

5-17-1990

SR-89-90-110 (SC&W)

Marshall University

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STUDENT CONDUCT AND WELFARE COMMITTEE

Recommendation

SR-89-90-110 (SC&W)

That the following replace current paragraph 6 in the introduction to the Student Code of Conduct:

"Alleged offenses committed off-campus by a student may be reviewed by appropriate sub-component units of the University and/or the Office of Judicial Affairs, particularly when the act or subsequent criminal or civil action may have a bearing upon the integrity of the University in recommending the student for certification or a similar professional status or may reflect adversely on the student's fitness as a member of the University community by jeopardizing the physical, mental and/or emotional well-being of faculty, staff and/or students."

DISCUSSION/RATIONALE: The change extends the jurisdiction of the university in regard to off-campus incidents. Previous jurisdiction referred to 'those to whom students were recommended' by the university, but did not include off-campus events. While the university does not want to deal with all incidents occurring off-campus, those which reflect badly on the university should be reviewed and, if necessary, sanctions imposed.

Committee members felt that the term "adverse effects" was vague, and Linda Templeton from Judicial Affairs noted that while such effects would have to be evaluated on an individual basis, they would not be determined by the opinion of a single individual evaluator. In the past, incidents have occurred off-campus which have adversely affected the university, but we had no jurisdiction over them. Also in the past it has been understood that students in some majors which require certification for professional status have been answerable for their actions, but others were not. This policy therefore seems to be more fair.

Members also asked how the university would review such incidents in relation to verdicts in the criminal or civil courts. Linda Templeton explained that our review would be separate from action taken in court, and that we already have in place due process for both reviewing such incidents and taking any appropriate action under the current guidelines for sanctions against students.

SC&W voted unanimously to approve the recommendation.

FACULTY SENATE PRESIDENT:

Approved: Kathryn Phisik Date: 5/17/90
Disapproved: _____ Date: _____

UNIVERSITY PRESIDENT

Approved: [Signature] Date: 6/12/90
Disapproved: _____ Date: _____

COMMENTS: Amended by the Faculty Senate.

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