Proposed University Manual Changes:

5.74.20 Hearing Panels. For each case to be adjudicated, a hearing panel shall be drawn from the Judicial Conduct Board. Panel members shall be appointed from the Judicial Conduct Board members by the Office of Student Life, Dean of Students Office, Office of Community Standards. Faculty or staff who have been Judicial Conduct Board members in the past and who are conversant with the current system may be asked to serve on individual hearing panels when a sufficient number of current Conduct Board members is not available. For non-academic cases, each panel shall comprise four one student members and one faculty and one staff member. In cases where faculty or staff are unavailable, two faculty or two staff members would be sufficient. For academic cases involving undergraduate students, each panel shall comprise four two faculty members and three one undergraduate student members. For academic cases involving graduate students, each panel shall comprise four two faculty members and three one graduate student members, including at least one graduate student. For cases involving sexual misconduct and relationship violence involving undergraduate students each panel shall comprise three faculty and/or staff members. Each hearing panel shall also have an advisor, to be appointed by the Dean of Students. The role of the advisor, who shall not be considered as a member of the panel, is spelled out in 9.21.10. #04-05-32 #05-06-2E

9.21.22 Right to Question Witnesses, Right to View Evidence, and Rules for Written Testimony. The accused student shall have the right to question the complainant and all witnesses through the hearing panel chair, and to view and question all evidence presented to the panel during the hearing. Written testimony from absentee witnesses may be received for consideration only if the panel advisor and its chair deem it appropriate. If the panel advisor and the chair disagree as to the admissibility, they shall refer the matter to the panel for disposition. The authorship of such testimony must be verified by certification from a notary public.

With Changes Incorporated:

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where faculty or staff are unavailable, two faculty or two staff members would be sufficient. For academic cases involving undergraduate students, each panel shall comprise two faculty members and one undergraduate student member. For academic cases involving graduate students, each panel shall comprise two faculty members and one graduate student member. For cases involving sexual misconduct and relationship violence involving undergraduate students each panel shall comprise three faculty and/or staff members. Each hearing panel shall also have an advisor, to be appointed by the Dean of Students. The role of the advisor, who shall not be considered as a member of the panel, is spelled out in 9.21.10. #04-05-32 #05-06-2E

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