

To: UFC  
From: Alex Tanford, Chair of Policy Review Committee  
Date: April 25, 2023  
Re: STU-00, Code of Student Rights, Responsibilities and Conduct

**A. The UFC Policy Review Committee has reviewed the current Code of Student Rights, Responsibilities and proposed changes to it, and finds:**

1. The Code has not been thoroughly reviewed since 1990.
2. In November, 2020, a Working Group comprising representatives of the Policy Review Committee, student conduct officers, the university counsel's office, and student government, was convened by the UFC and the Vice-Provost/Chancellors for Student Affairs, and charged with a comprehensive review and updating of the Code. The Vice-President for Student Success was added to the group when that office was created.
3. The Constitution of the University Faculty § 2.2 provides that the faculty have legislative authority over "standards and procedures for student conduct and discipline."
4. Part III of the Code, which sets out a minimal number of university-wide procedures and delegates the process primarily to the campuses, has not been thoroughly reviewed. It is being carried over substantially as is, and will be reviewed in detail next year.

**B. The proposal has been extensively circulated for comment.**

The proposed revisions were sent to the student affairs offices, student government organizations, and faculty student affairs committees on all campuses. We received feedback from the dean of students and student government at IUSB, the student affairs committee and student government at IUB, the EVC for Academic Affairs and student government at IUE, the dean's council and student government at IUK, the academic affairs office and Dean of Students at IUPUI; the Dean of Students at IUN, and student government at IUS.

**C. The Committee moves that the UFC amend STU-00 to read as follows.**

## **STU-00, Code of Student Rights, Responsibilities, & Conduct**

### **SCOPE**

All students at Indiana University.

### **PREAMBLE**

#### **A. Purpose of the Code**

1. The purposes of Indiana University include the advancement of knowledge, the pursuit of truth, the development and education of students, and the promotion of the general well-being of society. As a community, we share a dedication to maintaining an environment that supports trust, respect, honesty, civility, free inquiry, creativity, and an open exchange of ideas
2. Individual rights are best protected by a collective commitment to mutual respect. Students who accept admission to Indiana University agree to:
  - a. Be ethical in their participation in the academic community,
  - b. Take responsibility for what they say and do,
  - c. Behave in a manner that is respectful of the dignity of others, treating others with civility and understanding, and
  - d. Use university resources and facilities in appropriate ways consistent with their purposes and in accordance with applicable policies.
3. Every Indiana University student is responsible for reading and understanding the Code of Student Rights, Responsibilities, and Conduct, as well as other expectations identified by individual schools or organizations relevant to an academic major, professional field, or on-campus residence. This Code is intended to identify the basic rights, responsibilities, and expectations of all students and student groups, and to serve as a guide for the overall student experience at Indiana University.
4. Students are part of a large and diverse university community that includes faculty, staff, administrators, visitors and guests. This Code lets all members of the university community know what they can expect from any students with whom they interact, be it in the classroom, an office, or an on-campus residential facility. In return, students can expect university faculty, staff, and administrative personnel to see that their rights under the Code are protected
5. Indiana University students are also members of their campus's local community. Thus, even those not affiliated with IU are likely to interact with students bound by the Code, the jurisdiction of which extends beyond the campus itself. The high standards set in this Code help to make these interactions pleasant and respectful.
6. The Code also tells parents, guardians, and other supportive adults what the university expects of its students. It can assist them in helping make students' time at Indiana University safe and rewarding.
7. The Code has been developed collaboratively by the University Faculty Council, university student affairs officials, and student government.

#### **B. How the Code Works**

1. Part I of the Code of Student Rights, Responsibilities, and Conduct includes the rights and freedoms to

which all students— undergraduate and graduate—are entitled at Indiana University. The responsibilities of all students are described in Part II. When students are believed to have violated any provisions in Part II, all campuses follow the basic procedural guidelines found in Part III of the Code. Individual campuses also have procedures that apply specifically to their students. The enforcement of the Code is the responsibility of the campus offices of student affairs.

2. The conduct process is an educational process and is not the same as a legal procedure in a court of law. Students, faculty, and staff serve as conduct officers and the outcomes are designed to both hold students accountable and to educate them, so that the behaviors are unlikely to be repeated. Violations of the Code that may be addressed in the campus conduct process may or may not also be violations of law and students who commit acts of misconduct are at risk of being held accountable in both the campus conduct process and the court system.

3. This Code applies to all activities on campus, on university-related property such as fraternities and sororities, and in connection with off-campus activities when they are associated with or affect university activities, or involve student behaviors that adversely affect the university community or the academic process

## **POLICY STATEMENTS**

### **PART I: STUDENT RIGHTS**

Indiana University recognizes its responsibility to support and uphold the basic freedoms and citizenship rights of all students. Within that context, students have the following rights:

#### **A. Rights in Pursuit of Education**

The freedom to learn should be promoted and encouraged by instructors and other members of the university community. In the classroom or other learning environments, whether in person or online, students shall have the rights to:

1. Have access to faculty, academic technology, classrooms, libraries, presentations, facilities, and other resources as necessary for the learning process.
2. Have access to academic advising and clear expectations for program and graduation requirements
3. Have access to their education records in a manner consistent with state and federal laws and applicable Indiana University policies, including USSS-05, Student Rights Under FERPA and Release of Student Information [link].
4. Have decisions related to the student's advancement toward their education communicated in a clear manner.
5. Learn in an environment that supports self-expression and association.
6. Participate in an exchange of ideas free of conduct that impedes either an instructor's ability to teach or the students' ability to learn, including having the freedom to raise relevant issues pertaining to classroom discussion (including personal beliefs), ask questions about data presented, and express alternative opinions, without concern for any retaliation or academic penalty. Students have the right to expect that their work will be evaluated by academic standards alone.
7. Receive a class syllabus in a timely manner.

8. Be informed of course goals, testing and grading procedures, and course content, in sufficient time to facilitate efficient course selection
9. Expect professional interactions with faculty who:
  - a. Provide clearly stated class goals;
  - b. Provide clear expectations for class performance and evaluation;
  - c. Meet classes as scheduled; are accessible for office hour appointments or consultation; and
  - d. Maintain a clear connection between course content and the course description, syllabus and goals.
10. Expect that an instructor will be sensitive to the student's religious identities, practices, and observances, including an expectation that instructors will make reasonable accommodations upon notice that the student must miss a class, exam or other academic exercise resulting from the observance of a religious holiday. It is the responsibility of the students involved to notify their course directors in a timely manner concerning their need for such accommodation, consistent with ACA-59, Accommodation for Religious Observances [link]
11. Expect that academic appointees, staff and university administrators will adhere to the university's applicable policies regarding consensual relations with students [link to ACA-33 and ACA-16].

## **B. Right to Freedom from Discrimination and Harassment**

1. Students have the right to study, work, and interact in an environment that is free from discrimination and harassment in violation of law or university policy. University policy forbids discrimination on the basis of any protected class, including age, color, disability, ethnicity, sex, gender identity, gender expression, genetic information, marital status, national origin, race, religion, sexual orientation, or veteran status. See UA-01, Non-Discrimination/Equal Opportunity/Affirmative Action [link]; UA-03, Discrimination, Harassment, and Sexual Misconduct [link].
2. Students who believe they have experienced discrimination or harassment have the right to obtain information concerning the university's applicable policies and procedures from the Office of Institutional Equity, Title IX Coordinator, or office for student affairs on their campus; to file a complaint; and to have the complaint fairly investigated pursuant to UA-03, Discrimination, Harassment, and Sexual Misconduct.
3. The sexual misconduct portion of UA-03, Discrimination, Harassment, and Sexual Misconduct, provides procedures for handling complaints concerning all forms of sexual misconduct including sexual harassment and sex/gender-based discrimination.

## **C. Right to Accommodation for Individuals with Disabilities**

Indiana University is committed to creating a learning environment and academic community that promotes educational opportunities for all individuals, including those with disabilities. A student has the right to expect that Indiana University will make reasonable accommodations for access to programs, services, and facilities as required by law and university policy, consistent with UA-02, Americans with Disabilities Act. (ADA) Policy [link].

## **D. Right to Freedom of Association, Expression, Advocacy, and Publication**

1. Students are free to form, join, and participate in groups or organizations that promote student interests, including but not limited to, groups or organizations that are organized for intellectual, religious, social, economic, political, recreational, or cultural purposes, consistent with STU-01, Student Organizations [link].

2. In accordance with the state and federal Constitutions and university policy, the university recognizes the rights of all students and student organizations to engage in discussion, to express thoughts and opinions, to engage in peaceful and orderly protests, and to assemble, speak, write, publish in print or online, or invite speakers on any subject without university interference or fear of university disciplinary action, consistent with UA-14, The First Amendment at Indiana University [link], UA-19, Event Management, and GR-01, Contact with State Officials, Federal Officials, and Political Campaigns, and Other Political Activities..

3. If a student feels that this right has been violated, the student has the right to file a request with the campus chief student affairs officer for an investigation and appropriate action.

4. Students who publish student publications under university auspices have the right to be free of university censorship. This right does not immunize students from being removed from such positions with proper cause and proceedings

### **E. Right to Contribute to University Governance**

1. Students have the right to be represented by a student government.

2. Students have the right to contribute to the making of institutional policy generally affecting their social or academic affairs, which may include student representation on departmental, unit or campus committees.

3. Students, have the right to be represented in the process by which student activity fees are reviewed and allocated.

### **F. Rights of Students in the Conduct Process**

1. Students who believe that any of their rights, as defined in this Code, have been violated by a member of the university community, or that they have been harmed by conduct prohibited under this Code, have the right to file a complaint as outlined in Part III, Procedures and under campus procedures.

2. The parties in a conduct process, defined as students who are alleged to personally have been harmed by conduct that violates this Code or to be responsible for such violation, can expect the following in the conduct process:

- a. A fair and reasonable process.
- b. To be informed of the procedures that will be used.
- c. To be given notice of the time and date of any hearing, and the Code provisions that may have been violated.
- d. An opportunity to be present and to share their perspectives.
- e. That the university will make a reasonable attempt to speak with witnesses and gather relevant documentation.
- f. An opportunity to review materials used in determining the resolution of the process.
- g. To be notified of the outcome.
- h. An expectation of privacy consistent with FERPA.
- i. Reasonable accommodations for disabilities.

### **G. Rights of Students as University Employees**

1. A student's rights as an employee of the university are governed by the applicable human resources

policies of Indiana University. Students should contact university or campus human resources offices. All human resources policies, including the policies for student hourly employees, are available through the home page of Indiana University Human Resources [link].

2. Student academic appointees may have other rights as set forth in ACA-16, Student Academic Appointees, [link] or ACA-33, Academic Appointee Responsibilities and Conduct.

## **PART II: STUDENT RESPONSIBILITIES AND CONDUCT**

**A. In General.** Just as students have rights, they also have responsibilities. Indiana University expects students to:

1. Uphold and follow this Code, relevant standards of respective departments, units, programs and professional societies, and all rules applicable to conduct in class environments or university-sponsored activities on and off campus.
2. Obey all university policies and procedures and all local, state, and federal laws.
3. Facilitate the learning process, including attending class regularly, completing class assignments, and coming to class prepared.
4. Plan a program of study appropriate to the student's educational goals. This may include selecting a major field of study, choosing an appropriate degree program within the discipline, planning class schedules, and meeting the requirements for the degree.
5. Use university property and facilities appropriately in support of their education while being mindful of the rights of others to use university property and facilities.
6. Maintain and regularly monitor their university accounts including, but not limited to, e-mail and bursar accounts.
7. Be responsible tenants when living in university housing.
8. Respect the rights and dignity of other members of the university community.

### **B. Academic Misconduct**

1. Academic misconduct is defined as any activity that tends to undermine the academic integrity of the institution. Academic misconduct is prohibited
2. Policies of academic misconduct apply to all curricular and academic-related activities, regardless of format or location. This includes, but is not limited to:
  - a. In-person and online classes and academic activities.
  - b. Internships, clinical experiences, field work, conferences, performances, and laboratory or other research.
  - c. Any exams or assessments, including in-class and take-home exams, entrance and qualifying exams, auditions, theses, and dissertations.
  - d. Actions that occur in the scope of others' academic work.
3. If an instructor determines that academic misconduct has occurred, the instructor will take appropriate action with respect to grades, and report significant dishonesty to the student affairs officer of the campus.

4. Academic misconduct includes, but is not limited to, the following:

**a. Cheating:** Cheating is using, providing, or attempting to use or provide unauthorized assistance, materials, information, or study aids in any form. Cheating is prohibited. Cheating includes, but is not limited to:

1. Using or providing unauthorized external assistance or materials on any exam, assignment, or academic-related activities. This prohibition includes the use of tutors, editing services, commercial term-paper providers, books, notes, calculators, online and electronic resources, artificial intelligence, and wireless communication devices, subject to the following:

- a. On exams, term papers, and graded assignments, external assistance is presumed to be unauthorized unless the instructor or syllabus gives permission.
- b. On ungraded academic-related activities, students may use external assistance unless the instructor or syllabus prohibits their use.
- c. Campus or unit centers that assist students with computing, writing, research, mathematics, or other academic skills are not considered external, and may be used unless the instructor or syllabus prohibits their use.

2. Acting or having another person act as a substitute, or completing academic work on another student's behalf.

3. Collaborating with other persons on a project and submitting a copy of joint academic work as one's individual work, either explicitly or implicitly.

4. Stealing or the unauthorized use or distribution of examinations or other course materials.

5. Submitting substantial portions of the same academic work for credit or honors more than once without permission of the instructor or program to whom the work is being submitted.

6. Altering a grade or score in any way without authorization, or altering answers on a returned exam or assignment for credit without authorization.

**b. Fabrication:** A student must not falsify, invent, or misrepresent any information or data, or manipulate materials, equipment, or processes, without authorization, in any academic exercise, including, but not limited to: records or reports, laboratory equipment and results, and citation to the sources of information.

**c. Plagiarism:** Plagiarism is defined as presenting someone else's work, including the work of other students, as the submitting student's own. A student must not present ideas or materials taken from another source for either written or oral use without fully acknowledging the source, unless the information is common knowledge. What is considered "common knowledge" may differ from course to course.

1. A student must give credit to the original source whenever:

- a. Directly quoting another person's actual words, whether oral or written;
- b. Using another person's ideas, opinions, formulas, or theories;
- c. Paraphrasing the words, ideas, opinions, or theories of others;
- d. Borrowing facts, statistics, or illustrative material; or
- e. Submitting materials assembled or collected by others in the form of projects or collections

2. A student may not submit or present as their own work materials taken in whole or part from a commercial term paper company, files or papers prepared by other persons or programs, or documents found on the internet.

**d. Interference:** A student must not steal, change, destroy, or impede another student's work, learning environment, or academic performance, nor attempt, through a bribe, promise of favors or threat, to affect any student's grade or the evaluation of academic performance. Impeding another student's work includes, but is not limited to, the theft, defacement, tampering with, or mutilation of resources so as to deprive others of the information they contain.

**e. Violation of Course Rules:** A student must not violate course rules established by an academic unit, a department, the course syllabus, or verbal or written instructions.

**f. Facilitating Academic Misconduct:** A student must not intentionally or knowingly help or attempt to help another student to commit an act of academic misconduct, nor allow another student to use their work or resources to commit an act of misconduct.

**g. Research Misconduct.** A student working on a research project covered by ACA-30, Research Misconduct, must not engage in conduct that would violate ACA-30. [link].

### **C. Personal Misconduct**

The university may discipline a student or student organization for acts of personal misconduct that occur on or off university property. For purposes of this Code, university property includes the grounds, academic and administration buildings, residence halls, athletic and recreational facilities, and university-serviced property, such as sororities and fraternities. The university also may discipline a student or student organization for acts of personal misconduct that occur off campus when they are associated with or affect university activities or undermine the security of the university community, the integrity of the educational process, or pose a threat to self or others. Personal misconduct includes:

1. Acts of fraud, misrepresentation, or dishonesty, including the following;
  - a. Forgery, alteration or misuse of documents, records, identification, or other materials;
  - b. Knowingly furnishing false, forged, or inappropriately altered information to the university, any university official, or emergency response personnel;
  - c. Intentionally misrepresenting yourself, including but not limited to: representing yourself as the university, any university official, your status at the university, or using the university's brand without permission.
  - d. Possession, use, manufacture, or distribution of identification cards or devices that are false or fraudulent or that misrepresent an individual's identity, age, or other personal characteristics, including using another individual's identification.
  - e. Assuming another person's identity or role through deception or without proper authorization, including communicating or acting under the guise, name, identification, e-mail address, signature, or other indications of another person or group without proper authorization or authority.
2. Knowingly initiating, transmitting, filing, or circulating a false report, warning, or threat concerning an act of violence, a catastrophe, a fire, or other emergency; or transmitting such a report to an official or an official agency such as IU Police or local law enforcement.
3. Unauthorized access to, release, or use of any information technology or other university equipment or facilities.



4. Conduct that is obscene.
5. Disorderly conduct, whether in person or virtual, that disrupts teaching, research, administration, or other university activity and/or disrupts the university community and its members.
6. Actions that endanger, or aid in the endangerment of, one's self or others, or the educational process.
7. Failure to comply with the directions of authorized university officials in the performance of their duties, including, but not limited to: failure to identify oneself when requested to do so; failure to comply with the terms of a conduct outcome or process; or refusal to vacate a university facility when directed to do so.
8. Unauthorized entry, trespass, use, or occupancy of facilities or property.
9. Intentionally obstructing or blocking access to university facilities, property, or programs.
10. Theft or the unauthorized taking, possession, or use of property or services.
11. Damage to, destruction of, or tampering with property belonging to others.
12. Arson, the unauthorized setting of fires, or the unauthorized use of or interference with fire equipment and emergency personnel.
13. Unauthorized possession, use, manufacture, distribution, or sale of fireworks, incendiary devices, or other explosives.
14. Possession, use, sale or distribution of any weapon or any item used as a weapon on university property or at university-affiliated events, as defined in university policy PS-03, Firearms and Weapons [\[link\]](#).
15. Harassment, including the following:
  - a. Sexual harassment as defined in UA-03, Discrimination, Harassment, and Sexual Misconduct.[\[link\]](#);
  - b. Discriminatory harassment on any basis protected by UA-01, Non-Discrimination/Equal Opportunity/ Affirmative Action, and UA-02, Americans with Disabilities Act (ADA) Policy.
  - c. Harassment, not otherwise specified, defined as unwelcome or unwanted conduct that is persistent, severe, or pervasive, and impacts a student's ability to access their education, or an individual's personal safety, academic efforts, employment, or participation in university-sponsored programs or activities. This behavior includes, but is not limited to: direct or indirect written, verbal, physical, or electronic action or inaction.
16. Engaging in or encouraging retaliation against, or any behavior or activity that threatens or intimidates, any potential participant in a conduct process or a process under UA-03, Discrimination, Harassment, and Sexual Misconduct [\[link\]](#).
17. Bullying, defined as overt, unwanted and repeated acts or gestures, including verbal or written communications or images transmitted in any manner, physical acts, aggression, or any other behaviors, that are committed by a student or group of students toward an individual, with the intent to harass, ridicule, humiliate, intimidate, or harm the targeted individual, and which:
  - a. Places the targeted individual in reasonable fear of harm to the targeted individual's person or property;
  - b. Has a substantially detrimental effect on the targeted individual's physical or mental health, employment, or academic performance; or

c Substantially interferes with a member of the university community's ability to participate in or receive benefits, services, or opportunities from a university-sponsored program or activity.

18. Stalking.

a. Based on sex or gender as defined in UA-03, Discrimination, Harassment, and Sexual Misconduct.[link]

b. Not based on sex or gender, which is defined as a knowing or intentional course of conduct involving repeated or continuing harassment of another individual that would cause a reasonable person in similar circumstances to feel terrorized, frightened, intimidated, or threatened. The term does not include statutorily or constitutionally protected behavior. Course of conduct means two or more acts, including, but not limited to, acts in which the respondent directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.

19. Hazing. Hazing is defined as any conduct or threats of conduct that subject another individual, whether physically, mentally, emotionally, or psychologically, to anything that may endanger, abuse, degrade, or intimidate the individual, as a condition of association with a team, group or organization, regardless of the individual's consent or lack of consent. This behavior includes, but is not limited to, direct or indirect written, verbal, physical or electronic actions or inactions. Both individual students and student organizations, including fraternities and sororities, may be disciplined for acts of hazing.

20. Physical abuse of any individual, or acting with violence, including the following:

a. The use of physical force or violence to restrict the freedom of action or movement of another individual or group, or to endanger the health or safety of another individual;

b. Physical behavior that involves an express or implied threat to, or has the purpose or reasonably foreseeable effect of interfering with, an individual's or group's personal safety, academic efforts, employment, or participation in a university-sponsored program or activity, or that causes the individual to have a reasonable apprehension that such harm is about to occur;

c. Any action toward any person, animal or property that harms or causes reasonable fear of harm, to such person, animal or property,

d. Sexual assault as defined in UA-03, Discrimination, Harassment, and Sexual Misconduct. [link];

e. Physical abuse that constitutes dating or domestic violence as defined in UA-03, Discrimination, Harassment, and Sexual Misconduct.[link].

21. Verbal abuse of another individual, including:

a. An express or implied threat to:

1. Interfere with an individual or group's safety, academic efforts, employment, or participation in university-sponsored program or activity, and that under the circumstances causes the individual to have a reasonable apprehension that such harm is about to occur; or

2. Injure that individual or damage their property.

b. Verbal abuse that constitutes dating or domestic violence as defined in UA-03, Discrimination, Harassment, and Sexual Misconduct.[link]

22. Unauthorized possession, use, manufacture, or supplying of alcoholic beverages to others contrary to law or university policy, including but not limited to:

a. Public intoxication.

b. Possession or use of alcoholic beverages by an individual under the age of 21.

c. Supplying alcoholic beverages to an individual under the age of 21.

d. Operating a motor vehicle under the influence of alcohol.

e. Student organization serving or allowing possessing of alcoholic beverages contrary to law or

university policy at student organization functions or on organization-operated property or leased facilities, on or off campus. Individual students who plan, sponsor, or direct such functions also may be subject to discipline.

23. Unauthorized possession, manufacture, sale, distribution, or use of illegal drugs or any controlled substance, including but not limited to:

- a. Being under the influence of illegal drugs or unauthorized controlled substances.
- b. Operating a motor vehicle under the influence of illegal drugs or unauthorized controlled substances.
- c. Sale, distribution or supply of illegal drugs or unauthorized controlled substances.
- d. Manufacture of illegal drugs or unauthorized controlled substances.
- e. Unauthorized possession of drug paraphernalia on campus property

24. A violation of any state, federal, or foreign law, based on the outcome of a criminal, civil, or administrative action, or foreign jurisdiction.

25. Using university logos, property or resources, or implying university endorsement, to operate a business or to sell or solicit sales of goods, whether online or in physical form, except in the course of an authorized activity, pursuant to FIN-PURCH-12, Non-Solicitation on Campus [link] and FIN-LT-01, Licensing and Trademark Policy.

26. Engaging in conduct in violation of UA-03, Discrimination, Harassment and Sexual Misconduct Policy not otherwise covered in this section.

27. Violation of other disseminated university regulations, policies, or rules, including but not limited to university information technology policies, residence hall policies, tobacco free campus policies, recreational sports facility policies, and temporary or emergency policies.

## **REASON FOR POLICY**

The purposes and educational mission of the university is best promoted and protected by a collective commitment to mutual respect for the rights of others in the university community; an environment that supports honesty, civility, free inquiry, creativity, and the open exchange of ideas; and the acceptance of the responsibilities that accompany membership in the Indiana University community. This Code implements these basic principles pursuant to the faculty's authority in § 2.2 of the Constitution of the University Faculty to establish the standards and procedures for student conduct and discipline. Because students and units may engage in programs or activities on more than one campus, a university-wide set of standards is appropriate.

## **PROCEDURES**

A. The university-wide procedures set forth in UA-03 [link] will cover the resolution of complaints concerning discrimination, harassment and/or sexual misconduct that involve students, academic appointees, staff, and all others on university property.

B. The following university-wide procedures apply to conduct processes other than those brought under UA-03, on all campuses, and supercede any inconsistent campus-level policies and procedures.

1. Student Grievances. Students are to have clear procedures to follow when they believe that any of their rights, as defined in earlier sections of this Code, have been violated by a member of the university community. The campus offices of student affairs, institutional equity, and faculty affairs, as

appropriate, will assist students in addressing their complaints.

2. Academic and Personal Misconduct. Clear procedures with specific information about the persons who are involved, time lines, and disciplinary sanctions are to be created and maintained at the campus level. These procedures are to be designed to provide students with procedural fairness and to ensure equal protection for all students and appropriate sanctions

3. Notification. A person who is alleged to have been personally harmed by conduct that violates this Code for which disciplinary proceedings are conducted under this Code is entitled to participate in proceedings relating to evidence, but not the deliberative process in which the hearing officer or panel weighs the evidence, and to be notified about the outcome of the conduct process, in a timely manner.

4. Involvement of Advisors

a. An individual charged, an alleged victim, or anyone providing testimony, is entitled, at their expense, to be accompanied by an advisor or support person of their choice. Except as provided in UA-03, Discrimination, Harassment, and Sexual Misconduct, an advisor or support person is limited to the role of advising and may not participate in the proceeding, may not question witnesses, and may not make any statements during the proceeding. An advisor may be excluded from proceedings for failure to adhere to these limitations. Campus-specific procedures may be adopted to allow a student to have an advisor or support person to speak on the student's behalf at the final appeal hearing.

b. A student with a disability affecting communication or a student who cannot effectively communicate in the English language may seek a reasonable accommodation from the campus office of student affairs to allow an advisor or interpreter to present or translate the proceedings.

C. Procedures governing areas not covered by university-wide procedures may be addressed by each campus.

## **DEFINITIONS**

A. Student. For purposes of this Code, the term "student" includes the following:

1. A person who is admitted or enrolled in any credit-bearing course or program in any school or division of Indiana University.
2. A person who is admitted to Indiana University and present on a campus for the purpose of being enrolled in any credit-bearing course or program in any school or division of Indiana University.
3. A person who has been admitted and enrolled in any credit-bearing course or program in any school or division of Indiana University and continues to be associated with Indiana University because of failure to complete the course or the program in which the person was enrolled.
4. A person who is not admitted to the university, but who is taking classes to transfer to another university, for personal enrichment, as part of the Advance College Project, or in preparation to apply to a graduate program.
5. Individuals who withdraw after having allegedly committed misconduct, or who are not officially enrolled for a particular term, but who have an expected continued academic relationship with the University, may be considered "students."

B. Persons Authorized to Exercise Specified Responsibilities. Under this Code, the authority that is given to a specified Indiana University official, office or employee may be exercised by any person who occupies the specified position or has a comparable position on a campus that does not have the specified position. Under this Code, the authority that is given to a particular Indiana University official or employee may be exercised by that particular person or by that person's designee.

## **ADOPTION PROVISIONS**

A. This Code becomes effective on July 1, 2023.

### **B. Effect of Adoption**

1. The adoption of this code shall not affect any student rights or responsibilities, any sanctions that were imposed, or any proceedings that were begun or continue to be enforced or upheld, as applicable, as if the new Code had not been adopted. Any proceedings that were begun before such date shall likewise continue as if the new Code had not been adopted.
2. Acts of misconduct that are committed or processed after the effective date of this Code shall be governed by the rules and procedures included in this new Code.

C. Any unit of the university may adopt additional substantive or procedural standards to this code, provided the additional standards:

1. Are necessary to meet academic concerns or to comply with the professional or accreditation standards;
2. Guarantee students in the unit a fair opportunity to be heard consistent with the standards of evidence and due process found in this code.
3. Are enacted by the faculty governing organization of that unit, and
4. Are approved by the chief student affairs officer of the campus.

D. The UFC Executive Committee is authorized to approve modifications to the Code as adopted by the UFC until its effective date.

## **HISTORY**

Prior to 1990, the student conduct process was handled separately by each campus.

On May 4, 1990, the Trustees of Indiana University approved a comprehensive revision of the Code of Student Ethics. It approved minor amendments on June 5, 1993; and December 13, 1996.

On October 8, 1996, the Trustees approved amendments including changing the name to the Code of Student Rights, Responsibilities and Conduct. It approved minor amendments on June 11, 2004; June 24, 2005; and June 12, 2009.

On September 22, 2015, the Code was amended by the UFC Executive Committee to align it with the Sexual Misconduct Policy. Approved by Trustees February 5, 2016.

On November 29, 2016, the Code was amended by the UFC to reflect changes in the Sexual Misconduct Policy. Approved by Trustees on February 3, 2017.

On December 13, 2022, the UFC approved moving the personal misconduct section of the Code from ACA-33 to a separate policy, STU-00. Approved by University President March 1, 2023.

Comprehensive revision April 25, 2023, by the UFC.