student Organization Code of Conduct or any University policy during the probationary period. Any Conduct-related sanctions related to a violation of Organization Disciplinary Probation shall be determined by the Director of Student Conduct and Ethical Development, or the person's designee, in accordance with University policy governing the student organization Conduct process.
- **Substance Free Only Organization Event – All events must be Substance-free effective through December 31, 2022.** During the Substance-Free period, any event or activity that a reasonable person may label as an organization-affiliated or attended function must be substance-free. SJSU defines a substance-free environment as a setting that prohibits and lacks the presence of drugs and alcohol, including any legal medicinal and/or recreational drugs recognized by California state law. Unofficially recognized gatherings of individuals may also be considered organizational events according to the reasonable person standard. SJSU Office of Student Involvement procedures and expectations must be followed and adhered to when planning, registering, and hosting organizational events.
- **Monthly Meeting with the Director of Student Involvement, or the person's designee, throughout the Fall and Spring academic terms while the organization is on Organization Disciplinary Probation.** The president of the organization is required to attend a monthly check-in meeting with the Director of Student Involvement, or the person's designee, to discuss organization activities and to establish an organization redevelopment plan (see attached document for reference).