

NOTICE OF PROPOSED REGULATION

Date: July 30, 2008

REGULATION TITLE:

Student Honor Code and Student Conduct Code: Sanctions

REGULATION NO.:

6C1-4.047

SUMMARY: The regulation sets forth sanctions previously found in Regulation 6C1-4.016. It adds the sanction of deferred suspension (for both students and student groups). The use of a student's or student organization's prior conduct record in sanctioning is clarified.

AUTHORITY: BOG Resolution dated January 7, 2003.

COMMENTS CONCERNING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation you are commenting on.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED REGULATION

IS: Rebecca J. Holt, Administrative Assistant, 123 Tigert Hall, Post Office Box 113125, University of Florida, Gainesville, Florida 32611, 352-392-1358 office, 352-392-4387 facsimile, regulations@ufl.edu.

NAME OF PERSON WHO APPROVED THE PROPOSED REGULATION: Patricia Telles-Irvin, Vice President for Student Affairs.

THE FULL TEXT OF THE PROPOSED REGULATION IS ATTACHED TO THIS NOTICE.

REGULATIONS OF
UNIVERSITY OF FLORIDA

6C1-4.047 Student Honor Code and Student Conduct Code: Sanctions.

(1) Sanctions. A student found responsible for a violation or violations under the Student Honor Code or the Student Conduct Code, shall be subject to sanctions commensurate with the offense with consideration given to any aggravating and mitigating circumstances, including but not limited to the student's conduct record. It is the student's responsibility to review his or her conduct record, and the student will be deemed to have knowledge of his or her record of previous conduct violations and sanctions, whether or not the student chooses to review the record. Sanctions include one or more of the following penalties, unless otherwise expressly provided:

(2) Student Honor Code Sanctions. For a violation or violations of the Honor Code, a student may receive any of the sanctions that can be imposed for Student Conduct Code violations, including but not limited to conduct probation, suspension and expulsion as well as any educational sanctions. In addition, students may receive the following:

(a) Assignment grade penalty. The student is assigned a grade penalty on an assignment including but not limited to a zero.

(b) Course grade penalty. The student is assigned a grade penalty in the entire course including but limited to an "E".

(3) Student Conduct Code Sanctions.

(a) Reprimand: The student is given formal written notice and official recognition that the behavior has violated the Student Conduct Code.

(b) **Loss of University Privileges:** Loss of University privileges comprises the denial of specific University privileges including but not limited to attendance at athletic functions, unrestricted library use, parking privileges, university computer usage, and residence hall visitation for a designated period of time.

(c) **Conduct Probation:** The student is deemed not in good standing with the University. Students on conduct probation cannot represent the University on any athletic team other than intramurals, hold an office in any student organization registered with the University, represent the University in any extracurricular activity or official function or participate in any study abroad program. The duration of any probation period or any conditions or sanctions imposed for the violation shall be in proportion to the seriousness of the violation and imposed on an individual basis by the sanctioning authority. Individuals placed on conduct probation are subject to suspension or expulsion should they violate the conditions of probation or any University regulations or policies while on conduct probation.

(d) **Deferred Suspension:** The student will be officially suspended from the University, but the suspension will be deferred. The suspension will automatically be enforced for any subsequent violation of the Student Conduct Code. The hearing authority will specify when issuing a deferred suspension which violations will automatically trigger the enforcement of the deferred suspension. If a student commits a violation of the Student Conduct Code while on deferred suspension and is found responsible, the student is automatically suspended in addition to the other sanctions imposed for the subsequent violation. Suspensions can be deferred for a semester or indefinitely.

(e) **Suspension:** The student is required to leave the University for a given or indefinite period of time, the determination of which shall depend upon specified acts of the

student's own volition related to mitigation of the offense committed. The student must comply with all conditions imposed prior to re-enrolling unless told otherwise by the hearing authority. Students who are suspended for more than one semester will need to apply for readmission.

(f) Expulsion: The student is permanently deprived of his or her opportunity to continue at the University in any status.

(g) Restitution: The student is required to pay for loss of or damages to University property, provided that such payment shall be limited to the actual cost of repair or replacement of such property.

(h) Repair of Harm through Community/University Service Work Hours: A student is required to complete a specified number of hours of service to the campus or general community.

(i) Educational Requirements: A student is required to complete a specified educational sanction related to the violation committed. Such educational requirements include completion of a seminar, report, paper, project, alcohol or drug consultation, counseling consultation or psychological evaluation.

(j) Residence Hall Transfer or Removal: A student is required to transfer residence halls or leave the residence halls for a specified or indefinite period of time.

(k) No Contact Order: A no contract order is a directive to refrain from any intentional contact, direct or indirect, with one or more designated persons or group(s) through any means, including personal contact, e-mail, telephone, or third parties.

(4) Organizational sanctions. A student organization found responsible for a violation or violations under the Student Honor Code or Student Honor Code shall be subject to sanctions commensurate with the offense with consideration given to any aggravating or

mitigating circumstances, including but not limited to the organization's conduct record. It is the organization's responsibility to review its conduct record, and the organization will be deemed to have knowledge of its record of previous conduct violations and sanctions, whether or not it chooses to review its record.

(a) **Written Reprimand:** The student organization is given formal written notice and official recognition that the behavior has violated the Student Conduct Code.

(b) **Loss of University Privileges:** Loss of University privileges comprises the denial of specific University privileges including, but not limited to loss of social activities, inability to host a party or philanthropy, loss of ability to participate in intramurals, loss of travel, loss of recruitment/pledge class, loss of membership or representation of the organization on the governing council, loss of ability to reserve space for meetings/events on campus, loss of block seating, loss of ability to participate in competitions, and loss of or ineligibility to receive future institutional funding

(c) **Conduct Probation:** The student organization is deemed not in good standing with the University. Organizations on conduct probation may not represent the University in any official capacity, and restrictions on an organization on conduct probation include loss of block seating and loss of ability to participate in intramural sports or other intercollegiate competitions. The duration of any probation period or any conditions or sanctions imposed for the violation shall be in proportion to the seriousness of the violation and imposed on an individual basis by the sanctioning authority. Conduct probation includes the loss of privileges listed above and any additional privileges as appropriate. Organizations placed on conduct probation are subject to suspension or expulsion should they violate policies while on conduct probation.

(d) **Deferred Suspension:** The organization will be officially suspended from the University, but the suspension will be deferred. The suspension will be automatically enforced upon any subsequent violation of the Student Conduct Code. The sanctioning authority will specify when issuing a deferred suspension, which violations will automatically trigger the enforcement of the deferred suspension. If an organization commits a violation of the Student Conduct Code while on deferred suspension and is found responsible, the organization is automatically suspended in addition to the other sanctions imposed for the subsequent violation.

(e) **Suspension:** The student organization loses its University recognition or registration for a given or indefinite period of time, the termination of which shall depend upon specified acts of the organization's own volition related to mitigation of the offense committed. The organization must comply with all sanctions prior to being registered or recognized again. While an organization is suspended, it may not use University resources.

(f) **Expulsion:** The organization has permanently lost its University recognition or registration and is ineligible to utilize any campus resources such as meeting spaces, funding or be in any way be affiliated with the University.

(g) **Restitution:** The organization is required to pay for loss of or damages to University property, provided that such payment shall be limited to the actual cost of repair or replacement of such property.

(h) **Repair of Harm through Community/University Service Work Hours:** An organization is required to complete a specified number of hours of service to the university or general community.

(i) **Educational Requirements:** An organization is required to complete a specified educational sanction related to the violation committed. Such educational requirements include

but are not limited to completion of a seminar, report, educational programs or educational speakers.

(j) No Contact Order: A no contract order is a directive to refrain from any intentional contact, direct or indirect, with one or more designated persons or group(s) through any means, including personal contact, e-mail, telephone, or third parties.

Specific Authority: BOG Resolution dated January 7, 2003.

History: New _____, Formerly 6C1-4.016.