

2-23-1984

Constitution, By-Laws and University Manual Committee Report #1983-84-2: Student Judicial System

University of Rhode Island Faculty Senate

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UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE
BILL

Adopted by the Faculty Senate

TO: President Edward D. Eddy

FROM: Chairperson of the Faculty Senate

1. The attached BILL, titled Constitution, By-Laws and University Manual
Committee Report #1983-84-2: Student Judicial System

_____ ,
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 February 23, 1984 .
(date)
4. After considering this bill, will you please indicate your approval or disapproval. Return the original or forward it to the Board of Governors, completing the appropriate endorsement below.
5. In accordance with Section 10, paragraph 4 of the Senate's By-Laws, this bill will become effective on March 15, 1984 (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 Governors for their approval; or (4) the University Faculty petitions for a referendum. If the bill is forwarded to the Board of Governors, it will not become effective until approved by the Board.

February 24, 1984
(date)

Marguerite Bumpus
Marguerite Bumpus
Chairperson of the Faculty Senate

ENDORSEMENT

TO: Chairperson of the Faculty Senate

FROM: President of the University

Returned.

- a. Approved _____.
- b. Approved subject to final approval by Board of Governors _____.
- c. Disapproved _____.

2/29/84
(date)

Edward D. Eddy
President

UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE

CONSTITUTION, BY-LAWS AND UNIVERSITY MANUAL COMMITTEE

Report #1983-84-2

February 6, 1984

The CBUM Committee recommends approval of the following changes in the University Manual regarding the Student Judicial System (changes are underlined):

EXISTING

5.19.11 In hearing cases of alleged violations on non-academic community standards of behavior, the voting composition shall be six student members and one faculty member. In hearing cases of alleged violations of academic community standards of behavior, the voting composition shall be four faculty members and three student members. The graduate student member of the board shall be a voting member in an academic case only if the accused is a graduate student.

9.20.10 Disciplinary Action may be implemented only through referral of violations to the Office of Student Life. Reports of violations or complaints from campus or local police, students, faculty and administrators regarding university rules and regulations shall be submitted to the Office of Student Life in a timely manner. A staff member of the office shall gather the facts, investigate and evaluate them. It shall be the decision of the Office of Student Life whether the matter should or should not be referred to the Judicial System. If the situation warrants it, the Director of Student Life may appoint special judicial boards in addition to the regular boards described in sections 5.19.10 through 5.19.15 and 5.21.10 through 5.21.13.

PROPOSED

5.19.11 In hearing cases of alleged violations of non-academic community standards of behavior, the voting composition shall be six student members and one faculty member, a quorum shall be four student members and one faculty member. In hearing cases of alleged violations of academic community standards of behavior, the voting composition and the quorum shall be four faculty members and three student members. Graduate student members of the board shall be voting members. In an academic case only if the accused is a graduate student.

9.20.10 Disciplinary Action may be implemented only through referral of violations to the Office of Student Life. Where infractions of University standards and policies are involved, reports of violations or complaints shall be submitted to the Office of Student Life from the campus police or local police departments, from other students, and from faculty and staff in a timely manner. In all cases, the available facts shall be gathered from the accuser (complainant or the reporting agency) and a careful evaluation of these facts, as well as of the dependability and character of the person reporting them, shall be made. If corroboration of the information presented is deemed necessary, further inquiry and investigation shall be undertaken. If, at this point, in

EXISTING

9.23.10 ... Notice in writing of the charges against the student and of the facts in the report of the incident ...

9.23.16 ... (2) a finding of guilty and a determination of the penalty.

9.26.10 ... If a student is separated from the campus by this procedure, the University Board on Student Conduct shall be convened within 10 class days after the separation to provide a full hearing for the student with all deliberate speed. The continuation of the suspension will be subject to the approval of the Board.

Rationale: In September 1983, the CBUM Committee was asked by the Office of Student Life to consider modifications in sections of the University Manual relative to the operation of the Student Judicial System. After consultation with Dr. Crafts and Mr. Weisinger, the CBUM Committee has agreed to recommend the modifications outlined above. These changes are intended to clarify existing procedures and to improve the efficiency and fairness of practices.

PROPOSED

the judgement of the Office of Student Life, there is insufficient evidence of a violation, or the case lacks merit, a decision not to refer the matter to the judicial system may be made. If a case is referred to the judicial system, it must be presented by the accuser. If the situation warrants it, the Director of Student Life may appoint special judicial boards in addition to the regular boards described in sections 5.19.10 through 5.19.15 and 5.21.10 through 5.21.13.

9.23.10 ... Notice in writing of the charges against the student and of the basic facts in the report of the incident ...

9.23.16 ... (2) a finding of guilty based only upon clear and convincing evidence and a determination of the penalty ...

9.26.10 ... If a student is separated from the campus by this authority, the procedures outlined in section 9.21.10 shall be implemented within 10 class days after the separation to provide full due process for the student with all deliberate speed.

UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE

ACADEMIC STANDARDS AND CALENDAR COMMITTEE REPORT #83-84-2B

University Calendar for 1984-85

Resubmitted

PART I University Manual Sections on the Academic Calendar

Based on Senate discussion at its January 26 meeting and the memoranda and telephone calls received since that meeting, The Academic Standards and Calendar Committee submits the following University Manual changes that will, if passed, permit the passage of the proposed 1984-85 calendar (PART II).

- 8.70.21 Delete the last sentence. This action will eliminate the inflexibility that results from stated minima and maxima.
- 8.70.23 Revise the last sentence to read:
Saturdays and Sundays may not be used as final examination days.
- 8.70.25 Add the following to the listing of holidays:
Columbus Day
Election Day (when the governor is elected)
Veterans' Day
Martin Luther King's Birthday (when approved as a state holiday)
- 8.70.30 Change the date from December 23 to December 22.
- 8.50.20 Revise by removing the word "immediately" from the first sentence. This action will make 8.50.20 consistent with 8.70.22.

For your information, pages 8-35, 8-36 and 8-28 of the University Manual are attached.

PART II - PROCEDURE FOR ESTABLISHING THE ACADEMIC CALENDAR

Part II contains rules and regulations governing procedures for the creation and approval of the academic calendar.

ACADEMIC CALENDAR

- * 8.70.10 Preparation. In accordance with sections 8.70.20-41 the Registrar shall prepare each year's calendar and submit it to the Academic Standards and Calendar Committee for review prior to the end of the preceding October.
- * 8.70.11 The Academic Standards and Calendar Committee shall submit the Calendar to the Faculty Senate at the Senate's first meeting in December.
- * 8.70.12 Further adjustments to the Calendar may not be made on the floor of the Senate without initial referral back to the Academic Standards and Calendar Committee with instructions. The Academic Standards and Calendar Committee shall make their recommendations to the Faculty Senate.
- * 8.70.13 Recommendations regarding rescheduling class days missed as the result of natural calamity, work stoppage, etc. shall be the responsibility of the Academic Standards and Calendar Committee, whose proposals will be subject to the approval of the Faculty Senate.
- * 8.70.20 The Academic Year. The beginning and ending dates of each semester shall be the same for all colleges and schools of the University.
- * 8.70.21 In the preparation of the calendar, fall semester registration shall be scheduled for the day after Labor Day. The spring semester shall have a minimum of 70 and a maximum of 75 class days excluding final examination week.
- * 8.70.22 A minimum of two reading days will be scheduled after the last day of classes.
- * 8.70.23 A minimum of six days shall be scheduled for final examinations; eight days should be scheduled if the calendar permits. Saturdays and Sundays may be used as final examination days.
- * 8.70.24 Whenever possible, there should be a uniform distribution of class days among the five week days.
- * 8.70.25 Classes will not be scheduled on the following days:

Labor Day
Thanksgiving Day and the day following
Christmas Day
New Year's Day
George Washington's Birthday
Memorial Day
Independence Day