Senate Item for Review: Revisions to the Student Code of Conduct

Due Date: Please respond by November 10, 2009

Return to: Jaime Balboa, CAO, jbalboa@senate.ucla.edu

Relevant Links: Please see attached

On behalf of the UCLA Academic Senate Chair Robin Garrell, review, including an endorsement of or opposition to the item (any recommendations made), is specifically requested of the following committees and councils:

Undergraduate Council, Graduate Council, Grievance Advisory Committee, Executive Board

All other committees and councils are not required to opine, but they are welcome to.

Responses are most useful when they include one of the following statements: 1. The committee endorsed the proposal(s) as written; 2. The committee endorsed the proposal, contingent upon the following revisions (please specify); 3. The committee cannot endorse the proposal until and unless the following revisions are made (please specify); and 4. The committee opposes this proposal.

Minority reports are welcome and should be submitted with the response of the committee.

Background Information:

The Office of the Dean of Students seeks to implement revisions to the Student Conduct Code effective January 2010. Attached are the draft revised code first (SCC 1-2010 draft.pdf) as well a summary of the proposed changes (Proposed revisions to SCC-Winter 2010.pdf). These documents are being circulated widely for review and comment.

The most significant proposed changes are prohibition of lawyers in academic misconduct hearings, and deletion of the non-forcible sexual misconduct (consensual sex with a minor).
UCLA students are proud to be members of this community. They take pride in the reputation of our faculty; they take pride in our unparalleled programs and services; they take pride in the wealth of diversity of our community members; and they take pride in our beautiful campus. Intertwined with our core values, Bruin Pride is at the very heart of what it means to be a TRUE BRUIN.

Bruins are committed to the values of Integrity, Excellence, Accountability, Respect and Service. Bruins conduct themselves with integrity and understand that the quality of their educational experience is predicated on the quality of their academic work and service to the community.

Bruins hold themselves accountable to the commitments they make and for their conduct. When faced with adversity, Bruins engage in thoughtful reflection and exhibit superior ethical decision-making skills. They respect the rights and dignity of all members of our community by listening attentively, communicating clearly, and remaining open to understanding others and their diverse points of view.

Bruins embrace these values, for these are the values of a TRUE BRUIN.

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Effective January 1, 2010
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INTRODUCTION

In order to carry on its work of teaching, research, and public service, the University has an obligation to maintain conditions under which the work of the University can go forward freely, in accordance with the highest standards of quality, institutional integrity, and freedom of expression, with full recognition by all concerned of the rights and privileges, as well as the responsibilities, of those who comprise the University community. UCLA students assume these privileges and responsibilities upon admission and cannot use ignorance of these policies as a justification for violating community standards.

Students are members of both society and the academic community with attendant rights and responsibilities. Students are expected to make themselves aware of and comply with the law, and with University and campus policies and regulations. While many of UCLA’s policies and regulations parallel federal, state and local laws, UCLA’s standards may be set higher.

The University of California Policies Applying to Campus Activities, Organizations, and Students (UC Policies) have been incorporated into the UCLA Student Conduct Code either by adapting or inserting verbatim the language of the policies. The complete University of California Policies Applying to Campus Activities, Organizations, and Students is at http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/toc.html.

Students may contact the Office of the Dean of Students, Office of Ombuds Services or Student Legal Services for advice concerning these policies.

I. DEFINITIONS

A. Student

For the purposes of the UCLA Student Conduct Code the term "student" means an individual for whom the University maintains student records, and who:

1. has filed a Statement of Intent to Register and is expected to register with an academic program of the University in the next academic term.

2. is enrolled in or registered with an academic program of the University;

3. has completed the immediately preceding term and is eligible for reenrollment, including the recess periods between academic terms; or

4. is on an approved educational leave or other approved leave status, or is on filing-fee (i.e., the fee used in lieu of registration if all formal requirements for graduate degrees, except for taking comprehensive or oral examinations or filing theses or dissertations, are met prior to the first day of instruction of the term) status.

The UCLA Student Conduct Code also applies to:

1. applicants who become students, for offenses committed as part of the application process;

2. applicants who become students, for offenses committed on campus and/or while participating in University related events or activities that take place following a student submittal of the application through his or her official enrollment; and

3. former students for offenses committed while a student.

B. Notice

Whenever the UCLA Student Conduct Code requires giving notice to any student, mailing such notice to the electronic mailing address most recently provided by the student to the Registrar will give rise to a conclusive presumption that notice has been given as of the date of mailing.

C. Days

For purposes of the UCLA Student Conduct Code, the term "days" means normal business days and will
not include Saturdays, Sundays, or days on which the campus is closed. With mutual consent of the student, the person presenting the University’s case, and the Chair of the Student Conduct Committee or the Hearing Officer, hearings may be held on Saturdays, Sundays, or days on which the campus is closed.

D. Hearing Coordinator

A University employee designated to schedule and otherwise facilitate the proceedings of matters related to the Student Conduct Committee (see Section III below).

E. Hearing Officer

A qualified individual appointed by the Chancellor and assigned by the Hearing Coordinator to conduct a hearing of student conduct matters. All persons serving as Hearing Officers for the University will have experience in the arbitration or adjudication of disputes (see Section III below).

II. STUDENT CONDUCT POLICIES

Students may be disciplined for the types of misconduct set out in Section II.B below. Discipline may be imposed whether or not such misconduct also violates the law, and whether or not proceedings are, have been, or may be brought in the courts involving the same acts. Because of this, students may be involved in University disciplinary proceedings before, after, or during court proceedings.

The standards of conduct apply to students as the term “student” is defined in Section I of the UCLA Student Conduct Code. They apply also to:

- applicants who become students, for offenses committed as part of the application process;
- applicants who become students, for offenses committed on campus and/or while participating in University related events or activities that take place following a student's submittal of the application through his or her official enrollment; and
- former students for offenses committed while students.

A. Jurisdiction

The University has jurisdiction over student conduct that occurs on University property, or in connection with official University functions whether on or off University property. Although the University will not routinely invoke its disciplinary processes over student conduct that occurs off campus except in connection with an official University function, the University has discretion to exercise jurisdiction over conduct that occurs off campus and that would violate student conduct and discipline policies or regulations if the conduct had occurred on campus when:

1. the alleged misconduct indicates the student poses a threat to the safety or security of any member(s) of the University community; or

2. the alleged misconduct involves academic work or the forgery, alteration or misuse of any University document, record, key, electronic device, or identification.

Specifically, the University may choose to exercise jurisdiction over off-campus incidents under alternative A.1 above where the alleged misconduct involves:

a. Conduct that threatens the health or safety of any person, including oneself (this is not limited to physical assault, sexual assault, sexual misconduct, threats of violence to oneself or others, and intoxication or impairment through the use of drugs or alcohol to the point one is unable to exercise care for her or his own safety or the safety of others;

b. stalking (as defined in Section 102.10 of the University of California Policies Applying to Campus Activities, Organizations, and Students);

c. sexual harassment (as defined in Section 160.00 et seq. of the University of California Policies Applying to Campus Activities, Organizations, and Students);
d. participation in hazing or any method of initiation or pre-initiation into a campus organization or other activity engaged in by the organization or members of the organization at any time that causes or is likely to cause physical injury, or personal degradation or disgrace resulting in psychological harm to any student or other person.

In determining whether or not to exercise off-campus jurisdiction in cases under alternative A.1 above, the University will consider the seriousness of the alleged misconduct; whether the alleged victim is a member of the campus community; the ability of the University to gather information, including the testimony of witnesses; and whether the off-campus conduct is part of a series of actions that occurred both on and off campus.

This section is intended only to provide guidance for the exercise of discretion by the University in invoking its jurisdiction over conduct that occurs off campus. It may not be relied upon by any student charged under this section to create any rights, substantive or procedural, or as a basis for a challenge to the exercise of the University’s jurisdiction.

B. Types of Misconduct

Students may be disciplined for violations or attempted violations (including aiding, abetting, or participating in the planning of an act that would be in violation of this Code, whether or not the individual who carries out that act is a student). Violations include the following types of misconduct.

102.01: Academic Dishonesty

All forms of academic misconduct, including, but not limited to, cheating, fabrication, plagiarism, multiple submissions or facilitating academic misconduct. For the purposes of the UCLA Student Conduct Code, the following definitions apply:

102.01a: Cheating

Cheating includes, but is not limited to, the use of unauthorized materials, information, or study aids in any academic exercise; the alteration of any answers on a graded document before submitting it for grading; or the failure to observe the expressed procedures or instructions of an academic exercise (e.g., examination instructions regarding alternate seating or conversation during an examination).

102.01b: Fabrication

Fabrication includes, but is not limited to, falsification or invention of any information or citation in an academic exercise.

102.01c: Plagiarism

Plagiarism includes, but is not limited to, the use of another's words or ideas as if they were one's own, including, but not limited to, representing, either with the intent to deceive or by the omission of the true source, part of or an entire work produced by someone other than the student, obtained by purchase or otherwise, as the student's original work or representing the identifiable but altered ideas, data, or writing of another person as if those ideas, data, or writing were the student's original work.

102.01d: Multiple Submissions

Multiple submissions includes, but is not limited to, the resubmission by a student of any work which has been previously submitted for credit or similar form in one course to fulfill the requirements of a second course, without the informed permission/consent of the instructor of the second course; or the submission by a student of any work submitted for credit in identical or similar form in one course to fulfill the requirements of a concurrent course, without the permission/consent of the instructors of both courses.
102.01e: Facilitating Academic Dishonesty

Facilitating academic dishonesty includes, but is not limited to, knowingly helping another student commit an act of academic misconduct (e.g., cheating, fabrication, plagiarism, multiple submissions).

102.01f: Coercion Regarding Grading or Evaluation of Coursework

Threatening personal or professional repercussions or discipline against an instructor to coerce the instructor to change a grade or otherwise evaluate the student’s work by criteria not directly reflective of coursework.

102.02: Other Forms of Dishonesty

Other forms of dishonesty, including, but not limited to, fabricating information or knowingly furnishing false information or reporting a false emergency to the University.

102.03: Forgery

Forgery, alteration, or misuse of any University document, record, key, electronic device, or identification.

102.04: Theft

Theft of, conversion of, misappropriation of, or damage to or destruction of any property of the University or property of others while on University premises or at official University functions; or possession of any property when the student had knowledge or reasonably should have had knowledge that it was stolen.

102.05: Computers

Theft or abuse of University computers or other University electronic resources such as computer and electronic communications facilities, systems, and services. Abuses include, but are not limited to, unauthorized entry, use, transfer, or tampering with the communications of others; interference with the work of others or with the operation of computer or electronic communications facilities, systems, or services; or violations of copyright laws, whether by theft, unauthorized sharing or other misuse of copyrighted materials such as songs, movies, software, photos or text.

Violation of the UCLA E-mail Policy and Guidelines (available on the Internet at www.adminvc.ucla.edu/appm/public/app_0455_0.html) of the University of California Electronic Communications Policy (available on the Internet at www.ucop.edu/ucophome/policies/ec), or of any other University acceptable or allowable use policy will also be considered a violation of Section 102.05.

102.06: Unauthorized Use of University Resources or Name

Unauthorized entry to, possession of, receipt of, or use of any University services, equipment, resources, or properties, including the University’s name, insignia, or seal.

102.07: University Housing and Parking

102.07a: University Housing

Violation of policies, regulations, or rules governing University-owned, -operated, or -leased housing facilities or other housing facilities located on University property.

102.07b: Parking

Violation of policies, regulations, or rules governing University parking services or
102.08: Conduct that Threatens Health or Safety

Conduct that threatens the health or safety of any person, including oneself, includes, but is not limited to physical assault, sexual assault, sexual misconduct, threats of violence to oneself or others, and intoxication or impairment through the use of drugs or alcohol to the point one is unable to exercise care for her or his own safety or the safety of others.

Sexual assault occurs when a person knowingly causes another person to engage in a sexual act by a) physical force, violence, threat, intimidation, and/or coercion; b) ignoring the objections of the other person; c) causing the other's intoxication or impairment through the use of drugs or alcohol; or d) taking advantage of the other person's incapacitation, state of intimidation, helplessness, or other inability to consent. Situations involving physical force, violence, threat, intimidation, and/or coercion fall under the definition of Sexual Assault.

Sexual misconduct occurs when a person, having failed to take appropriate steps to gain effective consent, engages in a sexual act with another under the unreasonable belief that effective consent had been obtained.

NOTE: For the purpose of this regulation, the following apply:

1 "Effective consent" referenced in the terms above means words or actions that show a voluntary agreement to engage in a mutually agreed-upon sexual activity.

2 "Sexual act" referenced in the terms above includes but is not limited to sexual intercourse, sodomy, oral-genital contact, or sexual penetration with a foreign object (including a finger), the touching of a person's intimate parts (defined as genitalia, groin, breast or buttocks, or clothing covering them), or compelling a person to touch his or her own or another person's intimate parts without effective consent.

3 Intoxication of the accused will not diminish his or her responsibility for any violations of this Section.

102.09: Sexual Harassment

Sexual harassment, as defined in the University of California Policy Applying to Campus Activities, Organizations, and Students (see Section 160.00), reads in part:

Sexual harassment is unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature, when submission to or rejection of this conduct explicitly or implicitly affects a person's employment or education, unreasonably interferes with a person's work or educational performance, or creates an intimidating, hostile or offensive working or learning environment. In the interest of preventing sexual harassment, the University will respond to reports of any such conduct.

Please refer to the Policy on Sexual Harassment and Complaint Resolution Procedures (see Section 160.00) for the entire definition. The Policy on Sexual Harassment and Complaint Resolution Procedures is incorporated into the Policy on Student Conduct and Discipline.

102.10: Stalking

Stalking behavior in which a student repeatedly engages in a course of conduct directed at another person and makes a credible threat with the intent to place that person in reasonable fear for his or her safety, or the safety of his or her family; where the threat is reasonably determined by the University to seriously alarm, torment, or terrorize the person; and where the threat is additionally determined by the University to serve no legitimate purpose.

102.11: Harassment
Harassment is conduct that targets a specific person or persons and creates a hostile and intimidating environment sufficiently severe or pervasive to substantially impair a reasonable person’s participation in University programs or activities, or use of University facilities.

Prior to applying this provision in any student conduct matter, the Office of General Counsel will be consulted regarding its proper interpretation and application in light of the specific circumstances.

NOTE: Free and open association, discussion, and debate are important aspects of the educational environment of the University, and should be actively protected and encouraged, even where the positions advocated are controversial and unpopular.

Where it is more likely than not that a violation of University policies or campus regulations has been committed against any person or group because of the person’s or group’s race, color, religion, ancestry, national origin, disability, gender, or sexual orientation, or because of the perception by the student charged with the violation that the person or group has one or more of those characteristics, the recommendation or imposition of sanctions will be enhanced, and usually will result in Suspension or Dismissal.

102.12: Hazing

Participation in hazing or any method of initiation or pre-initiation into a campus organization or other activity engaged in by the organization or members of the organization at any time that causes, or is likely to cause, physical injury or personal degradation or disgrace resulting in psychological harm to any student or other person.

102.13: Obstruction or Disruption

Obstruction or disruption of teaching, research, administration, disciplinary procedures, or other University activities.

102.14: Disorderly Behavior

Engaging in disorderly, lewd or indecent behavior.

102.15: Disturbing the Peace

Participation in a disturbance of the peace or unlawful assembly.

102.16: Failure to Comply

Failure to identify oneself to, or comply with directions of, a University official or other public official acting in the performance of his or her duties while on University property or at official University functions, or resisting or obstructing such University or other public officials in the performance of or the attempt to perform their duties.

102.17: Controlled Substances

Unlawful manufacture, distribution, dispensing, possession, use, or sale of, or the attempted manufacture, distribution, dispensing, or sale of, controlled substances, identified in Federal or State law or regulations, or being unable to exercise care for one’s own safety or the safety of others because one is under the influence of controlled substances.

102.18: Alcohol

Manufacture, distribution, dispensing, possession, use, or sale of, or the attempted manufacture, distribution, dispensing, or sale of, alcohol which is unlawful or otherwise prohibited by, or not in compliance with, University policy or campus regulations, or being unable to exercise care for one’s own safety or the safety of others because one is under the influence of alcohol.
102.19: Destructive Devices

Possession, use, storage, or manufacture of explosives, firebombs, or other destructive devices.

102.20: Weapons

Except as expressly permitted by law, possession, use, storage, or manufacture of a firearm or other weapon capable of causing bodily injury.

Except as expressly permitted by University policy, possession, use, storage or manufacture of replicas of firearms or other weapons.

102.21: Violation of Disciplinary Conditions

Violation of the conditions contained in the terms of a disciplinary action imposed under the UCLA Student Conduct Code.

102.22: Violation of Interim or Emergency Suspension Conditions

Violation of the conditions contained in a notice of Interim or Emergency Suspension issued pursuant to Section IV of the UCLA Student Conduct Code.

102.23 Unauthorized Use or Sale of University Materials

Except as provided herein, no student will give, sell, or otherwise distribute to others or publish any recording made during any course presentation without the written consent of the University and the instructor/presenter. This policy is applicable to any recording in any medium, including handwritten or typed notes.

Any distribution of a recording of a course presentation at UCLA that captures the actual sounds and/or images of that course presentation, in any medium, must consider not only the rights of the instructor and the University, but also those of other parties. Examples include the privacy rights of students enrolled in the course, the rights of guest lecturers, and the copyright interests in materials authored by others that are displayed or presented during the course presentation. In addition to the consent of the University and the instructor/presenter, it may be necessary to secure permission from these other parties before any recording, distribution, publication, or communication is legally permitted.

102.23a: Selling Course Notes

Selling, preparing, or distributing for any commercial purpose course lecture notes or video or audio recordings of any course unless authorized by the University in advance and explicitly permitted by the course instructor in writing. The unauthorized sale or commercial distribution of course notes or recordings by a student is a violation of the UCLA Student Conduct Code whether or not it was the student or someone else who prepared the notes or recordings. This policy is applicable to any recording in any medium, including handwritten or typed notes.

102.23b: Copying Course Notes

Copying for any commercial purpose handouts, readers, or other course materials provided by an instructor as part of a University of California course unless authorized by the University in advance and explicitly permitted by the course instructor and the copyright holder in writing (if the instructor is not the copyright holder).

Students currently enrolled in a course may provide a copy of their own notes or recordings to other currently enrolled students for non-commercial purposes reasonably arising from participation in the course, including individual or group study.

102.23c: Commencement Tickets
Selling Commencement tickets.

102.24: University Properties
Organizing or carrying out unlawful activity on University properties.

102.25: Violations of Law
Violation of Federal, State, or local laws.

III. STUDENT CONDUCT PROCEDURES

Procedural due process is basic to the proper enforcement of University policies and campus regulations. The Chancellor has established these procedures and published the UCLA Student Conduct Code, providing for the handling of student conduct cases in accordance with basic standards of procedural due process.

The University strives to be fair in the handling of student conduct cases. The procedures outlined in this section represent the steps employed to reach a resolution in cases of alleged misconduct.

Questions concerning these procedures may be addressed to the Office of the Dean of Students, the Office of Ombuds Services, or Student Legal Services.

NOTE: The term “Dean” below refers to the Dean of Students or the Dean’s designee.

A. Referral of Complaints

Complaints involving alleged misconduct by students will be referred to the Office of the Dean of Students, except those in which the student is subject to an approved disciplinary procedure of a School, College, or other University unit. Complaints falling within the above exception may also be referred to the Office of the Dean of Students if such referral is provided for in the approved disciplinary procedure of the School, College, or other University unit. Referrals to the Office of the Dean of Students will be made within one year following discovery of the alleged misconduct, unless an exception is granted by the Vice Chancellor of Student Affairs.

The Dean may provide information about other campus or community resources which may be of assistance in resolving the matter outside the UCLA Student Conduct Code (e.g., Student Psychological Services, the UCLA Santa Monica Rape Treatment Center, the Office of Ombuds Services, Student Legal Services).

B. Letter of Admonition

The Dean may provide notice to a student that his or her alleged behavior may have violated University policy or campus regulations and that, if repeated, such behavior may be subject to the disciplinary process.

C. Investigation and Notice to Student

Upon receiving a report regarding an alleged violation, the Dean assigned to the case may consider information acquired from the reporting party and may augment that information through further investigation. If the Dean determines that there is sufficient information to proceed with the student conduct process, the Office of the Dean of Students will give written Notice to the Student of the following:

1. the nature of the conduct in question and the basis for the allegation, including a brief statement of the allegation, including the date or period of time and the location of the alleged incident; as well as the University policies and/or campus regulations allegedly violated;

2. the nature of the student conduct procedures (to be accomplished by providing the student access to the UCLA Student Conduct Code);

3. that the student has seven days from the date notice was given to contact the Office of the Dean of Students for the purpose of scheduling an initial meeting. Meetings are to be scheduled within ten days
of the student contacting the Office of the Dean of Students;

4 that if the student does not contact the Office of the Dean of Students within the seven-day period, or
fails to keep any scheduled appointment, a Hold may be placed on the student’s University records and
the student will be notified that this action has been taken. The placement of a Hold on the student's
University records may, for example, prevent the student from registering and from obtaining
transcripts, verifications, or a degree from the University. The Hold will be removed only when the
student either attends a scheduled meeting at the Office of the Dean of Students, or requests in writing
that the case be referred to the Student Conduct Committee for a hearing; and

5 that no degree may be conferred on a student until any pending disciplinary charges against a student are
fully resolved. The Office of the Dean of Students may place a Hold on that student’s University records
to prevent him or her from receiving a degree.

In addition, the Dean may direct the student to act or refrain from acting in a manner specified by the Dean.
These directions may include directing the student not to intentionally contact, telephone, or otherwise
disturb the peace of others specifically named for a specified period of time. These directions will not
terminate the student’s status as a student, and will not be construed as a finding of responsibility on the part
of any student. Violation of these directions is separate misconduct under section 102.16 (Failure to Comply).

D. Meeting(s) with the Dean Assigned to the Case

At the initial meeting with the student, the Dean assigned to the case will:

- ensure that the student has been provided information on how to access the UCLA Student Conduct
  Code;

- discuss confidentiality; inform the student that the content of this and all subsequent communication
  with the Office regarding information not relevant to the case will, insofar as allowed by law, be treated
  confidentially, unless such confidentiality is waived by the student; and that information relevant to the
  case may be divulged to those who have a legitimate educational interest, including but not limited to
  the Student Conduct Committee;

- describe to the student as completely as possible the nature of the conduct in question, and the
  University policy(ies) and/or campus regulation(s) allegedly violated, hear the student's response to such
  allegations, and counsel the student as appropriate; and

- provide the student with an opportunity to inspect all documents relevant to the case which are in the
  possession of the Office of the Dean of Students at the time of the meeting,

- provide the student with copies of the documents relevant to the case, at the student's written request.
  Should the case be referred to the Student Conduct Committee, the Office of the Dean of Students will
  provide the student with copies of all documents relevant to the case which are in the possession of the
  Office of the Dean of Students at the time the case is referred. Any documents relevant to the case
  arriving in the Office of the Dean of Students after the case has been referred to the Student Conduct
  Committee will be forwarded to the Hearing Coordinator.

Although meeting with the Dean provides the student with an opportunity to resolve the case without a
hearing before the Student Conduct Committee, the student may opt to forgo a meeting with the Dean by
requesting, in writing, that the case be forwarded to the Student Conduct Committee for a hearing, consistent
with Section III.E.2 below. If a Student absents herself or himself from the disciplinary process, or has
withdrawn from the University while subject to pending disciplinary action, the case may proceed to
disposition without the Student’s participation.

E. Disposition by the Office of the Dean of Students

After conducting any further necessary investigation, the Dean assigned to the case may take one of several
actions listed below. Regardless of the action taken, the Dean will confirm his or her disposition of the case
in a notice to the student within seven days of the action. Additionally, the results of any disciplinary action
or Agreement of Resolution by the University regarding an allegation of sexual harassment, sexual assault,
sexual misconduct, will be disclosed to the alleged victim by the Office of the Dean of Students. The scope of
information to be provided under this provision will be: 1) the University’s final determination with respect to the alleged sexual harassment, sexual assault or sexual misconduct; and 2) any sanction that is imposed against the alleged offender with respect to the alleged sexual assault or sexual misconduct.

In compliance with UCLA Procedure 630.1, cases involving allegations of sexual harassment must be either resolved by the Dean or a hearing before the Student Conduct Committee must be conducted within sixty days of the referral of the complaint. This deadline may be extended on approval from the Vice Chancellor for Student Affairs.

1. Imposing Sanctions

If the student does admit responsibility, and if the Dean concludes that there is sufficient information to sustain a finding of responsibility, the Dean may impose or defer one or more of the sanctions listed in Section III.F. No sanction involving separation from the University (i.e., Suspension or Dismissal) will become official until seven days from the date of notice of the Dean's disposition.

2. Referral to the Student Conduct Committee

If the student does not admit responsibility, and if the Dean concludes that an Agreement of Resolution (see below) is not appropriate, and that there is sufficient information to sustain a finding of responsibility so that a Student Conduct Committee could find it is more likely than not that the student has violated the UCLA Student Conduct Code, the Dean will refer the case to the Student Conduct Committee for a hearing.

At any time until the Student Conduct Committee or Hearing Officer makes its report to the Vice Chancellor of Student Affairs, the student may make an admission of responsibility to the Dean assigned to the case. The Dean may then withdraw the case from Committee and impose or defer one or more of the sanctions listed in Section III.F. This disposition is binding and terminates all Student Conduct Committee proceedings.

At any time before the Student Conduct Hearing occurs, if the Dean receives new information that leads him or her to conclude that there is insufficient information to sustain a finding of responsibility so that a Student Conduct Committee could find it is more likely than not that the Student has violated the UCLA Student Conduct Code, the Dean will withdraw the case from Committee. This disposition is binding and terminates all Student Conduct Committee proceedings.

3. Insufficient Evidence

If the Dean concludes that there is insufficient information to find the student responsible, the case will not be referred to the Student Conduct Committee for a hearing.

4. Agreement of Resolution

When the Dean and the student agree that the above dispositions are not appropriate, an Agreement of Resolution may be used to conclude the matter. This Resolution, while not considered to be a finding of responsibility, is binding. If the student fails to abide by the terms of the Agreement of Resolution, that failure may be regarded as actionable misconduct and may subject the student to disciplinary action by the University.

An Agreement of Resolution may include such terms as:

- agreement by the student to refrain from specific behaviors, and/or to refrain from contacting others involved in the case;
- agreement by the student to participate in specified educational programs and/or reconciliation processes such as mediation; and/or
- agreement by the student to participate in specified community service activities.

The Agreement of Resolution is not a formal disciplinary action but will be retained in the case file in the Office of the Dean of Students for seven years from the date of the Agreement. During that time, should the Dean have a reasonable basis to believe that the student has engaged in misconduct related in
nature to the conduct which occasioned the Agreement, both cases may be the subject of University disciplinary action.

F. Sanctions and University Actions

When a student admits responsibility or is found in violation of University policies or campus regulations, the Dean may impose or defer one or more of the sanctions listed in this Section; any sanction may be effective retroactively. Any sanction imposed should be appropriate to the violation, taking into consideration the context and seriousness of the violation, and may include required enrollment in and completion of educational programs, classes, activities or workshops, which in the judgment of the Dean will be beneficial to the student.

Where it is more likely than not that a violation of University policies or campus regulations has been committed against any person or group because of the person’s or group’s race, color, religion, ancestry, national origin, disability, gender, or sexual orientation, or because of the perception by the student charged with the violation that the person or group has one or more of those characteristics, the recommendation or imposition of sanctions will be enhanced, and usually will result in Suspension or Dismissal.

In addition to sanctions, a Hold may be placed on the Student’s University records for either a stated period or until the Student satisfies any conditions imposed as part of a sanction. The placement of a Hold on the Student’s University records may, for example, prevent the Student from registering and from obtaining transcripts, verifications, or a degree from the University.

1. Exclusion from Areas of the Campus or from Official University Functions

Exclusion of a student as part of a disciplinary action from specified areas of the campus or other University-owned, -operated, or leased facilities, or other facilities located on University property, or from official University functions when there is reasonable cause for the University to believe that the student's presence there will lead to physical abuse, threats of violence, or conduct that threatens the health or safety of any person on University property or at official University functions, or other disruptive activity incompatible with the orderly operation of the campus.

2. Loss of Privileges and Exclusion from Activities

Exclusion from participation in designated privileges and extracurricular activities for a specified term or terms. Violation of any conditions in the notice of loss of privileges and exclusion from activities or violation of University policies or campus regulations during the period of the sanction may be cause for further disciplinary action.

3. Community Service

Service hours required of the student as an unpaid volunteer in activities for which no academic credit may be received.

4. Restitution

A requirement for restitution in the form of reimbursement may be imposed for expenses incurred by the University or other parties resulting from a violation of the UCLA Student Conduct Code. Such reimbursement may take the form of monetary payment or appropriate service to repair or otherwise compensate for damages. Restitution may be imposed on any student who alone, or through group or concerted activities, participates in causing the damages or costs.

5. Warning/Censure

Notice or reprimand to the student that a violation of specified University policies or campus regulations has occurred and that continued or repeated violations of specified University policies or campus regulations may be cause for further disciplinary action, normally in the form of Disciplinary Probation, and/or Loss of Privileges and Exclusion from Activities, Suspension, or Dismissal.

6. Disciplinary Probation
A status imposed for a specific period of time in which a student must demonstrate conduct that conforms to University standards of conduct. Conditions restricting the student's privileges or eligibility for activities may be imposed. Misconduct during the probationary period or violation of any conditions of the probation may result in further disciplinary action.

8. Suspension

Suspension is the termination of student status for a specified academic term or terms, to take effect at such time as the Dean or the Vice Chancellor of Student Affairs determines. After the period of Suspension, the student will be reinstated if:

a. the student has complied with all conditions imposed as part of the Suspension;

b. the student is academically eligible;

c. the student meets all requirements for reinstatement including, but not limited to, removal of Holds on records, and payment of restitution where payment is a requirement of reinstatement; and

d. the student meets the deadlines for filing all necessary applications, including those for readmission, registration, and enrollment.

Suspension may include a prohibition against entering specified areas of the campus. Violation of the conditions of Suspension or of University policies or campus regulations during the period of Suspension may be cause for further disciplinary action.

9. Dismissal

Dismissal is the termination of student status for an indefinite period and may include an exclusion from specified areas of the campus.

Readmission to any campus of the University of California after Dismissal may be granted only under exceptional circumstances and requires the specific approval of the Chancellor of the campus to which a dismissed student has applied.

10. Revocation of Awarding of Degree

Subject to the concurrence of the Academic Senate, revocation of a degree obtained by fraud. Such revocation is subject to review on appeal by the Chancellor.

G. Posting of Suspension or Dismissal on Academic Transcript

When, as a result of violations of the UCLA Student Conduct Code, a student is suspended or dismissed, the fact that the discipline was imposed must be posted on the academic transcript for the duration of the Suspension or Dismissal.

H. Appeal of the Sanction

If the Dean imposes or defers a sanction of Suspension or Dismissal, the student may submit a written appeal of the imposed or deferred Suspension or Dismissal to the Vice Chancellor of Student Affairs within seven days of the date of notice from the Dean of his or her action. The imposition of a sanction of Suspension or Dismissal will be deferred during such appeal. The Vice Chancellor of Student Affairs is not limited to those sanctions imposed or deferred by the Dean and may impose or defer any one or more of the sanctions listed in Section III.F above, even though such decision may result in the imposition of more severe disciplinary action; any sanction may be effective retroactively. The review of such appeal by the Vice Chancellor of Student Affairs will be in accordance with the provisions set forth in Section III.K. The decision of the Vice Chancellor of Student Affairs is final.

If as a result of an appeal it is determined that the student was improperly disciplined, the Vice Chancellor of Student Affairs will, if requested by the student, have the record sealed and have any reference to the disciplinary process removed from the student's record. In such case, the record may be used only in
connection with legal proceedings. The Vice Chancellor of Student Affairs may take other reasonable actions to ensure that the student’s relationship to the University will not be adversely affected.

I. Limits on Sanctions

The loss of University employment will not be a form of discipline under the *UCLA Student Conduct Code*. However, when student status is a condition of employment, the loss of student status will result in termination of the student's employment. This section is not intended to preclude the disclosure to other appropriate University officials of information relating to any student’s discipline records if that information may be reasonably construed to have bearing on the student’s suitability for a specific employment situation. This section is also not intended to preclude an employer from terminating a student’s employment outside the disciplinary process.

In imposing discipline other than Suspension or Dismissal, access to housing and health services will not be restricted unless the nature of the act that occasioned the discipline is appropriately related to the restriction.

J. The Student Conduct Committee

When a case is referred to the Student Conduct Committee for a hearing, the following will be provided to the student to assure a fair hearing:

- written notice, including a brief statement of the factual basis of the charges, the University policies or campus regulations allegedly violated, and the time and place of the hearing, within a reasonable time before the hearing;
- the opportunity for a prompt and fair hearing where the University will have the responsibility of proving that it is more likely than not that a violation occurred;
- the opportunity to present documents and witnesses and to question witnesses;
- a written report including a summary of the findings of fact, and at the request of the student, access to a copy of a record of the hearing; and
- an appeal process.

1. Referral of Cases to the Student Conduct Committee

A hearing will be provided for all cases referred to the Student Conduct Committee under the *UCLA Student Conduct Code*.

2. Composition

The Student Conduct Committee will consist of the following members, all of whom are expected to serve from the effective date of their appointment, including recess periods between quarters or semesters and during summer periods:

a. Chair: A faculty member (or emeritus) with training in the law or experience in the arbitration or adjudication of disputes will serve as Chair.
   i. The Chair will be appointed by the Chancellor.
   ii. The Chair will serve for not less than one nor more than three years, as determined by the Chancellor; however, the Chair will serve until a successor is appointed.

b. Alternate Chair(s): At least one Alternate Chair shall be appointed.
   i. The Alternate Chair(s) must have training in the law or experience in the arbitration or adjudication of disputes.
   ii. They may be faculty members, staff members or emeriti.
   iii. They will be appointed by the Chancellor.
   iv. They will serve for not less than one nor more than three years, as determined by the Chancellor; however, each will serve until a successor is appointed.
c. Not fewer than three members from the faculty, in addition to the Chair
   i. The faculty members will be appointed by the Chancellor.
   ii. They will serve for not less than one nor more than three years, as determined by the Chancellor; however, each will serve until a successor is appointed.
   iii. Faculty members other than the Chair who have training in the law or experience in the arbitration or adjudication of disputes may serve as Alternate Chair(s).

d. Not fewer than two members from the staff
   i. The staff members will be nominated by Staff Assembly and appointed by the Chancellor.
   ii. They will serve for not less than one nor more than three years, as determined by the Chancellor; however, each will serve until a successor is appointed.
   iii. Staff members who have training in the law or experience in the arbitration or adjudication of disputes may serve as Alternate Chair(s).

e. Not fewer than two undergraduate student members
   i. The undergraduate student members will be nominated by the authorized undergraduate student government and appointed by the Chancellor.
   ii. They will serve for not less than one nor more than three years as determined by the nominating authorized student government; however, each will serve until a successor is appointed.
   iii. From the time of appointment until a successor is appointed, each student appointee must be a registered and enrolled student at UCLA during each quarter of service on the Committee except during summer periods.
   iv. Each undergraduate student appointee must have at the time of appointment, and must maintain throughout his or her period of service on the Committee, a cumulative grade point average of not less than 2.0.

f. Not fewer than two graduate student members
   i. The graduate student members will be nominated by the authorized graduate student government and appointed by the Chancellor.
   ii. They will serve for not less than one nor more than three years as determined by the nominating authorized student government; however, each will serve until a successor is appointed.
   iii. From the time of appointment until a successor is appointed, each student appointee must be a registered and enrolled student at UCLA during each quarter of service on the Committee except during summer periods.

3. Orientation

The Office of the Dean of Students, in collaboration with the Chair, will conduct an annual orientation for the Committee. The purpose of the orientation will be to describe the nature of the Committee, including its charge, the standard of proof it is to employ, the nature of the offenses it is likely to hear, the information it may entertain, and its role as advisor to the Vice Chancellor of Student Affairs on questions of fact and sanction; to discuss its operation; and to familiarize the members with each aspect of the UCLA Student Conduct Code. Consistent with UCLA Procedure 630.1, this orientation will include training on the UC Policy on Sexual Harassment.
4. Scheduling of Hearing

It is the intention of the *UCLA Student Conduct Code* that hearings be set as soon as reasonably possible after referral to the Hearing Coordinator.

The Hearing Coordinator will schedule a hearing of the case to be conducted no sooner than five days after the date of notice that the case was being referred to the Student Conduct Committee. With mutual consent of the student, the person presenting the University’s case, and the Chair of the Student Conduct Committee or the Hearing Officer, hearings may be held on Saturdays, Sundays, or days on which the campus is closed.

Cases will typically be heard by a panel of the Committee which will consist of at least three but no more than five members, one of whom must be the Chair or the Alternate Chair. To the extent possible, students, faculty and staff will be represented equally on hearing panels.

If a panel of the Student Conduct Committee is unable to hear the case the Hearing Coordinator will assign a Hearing Officer to hear the case.

The student may, for good cause, challenge the assignment of any particular Hearing Officer or committee member. The Chair of the Student Conduct Committee will adjudicate all challenges to Hearing Officers and committee members.

The Hearing Coordinator will give notice of the time and place of the hearing to the student at least three days prior to the date of the hearing.

5. Hearing Procedures and Standards

Hearings will be held in accordance with generally accepted standards of procedural due process. The accused student may choose to represent himself or herself or to be assisted by another, entirely at the student’s own expense. In cases of alleged academic dishonesty (see section II.B.102.01), the student’s advisor may not be an attorney. Alternatively, students may request to be assisted at no cost by an advocate assigned by the Hearing Coordinator. (Advocates are University employees who are trained to present cases in student conduct hearings.) Options for representation may be discussed with the Office of Student Legal Services or the Hearing Coordinator. The Committee Chair or Hearing Officer will rule on all questions of procedure. The accused student will have the opportunity to confront the information being used against him or her, to present information in his or her defense, and to question witnesses. Information may be received of the sort upon which responsible persons are accustomed to rely in the conduct of serious affairs, and is not restricted to information admissible under the strict rules of evidence of a court of law.

If a student absents himself or herself from the disciplinary process, or has withdrawn from the University while subject to pending disciplinary action, the case may proceed to disposition without the student's participation.

6. Hearings Involving Alleged Sexual Assault, Sexual Misconduct, or Sex Offenses

When the hearing involves an allegation of sexual assault, sexual misconduct, or sex offenses, information regarding the complainant's past sexual history will not be admissible unless the Committee Chair or Hearing Officer makes a specific finding of relevance after an offer of proof has been submitted. The offer of proof must be submitted to and resolved by the Committee Chair or Hearing Officer before the complainant testifies.

7. Inference, Standard of Proof, and Record of Hearing

No inference will be drawn from the silence of the accused student.

The University must prove that it is more likely than not that the student committed the misconduct of which he or she is accused.

The Committee Chair or Hearing Officer (with the assistance of the Hearing Coordinator) will make a single verbatim recording, such as a tape recording, of the hearing. (Deliberations shall not be recorded).
This recording shall be the property of the University and will be maintained by the Hearing Coordinator. The recording, along with the documents submitted by the parties and accepted by the Student Conduct Committee or Hearing Officer, will constitute the official record of the hearing.

An accused student who is considering filing an appeal will, upon request, be granted post-hearing access to review (but not copy) the recording. This access will be provided on the University campus, during regular business hours; the recording may not be removed from the premises or reproduced. The accused student may be accompanied by the advocate who assisted the student during the hearing. When the accused student is unable to be present on the University campus during regular business hours, access to review the recording may be arranged on Saturdays, Sundays, or days on which the campus is closed.

Alternately, the accused student may request a transcription of the recording, at the student’s own expense. The transcription will be redacted to comply with federal regulations and University policies.

8. Spectators

To protect the privacy of persons participating in the student conduct process, the hearing will be closed to spectators, including witnesses.

In cases involving allegations other than sexual assault, sexual misconduct, or sex offenses, the accused student may specifically request an open hearing. The request for an open hearing shall be denied if any other participant objects.

When the hearing involves allegations of sexual harassment, sexual assault, sexual misconduct, or sex offenses, the hearing will be closed to spectators except for the following:

a. The complainant will be entitled, for support, to have up to two persons of the complainant's choice accompany the complainant to the hearing. A support person may be called as a witness, and the fact that he or she is to act as a witness will not preclude that person's attendance throughout the entire hearing. If a support person is also a witness, the Committee Chair or Hearing Officer may require him or her to testify prior to the complainant’s testimony. Neither of these persons will be entitled to represent or defend the complainant. The same opportunities will be afforded the accused student.

b. The complainant will have the right to be present during the entire hearing, notwithstanding the fact that the complainant is to be called as a witness.

The Committee Chair or Hearing Officer has the right to exclude spectators from the hearing room if deemed necessary for the quiet, secure, or orderly conduct of the hearing.

9. Responsibility for Presentation of Cases

At the hearing, the student may choose to represent himself or herself, to be assisted by a volunteer advocate assigned by the Hearing Coordinator, or to be assisted by another, entirely at the student's own expense. In cases of alleged academic dishonesty (see section II.B.102.01), the student’s advisor may not be an attorney. If the student wishes the Hearing Coordinator to direct communications concerning the case to his or her advisor, as well as to the student, he or she must provide the Hearing Coordinator with such a request, including the name and address of his or her advisor, in writing.

The University will be represented by an advocate assigned by the Hearing Coordinator. (Advocates are University employees who are trained to present cases in student conduct hearings.)

10. Continuing Resolution between the Student and the Office of the Dean of Students

Until the Student Conduct Committee or Hearing Officer makes its report to the Vice Chancellor of Student Affairs, the student may make an admission of responsibility to the Dean assigned to the case. The Dean may then impose or defer one or more of the sanctions listed in Section III.F; any sanction may be effective retroactively. This disposition of the matter will bind all parties and terminate all proceedings.

11. Reports to the Vice Chancellor of Student Affairs
Within fifteen days after the conclusion of a hearing, the Committee Chair or Hearing Officer will submit a report to the Vice Chancellor of Student Affairs, advising him or her of:

a. A summary of the allegations and the outcome of the Committee’s or Hearing Officer’s examination of the information concerning the alleged misconduct, including the positions of the parties and a summary of the evidence presented;

b. whether, in the opinion of a majority of the Committee or in the Hearing Officer, the student has violated one or more of the University policies or campus regulations the Student has been charged with violating, or whether there has been insufficient evidence to sustain such a finding; and

c. a recommendation of sanction, provided that, prior to recommending any sanction, the Committee or Hearing Officer will confer with the Office of the Dean of Students regarding sanctions imposed in similar cases and any previous cases of misconduct by the accused student on file with the Office of the Dean of Students; and provided further that the Committee or the Hearing Officer indicates the rationale for such recommendation.

The Vice Chancellor of Student Affairs may grant an extension of time for submission of the report for good cause shown and upon such terms as will avoid undue prejudice to the accused student. A minority report may be submitted to the Vice Chancellor of Student Affairs by any member of the Committee.

12. Copies of Reports

A copy of all reports required to be submitted to the Vice Chancellor of Student Affairs by the UCLA Student Conduct Code, including any minority reports, will be sent to the accused student, his or her representative, the University Representative, Hearing Coordinator, and the Office of the Dean of Students when transmitted to the Vice Chancellor of Student Affairs.

Consistent with Federal Regulations, in cases involving allegations of sexual harassment, the alleged victim may request a copy of the report submitted by the Student Conduct Committee or Hearing Officer to the Vice Chancellor of Student Affairs.

The report will be redacted to comply with federal regulations and University policies.

13. Appeal by Student

The student will have seven days from the date of letter forwarding the Committee or Hearing Officer’s report in which he or she may appeal the findings and recommendations included in the report.

Such appeal shall be in writing; shall state on which of the following three grounds it is being submitted; shall be signed by the Student; and shall be delivered to the Vice Chancellor of Student Affairs.

a. The sanction(s) recommended are not appropriate for the violation of the Student Conduct Code which the Student was found to have committed.

b. The Hearing was not conducted in accordance with the Student Conduct Code. Deviations from designated procedures will not be a basis for sustaining an appeal unless significant prejudice results.

c. There is new information, or other relevant facts, potentially sufficient to alter the findings, but not brought out in the original hearing because such information and/or facts could not have been known to the Student at the time of the Hearing.

Except as required to explain the basis of new information (item c above), an appeal shall be limited to a review of the Committee or Hearing Officer’s Report and the official record of the Hearing (see Section III.J.7):

K. The Vice Chancellor of Student Affairs

1. Decision by the Vice Chancellor of Student Affairs
a. The final decision regarding a case that has been heard by a Student Conduct Committee or Hearing Officer will be made by the Vice Chancellor of Student Affairs.

b. When a student has appealed in writing a sanction of Suspension or Dismissal imposed or deferred by the Office of the Dean of Students, the final decision regarding the sanction will be made by the Vice Chancellor of Student Affairs.

2. Discussion with Student

If the Vice Chancellor of Student Affairs deems it necessary or desirable, he or she may meet with the student at any point to discuss the case. The student may be accompanied by any person of his or her choice at the student’s own expense.

3. Bases for Decision

a. In cases that have been heard by a Student Conduct Committee or Hearing Officer, the Vice Chancellor of Student Affairs will base his or her decision upon:

i. the report submitted by the Student Conduct Committee or Hearing Officer;

ii. counsel solicited from the Office of the Dean of Students regarding sanctions imposed in similar cases and any previous cases of misconduct by the student on file with the Office of the Dean of Students; and

iii. a written appeal submitted by the student (see Section III.J.13).

In order to verify any statement of fact submitted by the student regarding the student's position, the Vice Chancellor of Student Affairs may contact persons reasonably expected to have knowledge of such matters.

b. When reviewing a student’s appeal of a sanction of Suspension or Dismissal imposed or deferred by the Dean, the Vice Chancellor of Student Affairs will base his or her decision upon:

i. the written appeal submitted by the student regarding the sanction (see Section III.H); and

ii. counsel solicited from the Office of the Dean of Students regarding sanctions imposed or deferred in similar cases and any previous cases of misconduct by the student on file with the Office of the Dean of Students.

4. Sanctions

The Vice Chancellor of Student Affairs may decide to impose or defer one or more of the sanctions listed in Section III.F. The Vice Chancellor is not limited to those sanctions imposed by the Office of the Dean of Students or to those recommended by the Student Conduct Committee or Hearing Officer, even though such decision may result in the imposition of more severe disciplinary action. Any sanction may be effective retroactively.

In cases that have been heard by a Student Conduct Committee or Hearing Officer, where the student has successfully appealed the findings in the report submitted by the Student Conduct Committee or Hearing Officer based on new information or other relevant facts not brought out in the original hearing, which are deemed sufficient to alter a decision, the Vice Chancellor may opt to send the case back to the Committee to be reheard.

5. Failure to Abide by Procedures

Either in the interest of fairness to the student or the protection of the integrity of the disciplinary process, the Vice Chancellor of Student Affairs may consider substantial failure by any party at any point in the process to abide by the procedures set forth in the UCLA Student Conduct Code in arriving at or modifying his or her decision. This consideration may extend to a decision to dismiss all charges.

6. Notice of Decision
The Vice Chancellor of Student Affairs will have twenty days after the receipt of the report of the Student Conduct Committee or Hearing Officer, or the written appeal by the student, whichever is latest, to deliver his or her written decision.

The written decision will be delivered to:
- the student, and his or her representative, if any; and
- the Office of the Dean of Students.

If the case involved a hearing before the Student Conduct Committee, the written decision will also be delivered to:
- the University Representative; and
- the Chair of the Student Conduct Committee or the Hearing Officer.

The Vice Chancellor of Student Affairs may also notify other parties of his or her decision, or may direct the Office of the Dean of Students to do so, if there is an institutional interest in doing so, and if such parties are authorized to receive such information under the provisions of Section 130.00 et seq. of the University of California Policies Applying to Campus Activities, Organizations, and Students.

The results of any hearing in which sexual harassment, sexual assault or sexual misconduct are alleged will be disclosed to the alleged victim by the Office of the Dean of Students. The scope of information to be provided under this provision will be: 1) the University’s final determination with respect to the alleged sexual harassment, sexual assault or sexual misconduct; and 2) any sanction that is imposed against the alleged offender with respect to the alleged sexual harassment, sexual assault or sexual misconduct.

Consistent with Federal Regulations, in cases involving allegations of sexual harassment, the alleged victim may request a copy of the report submitted by the Student Conduct Committee or Hearing Officer to the Vice Chancellor of Student Affairs. The report will be redacted to comply with federal regulations and University policies.

IV. INTERIM AND EMERGENCY SUSPENSION

A. Interim Suspension

Before final determination of an alleged violation, Interim Suspension may be imposed by the Office of the Dean of Students. Interim Suspension, as defined in Section 105.08 of the University of California Policies Applying to Campus Activities, Organizations, and Students, may include exclusion from classes or from other specified activities or areas of the campus.

A student will be restricted only to the minimum extent necessary when there is reasonable cause to believe that the student's participation in University activities or presence at specified areas of the campus will lead to physical abuse, threats of violence, or conduct that threatens the health or safety of any person on University property or at official University functions, or other disruptive activity incompatible with the orderly operation of the campus.

1 Within twenty-four hours of the imposition of the Interim Suspension, the Chancellor or his or her designee will review the information upon which the Interim Suspension was based. If the Chancellor or designee does not affirm the Interim Suspension within twenty-four hours of its imposition, the Interim Suspension will be deemed void and a reasonable effort will be made to inform the student who was suspended that the Interim Suspension is void. Should the Interim Suspension be voided, that will have no bearing on University disciplinary proceedings arising from the conduct which gave rise to the Interim Suspension. Any such disciplinary proceedings will be conducted under the normal procedures provided by the UCLA Student Conduct Code.

2 Upon imposition of the Interim Suspension, the Office of the Dean of Students will notify the student under the Interim Suspension of the charges against him or her, the length and conditions of the Interim Suspension, and the opportunity for a hearing with the Associate Vice Chancellor, Student and Campus Life to challenge the Interim Suspension.

3 Hearings to review Interim Suspensions will have scheduling priority. The student may be assisted at the hearing by a representative of the student’s choosing and at the student’s expense. The student may
present information in support of the contention that the Interim Suspension is unnecessary or that its conditions should be modified. The Associate Vice Chancellor, Student and Campus Life is authorized to investigate the facts which gave rise to the Interim Suspension and may lift the Interim Suspension or modify its conditions. Within three days of the conclusion of the hearing, the Associate Vice Chancellor, Student and Campus Life will determine a) if the Interim Suspension is necessary; and b) if its conditions should be modified. The result of this hearing will have no bearing on other University disciplinary proceedings arising from the conduct which gave rise to the Interim Suspension. Any such disciplinary proceedings will be conducted under the normal procedures provided in the UCLA Student Conduct Code.

Disciplinary proceedings involving students on Interim Suspension will follow the normal procedures provided in the UCLA Student Conduct Code, however, at each step of the proceedings they will have scheduling priority.

B. Emergency Suspension

During a state of emergency, the Chancellor may impose Emergency Suspension on a student as described in Section 53.00 of the University of California Policies Applying to Campus Activities, Organizations, and Students when there is reasonable cause to believe:

1. The individual has participated in a disturbance of the peace or unlawful assembly, or has acted in violation of the campus emergency orders, has committed an act of physical violence, or has threatened to commit such an act, or has committed a theft or has damaged property; or

2. The individual's presence on campus will lead to violation of campus emergency orders, violence, intimidation, damage to property, or other disruptive activity incompatible with the orderly operation of the campus.

a. If Emergency Suspension is imposed by a designated representative of the Chancellor, such representative will immediately inform the Chancellor and will submit a written report on the action to the Chancellor as soon as it is reasonably possible. The report will contain a description of the person suspended, including the person's name and, if available, address and telephone number, and a statement of the facts giving rise to the Suspension. If the Chancellor does not affirm the action of the designated representative within twenty-four hours after being informed that the Emergency Suspension has been imposed, the Emergency Suspension will be deemed void and a reasonable effort will be made to inform the person who was suspended that the Emergency Suspension is void.

b. Any student placed on Emergency Suspension will be given notice of Emergency Suspension, either by delivering it to the individual personally or by mailing it to the individual's last known address of record. The Notice of Emergency Suspension will inform the individual of the procedures by which the validity of the Emergency Suspension can be appealed, including the opportunity to obtain a special hearing on the Emergency Suspension. If an individual is found to have been unjustifiably placed on Emergency Suspension, the University is committed to a policy whereby reasonable efforts are taken to assist such an individual who has been disadvantaged in his or her employment or academic status.

c. Any student placed on Emergency Suspension will not, during the period of Emergency Suspension, enter upon specified areas of the campus or engage in specified activities, as set forth in the Notice of Emergency Suspension. The exclusion or restriction will be limited to the minimum extent necessary to protect the health and safety of persons or property, or to maintain the orderly operation of the campus.

d. The outcome of the appeal will have no bearing on University disciplinary proceedings arising from the conduct which gave rise to the Emergency Suspension.

e. Violation of any condition set forth in the Notice of Emergency Suspension will subject the individual to disciplinary proceedings based upon such violation.

V. PRIVACY AND RECORDS RETENTION
Student discipline records are confidential. The disclosure of information from such records is subject to the University of California Policies Applying to Campus Activities, Organizations and Students (http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/toc.html), the California Information Practices Act (http://www.privacy.ca.gov/code/ipa.htm), and the Family Educational Rights and Privacy Act (http://www.ed.gov/policy/gen/reg/ferpa/index.html).

The Office of the Dean of Students retains student discipline records for seven years for cases which are required to be included in the UCLA Jeanne Cleary Crime Statistics Report; student discipline records in all other cases are retained for four years (from the date of the notice of final disposition). When there have been repeated violations of the UCLA Student Conduct Code, all student discipline records pertaining to an individual student will be retained for four years (seven years for cases which are required to be included in the UCLA Jeanne Clery Crime Statistics Report) from the date of the final disposition in the most recent case. In those cases where the final disposition is Dismissal, the student’s discipline records will be retained indefinitely.

Upon receipt of a request from professional schools, graduate programs, employers, or others, for the disciplinary records of a student, after the student provides an appropriate confidentiality waiver, the Office of the Dean of Students will only report and/or release records where violations resulted in suspension and/or dismissal, both imposed and deferred, or the revocation of the awarding of a degree. Should the requesting party seek broader disclosure of a student’s discipline record, the Office of the Dean of Students will not provide additional records or information.

VI. AMENDMENT AND MODIFICATION

Amendment of the UCLA Student Conduct Code may be made by the Chancellor in consultation with students, faculty, staff, and the Office of the Dean of Students. Prior to adoption, such amendments will be submitted to the Office of General Counsel for review for consistency with the policies of the University of California and state and federal law.
As a Bruin, I Commit Myself to the Highest Ethical Standards

| INTEGRITY | I will conduct myself with integrity in my dealings with & on behalf of the University. |
| EXCELLENCE | I will conscientiously strive for excellence in my work. |
| ACCOUNTABILITY | I will be accountable as an individual & member of this community for my ethical conduct. |
| RESPECT | I will respect the rights & dignity of others. |
| SERVICE | I will make an impact in our global community through public service. |
Proposed change #1: We are proposing a change to the definition of student to expand jurisdiction from the filing of the Statement of Intent to Register (SIR) until graduation, and to clarify jurisdiction over former students for violations committed while a student. The current definition does not begin until the student registers/enrolls, and is silent in regards to former students.

I. DEFINITIONS

A. Student

For purposes of the UCLA Student Conduct Code, the term "student" means an individual for whom the University maintains student records, and who:

1. has filed a Statement of Intent to Register and has not graduated;

2. is enrolled in or registered with an academic program of the University;

3. has completed the immediately preceding term and is eligible for reenrollment, including the recess periods between academic terms; or

4. is on an approved educational leave or other approved leave status, or is on filing-fee (i.e., the fee used in lieu of registration if all formal requirements for graduate degrees, except for taking comprehensive or oral examinations or filing theses or dissertations, are met prior to the first day of instruction of the term) status.

The UCLA Student Conduct Code also applies to:

1. applicants who become students, for offenses committed as part of the application process;

2. applicants who become students, for offenses committed on campus and/or while participating in University related events or activities that take place following a student submittal of the application through his or her official enrollment; and

3. former students for offenses committed while a student.

Proposed change #2: We are proposing a change to the jurisdiction section to clarify that we can take off-campus jurisdiction for any behavior that threatens health or safety, including one’s own health or safety. This is intended to clarify jurisdiction in off-campus cases of severe impairment from alcohol/substance use.

II. STUDENT CONDUCT POLICIES

A. Jurisdiction

Specifically, the University may choose to exercise jurisdiction over off-campus incidents under alternative A.1 above where the alleged misconduct involves:

a. physical abuse, including, but not limited to, sexual assault, sexual misconduct, sex offenses, and other physical assault, threats of violence, or conduct that threatens the health or safety of any person;

b. conduct that threatens the health or safety of any person, including oneself (this includes, but is not limited to physical assault, sexual assault, sexual misconduct, threats of violence to oneself or others, and intoxication or impairment through the use of drugs or alcohol to the point one is unable to exercise care for her or his own safety or the safety of others;
Proposed change #3: We are proposing a change to the definition of cheating to explicitly address fraudulent regrading requests.

II. STUDENT CONDUCT POLICIES

B. Types of Misconduct

102.01a: Cheating

Cheating includes, but is not limited to, the use of unauthorized materials, information, or study aids in any academic exercise; the alteration of any answers on a graded document before submitting it for regrading; or the failure to observe the expressed procedures or instructions of an academic exercise (e.g., examination instructions regarding alternate seating or conversation during an examination).

Proposed change #4: We are proposing a change to the definition of Physical Abuse. The first change to this section is a change in the section’s title from “Physical Abuse” to “Conduct that Threatens Health or Safety”, and inclusion of language about substance use. This change is intended to more clearly encompass cases of severe impairment from alcohol/substance use. The second change in this section is the deletion of explicit language prohibiting consensual sexual intercourse with an individual under the age of consent. A decision has been made not to bring conduct violations solely based on evidence of consensual sex with a minor, particularly given that many entering freshmen are 17 years of age.

II. STUDENT CONDUCT POLICIES

A. Types of Misconduct

102.08: **Physical Abuse** Conduct that Threatens Health or Safety

Physical abuse includes physical assault, sexual assault, sexual misconduct, sex offenses; threats of violence; or other conduct that threatens the health or safety of any person.

Conduct that threatens the health or safety of any person, including oneself. This includes, but is not limited to physical assault, sexual assault, sexual misconduct, threats of violence to oneself or others, and intoxication or impairment through the use of drugs or alcohol to the point one is unable to exercise care for her or his own safety or the safety of others.

Sexual assault occurs when a person knowingly causes another person to engage in a sexual act by a) physical force, violence, threat, intimidation, and/or coercion; b) ignoring the objections of the other person; c) causing the other's intoxication or impairment through the use of drugs or alcohol; or d) taking advantage of the other person's incapacitation, state of intimidation, helplessness, or other inability to consent. Situations involving physical force, violence, threat, intimidation, and/or coercion fall under the definition of Sexual Assault.

Sexual misconduct occurs when a person, having failed to take appropriate steps to gain effective consent, engages in a sexual act with another under the unreasonable belief that effective consent had been obtained.

Sex offenses include, but are not limited to, sexual assault upon a child, incest, and consensual sexual intercourse with an individual under the age of consent (18 years of age in California).

NOTE: For the purpose of this regulation, the following apply:

1. "Effective consent" referenced in the terms above means words or actions that show a voluntary agreement to engage in a mutually agreed-upon sexual activity.

2. "Sexual act" referenced in the terms above includes but is not limited to sexual intercourse, sodomy, oral-genital contact, or sexual penetration with a foreign object (including a finger), the touching of a person's intimate parts (defined as genitalia, groin, breast or buttocks, or clothing covering them), or compelling a person to touch his or her own or another person's intimate parts without effective consent.

3. Intoxication of the accused will not diminish his or her responsibility for any violations of this Section.
Proposed change #5: We are proposing a minor change to the section on Disorderly Conduct.

II. STUDENT CONDUCT POLICIES
   A. Types of Misconduct

102.14: Disorderly Conduct

Proposed change #5: Engaging in disorderly, or lewd conduct or indecent behavior.

II. STUDENT CONDUCT POLICIES
   A. Types of Misconduct

102.17: Controlled Substances

Proposed change #6: We are proposing a change to the section on Controlled Substances to more clearly encompass cases of severe impairment from alcohol/substance use.

II. STUDENT CONDUCT POLICIES
   A. Types of Misconduct

102.18: Alcohol

Proposed change #7: We are proposing a change to the section on Alcohol to more clearly encompass cases of severe impairment from alcohol/substance use.

II. STUDENT CONDUCT POLICIES
   A. Types of Misconduct

102.19: Student Discipline Procedures

Proposed change #8: We are proposing a change in the heading of section III from Student Discipline Procedures to Student Conduct Procedures, for improved consistency.

III. STUDENT CONDUCT PROCEDURES

Proposed change #9: We are proposing a change in the section on investigation and notice to students as follows:

III. STUDENT CONDUCT PROCEDURES
   C. Investigation and Notice to Student

   Upon receiving the complaint of the report regarding an alleged violation(s), the Dean assigned to the case may consider information acquired from a complainant the reporting party and may augment that information through further investigation in order to determine if there is reasonable suspicion to believe that a violation may have occurred. If the Dean determines that there is a reasonable suspicion to believe that a violation may have occurred sufficient information to proceed with the student conduct process, the Office of the Dean of Students will give written Notice to the Student of the following:

   1. the nature of the conduct in question and the basis for the allegation, including a brief statement of the factual basis of the charges, allegation, including the time, date or period of time and place it is the location of the alleged incident to have occurred; and as well as the University policies and/or campus regulations allegedly violated;
Proposed change #10: We are proposing a change in the section meetings with the Dean. We have changed from a numbered list to a bulleted list, and inserted the language about no inference being drawn from a student’s absence at a hearing.

III. STUDENT CONDUCT PROCEDURES

D. Meeting(s) with the Dean Assigned to the Case:

At the initial meeting with the student, the Dean assigned to the case will:

- ensure that the student has been provided information on how to access the UCLA Student Conduct Code;

- discuss confidentiality; inform the student that the content of this and all subsequent communication with the Office regarding information not relevant to the case will, insofar as allowed by law, be treated confidentially, unless such confidentiality is waived by the student; and that information relevant to the case may be divulged to those who have a legitimate educational interest, including but not limited to the Student Conduct Committee;

- describe to the student as completely as possible the nature of the conduct in question, and the University policy(ies) and/or campus regulation(s) allegedly violated, hear the student's response to such allegations, and counsel the student as appropriate; and

- provide the student with an opportunity to inspect all documents relevant to the case which are in the possession of the Office of the Dean of Students at the time of the meeting,

- provide the student with copies of the documents relevant to the case, at the student's written request. Should the case be referred to the Student Conduct Committee, the Office of the Dean of Students will provide the student with copies of all documents relevant to the case which are in the possession of the Office of the Dean of Students at the time the case is referred. Any documents relevant to the case arriving in the Office of the Dean of Students after the case has been referred to the Student Conduct Committee will be forwarded to the Hearing Coordinator.

Although meeting with the Dean provides the student with an opportunity to resolve the case without a hearing before the Student Conduct Committee, the student may opt to forgo a meeting with the Dean by requesting, in writing, that the case be forwarded to the Student Conduct Committee for a hearing, consistent with Section III.E.2 below. If a Student absents herself or himself from the disciplinary process, or has withdrawn from the University while subject to pending disciplinary action, the case may proceed to disposition without the Student’s participation.

Proposed change #11: We are proposing a change in section III. E. Disposition by the Office of the Dean of Students to delete all references to “sex offenses”, since we are no longer using that term.

E. Disposition by the Office of the Dean of Students

After conducting any further necessary investigation, the Dean assigned to the case may take one of several actions listed below. Regardless of the action taken, the Dean will confirm his or her disposition of the case in a notice to the student within seven days of the action. Additionally, the results of any disciplinary action or Agreement of Resolution by the University regarding an allegation of sexual harassment, sexual assault, or sexual misconduct, or other sex offenses will be disclosed to the alleged victim by the Office of the Dean of Students. The scope of information to be provided under this provision will be: 1) the University’s final determination with respect to the alleged sexual harassment, sexual assault or sexual misconduct or sex offense; and 2) any sanction that is imposed against the alleged offender with respect to the alleged sexual assault or sexual misconduct or sex offense.
Proposed change #12: We are proposing a change in section III.E.2 to clarify the Dean’s right to withdraw a case from Committee.

E. Disposition by the Office of the Dean of Students

2. Referral to the Student Conduct Committee

If the student does not admit responsibility, and if the Dean concludes that an Agreement of Resolution (see below) is not appropriate, and that there is sufficient information to sustain a finding of responsibility so that a Student Conduct Committee could find it is more likely than not that the student has violated the UCLA Student Conduct Code, the Dean will refer the case to the Student Conduct Committee for a hearing.

At any time until the Student Conduct Committee or Hearing Officer makes its report to the Vice Chancellor of Student Affairs, the student may make an admission of responsibility to the Dean assigned to the case. The Dean may then withdraw the case from Committee and impose or defer one or more of the sanctions listed in Section III.F. This disposition is binding and terminates all Student Conduct Committee proceedings.

At any time before the Student Conduct Hearing occurs, if the Dean receives new information that leads him or her to conclude that there is insufficient information to sustain a finding of responsibility so that a Student Conduct Committee could find it is more likely than not that the Student has violated the UCLA Student Conduct Code, the Dean will withdraw the case from Committee. This disposition is binding and terminates all Student Conduct Committee proceedings.

Proposed change #13: We are proposing a change to the title of section III. F. to include University Actions, since not all actions are sanctions.

F. Sanctions and University Actions

When a student admits responsibility or is found in violation of University policies or campus regulations, the Dean may impose or defer one or more of the sanctions listed in this Section; any sanction may be effective retroactively. Any sanction imposed should be appropriate to the violation, taking into consideration the context and seriousness of the violation, and may include required enrollment in and completion of educational programs, classes, activities or workshops, which in the judgment of the Dean will be beneficial to the student.

Where it is more likely than not that a violation of University policies or campus regulations has been committed against any person or group because of the person’s or group’s race, color, religion, ancestry, national origin, disability, gender, or sexual orientation, or because of the perception by the student charged with the violation that the person or group has one or more of those characteristics, the recommendation or imposition of sanctions will be enhanced, and usually will result in Suspension or Dismissal.

In addition to sanctions, a Hold may be placed on the Student’s University records for either a stated period or until the Student satisfies any conditions imposed as part of a sanction. The placement of a Hold on the Student’s University records may, for example, prevent the Student from registering and from obtaining transcripts, verifications, or a degree from the University.

Proposed change #14: We are proposing a minor change to section III. J. to clarify the eligibility of emeriti to serve as chairs or alternate chairs of the student conduct committee.

a. Chair: A faculty member (or emeritus) with training in the law or experience in the arbitration or adjudication of disputes will serve as Chair.

b. Alternate Chair(s): At least one Alternate Chair shall be appointed.
   i. The Alternate Chair(s) must have training in the law or experience in the arbitration or adjudication of disputes.
   ii. They may be faculty members, staff members or emeriti.
Proposed change #15: We are proposing changes to section III. J.4. to better reflect the University’s right to use Hearing Officers.

III. STUDENT CONDUCT PROCEDURES

J. The Student Conduct Committee:

4. Scheduling of Hearing

It is the intention of the **UCLA Student Conduct Code** that hearings be set as soon as reasonably possible after referral to the Hearing Coordinator.

The Hearing Coordinator will schedule a hearing of the case before the Student Conduct Committee to be conducted no sooner than five days after the date of notice that the case was being referred to the Student Conduct Committee. With mutual consent of the student, the person presenting the University’s case, and the Chair of the Student Conduct Committee or the Hearing Officer, hearings may be held on Saturdays, Sundays, or days on which the campus is closed.

Cases will typically be heard by a panel of the Committee. If a panel of the Student Conduct Committee is unable to hear the case within thirty days after the notice of referral, the Hearing Coordinator will assign a Hearing Officer to hear the case.

Proposed change #16: We are proposing changes to section III. J.5. that would eliminate the participation of attorneys in academic misconduct student conduct hearings.

III. STUDENT CONDUCT PROCEDURES

J. The Student Conduct Committee:

5. Hearing Procedures and Standards

Hearings will be held in accordance with generally accepted standards of procedural due process. The accused student may choose to represent himself or herself or to be assisted by another, entirely at the student's own expense. In cases of alleged academic dishonesty (see section II.B.102.01), the student’s advisor may not be an attorney.

Alternatively, students may request to be represented by an advocate assigned by the Hearing Coordinator. (Advocates are University employees who are trained to present cases in student conduct hearings.) Options for representation may be discussed with the Office of Student Legal Services or the Hearing Coordinator. The Committee Chair or Hearing Officer will rule on all questions of procedure. The accused student will have the opportunity to confront the information being used against him or her, to present information in his or her defense, and to question witnesses. Information may be received of the sort upon which responsible persons are accustomed to rely in the conduct of serious affairs, and is not restricted to information admissible under the strict rules of evidence of a court of law.

If a student absents himself or herself from the disciplinary process, or has withdrawn from the University while subject to pending disciplinary action, the case may proceed to disposition without the student's participation.
Proposed change #17: We are also proposing changes to section III. J.9. that would eliminate the participation of attorneys in academic misconduct student conduct hearings.

III. STUDENT CONDUCT PROCEDURES

J. The Student Conduct Committee:

9. Responsibility for Presentation of Cases

At the hearing, the student may choose to represent himself or herself, to be assisted by a volunteer advocate assigned by the Hearing Coordinator, or to be assisted by another, entirely at the student's own expense. In cases of alleged academic dishonesty (see section II.B.102.01), the student's advisor may not be an attorney.

If the student wishes the Hearing Coordinator to direct communications concerning the case to his or her representative advisor, as well as to the student, he or she must provide the Hearing Coordinator with such a request, including the name and address of his or her representative advisor, in writing.

Proposed changes #18 and #19: We are proposing changes to the sections on appeals to clarify that a sanction of deferred suspension or deferred dismissal may be appealed. Previous language was silent on appeals of deferred sanctions.

III. STUDENT CONDUCT PROCEDURES

H. Appeal of the Sanction

If the Dean imposes or defers a sanction of Suspension or Dismissal, the student may submit a written appeal of the imposed or deferred Suspension or Dismissal to the Vice Chancellor of Student Affairs within seven days of the date of notice from the Dean of his or her action. The imposition of a sanction of Suspension or Dismissal will be deferred during such appeal. The Vice Chancellor of Student Affairs is not limited to those sanctions imposed or deferred by the Dean and may impose or defer any one or more of the sanctions listed in Section III.F above, even though such decision may result in the imposition of more severe disciplinary action; any sanction may be effective retroactively. The review of such appeal by the Vice Chancellor of Student Affairs will be in accordance with the provisions set forth in Section III.K. The decision of the Vice Chancellor of Student Affairs is final.

If as a result of an appeal it is determined that the student was improperly disciplined, the Vice Chancellor of Student Affairs will, if requested by the student, have the record of the hearing sealed and have any reference to the disciplinary process removed from the student's record. In such case, the record of the hearing may be used only in connection with legal proceedings. The Vice Chancellor of Student Affairs may take other reasonable actions to ensure that the student's relationship to the University will not be adversely affected.

K. The Vice Chancellor of Student Affairs

1. Decision by the Vice Chancellor of Student Affairs

   a. The final decision regarding a case that has been heard by a Student Conduct Committee or Hearing Officer will be made by the Vice Chancellor of Student Affairs.

   b. When a student has appealed in writing a sanction of Suspension or Dismissal imposed or deferred by the Office of the Dean of Students, the final decision regarding the sanction will be made by the Vice Chancellor of Student Affairs.

3. Bases for Decision

   b. When reviewing a student's appeal of a sanction of Suspension or Dismissal imposed or deferred by the Dean, the Vice Chancellor of Student Affairs will base his or her decision upon:

      i. the written appeal submitted by the student regarding the sanction (see Section III.H); and

      ii. counsel solicited from the Office of the Dean of Students regarding sanctions imposed or deferred in similar cases and any previous cases of misconduct by the student on file with the Office of the Dean of Students.
Proposed change #20: We are proposing changes to section III.K.6. to delete all references to “sex offenses”, since we are no longer using that term. We are also proposing language that clarifies the rights of a victim of sexual misconduct in regards to disclosure of the outcome of a case.

III. STUDENT CONDUCT PROCEDURES

K. The Vice Chancellor of Student Affairs:

   6. Notice of Decision

The results of any hearing in which sexual harassment, sexual assault or sexual misconduct are alleged will be disclosed to the alleged victim by the Office of the Dean of Students. The scope of information to be provided under this provision will be: 1) the University’s final determination with respect to the alleged sexual harassment, sexual assault or sexual misconduct; and 2) any sanction that is imposed against the alleged offender with respect to the alleged sexual harassment, sexual assault or sexual misconduct.

Consistent with Federal Regulations, in cases involving allegations of sexual harassment, the alleged victim may request a copy of the report submitted by the Student Conduct Committee or Hearing Officer to the Vice Chancellor of Student Affairs. The report will be redacted to comply with federal regulations and University policies.

Proposed change #21: We are proposing changes to the Student Conduct record retention policy. These changes are compliant with the University’s record retention policy governing student records.

V. PRIVACY AND RECORDS RETENTION

The Office of the Dean of Students retains student discipline records for seven years for cases which are required to be included in the UCLA Jeanne Cleary Crime Statistics Report; student discipline records in all other cases are retained for four years (from the date of the notice of final disposition). When there have been repeated violations of the UCLA Student Conduct Code, all student discipline records pertaining to an individual student will be retained for seven years (seven years for cases which are required to be included in the UCLA Jeanne Cleary Crime Statistics Report) from the date of the final disposition in the most recent case. In those cases where the final disposition is Dismissal, the student’s discipline records will be retained indefinitely.