



Judicial Affairs: Student Rights and Responsibilities 2013-2014

This booklet contains important information about the behavioral standards and expectations for all students in the University community. *Be sure to familiarize yourself with their contents.*



Channel Islands
CALIFORNIA STATE UNIVERSITY

Judicial Affairs

The purpose of Judicial Affairs is to provide a fair process for accountability of student conduct; promote the development of individual integrity; protect the rights of members of the campus community; and uphold the rules, regulations of the University.



Judicial Affairs is a program within Student Life under the general direction of the Dean of Students and is responsible for acting on behalf of the University President regarding all aspects of student discipline.

The Judicial Affairs office receives reports of alleged student misconduct relative to Title 5, California Code of Regulations and investigates complaints in order to determine whether University disciplinary action is to be pursued.

University disciplinary action may run concurrently with civil or criminal action initiated by the court system. One type of judicial action does not necessarily affect the other.

Campus-related violations include both academic and non-academic misconduct.

To report allegations of academic or non-academic student misconduct visit:

<https://csuci-advocate.symplicity.com/public-report>.

Student Rights and Responsibilities can be found at:

<http://www.csuci.edu/studentlife/judicial-affairs/student-code-of-conduct.htm>

The CSU Channel Islands (CI) Police Department is officially designated to receive crime reports. Call the CI Police Department immediately at (805) 437-8444 to report any crime that occurs on campus.

Dean of Students office/Judicial Affairs

Location: Bell Tower East, Room 1802

Telephone/V/TTY: (805) 437-3332

Fax: (805) 437-3211

Office Hours: Mon-Fri., 8:00 a.m.-5:00 p.m.

Table of Contents



Student Conduct Code (Pursuant to Executive Order 1073)	3
Student Discipline	4
Procedures for Enforcing Student Conduct Code	6
Application of this Code	6
Reporting Misconduct	6
Student Conduct Procedures (Pursuant to Executive Order 1073)	7
Article I: Authority and Purpose	7
Article II: Definitions	7
Article III: General Provisions	7
Article IV: Proceedings	8
Article V: Sanctions	10
Article VI: Interim Suspension	11
Article VII: Admission or Readmission	11
Student Judicial Process Diagram	12
Sanctions	13
Statement on Non-Discrimination	15



Introduction



The policies of California State University Channel Islands are designed to protect your ability to pursue an education and social life in a reasonable environment. The University's code of conduct and policies define the standards for many aspects of community participation, both academic and social. But much that determines whether or not your experience here is satisfactory and enjoyable will be determined by good judgment—both your judgment and that of others. You will be treated as adults, and will be expected to conduct yourself in a manner compatible with the University's role as an academic community. The University is not a consequence-free zone. University policy, local ordinances and the laws of the State of California and Federal Government apply both on campus and near the campus. You will be held accountable if you violate the law or University policy, or otherwise engage in conduct that inappropriately affects others adversely. The processes described in this booklet are also here to protect you if you have been subjected to the behavior of other members of the community that you believe violates the community standards of behavior set forth in this booklet pursuant to the system wide Executive Orders (1072, 1073 & 1074) and Sections 41301 through 41304 of Title 5, California Code of Regulations that govern all matters referenced herein.

This booklet describes the Student Judicial Process, which applies to complaints or allegations about the behavior of undergraduate or graduate students currently enrolled, or by applicants for admission to the university. This is including but not limited to issues concerning misconduct, discrimination, harassment and retaliation, academic integrity and the responsible use of the University's electronic resources. This booklet is not a contract. The information and procedures set forth herein are current as of the date of the booklet's publication and supersede any prior versions. They are subject to change at any time. For this reason, questions regarding the currency or accuracy of any of the material in this booklet should be referred to the Dean of Students Office. Current material can also be found at:

<http://www.csuci.edu/studentlife/judicial-affairs/>

Student Conduct Code

(Pursuant to CSU Executive Order 1073)

Students are expected to become aware of and abide by the University community's standards of behavior as articulated in this brochure as well as other University publications. Students accept the rights and responsibilities of membership in the California State University Channel Islands community when they are admitted to the University. These rules shall apply to all students and student organizations and shall be deemed a part of the terms and conditions of admission and enrollment of all students.

Failure to comply with duly established laws or University regulations might subject the violator(s) to appropriate action by University authorities and/or appropriate civil authorities. Serious violations of University regulations shall be recorded in the individual's and/or organizations permanent record in the Dean of Students office. Generally, the authority necessary to enforce regulations is vested in the Vice President for Student Affairs. Select functions of this authority are shared with faculty, staff and students. Some functions of disciplinary administration are assisted through behavioral review boards.



Student Discipline

The University is committed to maintaining a safe and healthy living and learning environment for students, faculty and staff. Each member of the campus community must choose behaviors that contribute toward this end. Student behavior that is not consistent with the Student Code of Conduct is addressed through an educational process that is designed to promote safety and, when necessary, impose appropriate consequences. Inappropriate conduct by students or by applicants for admission is subject to discipline pursuant to Sections 41301 through 41304 of Title 5, California Code of Regulations and govern all student disciplinary matters systemwide.

The following are grounds upon which student discipline can be based:

- 1** Dishonesty, including:
 - a. Cheating, plagiarism or other forms of academic dishonesty that are intended to gain an unfair academic advantage.
 - b. Furnishing false information to a University official, faculty member or campus office.
 - c. Forgery, alteration or misuse of a University document, key or identification instrument.
 - d. Misrepresenting one's self to be an authorized agent of the University or one of its auxiliaries.
- 2** Unauthorized entry into, presence in, use of or misuse of University property.
- 3** Willful, material and substantial disruption or obstruction of a University-related activity or any on-campus activity.
- 4** Participating in an activity that substantially and materially disrupts the normal operations of the University or infringes on the rights of members of the University community.
- 5** Willful, material and substantial obstruction of the free flow of pedestrian or other traffic on or leading to campus property or an off-campus University-related activity.
- 6** Disorderly, lewd, indecent or obscene behavior at a University-related activity or directed toward a member of the University community.
- 7** Conduct that threatens or endangers the health or safety of any person within or related to the University community, including physical abuse, threats, intimidation, harassment or sexual misconduct.
- 8** Hazing or conspiracy to haze. Hazing is defined as any method of initiation or pre-initiation into a student organization or student body (whether or not the organization or body is officially recognized by an educational institution), which is likely to cause serious bodily injury to any former, current or prospective student of any school, community college, college, university or other educational institution in this state (Penal Code 245.6). In addition, any act likely to cause physical harm, personal degradation or disgrace resulting in physical or mental harm to any former, current or prospective student of any school, community college, college, university or other educational institution. The term "hazing" does not include customary athletic events or school sanctioned events.

Neither the express or implied consent of a victim of hazing, nor the lack of active participation in a particular hazing incident is a defense. Apathy or acquiescence in the presence of hazing is not a neutral act and is also a violation of this section.
- 9** Use, possession, manufacture or distribution of illegal drugs or drug-related paraphernalia (except as expressly permitted by law and University regulations) or the misuse of legal pharmaceutical drugs.

- 10** Use, possession, manufacture or distribution of alcoholic beverages (except as expressly permitted by law and University regulations) or public intoxication while on campus or at a University-related activity.
- 11** Theft of property or services from the University community or misappropriation of University resources.
- 12** Unauthorized destruction or damage to University property or other property in the University community.
- 13** Possession or misuse of firearms or guns, replicas, ammunition, explosives, fireworks, knives, other weapons or dangerous chemicals (without the prior authorization of the campus president) on campus or at a University-related activity.
- 14** Unauthorized recording, dissemination or publication of academic presentations (including handwritten notes) for a commercial purpose.
- 15** Misuse of computer facilities or resources, including:
 - a. Unauthorized entry into a file for any purpose
 - b. Unauthorized transfer of a file.
 - c. Use of another's identification or password.
 - d. Use of computing facilities, campus network or other resources to interfere with the work of another member of the University community.
 - e. Use of computing facilities and resources to send obscene or intimidating and abusive messages.
 - f. Use of computing facilities and resources to interfere with normal University operations.
 - g. Use of computing facilities and resources in violation of copyright laws.
 - h. Violation of a campus computer use policy.
- 16** Violation of any published University policy, rule, regulation or presidential order.
- 17** Failure to comply with directions or interference with any University official or any public safety officer while acting in the performance of his/her duties.
- 18** Any act chargeable as a violation of a federal, state or local law that poses a substantial threat to the safety or well-being of members of the University community, to property within the University community or poses a significant threat of disruption or interference with University operations.
- 19** Violation of the Student Conduct Procedures, including:
 - a. Falsification, distortion or misrepresentation of information related to a student discipline matter.
 - b. Disruption or interference with the orderly progress of a student discipline proceeding.
 - c. Initiation of a student discipline proceeding in bad faith.
 - d. Attempting to discourage another from participating in the student discipline matter.
 - e. Attempting to influence the impartiality of any participant in a student discipline matter.
 - f. Verbal or physical harassment or intimidation of any participant in a student discipline matter.
 - g. Failure to comply with the sanction(s) imposed under a student discipline proceeding.
- 20** Encouraging, permitting or assisting another to do any act that could subject him or her to discipline.



Procedures for Enforcing the Student Conduct Code

The Chancellor has adopted procedures to ensure students are afforded appropriate notice and an opportunity to be heard before the University imposes any sanction for a violation of the Student Conduct Code.

Application of this Code

Sanctions for the conduct listed can be imposed on applicants, enrolled students, students between academic terms, graduates awaiting degrees, and students who withdraw from school while a disciplinary matter is pending. Conduct that threatens the safety or security of the campus community or substantially disrupts the functions or operation of the University is within the jurisdiction of this Article regardless of whether it occurs on or off campus. Nothing in this Code may conflict with Education Code Section 66301 that prohibits disciplinary action against students based on behavior protected by the First Amendment.

Reporting Misconduct

Complaints against students by CI faculty, staff, other students and members of the campus community should be directed to Judicial Affairs in writing (email is acceptable) within 14 calendar days of the incident giving rise to the complaint. This process is not available to non-students filing complaints. The complaint should include, minimally, the date, time, location, parties involved and a description of the incident. Any supporting evidence should also be sent to the Judicial Affairs office. Situations requiring immediate attention (e.g., class disruption which is likely to continue), should be reported by phone and followed up in writing as soon as possible. Situations requiring police assistance (e.g., serious disruptions, crimes or where there is violence or the threat of violence) should be brought immediately to the attention of the CI Police Department by calling 911. For non-emergency matters requiring police assistance, call (805) 437-8444.

The Policy on Judicial Affairs (SA.11.004) may be found at:

<http://policy.csuci.edu/SA/11/SA.11.004.htm>

Student Conduct Procedures

(Pursuant to CSU Executive Order 1073)

Article I: Authority and Purpose

The Chancellor has adopted procedures to ensure students are afforded appropriate notice and an opportunity to be heard before the University imposes any sanction for a violation of the Student Conduct Code.

Article II: Definitions

- A. **Complainant** means an individual who claims to have been injured by or have knowledge of a student's violation of the Student Code of Conduct, as defined below.
- B. **Discrimination** has the meaning defined in Executive Order 1074.
- C. **Executive Order 1074** is the Systemwide Policy Prohibiting Discrimination, Harassment and Retaliation Against Students and the Systemwide Procedure for Handling Discrimination, Harassment and Retaliation Complaints by Students or any superseding executive order, if applicable.
 - 1. **DHR Administrator** means the campus administrator responsible for implementing Executive Order 1074.
- D. **Harassment** has the meaning defined in Executive Order 1074
- E. **Student** means an applicant for admission to the CSU, an admitted CSU student, an enrolled CSU student, CSU graduate awaiting a degree and a CSU student who withdraws from the school while a disciplinary matter is pending.
- F. **Student Conduct Code** means Section 41301 of Title 5 of the California Code of Regulations.
- G. **Retaliation** has the meaning defined in Executive Order 1074.
- H. **University** means the California State University, including 23 campuses.
- I. **University Property** means:
 - 1. Real or personal property in the possession or under the control of the Board of Trustees of the California State University, and;
 - 2. All University facilities whether utilized by the university or a campus auxiliary organization.
- J. **Working Days** are defined as Monday through Friday, excluding all official campus holidays or campus closures.

Article III: General Provisions

- A. **Student Conduct Administrator**-Each campus president assigns a campus official or officials to be the student conduct administrator, whose responsibilities are to determine whether to initiate disciplinary action under the Student Conduct Code and to perform duties as proscribed in these procedures. Student conduct administrators serve at the pleasure of the President.
- B. **Hearing Officers**-Each campus president appoints one or more persons to serve as hearing officers. They may be campus officials, attorneys licensed to practice in California or administrative law judges from the Office of Administrative Hearings. Subordinates of the student conduct administrator, persons with a conflict of interest in the matter and percipient witnesses to the events giving rise to the case are ineligible to serve as hearing officers. The hearing officer conducts the hearing, determines whether a student has violated the Student Conduct Code and if so, recommends sanctions.
- C. **Advisors**- both the complainant and the student charged may elect to be accompanied by an advisor to any meeting(s), conference(s) or interview(s). The advisor's role is limited to observing, consulting with and providing support to the complainant or student charged; an advisor may not speak on the student's/complainant's behalf.
- D. **Attorneys**-Student conduct proceedings are not meant to be a formal courtroom-like trial. Although sanctions may be imposed, the process is intended to provide an opportunity for learning.
 - 1. Each campus president determines by campus directive whether attorneys are permitted to be present in all or some campus proceedings. Any person who has a license (active or inactive) to practice law is considered an attorney for the purposes of this executive order. The President's determination regarding the presence of attorneys applies to the student charged, complainant and the campus, but not the hearing officer, who may be an attorney in any case. If the student charged is permitted to have an attorney present, the complainant will also be permitted to have an attorney present
 - a. The student charged, complainant and the campus may consult attorneys outside of the actual proceedings irrespective of the president's directive.
 - b. Notwithstanding any such directive, attorneys may attend hearings: (a) where there are pending criminal (felony) charges arising out of the same facts that are the subject of the disciplinary proceedings; or (b) where the recommended sanction is expulsion.

2. If authorized by the president's directive, attorneys may participate (if at all) only as advisors, and may not speak on behalf of their clients. Any student who wishes to have an attorney present at the hearing must notify the student conduct administrator in writing at least five working days prior to the hearing
 3. In the absence of a president's directive, attorneys shall be excluded from disciplinary conferences and hearings, subject to the two exceptions set forth in D. 1. b, above.
- E. **Confidentiality**-Information provided to University employees shall be shared with other University employees and law enforcement exclusively on a "need to know" basis. University employees shall endeavor to honor any complainant's or victim's request for confidentiality; however, the University shall also weigh requests for confidentiality the campus community. Confidentiality, therefore, cannot be ensured.
- F. **Other Student Conduct Code Violations Related to Incidents of Sexual Violence**-Victims should not be deterred from reporting incidents of sexual violence out of a concern that they might be disciplined for related violations of drug, alcohol or other University policies. The University's primary concern is Student Safety; therefore, except in extreme circumstances, victims of sexual violence shall not be subject to discipline for related violations of the Student Code of Conduct.
- G. **Interpretation of the Student Conduct Code and Executive Order 1073**-All issues regarding the hearing described in Article IV, Section 4 of Executive Order 1073, except those specifically noted, are within the purview of the hearing officer for final determination. Questions of interpretation or application of the Student Conduct Code or this executive order are outside the purview of the hearing officer and are determined by the campus Vice President for Student Affairs or his or her designee.
- H. **Delegation of Duties**-The duties of the president in these proceedings may be delegated to a vice president.
- I. **Timelines**-Extensions to time-lines set forth in Executive Order 1073 shall be determined by the campus president, Vice President for Student Affairs or designee. The student conduct administrator shall notify the student charged, complainant and any involved campus administrators of any revised time-line.
- J. **Parallel Judicial Proceedings**-Student Code of Conduct proceedings are independent from court or other administrative proceedings. Discipline may be instituted against a student also charged in civil or criminal courts based on the same facts that constitute the alleged violation of the Student Conduct Code. The campus may proceed before, simultaneously with or after any judicial or other administrative proceedings, except in cases involving discrimination, harassment or retaliation. In such cases, the campus shall proceed without delay pursuant to Article IV. A.4.a, below.
- K. **Cases Involving Academic Dishonesty**-Academic dishonesty cases that occur in the classroom shall be handled by faculty members according to applicable campus procedures. After action has been taken in any such case, the faculty member shall prepare an email that identifies the student who was found responsible, the general nature of the offense, the action taken and a recommendation as to whether or not disciplinary action should be considered. The faculty member shall promptly send the email to the Vice President for Student Affairs and the student conduct administrator so that the circumstances of the misconduct can be considered in their totality. A department's procedure of responding to cases of academic dishonesty is, by its nature, limited to the instance presented in a particular class. The Student Conduct Code process provides the campus with an opportunity to consider the student's entire circumstances, including whether the reported instance is part of a larger pattern of misconduct.

Article IV: Proceedings

A. Complaint Intake/Investigation

1. **Complaint**-Whenever it appears that the Student Conduct Code has been violated, an oral or written complaint should be directed to the student conduct administrator as soon as possible after the event takes place.
2. **Investigation**-Subject to section 4 below, the student conduct administrator shall promptly investigate each complaint submitted and determine whether it is appropriate to charge a Student with violation of the Student Conduct Code. The student conduct administrator shall use the preponderance of evidence standard; i.e., whether it is "more likely than not" that the student charged violated the Student Conduct Code.
3. **Time-lines**-Investigations shall be concluded within 60 calendar days after a complaint has been made.

4. Cases Involving Allegations of Discrimination, Harassment or Retaliation

- a. Complaints by students alleging discrimination, harassment or retaliation against other students shall be filed and investigated according to the procedures set forth in Executive Order 1074. The DHR Administrator shall notify the student conduct administrator of the status of any such complaint or appeal to the Chancellor's Office, as well as the investigation results (including findings and any interim remedies afforded to the complainant/victim) where a student has been found in violation of Executive Order 1074.
- b. Complaints against students by other members of the University community shall be filed and investigated according to the procedures set forth in section 2, above. The student conduct administrator shall ensure that any such complainant/victim is promptly referred to the campus administrator who has been appointed by the President to coordinate compliance with the laws protecting against discrimination, harassment, and retaliation.

B. Conference

1. The student conduct administrator shall schedule a conference with the student charged within ten working days after the investigation is complete. The student charged shall respond to the charges of misconduct at the conference. In cases involving allegations of discrimination, harassment or retaliation, within ten working days after receiving the report and findings (of student complaints) or within ten working days after completing the report and findings (of complaints by persons other than students), the student conduct administrator shall: (1) schedule and also hold the conference with the student and (2) offer the complainant the opportunity to meet with the student conduct administrator separately.
 - a. The conference shall not be recorded.
 - b. The student conduct administrator controls the conference and may exclude any advisor who materially disrupts the conference.
 - c. The conference requirement is waived if the student fails to attend the conference or otherwise declines to cooperate.
2. The student conduct administrator shall determine which cases are appropriate for informal resolution, taking into consideration the results of the investigation and any additional information provided by the student charged and the complainant during any conferences. If agreement can be reached with the student charged as to an appropriate disposition, the matter shall be closed and the terms of the disposition shall be put in writing and signed by both. Suspension of more than one year or expulsion shall be entered on the student's transcript permanently without exception; this requirement shall not be waived in connection with a settlement agreement.
3. If the student admits to the violation of the Student Conduct Code but no agreement can be reached with respect to the sanction, the student charged may request a hearing on the sanction only. (See Notice of Hearing Executive Order 1073, Article IV Sections C & D and in the brochure on Formal Hearing Process for hearing procedure.)
4. In cases involving allegations of discrimination, harassment or retaliation, the student conduct administrator shall promptly notify the DHR Administrator of the outcome of the conference with the student charged. If the case does not proceed to hearing, the DHR Administrator shall at that time:
 - a. Notify the complainant of the outcome of the conference, including any sanction that relates directly to the complainant. Victims of crimes of violence, including forcible sex offenses, shall also receive notice pursuant to IV.F 3. of Executive Order 1073.
 - b. Take any appropriate further steps to address the effects of any hostile environment resulting from the discrimination, harassment or retaliation.
 - c. Identify and address any remaining systematic or other patterns of discrimination, harassment or retaliation at the campus.
5. Discipline cases involving allegations of discrimination, harassment or retaliation may be resolved through the informal conference process. It is, however, not appropriate in such cases for a complainant to be required to "work out the problem" directly with the student charged and in no event should any meeting between complainant and the student charged occur without appropriate involvement by the University (e.g., counselor or appropriate administrator). The complainant must be notified of the right to any such informal process at any time.

- C. **Notice of Hearing-** (See Executive Order 1073: <http://www.csuci.edu/studentlife/judicial-affairs/1073.pdf> or brochure on Procedures for Formal Hearing).
- D. **Hearing-**(See Executive Order 1073: <http://www.csuci.edu/studentlife/judicial-affairs/1073.pdf> or brochure on Procedures for Formal Hearing).
- E. **Standard of Proof; Report and Recommendations of Hearing Officer-**(See Executive Order 1073: <http://www.csuci.edu/studentlife/judicial-affairs/1073.pdf> or brochure on Procedures for Formal Hearing).
- F. **Final Decision/Notifications-**(See Executive Order 1073: <http://www.csuci.edu/studentlife/judicial-affairs/1073.pdf> or brochure on Procedures for Formal Hearing).

Article V: Sanctions

- A. The following sanctions may be imposed for violation of the Student Conduct Code:
 1. **Restitution** - Compensation for loss, damages or injury. This may include appropriate service and/or monetary material replacement.
 2. **Loss of Financial Aid** - Consistent with California Education Code Sections 69810 et seq., scholarships, loans, grants, fellowships and any other types of state financial aid given or guaranteed for the purposes of academic assistance can be conditioned, limited, canceled or denied.
 3. **Educational and Remedial Sanctions** - Assignments such as work, research, essays, service to the university or the community, training, counseling or other assignments intended to discourage a repeat of the misconduct or as deemed appropriate based upon the nature of the violation.
 4. **Denial of Access to Campus or Persons** - A designated period of time during which the student is not permitted on University property or specified areas of campus. (See California Penal Code § 626.2.)
 5. **Disciplinary Probation** - A designated period of time during which the privileges of continuing in student status are conditioned upon future behavior. Conditions may include, for example, the potential loss of specified privileges to which a current student would otherwise be entitled or the probability of more severe disciplinary sanctions if the student is found to violate any University rule during the probationary period.
 6. **Suspension** - Temporary separation of the student from active student status or student status.
 - i. A student who is suspended for less than one year shall be placed on inactive student status and remains eligible to re-enroll at the University (subject to individual campus enrollment policies) once the suspension has been served. Conditions for re-enrollment may be specified.
 - ii. A student who is suspended for one year or more shall be separated from student status but remains eligible to reapply to the University (subject to campus application policies) once the suspension has been served. Conditions for re-enrollment may be specified.
 7. **Expulsion** - Permanent separation of the student from student status from the California State University system.
- B. **Multiple Sanctions**
More than one sanction may be imposed for a single violation.
- C. **Good Standing**
A student is not considered to be in good standing for purposes of admission to the California State University while under a sanction of suspension or expulsion or while his or her admission or re-admission has been qualified (Section 40601(g) of Title 5 of the California Code of Regulations).
- D. **Administrative Hold and Withholding a Degree**
The University may place an administrative hold on registration transactions and release of records and transcripts of a student who has been sent a notice of discipline and may withhold awarding a degree otherwise earned until the completion of the process set forth in the Student Conduct Code, including the completion of all sanctions imposed.
- E. **Record of Discipline**
A record of disciplinary probation or suspension is entered on a student's transcript, with beginning and end date, for the duration of the sanction. A record of expulsion or suspension for one academic year or more shall note the effective date of discipline and remains on the transcript permanently, without exception. This requirement shall not be waived in connection with any settlement agreement.

Article VI: Interim Suspension

A. Grounds- A president may impose an interim suspension pursuant to Title 5 §41302 where he or she believes that there is reasonable cause to believe that separation of a student is necessary to protect the personal safety of persons within the university community, property of the university or to ensure the maintenance of order (Section 41302 of Title 5 of the California Code of Regulations).

B. Notice and Opportunity for Hearing- A student placed on interim suspension is given prompt notice of the charges as enumerated in Title 5 §4130; a factual description of the conduct alleged to form the basis for the charges; and the opportunity for a hearing within ten working days of the imposition of the suspension (Title 5 §41302) pending against him or her and the opportunity for a hearing within ten working days of the imposition of the suspension (Section 41302 of Title 5 of the California Code of Regulations). Where a timely request is made, a hearing will be held to determine whether continued suspension, pending the disciplinary hearing, is required to protect personal safety or property or to ensure the maintenance of order. This hearing may also serve as the disciplinary hearing in accordance with the procedures outlined in Article IV, provided that proper notice has been given and, in cases involving discrimination, harassment or retaliation, that an investigation report has been completed. The hearing is conducted pursuant to the provisions of Article IV. D of these procedures. The president shall review the hearing officer's report and shall promptly issue a final decision regarding interim suspension. Notice to the student charged shall be given pursuant to Article VI. F. 2. of Executive order 1073. Victims of discrimination, harassment or retaliation shall be notified pursuant to Article IV. F. 3 and 4 of Executive Order 1073. If the University establishes that there is reasonable cause for the interim suspension to continue, it shall remain in effect until the charges are filed but in no case longer than the president has determined is required to protect the personal safety of persons within the University community or University property and to ensure the maintenance of order.

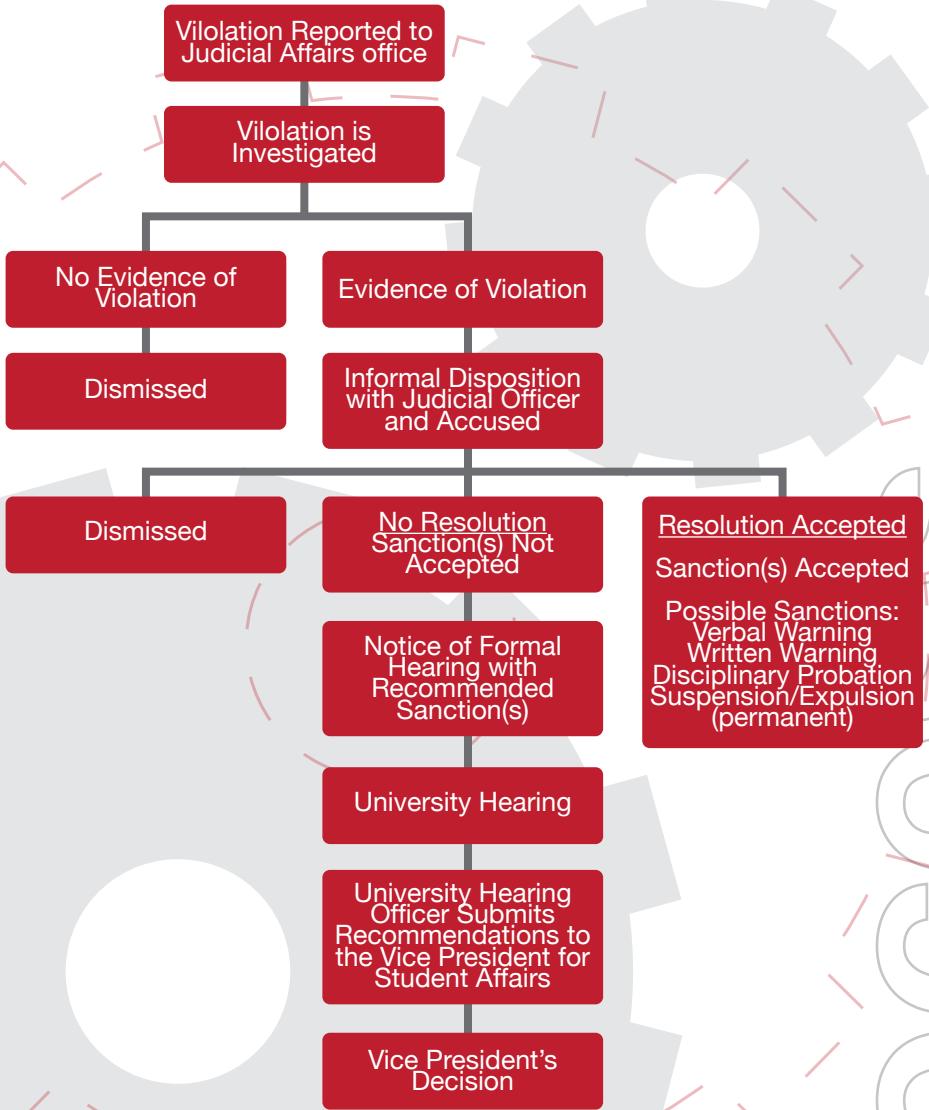
C. Denial of Presence on Campus- During the period of an interim suspension, the student charged may not, without prior written permission from his or her campus president, enter any campus of the California State University other than to attend the hearing regarding the merits of his or her interim suspension. The president may also restrict the student's participation in University-related activities on a case-by-case basis; e.g., attending off-campus activities and/or participating in on-line classes, etc. Violation of any condition of interim suspension shall be grounds for expulsion (Section 41302 of Title 5 of the California Code of Regulations).

Article VII: Admission or Readmission

Applicants for admission into any University program are subject to appropriate sanctions for violations of the Student Conduct Code, including qualification, revocation or denial of admission or readmission. Qualified admission or denial of admission in such cases shall be determined by a hearing held pursuant to Article IV of these procedures.



Student Judicial Process Diagram



Sanctions

The Judicial Officer may recommend any disciplinary action listed below with any appropriate modifications as well as any of the penalties listed under informal disposition.

Article VI: Interim Suspension

1

Disciplinary Probation*

A designated period of time during which privileges of continuing in student status are conditioned upon future behavior. Conditions may include, for example, the potential loss of specified privileges to which a current student would otherwise be entitled or the probability of more severe disciplinary sanctions if the student is found to violate any University rule during the probationary period.

Suspension*

2

Temporary separation of the student from active student status or student status. A student who is suspended for less than one year shall be placed on inactive student status and remain eligible to re-enroll at the University (subject to individual campus enrollment policies) once the suspension has been served. Conditions for re-enrollment may be specified. A student who is suspended for one year or more shall be separated from student status but remains eligible to reapply to the University (subject to campus application policies) once the suspension has been served. Conditions for re-enrollment may be specified.

3

Expulsion

Permanent separation of the student from student status from the California State University system.

Restitution*

Reimbursement, either monetary or by service(s) performed, to compensate for misappropriation of University property or property belonging to campus community members.

4

5

Special Assignment

Assignment of costs, labor, duties or other responsibilities (e.g., apology, research paper, community service etc.), which are appropriate to the violations. Special assignments may be imposed at any level of sanctions.

* These sanctions may be deferred, i.e., the student may be permitted to remain in school on condition that he/she waives the right to a formal hearing for a subsequent violation. Sanctions may be imposed separately or in combination with other disciplinary action.

In addition to the sanctions referenced above under Article V of Executive Order 1073, CSU Channel Islands may impose the following University recognized sanctions:

Verbal Disciplinary Warning

A verbal disciplinary warning is an official warning that the student's behavior is in violation of the CI Student Code of Conduct. The verbal warning is the least severe of all the sanctions. If the student is found to be in violation of a second charge, subsequent action may be more severe.



Written Disciplinary Warning

A written disciplinary warning is an official reprimand for violations of specified University policies or campus regulations. The written warning is placed in the students' file for a specified period of time. The warning is then removed if the student does not commit any further violations during the specified time. If the student is found to be in violation of a second charge, subsequent action may be more severe.



Title IX Notice of Non-Discrimination

The California State University does not discriminate on the basis of sex, gender or sexual orientation in its education programs or activities. Title IX of the Education Amendments of 1972, and certain other federal and state laws, prohibit discrimination on the basis of sex in all education programs and activities operated by the university (both on and off campus). Title IX protects all people regardless of their gender or gender identity from sex discrimination, which includes sexual harassment and violence:

Who to Contact If You have Complaints, Questions or Concerns

Title IX requires the university to designate a Title IX Coordinator to monitor and oversee overall Title IX compliance. Your campus Title IX Coordinator is available to explain and discuss: your right to file a criminal complaint (sexual assault and violence); the University's complaint process, including the investigation process; how confidentiality is handled; available resources, both on and off campus and other related matters. *If you are in the midst of an emergency, please call the police immediately by dialing 9-1-1.*

Title IX requires that the CSU adopt and publish complaint procedures that provide for prompt and equitable resolution of sex discrimination complaints, including sexual harassment and violence. CSU Executive Order 1074 (<http://www.calstate.edu/eo/EO-1074.pdf>) is the system wide procedure for all complaints of discrimination, harassment or retaliation made by students against the CSU, a CSU employee, other CSU students or a third party.¹

Inquiries concerning the application of these laws to programs and activities at California State University Channel Islands may be referred to the following on-campus resources

Campus Title IX Coordinator:

Name: Anna Pavin

Email: Anna.Pavin@csuci.edu

Phone: (805) 437-8425

Report forms can be found at: <http://www.csuci.edu/hr/diversityandequity.htm>

University Police:

Phone: (Emergency) 911

Phone: (non-emergency) (805) 437-8888

Email: police@csuci.edu

U.S. Department of Education, Office for Civil Rights:

(800) 421-3481 or ocr@ed.gov

If you wish to fill out a complaint form on-line with the OCR, you may do so at: <http://www2.ed.gov/about/offices/list/ocr/complaintintro.html>

¹ CSU Executive Orders 927 and 928 set forth the university's systemwide policy and complaint procedure for discrimination, harassment and retaliation for employees not eligible to file a complaint or grievance under a collective bargaining agreement or whose collective bargaining agreement incorporates the CSU systemwide complaint procedure.

Safety of the Campus Community is Primary

The university's primary concern is the safety of its campus community members. The use of alcohol or drugs never makes the victim at fault for sexual discrimination, harassment or violence; therefore, victims should not be deterred from reporting incidents of sexual violence out of a concern that they might be disciplined for related violations of drug, alcohol or other university policies. Except in extreme circumstances, victims of sexual violence shall not be subject to discipline for related violations of the Student Conduct Code.

Information Regarding Campus, Criminal and Civil Consequences of Committing Acts of Sexual Violence

Individuals alleged to have committed sexual assault may face criminal prosecution by law enforcement and may incur penalties as a result of civil litigation. In addition, employees and students may face discipline/sanctions at the university. Employees may face sanctions up to and including dismissal from employment, per established CSU policies and provisions of applicable collective bargaining unit agreements.

Students charged with sexual discrimination, harassment or violence will be subject to discipline, pursuant to the California State University Student Conduct Procedures (see Executive Order 1073 at <http://www.calstate.edu/eo/EO-1073.pdf>) and will be subject to appropriate sanctions. In addition, during any investigation, the university may implement interim measures in order to maintain a safe and non-discriminatory educational environment. Such measures may include immediate interim suspension from the university, required move from university-owned or affiliated housing, adjustment to course schedule or prohibition from contact with parties involved in the alleged incident.

Additional Resources

- *CSU's Sexual Violence Prevention and Education Statement*
(including facts and myths)
- *U.S. Department of Education, regional office*
Office for Civil Rights
50 Beale Street, Suite 7200
San Francisco, CA 94105
(415) 486-5555
TDD (877) 521-2172
- *U.S. Department of Education, national office*
Office for Civil Rights
(800) 872-5327
- *Know Your Rights about Title IX*
<http://www2.ed.gov/about/offices/list/ocr/docs/title-ix-rights-201104.html>
- *California Coalition Against Sexual Assault*
1215 K. Street, Suite 1850
Sacramento, CA 95814
(916) 446-2520 <http://calcasa.org/>
- *Domestic and Family Violence*
- *National Institute of Justice: Intimate Partner Violence*
- *National Domestic Violence Hotline: 1-800-799-SAFE (7233)*
- *Office of Violence against Women*
- *Center for Disease Control and Prevention: Intimate Partner Violence*
- *Defending Childhood*

The following are crisis centers and hotlines that offer intake reception and counseling services:

Contact	Number	Location
Safe Harbor East	(805) 526-3900	Simi Valley
Safe Harbor West	(805) 641-4430	Ventura
Coalition for Family Harmony	(805) 983-6014	Oxnard
Spanish Speaking (Domestic Violence)	(800) 300-2181	
Santa Paula Hospital	(805) 933-8600	Santa Paula
St. John's Reg. Med. Center	(805) 988-2500	Oxnard
Interface	(805) 485-6114	Camarillo
Valley Trauma Center	(818) 886-0453	Northridge
The Women's Center	(818) 677-2780	
Ventura Medical Center	(805) 652-6000	Ventura
Domestic Violence Hotline	(800) 656-4673 or (800) 799-7233	
Rape Crisis Center	(805) 983-6014	Oxnard
National Sexual Assault & Domestic Violence Hot-line	(800) 656-4673 or (800) 799-7233	National
California Partnership to end Domestic Violence	(800) 524-4765	Los Angeles
Haven Hills	818-887-6589	
Anti-Hate Line	(800) 649-0404	
Rape Crisis Hotline	(408) 287-3000 (650-493-7273)	
Coalition to End Domestic Violence	(805) 983-6014	Ventura
North County Rape Crisis Services	(805) 736-8535 or (805) 922-2994 or (805) 963-6832	Santa Barbara
San Bernardino Sexual Assault Services	(909) 885-8884	San Bernardino



CSU Channel Islands Mission Statement

Placing Students at the center of the educational experience, California State University Channel Islands provides undergraduate and graduate education that facilitates learning within and across disciplines through integrative approaches, emphasizing experiential and service learning, and graduates students with multicultural and international perspectives.

