SP.20.18 Revision to the Bylaws, Part D.7 – Conference on Conduct Governance

BACKGROUND
Responding to the Report of the Eighth Senate Review Commission (XSR.19.01), the Conference on Conduct Governance (CG) examined its charge and composition as provided by the Bylaws, Part D.7.

The proposed revisions, put forward by CG, would better align the Bylaws with the committee’s current practices when reviewing the Student Code and the conduct governance system, making recommendation as appropriate. In addition, the revisions better specify the committee’s authority and specify an ex officio role for the Dean of Students.

RECOMMENDATION
The Senate Committee on University Statutes and Senate Procedures recommends the approval of the following revisions to the Bylaws. Text to be deleted is struck through and text to be added is underlined. Adoption of amendments to the Bylaws requires a two-thirds vote of the Senate.

REVISION TO THE BYLAWS, PART D.7 – Conference on Conduct Governance

a. Duties

   Legislative Function of the Conference

   The Conference is a Senate Committee which, that shall make recommendations regarding policies on student affairs (Statutes, Article XI, Section 1.a), in conjunction with the Chancellor, and with the assistance of the Office of the Dean of Students, the Conference shall have the following legislative functions:

   1. Review and transmit in writing to the Chancellor its approval, disapproval, or modification of standards of conduct (hereafter called "rules") initiated by subcommunities of the campus;
2. Initiate and recommend in writing to the Chancellor adoption of additional rules it deems desirable;

3. File with the Office of the Dean of Students and with the Clerk of the Senate a notice of such transmittals and recommendations including the text of the rules; and

4. Periodically review the conduct governance system and make general recommendations to the Chancellor and the Senate regarding revisions of the system. To this end, it may request reports from members of the system.

1. Periodically review the conduct governance system and the rules governing student conduct that are published in the Student Code, hereafter called “rules,” and make general recommendations to the Chancellor and the Senate regarding revisions, requesting reports from members of the conduct governance system as needed;

2. Initiate and recommend in writing to the Chancellor adoption of additional rules it deems desirable;

3. Review and transmit in writing to the Chancellor its approval, disapproval, or modification of the Student Code initiated by interested parties of the campus; and

4. File with the Office of the Dean of Students and with the Clerk of the Senate a notice of such transmittals and recommendations, including the text of the Student Code.

b. Authority and Jurisdiction

1. Rules filed with the Office of the Dean of Students and with the Clerk of the Senate shall become effective thirty (30) days after filing, unless contrary action has been taken by the Chancellor. The Senate may submit its recommendations to the Chancellor with respect to proposed rule changes. To this end, the thirty (30) day
period may be extended by the Senate or Senate Executive Committee to ninety (90) days, excluding the period May 16 through August 15.

2. The jurisdiction of the Conference shall not extend to:
   (1a) rules governing conduct arising within the duties and obligations imposed by the contract of employment and within the scope of the particular duties and responsibilities of the person employed;
   (2b) those rules which are adopted or imposed in the course of the purchase of goods or services; or
   (3c) rules on purely academic matters, including requirements for degrees and standards of academic performance, except that the Conference shall have jurisdiction over academic irregularities such as cheating, plagiarism, falsification of records, or destruction of teaching, research, or library books, documents, or files educational materials or resources.

c. The Office of the Dean of Students shall function as the staff agency for the Conference. Two functions of the Office shall be:
   1. Serve as a registry for rules adopted or approved by the Conference and accepted by the Chancellor; and
   2. Publish annually (by August 1 of each year) in a convenient form all rules adopted by the Conference and accepted by the Chancellor which are applicable to the entire community, or to some subcommunity subset thereof, and cause amendments to the rules as they are from time to time adopted to be published and disseminated to the University community.

All rules, both those adopted by particular University authorities and those adopted by the Conference on its own initiative, shall be promulgated by the Office of the Dean of Students by special publications, regularly issued newsletters or bulletins, and periodic codification. The Office shall maintain an up-to-date file of rules in force which may be consulted by any interested person. It shall serve as clerk to the Conference for recording and promulgating its actions, for keeping a record of its meetings, and for any other purpose the Conference determines.
The staff of the Office shall be under the supervision of one or more of the vice chancellors who will consult with the Chair of the Conference regarding staff functions and appointments.

d. Membership

The Conference shall consist of:

1. Six members of the faculty of the electorate, of whom there shall be at least one from each professorial rank and of whom one shall be designated chair by the Senate;

2. Seven members of the student electorate, of whom four shall be undergraduates, two graduate students, and one student of a professional college;

3. Four members from among the campus administrative officers of the campus chosen with due regard for appropriate areas of concern and in consultation with the Chancellor or the Chancellor's designee;

4. A One member of the Council of Undergraduate Deans (ex officio), selected by that committee the Council; and

5. One designee of the Graduate College designee (ex officio), selected by the Graduate College; and

6. The Dean of Students or the Dean's designee (ex officio).

In making its nominations for the Conference, the Committee on Committees shall consider the expressed needs of organized racial and ethnic minorities. The terms of membership shall be two years.