

University of La Verne

2016-2017 Housing Code of Student Conduct

The University of La Verne community is committed to fostering a campus environment that is conducive to academic inquiry, a productive campus life and thoughtful study and discourse. The student conduct program within the Office of the Dean of Student Affairs is committed to an educational and developmental process that balances the interests of individual students with the interests of the University of La Verne community. The student conduct process is not intended to punish students; rather, it exists to protect the interests of the community and to challenge those whose behavior is not in accordance with our policies. Sanctions are intended to challenge students' moral and ethical decision-making and to help them bring their behavior into accord with our community expectations. When a student is unable to conform their behavior to community expectations, the student conduct process may determine that the student should no longer share in the privilege of participating in this community.

The Housing Code of Student Conduct is a subsection of the University Code of Student Conduct. It differs in that it lays forth additional jurisdiction, policies, and guidelines that are applicable to students residing or visiting on-campus housing facilities (owned or leased). Students visiting or residing in on-campus housing facilities will be held to these additional standards. Here after, Housing Code of Student Conduct will be referred simply as the Code of Student Conduct. For more information on the University Code of Student conduct, please visit this [page](#).

The Code of Student Conduct process is different from criminal and civil court proceedings. Procedures and rights in student conduct procedures are conducted with "fundamental fairness" in mind. However they do not include the same protections of due process afforded by the courts. Due process, as defined within these procedures, assures:

- Written notice and an opportunity for an administrative review meeting before an objective decision-maker;
- No student will be found in violation of University of La Verne policy or Housing Policy without information showing that it is more likely than not (i.e. preponderance of evidence) that a policy violation occurred;
- Any sanctions will be proportionate to the severity of the violation and to the cumulative conduct history of the student.

Jurisdiction

The Code of Student Conduct at the University of La Verne is reviewed and revised annually. Students are provided a copy of the Code of Student Conduct annually in the form of an email with a link to the University of La Verne website where this information is available. Students residing in on-campus housing facilities will also receive a Resident

Handbook, given annually, upon their move-in to residential facilities. An electronic copy is available. Should there be a need to make substantive changes to the Code of Student conduct during the academic year, students will be emailed and informed of the changes. Students are responsible for having read and abiding by the provisions of the Code of Student Conduct.

The Housing Code of Student Conduct applies to behaviors that take place or originate in on-campus housing facilities (owned or leased), as well as at on-campus housing sponsored events/programs/initiatives.

The Code of Student Conduct may be applied to behavior conducted over the phone, online, via email or other electronic mediums. Students should be aware that online postings such as blogs, web postings, chats and social networking sites are in the public sphere and are not private. These postings can subject a student to allegations of conduct violations if evidence of policy violations is posted online. The University of La Verne does not regularly monitor for this information but may take action if and when such information is brought to the attention of University of La Verne officials.

The Code of Student Conduct applies to students and their guests. In such situations where a guest has violated the code of student conduct, the guest and the host may be held accountable for the misconduct.

There is no time limit on reporting violations of the Code of Student Conduct; however, the longer someone waits to report an offense, the harder it becomes for University of La Verne to obtain information, witness statements and to make determinations regarding alleged violations. Essentially, delayed reporting may limit the University's ability to take action.

Though anonymous complaints are permitted, doing so may limit the University of La Verne's ability to investigate and respond to a complaint. Those who are aware of misconduct are encouraged to report it as quickly as possible to the Dean of Students Affairs, the Academic Dean of a respective program, Housing and Residential Life Office, Campus Safety or online at this [page](#).

University of La Verne email (@laverne.edu) is the University of La Verne's primary and official means of communication with students. Students are responsible for all communication delivered to their University of La Verne email address.

Parental Notification

The University reserves the right to notify parents/guardians of dependent students regarding any health or safety risk, change in student status or conduct situation, particularly alcohol and other drug violations. The university may also notify parents/guardians of non-dependent students who are under age 21 of alcohol and/or drug policy violations. Where a student is non-dependent, the University will contact parents/guardians to inform them of situations in which there is a significant health and/or safety risk. The University also reserves the right to designate which university

officials have a need to know about incidents that fall within this policy, pursuant to the Family Educational Rights and Privacy Act.

Violations of the Law

Alleged violations of federal, state and local laws may be investigated and addressed under the Code of Student Conduct. When an offense occurs over which the University of La Verne has jurisdiction, the University of La Verne code of student conduct process will usually go forward notwithstanding any criminal complaint that may arise from the same incident.

The University of La Verne reserves the right to exercise its authority of interim suspension upon notification that a student is facing criminal investigation and/or complaint. Interim suspensions are imposed until an administrative review can be held, typically within two weeks. The interim suspension may be continued if it is reasonable to believe that a danger is posed to the community and the University of La Verne may be delayed or prevented from conducting its own investigation and resolving the allegation by the pendency of the criminal process.

Mandated Reporting

Per AB 1433, the University of La Verne is mandated to report to local law enforcement any report of a violent crime (i.e. willful homicide, forcible rape, robbery, or aggravated assault); hate crime (acts committed because of an actual or perceived characteristic as described in section 422.55 of the Penal Code); or sexual assault. While reporting of acts of violence is mandated, reporting of a victim's identity is not, unless the victim consents. If a victim does not consent to disclosing his or her identity, the alleged perpetrator's identity may not be disclosed either.

Prohibited Conduct

The University of La Verne considers the behavior described [here](#) as inappropriate for the University of La Verne community and in opposition to its core values. For students visiting or resident in on-campus housing facilities (owned or leased) the behavior described in the housing policy section [here](#) also apply. These expectations and policies apply to all students, whether undergraduate, graduate, doctoral, or professional. The University of La Verne encourages community members to report to University of La Verne officials all incidents that involve the violation of the policies listed. Any student found to have committed or to have attempted to commit misconduct as outlined [here](#) is subject to University sanctions.

Discrimination and Harassment

The University of La Verne is committed to maintaining a learning, working, and living environment that is free of prohibited discrimination and harassment based on race, color, creed, sex, gender (which includes gender identity and expression), age, sexual orientation, national origin, ancestry, religion, marital or registered domestic partner status, military

and service/veteran status, physical or mental disability, genetic information, medical condition or any other legally protected class (collectively referred to as “protected characteristics” or “protected class”) to all members of the community including students, faculty, administrators, staff, student workers, independent contractors, volunteers, vendors, trustees, alumni, and guest or visitors of the University. To such end, the university has a Policy Against Discrimination and Harassment (for more information on this policy, visit this [page](#)).

The following prohibited conduct specifically address behavior as described in the University’s Policy Against Discrimination and Harassment: Discrimination; Harassment; Sexual Harassment; and Sexual Misconduct (this includes the following: dating violence, domestic partner violence, lewd behavior, sexual assault, sexual battery, sexual exploitation and stalking).

Reports/Information of Sexual Misconduct violations (i.e. dating violence, domestic partner violence, lewd behavior, sexual assault, sexual battery, sexual exploitation, sexual harassment, and stalking) will also be shared with the University’s Title IX Coordinator.

The Code of Student Conduct is a complement to the University Policy Against Discrimination and Harassment. The Code of Student Conduct describes the formal resolution process that will be followed when a student is reported to have engaged in prohibited conduct described in the University Policy Against Discrimination. As such the Code of Student Conduct describes a process that is aligned with the process described in the University Policy Against Discrimination and Harassment.

Victims (complainant) of sexual misconduct policies (as identified above) also have additional rights afforded under Title IX – this includes but is not limited to rights of confidentiality, rights to have complaints filed/not filed, support and remedies. In cases of sexual misconduct, the code of student conduct will be adjusted as necessary, to ensure rights and provisions afforded under Title IX are followed for both complainant and respondent. For more information on these rights, Title IX, and the Title IX Coordinator, go [here](#).

Interim Measures

Immediate Interim Suspension

Under the Code of Student Conduct, the Dean of Student Affairs or designee may impose restrictions and/or separate a student from the community pending the scheduling of a campus administrative review on alleged violation(s) of the Code of Student Conduct, where it is determined that:

- a student represents a threat of serious harm to others;
- a student is facing allegations of serious criminal activity;
- the behavior in question is so severe or pervasive that it significantly impacts a University community member’s ability to normally participate in University life;

- there is a need to preserve the integrity of an investigation;
- there is a need to preserve University of La Verne property and/or;
- there is a need to prevent disruption of, or interference with, the normal operations of the University of La Verne.

Interim suspension actions can include separation from the institution, removal from on-campus housing, housing relocation or restrictions on participation in the community pending the scheduling of a campus administrative review on alleged violation(s) of the Code of Student Conduct. During an interim suspension, a student may be denied access to University of La Verne housing, and/or the University of La Verne campus/facilities/events. As determined by the Dean of Student Affairs (or designee), this restriction may include classes and/or all other University of La Verne activities or privileges for which the student might otherwise be eligible.

“No-Contact” Order

The University may impose a “no-contact” order between a student and another community members (i.e. student, faculty, and staff), where it is determined that:

- it is in the best interest of the individuals identified to minimize contact with each other;
- there is a health and safety concern, and/or;
- contact may result in an escalation of an incident, concern or behavior.

“No-Contact” orders establish that any communication, or form of contact, whether in person, through an intermediary, phone, cell, text, email, written correspondence, or through a social media (like Facebook) is not permitted.

“No-contact” orders will remain in place until the University has been able to conclude an administrative review. “No-contact” orders may remain in place after an administrative review and without the need to have found a student responsible as long as the “no-contact” order is intended to a) minimize health and safety concerns or b) reduce the escalation of incidents.

Interim Hold on Student Record

The University may impose a “hold” on a student record that doesn’t meet with an administrative review officer where it is determined that:

- there is a substantial benefit to the respondent’s health and wellness as a result of meeting with the administrative review officer;
- there is a substantial risk to the health and safety of the respondent that could be mitigated by having the respondent meet with the administrative review officer;
- there is a health and safety concern to the University community that could be mitigated by having the respondent meet with the administrative review officer.

Administrative Review Process

The University uses the administrative review process to determine whether a violation of University policy has occurred. This section reviews how this process works. It should be noted that not all situations are of the same severity or complexity. Thus, these procedures are flexible, and are not exactly the same in every situation, though consistency in similar situations is a priority.

The administrative review process and all applicable timelines commence with notice to an administrator of a potential violation of University of La Verne policies. Notices should be in writing (although verbal notices/complaints will be accepted) and should include details concerning the conduct of concern, the name of the person against whom the complaint is made, and name of witnesses. Notices can be submitted [here](#).

Once notice is received from any source (victim, campus safety, RA, 3rd party, online, etc.), the University of La Verne may proceed with an administrative review with the student alleged to have violated policy (responding student). An administrative review officer will be assigned to oversee the administrative review process including sending notices to meet; meeting with respondent, victims and witnesses; investigating the incident(s); making a decision; and sending notice of decision. Every effort shall be made to complete an investigation within sixty (60) working days of the date a formal complaint is made or as soon thereafter as practical under the circumstances.

An administrative review officer is a University Official serving as a neutral fact finder. They are designated and trained, for the investigation, evaluation and decision making related to possible violations of the Code of Student conduct.

STEP 1: Notice of Administrative Review:

Students identified as allegedly having violated a policy (respondents) of the Code of Student Conduct receive formal notice for an administrative review meeting. Notice is sent via a formal communication through e-mail communication to the respondent's University of La Verne email account and/or hard- mail. The notice will:

- Provide notice of alleged violation including the time/date and location (to the extent that is known/available);
- Provide a brief description of allegation (i.e. what alleged behavior took that is believed to be a violation of policy);
- Provide information on source of complaint, and if appropriate, identity of victim;
- Provide notice of specific policies respondent is alleged to have violated;
- Inform respondent of their right to schedule an administrative review meeting within a specified date (usually 3–5 working days from date of notice);
- Inform the respondents of the right to have an administrative review meeting within a specific date (usually 7–10 working days from date of notice);

- Inform the respondents of their right to not attend or participate an administrative review meeting & impact of those actions;
- Provide the respondents an opportunity to submit a written statement with their version of the events/incident;
- Provide the respondents information regarding the student code of conduct and process.

Individuals identified as victims or witnesses may also receive a notice requesting to meet with administrative officer to discuss incident(s) in question as part of the administrative review investigation.

STEP 2 – Administrative Review Meeting(s) and Investigation:

The University will conduct an administrative review & investigation into the nature of the incident, complaint or notice, the evidence available, and the parties involved. During the administrative review meeting, respondents will:

- Have an opportunity to share their perspective on the incident, present related evidence or identify possible witnesses;
- Have an opportunity to review the notice (statements) received by the University indicating a violation of student code of conduct;
- Be informed of the follow-up being done by the administrative review officer as part of their investigation. This may include additional administrative review meetings with respondent; intermediate action; or request for additional information;
- Be informed of expected date by which university official expects to notify respondent of out-come of administrative review process/investigation (usually 7 – 14 working days from date of initial meeting).

Should a responding student not attend/participate or schedule an administrative review meeting within the specific dates, the administrative review officer will proceed with their investigations and make decisions based on the information available to them.

The administrative review officer may take the following steps as part of their review& investigation of an incident:

- Initiate any necessary remedial actions on behalf of the victim (if any);
- Take necessary interim measures (as appropriate);
- Determine the identity and contact information of the party bringing the complaint, whether that person is the initiator of the complaint, the alleged victim, or a University of La Verne proxy or representative;
- Conduct an immediate preliminary investigation to identify an initial list of all policies that may have been violated, to review the history of the parties, the context of the incident(s), any potential patterns and the nature of the complaint;

- Conduct a comprehensive investigation to determine if there is reasonable cause to believe that the responding student violated policy, and to determine what specific policy violations should serve as the basis for the complaint;
- Meet with the party bringing the complaint;
- Interview all relevant witnesses;
- Obtain all documentary evidence and information that is available;
- Obtain all physical evidence that is available;
- Complete the investigation promptly by analyzing all available evidence;
- Make a finding, based on a preponderance of the evidence (whether a policy violation is more likely than not to have occurred);
- Share the findings and update the party bringing the complaint on the status of the investigation and outcome, where appropriate or required by law.

STEP 3 Findings:

Respondents, and where appropriate or required by law, complainants and/or victims will be informed of the findings 3-5 working days after the completion of the investigation.

Not Responsible:

A student will be found “not responsible” where:

- The responding student was not involved in the alleged policy violation;
- The incident or behavior in question does not constitute a violation of the University of Code of Student Conduct;
- Where there is inconclusive information to meet preponderance of evidence (i.e. more likely than not to have occurred than not have occurred).

In such instances where the student is found not responsible, the investigation will be closed and duly noted on the student administrative review file. The investigation may be re-opened if new/relevant information is made available that would significantly impact the finding.

The party bringing the complaint, if any, may request that the Title IX Coordinator and/or Dean of Student Affairs (where applicable), to review the investigation file to possibly re-open the investigation. The decision to re-open an investigation rests solely in the discretion of the Title IX Coordinator or the Dean of Student Affairs in these cases, and is granted only on the basis of extraordinary cause.

In allegations of sexual harassment or sexual misconduct, the victim will also have a right to appeal the decision.

Responsible:

A student will be found responsible where the administrative review officer determines that there is a preponderance of evidence (i.e. more likely than not to have occurred than

not have occurred) that a code of student conduct policy was violated. In such incidents the administrative review officer will assign a sanction, notify the student respondent and duly note it on the student administrative review file.

Respondents found responsible will have the right to file an appeal with the Dean of Student Affairs Office (or their designee) and/or the Title IX Coordinator (where applicable).

In allegations of sexual harassment or sexual misconduct, the victim will also have a right to appeal the decision.

Conduct Sanctions

One or more of following sanctions may be imposed upon any student for any single violation of the Code of Student Conduct:

- **Restitution:** This sanction requires payment for damages to property.
- **Fines:** This sanction imposes a fee for the violation of a policy.
- **Community/University of La Verne Service Requirements:** This sanction requires that student perform some level of community service.
- **“No-Contact” Order:** This sanction requires that a student not have any contact with specified individuals.
- **Hold on Student Record:** This sanction imposed a “hold” on a student record with the registrar’s office. This record restricts a student from being able to register for classes, drop classes, file or participate in graduation.
- **Loss of Privileges:** This sanction imposes restriction on privileges or access to buildings, areas, or events normally afforded to a student.
- **Confiscation of Prohibited Property:** This sanction places items belonging to individual in a temporary hold until the items can be appropriately be removed from campus or destroyed.
- **Behavioral Requirement/Contract:** This sanction asks students to perform or follow outlined behavioral expectations.
- **Educational Program:** This sanction asks student to complete an educational project as specified by the administrative review officer. Projects may range from participation in a program/activity/project to writing a reflection paper and are at the discretion of the administrative review officer.
- **Restriction of Visitation Privileges:** This sanction limits an individual from having guests on-campus or being able to visit specific residence halls/buildings.
- **Persona Non Grata from the University or specified facilities:** This sanction informs the student that they are not allowed in or within 25 feet of University Housing facilities, University facilities, or University in general – as specified.
- **Housing Warning:** this sanction informs the student that they have engaged in behavior that is a violation of the housing code of student conduct and their behavior is of concern.

- **Housing Probation:** This sanction informs the student that they have engaged in behavior that has created a significant disruption to the University and on-campus housing community. It serves as notice that should the student engage in additional policy violations, they may be asked to leave housing. This sanction also denotes that a student is not in good judicial standing with Student Housing or the University
- **Housing Reassignment:** This sanction requires students to relocate or move to a different room on-campus.
- **Housing No-Recontract:** This sanction informs students that they are not eligible to re-contract to live on-campus.
- **Housing Removal:** This sanction serves to inform the student that their Student Housing contract is being cancelled and as such they will be required to vacate and remove their belongings from housing facilities by a specified date. Housing removal sanctions are usually accompanied with “No-Recontract,” “Persona Non Grata” and “University Probation” sanctions.
- **Other Sanctions:** Additional or alternate sanctions may be created and designed as deemed appropriate to the offense with the approval of the Dean of Students of their designee.
- **University Warning:** this sanction informs the student that they have engaged in behavior that is a violation of the University Code of Student conduct and their behavior is of concern.
- **University Probation:** This sanction informs the student that they have engaged in behavior that has created a significant disruption to the University community. It serves as notice that should the student engage in additional behavior that constitutes a policy violations they may be subject to university suspension or expulsion. This sanction also denotes that a student is not in good judicial standing with the University.
- **Social Probation/Eligibility Restriction:** This sanction informs the student that they are no longer to be an active member or officer in student organizations; hold a student leadership position (i.e. RAs, Welcome Week Leader, etc.); and/or participate/attend University of La Verne programs/events as specified.
- **University Suspension:** This sanctions informs the student that they have engaged in behavior that has created significant disruption to the University such that, for a specified period of time, they are not eligible to be a student at the University of La Verne. University of La Verne Suspension sanctions are usually accompanied by “Persona Non Grata” sanctions. Upon return from University Suspension, a student will be required to meet with a University official and be on a one year University probation status.
- **University Expulsion:** This sanction informs the student that they have engaged in behavior that has created significant disruption to the University such that they are not eligible to be a student at the University of La Verne. University of La Verne

Expulsion may result in a “Student Conduct Action” notation in their University of La Verne transcript.

The following sanctions may be imposed upon groups or organizations found to have violated the Code of Student Conduct: One or more of the sanctions listed above; and/or deactivation; de-recognition; loss of all privileges (including status as a University of La Verne registered group/organization) for a specified period of time.

Failure to Complete Conduct Sanctions

All students, as members of the University of La Verne community, are expected to comply with conduct sanctions within the timeframe specified by the Dean of Student Affairs or their designee. Failure to follow through on conduct sanctions by the date specified, whether by refusal, neglect or any other reason, may result in additional sanctions, holds on student records, and/or suspension from the University of La Verne and may be noted on, or with, the student’s official transcript at the end of the semester.

Notification of Outcomes

The outcome of an administrative review is part of the education record of the responding student and is protected from release under the Federal Education Rights and Privacy Act (FERPA), except under certain conditions. As allowed by FERPA, when a student is accused of a policy violation that would constitute a “crime of violence” or forcible or non-forcible sex offense, the University of La Verne will inform the alleged victim/party bringing the complaint in writing of the final results of an administrative review regardless of whether the University of La Verne concludes that a violation was committed. Such release of information may only include the alleged student’s/responding student’s name, the violation committed, and the sanctions assigned (if applicable).

In cases of sexual misconduct and other offenses covered by Title IX, only, the rationale for the outcome will also be shared with all parties to the complaint in addition to the finding and sanction(s). In addition, per Title IX, notifications will be done via email simultaneously to both Complainant and Respondent.

In cases where the University of La Verne determines through the student conduct process that a student violated a policy that would constitute a “crime of violence” or non-forcible sex offense, the University of La Verne may also release the above information publicly and/or to any third party. FERPA defines “crimes of violence” to include: arson; assault offenses (includes stalking); burglary; criminal homicide—manslaughter by negligence; criminal homicide—murder and non-negligent manslaughter; destruction/damage/vandalism of property; kidnapping/abduction; robbery; forcible sex offenses; non- forcible sex offences.

Appeal Review Procedures

Any party directly involved in an incident (either as a victim or respondent) may request an appeal of the decision from an administrative review by filing a written appeal request, subject to the procedures outlined below. All sanctions imposed remain in effect, and all parties should be timely informed of the status of requests for appeal, the status of the appeal consideration, and the results of the appeal decision.

Grounds for Appeal Request:

Appeals requests are limited to the following grounds:

- A substantive error occurred that significantly impacted the outcome of the administrative review (e.g. substantiated bias, material deviation from established procedures, etc.);
- To consider new evidence, unavailable during the original administrative review or investigation, that could substantially impact the original finding or sanction. A summary of this new evidence and its potential impact must be included;
- The sanctions imposed are substantially disproportionate to the severity of the violation.

Appeal requests must be filed in writing with the Office of the Dean of Student Affairs or designee (as indicated in decision outcome letter) within ten (10) working days of the notice of the outcome to the administrative review, barring exigent circumstances. Any exceptions are made at the discretion of the Dean of Student Affairs and, when appropriate, the Title IX Coordinator. All appeal requests must include the original decision, the original sanction, reason for appeal, and contact phone number and email address.

The Dean of Student Affairs or designee will share the appeal request by one party with the other party (parties) when appropriate under procedure or law (e.g., if the responding student appeals, the appeal is shared with the complainant, who may also wish to file a response, request an appeal on the same grounds or different grounds). The Dean of Student Affairs will refer the appeal request(s) to the designated Appeal Review Officer or Appeal Review Board for that case. The Appeal Review Officer or Board will draft a response memorandum to the appeal request(s), based on the determination that the request(s) will be granted or denied, and why. The Appeal Review Officer or Board will conduct an initial review to determine if the appeal request meets the limited grounds and is timely. They may consult with the Dean of Student Affairs and/or Title IX Coordinator on any procedural or substantive questions that arise.

If the appeal request is not timely or substantively eligible, the original finding and sanction will stand and the decision is final. If the appeal request has standing or merit, the Appeal Review Officer or Board will consider the appeal or remand it to the original decision maker(s), typically within five (5) working days. Efforts should be made to remand to the original decision maker whenever possible, with clear instructions for reconsideration only

in light of the granted appeal grounds. Where the original decision-maker may be unduly biased by a procedural or substantive error, the Appeal Review Officer or Board will consider the appeal. Full administrative re-reviews are not permitted. In reviews, the original finding and sanction are presumed to have been decided reasonably and appropriately, thus the burden is on the appealing party(ies) to show clear error.

On consideration, the Appeals Review Officer, Board or original decision maker may

- affirm the findings and/or sanctions of the original administrative review;
- change the findings and/or sanctions of the original administrative review officer according to the permissible grounds. Substantive errors should be corrected, new evidence should be considered, and sanctions should be proportionate to the severity of the violation and the student's cumulative conduct record.

All decisions made in appeals are to be made within five (5) working days of submission and are final, as are any decisions made by the original administrative review officer, Dean of Student Affairs or Title IX Coordinator as the result of reconsideration consistent with instructions from the Appeal Review Officer or Board.

Complainant Rights

Complainants are afforded the following rights in this process:

- To be treated with respect, dignity, and sensitivity throughout the process.
- To seek support services at the University or referrals for support services off campus.
- To privacy and protection under the Family Education Rights and Privacy Act (FERPA), as applicable. The University will make all reasonable efforts to ensure preservation of privacy, restricting information to those with a legitimate need to know.
- To be informed of the University's Policies and Procedures related to Student Conduct and Sexual Misconduct.
- To a prompt and thorough investigation of the allegations.
- To have a support/advisor person present during all phases of the complaint process, including administrative review meetings and appeal meetings*.
- To have information related to the alleged violation be reviewed with him/her by the Administrative Review Officer during an administrative review meeting.
- To participate or decline to participate in the disciplinary procedure. However, the Administrative Review Officer will determine a resolution with the information available to him/her.
- To refrain from making self-incriminating statements. However, the Administrative Review Officer will determine a resolution with the information available to him/her.
- To review all evidence gathered by the designated investigator to be used in evaluating the merits of the claims.

- To appeal the decision made by the Administrative Review Officer and sanctions determined by the Administrative Review Officer (or designee).
- To be notified, in writing, of the case resolution – including the outcome of any appeal.
- To report the incident to law enforcement if she/he wishes to do so and as appropriate.
- To understand that information collected in this process may be subpoenaed in criminal or civil proceedings.

Respondent Rights

Respondents are afforded the following rights in this process

- To be treated with respect, dignity, and sensitivity throughout the process.
- To seek support services at the University or referrals for support services off campus.
- To privacy and protection under the Family Education Rights and Privacy Act (FERPA), as applicable. The University will make all reasonable efforts to ensure preservation of privacy, restricting information to those with a legitimate need to know.
- To be informed of the University's Policies and Procedures related to Student Conduct and Sexual Misconduct.
- To a prompt and thorough investigation of the allegations.
- To have a support/advisor person present during all phases of the complaint process, including administrative review meetings and appeal meetings*.
- To have information related to the alleged violation be reviewed with him/her by the Administrative Review Officer during an administrative review meeting.
- To participate or decline to participate in the disciplinary procedure. However, the Administrative Review Officer will determine a resolution with the information available to him/her.
- To refrain from making self-incriminating statements. However, the Administrative Review Officer will determine a resolution with the information available to him/her.
- To review all evidence gathered by the designated investigator to be used in evaluating the merits of the claims.
- To appeal either the decision or the sanctions determined by the Administrative Review Officer (or designee).
- To be notified, in writing, of the case resolution – including the outcome of the appeal.
- To understand that information collected in this process may be subpoenaed in criminal or civil proceedings.

*The complainant and respondent may be accompanied by a “support person/advisor” during all phases of the administrative review process. The role of the “support person/advisor” at any administrative review or appeal meeting is that of an observer and/or advisor.

Previous Year Housing Code of Student Conduct

2015-2016 Housing Code of Student Conduct

2014-2015 Housing Code of Student Conduct

2013-2014 Housing Code of Student Conduct