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UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE
BILL

Adopted by the Faculty Senate

TO: President Frank Newman

FROM: Chairperson of the Faculty Senate

1. The attached BILL, titled Constitution, By-Laws and University Manual Report #1980-81-2: Sections 9.21.20 - 9.26.10 of the University Manual

is forwarded for your consideration.

2. The original and two copies for your use are included.
3. This BILL was adopted by vote of the Faculty Senate on March 26, 1981 (date).
4. After considering this bill, will you please indicate your approval or disapproval. Return the original or forward it to the Board of Regents, completing the appropriate endorsement below.
5. In accordance with Section 8, paragraph 2 of the Senate's By-Laws, this bill will become effective on April 16, 1981 (date), three weeks after Senate approval, unless: (1) specific dates for implementation are written into the bill; (2) you return it disapproved; (3) you forward it to the Board of Regents for their approval; or (4) the University Faculty petitions for a referendum. If the bill is forwarded to the Board of Regents, it will not become effective until approved by the Board.

March 27, 1981
(date)

Alvin K. Swonger
Alvin K. Swonger
Chairperson of the Faculty Senate

ENDORSEMENT

TO: Chairperson of the Faculty Senate

FROM: President of the University

1. Returned.
2. a. Approved _____.
- b. Approved subject to final approval by Board of Regents _____.
- c. Disapproved _____.

4/17/81
(date)

F. Newman
President

UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE

CONSTITUTION, BY-LAWS AND UNIVERSITY MANUAL COMMITTEE
REPORT #1980-81-2

It has been almost four years since the University Manual was revised regarding the Student Judicial System. Following are recommendations to amend the relevant sections of the University Manual which were suggested by Dr. Rod Crafts, Dean of Student Life, and Mr. Ron Weisinger, Director of Student Relations, in order to enhance the effectiveness and fairness of the judicial procedures. In conjunction with Dr. Crafts and Mr. Weisinger, the CBUM Committee recommends that the Faculty Senate adopt the following:

a. Add new section 9.21.20:

9.21.20 Deferral of Proceedings. The staff of the Office of Student Life may defer judicial action at any stage of the process for a period not to exceed ninety calendar days. Pending charges may be discontinued thereafter depending upon the good conduct of the accused student.

b. Change first sentence of section 9.22.10:

9.22.10 Within twenty (20) school (class) days from the date the student chooses ~~the Board hearing (9.21.10)~~, the student shall meet with a staff member of the Office of Student Life to discuss the full circumstances of the charge(s)...

c. Change section 9.22.12:

9.22.12 If the student fails to attend the scheduled meeting with a staff member in the Office of Student Life after having chosen administrative action, the staff member may complete the process in the student's absence and notify him/her by letter of the decision (A student shall have the right to one rescheduled meeting if she/he fails to attend the originally scheduled meeting through no fault of his/her own as determined by the staff member in the Office of Student Life).

d. Change first sentence of section 9.23.10:

9.23.10 A hearing shall be held before the appropriate judicial board within twenty (20) school (class) days from the date the student chooses the Board hearing (9.21.10)...

e. Change section 9.23.12:

9.23.12 ...The advisor may not serve as a witness or be a party to the case. Neither party shall be permitted to employ professional legal counsel or other persons from outside the University community to present the case before the board or advise the student during the hearing (in rare instances, passive assistance of legal counsel may be allowed by the Student Life staff; see

that Office for details). The student must be present... The Board shall rule on the admissibility of evidence. Unduly repetitious or irrelevant evidence may be excluded.

f. Change section 9.23.18 by substituting "advisor to the Board" for "Director of Student Relations and Research."

g. Change section 9.24.10:

9.24.10 Appeal Procedures. Following approval by the President or Dean of Student Life (as appropriate) of the judicial action, an accused student shall have the right to submit an appeal request concerning the decision of a Board or an administrator to the University Appeals Board (5.21.10). Such appeal requests shall be based only on specific evidence, presented in writing, of fraud, denial of rights, procedural error, or on the claim of new evidence not previously available which would have materially affected the decision of the Board. Appeal requests must be filed...

h. Add new section 9.24.11:

9.24.11 Students who obtain information at their hearing which might lead to new evidence shall ask for a continuance of the case at that time rather than wait to raise the matter for the first time as the basis for an appeal request.

i. Change first sentence of section 9.26.10:

9.26.10 Pending final action on violation of University regulations, the status of a student shall not be altered or his or her right to be present on the campus and to attend classes suspended, except for reasons of imminent danger to his/her physical or emotional safety or well-being or for reasons of imminent danger to the safety or well-being of the University community.

Norman Coates
Robert Gutchen, Chairperson
Margaret Keefe
Charles Olney
Claire Robinson
Constantin Toloudis
Sheila Black Grubman, ex officio