SUMMARY OF PROPOSED AMENDMENTS TO UNIVERSITY REGULATIONS

FSU-3.004 STUDENT CONDUCT CODE
FSU-3.0041 STUDENT ORGANIZATION CONDUCT CODE:

These amendments bring the Regulations in closer conformance with current Office of Civil Rights advice and also clarify the existing provisions based on experience since the last revisions.

1. FSU-3.004 Student Conduct Code

Summary

The following are significant changes to the Student Conduct Code, please refer to text for more detail:

* Adds reference in support of BOG Statement of Free Expression

* Clarify definitions: revise “advisor” to include advocate or legal representative, delete alternative resolution, replace “affidavit” with “statement”;

* Expansion of endangerment violation to include forced ingestion of foreign object or substance;

* Specifically allows possession of mace or pepper spray if otherwise legal;

* Includes underage tobacco offenses as violations;

* Included sale of class space (dropping course) as improper sale of university resource;

* Expands definition of false identification offenses;

* Clarifies sexual assaults with incapacitated person;

* Defines University Directives;

* Provides additional elements of required notice as the identity of the hearing body and all deadlines;

* Amends Alternate Resolution Procedure to distinguish from new Restorative Resolution Procedure which is not a disciplinary process;
* Provides for hearing by statement only (asynchronous hearing) in limited circumstances; expands availability of outcome only hearing to include existence of prior university hearing not just previous outside hearing;

* Establishes certain right to attend classes pending hearing or to receive refund.

2. FSU-3.0041 Student Organization Conduct

Summary

* Applicable changes parallel to Student Conduct Code as above;

* Amendment of property violation to include movement of property of another.

AUTHORITY FOR THE PROPOSED UNIVERSITY REGULATION:
The authority for the proposed regulation is as follows: Florida Board of Governors Regulations 1.001, 6.0105; Florida BOG Regulation Development Procedure for State University Boards of Trustees

UNIVERSITY OFFICIAL INITIATING THE REGULATION: Amy Hecht, Vice President for Student Affairs

PROCEDURE FOR PROVIDING COMMENTS ON THE PROPOSED UNIVERSITY REGULATION: Any person may submit written comments concerning the proposed regulation within 14 days of the date of this notice to:

Arthur R. Wiedinger, Jr.
Office of General Counsel
424 Westcott Building
Florida State University
Tallahassee, FL 32306-1400
Electronic address: awiedinger@admin.fsu.edu
850-644-8973 (fax)
850-644-4440 (phone)