

Student Senate for California Community Colleges Policy 6600

Code of Conduct Violation Procedure

The intent of this procedure is to ensure that there is a clear process for the handling and resolution of code of conduct violations. The Student Senate will work with the Chancellor's Office to ensure that adherence to the fiscal and legal obligations of both organizations are maintained and enforced.

A. Reporting Violations

1. The adjudicator shall be the SSCCC President unless he/she is accused of a violation; in which case, it shall be the next officer in the line of succession not involved with the alleged violation.
2. File and submit a report to the adjudicator containing information about the code of conduct violation along with any pertinent evidence to support the claim.

B. Evaluating Alleged Violations

1. The adjudicator shall evaluate the alleged violation and determine whether or not the report contains enough evidence to justify further pursuit of sanctions.
 - a. If the report contains enough evidence to justify further investigation, the adjudicator shall immediately inform the SSCCC Executive Committee and all accused parties involved that he/she has determined that an investigation is necessary.
 - b. The adjudicator shall conduct a review of the alleged code of conduct violation and determine if the violation is valid or invalid.
 - c. Once the adjudicator has determined the legitimacy of said violation, he/she shall have the authority to immediately take Class I actions. Actions classes are defined as follows:

Class I Actions:

- A formal warning
- Dismissal from an SSCCC related event
- Withholding of travel funding for SSCCC related events
- Financial reparations for any related damages or expenses incurred

Class II Actions

-Dismissal from the SSCCC council for two (2) academic semesters or three (3) academic quarters and region notification of the dismissal. This dismissal is effective through any subsequent terms.

Unclassified Actions:

-Any actions not specified above may be taken with a majority vote of the SSCCC Executive Committee.

d. If the adjudicator determines it to be necessary to take a Class II action, he/she shall call a meeting of SSCCC Executive Committee in which a vote shall take place to determine whether or not such action is warranted.

e. The following offenses determine the classifications of code of conduct offenses and will be sanctioned in accordance with Section B, Subsection 1, Sub-sub section c. (For example, a Class I offense shall be sanctioned with a Class I action.)

Class I Offenses:

- Violating contractual policy
- Alcohol use
- Noise complaint

Class II Offenses:

- Illegal drug possession or use
- Sexual harassment
- Hazing
- Bullying
- Lewd behavior
- Hate Speech
- Inappropriate use of funds
- Neglect of duty

Unclassified Offenses:

-Any offenses not specified above may be sanctioned with a majority vote of the SSCCC Executive Committee.

f. Students registered at SSCCC events who are involved in behavior that would be considered a code of conduct violation shall be sanctioned in accordance with any appropriate policies and any appropriate authorities shall be notified.

C. Appeals

1. A student found guilty of violating the code of conduct and penalized with a Class I action may file an appeal within 10 business days of a determination to an Executive Officer or the sanction stands.

a. Any Executive Officer receiving an appeal shall request for the SSSCC President to call a SSSCC Executive Committee special meeting and present said appeal to the Executive Committee for action during the special meeting or next meeting if no special meeting is achieved. In the case executive committee members are implicated and would be unable to establish quorum, a special meeting composed of the SSSCC Council will be convened.

b. If the Executive Committee votes to sustain the appeal, the action taken by the adjudicator shall be considered overruled, null, and void.

2. A student found guilty of violating the code of conduct and penalized with a Class II action retains the right to request a hearing from an ad hoc committee specifically tasked to review the violation that resulted in the action being taken.

a. The above mentioned ad hoc appeals committee shall be appointed at a special SSSCC meeting called by the SSSCC President no later than 15 business days after the appeal is filed where quorum is established, and said committee shall be appointed by the SSSCC President.

i. When forming the ad hoc appeals committee, the SSSCC President shall make all attempts to avoid conflict of interest.

b. The ad hoc appeals committee shall be comprised of six members including the chair and may not include any members involved in the original decision to authorize the class II action that is being challenged.

i. The ad hoc appeals committee chair may not vote.

c. The ad hoc appeals committee shall have a meeting in which a vote to determine whether or not to sustain or overturn the Class II action in question shall be held within 15 business days of the ad hoc appeals committee's creation.

d. The chair of the ad hoc appeals committee shall inform the SSSCC Executive Committee and the appellant of the decision to approve or reject

the appeal as soon as possible, and said decision shall be the final ruling on the matter.

3. If the appeal is approved, the student in question shall retain all of his/her positions within the SSCCC that he/she had lost due to the code of conduct violation review process.

Approved by the Student Senate Council October 5, 2014