



# Proposal to Revise RPM 5.20

*NOTE: POLICY SPONSORS COMPLETE FORM ONLY THROUGH SUMMARY BOX*

RPM No. <u>5.20</u> ; Title: <u>Student Conduct</u>	
<b>Proposal Sponsor:</b> University General Counsel <b>Name, Position and Contact Information:</b> Liz Ellis, General Counsel, 646-2446; gencounsel@nmsu.edu	
<b>Policy/Rule Administrator:</b> VPSAEM <b>Name, Position and Contact Information:</b> Renay Scott, VP for Student Success, <a href="mailto:rmscott@nmsu.edu">rmscott@nmsu.edu</a> , 646-7067	
<b>Summary:</b> This proposal rewrites RPM 5.20, which was enacted prior to the current NMSU system policy making rules. The revised policy authorizes and requires administration to maintain as part of the ARP, and to administer rules and procedures for the regulation of student conduct. The policy addresses both social and academic conduct. The proposal is consistent with the current model for the regents policies in the RPM, to provide general outlines of purpose, broad grants of authority and/or reservations of authority. Due the nature of the proposed revision (rewrite), a redlined compare version is not provided; a copy of the policy currently in effect is included.	
<b>AAG Meeting Date:</b> February 4, 2019	<b>Review Period Ends:</b> March 18, 2019
<b>Assigned Review Track:</b> <input type="checkbox"/> Academic Track <input checked="" type="checkbox"/> Administrative Track	

Assigned Review Groups:				
	ACADEMIC DEANS COUNCIL (ADC)		EHS (Environmental Health and Safety)	OFS – OFFICE OF FACILITIES AND SERV.
	ADI		EMPLOYEE COUNCIL	POLICE
	ADMINISTRATION & FINANCE	√	FACULTY SENATE	PRESIDENT’S ADVISORY COUNCIL (PAC)
	ARROWHEAD CENTER		UNIVERSITY ADVANCEMENT	REAL ESTATE
	ASSOCIATE DEANS ACADEMIC COUNCIL		HUMAN RESOURCE SERVICES	UNIVERSITY RESEARCH COUNCIL
√	ASSOCIATED STUDENTS OF NMSU		ICT – INFORMATION AND COMMUNICATION TECHNOLOGY	√ VP SAEM
√	COMMUNITY COLLEGE PRESIDENTS’ COUNCIL		NMDA	√ Provost

**All Academic Track Proposals are Subject to Final Review and Recommendation by the Faculty Senate.**  
**ALL PROPOSALS are Subject to Final Review and Recommendation by the University Administrative Council.**

## **5.20 Student Conduct** v020119

### **A. Purpose**

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To assist students in becoming responsible members of the community, through notice of their rights and responsibilities, including the university's expectations for student conduct, and provision of fair investigative, hearing and appeal processes by which students will be held accountable for their actions.

### **B. Authorization for Conduct Rules**

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The administration is authorized to, and responsible for, maintaining and administering student conduct rules and the disciplinary system(s) necessary to address student misconduct occurring at NMSU or otherwise disrupting, impairing or interfering with authorized activities, procedures or functions of NMSU.

1. Student conduct rules will be set forth in the Administrative Rules and Procedures and will be adopted and revised in the same manner as other provisions of the ARP. The rules will provide notice to students about their rights and responsibilities, including the expectations for student conduct, and potential consequences for violations.
2. Student conduct rules will be referenced on such websites as may be appropriate to give students reasonable notice of the code(s) and may be printed or summarized in academic catalogs or student handbooks at the discretion of the administration.
3. The student disciplinary systems will include procedures for enforcement, including a process for imposition of sanctions which affords students due process in accordance with law.
4. The administration will designate the NMSU department(s) or individuals who administer student disciplinary system(s).

### **C. Student Social Code of Conduct**

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1. The Student Social Code of Conduct (SSCC), as it currently exists, will be made part of the Administrative Rules and Procedures upon approval of this policy. The SSCC may be revised in the same manner as other provisions of the ARP.
2. The Student Social Code of Conduct may address topics including, but not limited to: the administration of student discipline, students' rights and responsibilities, standards of conduct, possible sanctions, victim rights, fact finding hearing procedures, and appeal hearing procedures.

### **D. Student Academic Code of Conduct**

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1. The faculty and administration, collaborating together, will maintain a Student Academic Code of Conduct (SACC). (See ARP 5.10 and ARP 5.11).
2. The Student Academic Code of Conduct may address topics including, but not limited to: academic integrity, cheating, plagiarism, classroom behavior, students' rights and responsibilities as it relates to academic performance, standards of conduct, possible sanctions, fact finding hearing procedures, and appeal hearing procedures.

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**COPY OF RPM 5.20 CURRENTLY IN EFFECT:**

## 5.20 Authorization of Student Social Code of Conduct

### A. Purpose

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To assist students in becoming responsible members of the community, through notice of their rights and responsibilities, including the university's expectations for student conduct, and provision of fair investigative hearing and appeal processes by which students will be held accountable for their actions.

### B. Policy Administrator; Required Periodic Review

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The Office of the Dean of Students shall serve as the primary policy administrator, who will work closely with other officials who administer student discipline in the community colleges and other university programs, regarding promulgation, implementation and application of the Student Social Code of Conduct.

### C. Definitions

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See [Part VI of the Student Social Code of Conduct](#).

### D. Policy Statements

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1. The responsibility of administering the student discipline system for misconduct not related to academic integrity is delegated to the Office of the Dean of Students. For central reporting purposes, as well as for consistency in sanctions generally, this office shall serve as the university's central administrative authority. Officials who administer student discipline in the community colleges and other university programs, shall coordinate with the Office of the Dean of Students as they administer student discipline.
2. The Office of the NMSU Dean of Students is authorized to promulgate and effectuate a Student Social Code of Conduct, to provide notice to students about their rights and responsibilities, including the expectations for student conduct and potential consequences for violations. The code will be developed in collaboration with the community colleges' vice presidents of student services or equivalent, the office of general counsel, and be subject to approval by the Vice President of Student Affairs and Enrollment Management and the Executive Vice President and Provost.
3. **The Student Social Code of Conduct will address topics including, but not limited to:** the administration of student discipline, generally; students' rights and responsibilities; standards of conduct; the range of possible sanctions; victim rights; fact finding hearing procedures; and appeal hearing procedures.
4. The Student Social Code of Conduct shall be available on line at the website of the Office of the Dean of Students and may be printed or summarized in student handbooks at the discretion of the officials administering student discipline. The link to the code may also be included in written materials and on the websites of the community college offices of student support services.
5. The Office of the Dean of Students, in collaboration with the community college vice presidents of student services or equivalent shall jointly review and recommend

updates/revisions to the Student Social Code of Conduct and associated procedural guidelines at least every two years.

## **E. Procedural Guidelines**

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To facilitate the implementation, administration and enforcement of the Student Code of Social Conduct authorized by this policy, the Office of the Dean of Students may develop supplemental procedural guidelines, forms, templates, flowcharts, FAQ's consistent with this policy and the Student Social Code of Conduct, to facilitate common understanding and consistent application of the code. The Student's Social Code of Conduct, and corresponding procedural guidelines, if any, will be posted on the Dean of Students' website, and linked from this section.