I. INTRODUCTION
The UC San Diego community includes students, staff, faculty, and others who have a vested interest in the University. Members of our community, part of the larger University of California community, pride themselves on academic, personal, and professional excellence and value integrity, accountability, and respect. This Student Conduct Code underscores the pride and the values that define our community while providing UC San Diego students with a framework to guide their actions and behaviors.

UC San Diego’s Principles of Community further illustrate the expectations of all members of our community. In accordance with these Principles, the community supports student development and learning across the UC San Diego campus, six undergraduate colleges, and graduate/professional schools.

We also recognize the impact our unique college structure has in blending the strengths of a small college with the resources and opportunities of a large research university. This structure allows students, faculty, and staff to positively impact both the individual college and greater University communities.

This Code sets forth the applicable standards of our community and authorizes the administration of student conduct at UC San Diego. All participants involved with the student conduct process are encouraged to reflect upon their role in the community and seek out opportunities for personal growth and development. It is an aspiration that students involved in this process will strengthen their competencies in communication, relationships, leadership, critical thinking, and active citizenship.

By adapting or inserting the actual language of the Policy on Student Conduct and Discipline (Section 100.00) of the University of California Policies Applying to Campus Activities, Organizations and Students, this Code remains consistent with the system wide Policy. The complete Policy can be found at http://www.ucop.edu/ucophome/coordev/ucpolicies/aos/uc100.html.

II. DEFINITIONS
For the purpose of this Code, the following definitions apply:

A. “Administrative Resolution” means a meeting between a Respondent and a Student Conduct Officer to resolve alleged violations of this Code without a Conduct Board Review.

B. “Advisor” means a person chosen by the Respondent or Complainant to assist him/her with an Administrative Resolution meeting or Conduct Board Review. Advisors include Members of the University Community, Associated Students (A.S.) Student Advocates, and attorneys.

C. “Business days” means weekdays but excludes weekends, University holidays, or days when the Chancellor has determined that the campus will be closed for business.

D. “Chair” means the UC San Diego student, staff or faculty member responsible for facilitating the procedures of a Conduct Board Review.

E. “Complainant” means any person who submits a report of alleged violations of this Code.

F. “Conduct Board” (Board) means a group of students or students, faculty, and staff authorized to resolve violations of this Code through a Conduct Board Review.

G. “Conduct Board Coordinator” refers to the UC San Diego staff or faculty member appointed by the relevant Dean or the Director of Student Conduct to assist the Chair of a Conduct Board with Review procedures.

H. “Conduct Board Review” means a formal review with one or more Respondents and a Conduct Board to resolve alleged violations of this Code.

1 The Administrative Resolution process takes the place of the “Informal Resolution” process from the previous version of this Code.

2 The Conduct Board Review process takes the place of “Formal Adjudication” process from the previous version of this Code.
I. “Dean” means the UC San Diego staff or faculty member or his/her designee responsible for overseeing student conduct matters of an undergraduate college, residential area, graduate school, professional school, or Extension program.

J. “Guest” means a person to whom a Student has extended an invitation to come to University Grounds and Facilities or to University-Supported Activities.

K. “Interim Action” means the temporary suspension or termination of a Respondent’s privileges on an interim basis before a final determination. Such actions include Interim Suspensions, separation of parties, and changing of class schedules.

L. “Member of the University Community” means students, faculty, or staff, or other persons affiliated with the University.

M. “Multi-Area Incident” means an incident where all Respondents are not residents and/or registrants of the same residential area or college.

N. “Preponderance of the Evidence” is the evidence standard of this Code. Preponderance of the Evidence means that it is “more likely than not” that a Respondent violated this Code. In this context, the Respondent will be found to be responsible for the alleged violations if the Student Conduct Officer or Conduct Board concludes that the University has shown that such conduct more likely than not occurred based on careful review of all information presented.

O. “Reasonable Cause” means that there is sufficient evidence to allege that a Respondent has violated this Code. Evidence is sufficient if a reasonable person would believe that further inquiry into whether a violation occurred is warranted.

P. “Reckless Disregard” means consciously disregarding a substantial risk.

Q. “Respondent” means any Student or Student Organization who has been alleged to have violated any portion of this Code.

R. “Student” means an individual for whom the University maintains student records and who:
   1. is enrolled in, or registered with an academic program of the University;
   2. has completed the immediately preceding quarter, is not presently enrolled, and is eligible for re-enrollment; or
   3. is on an approved educational leave or other approved leave status, or is on filing-fee status.

S. “Student Conduct Officer” means a University Official authorized on a continuing basis by the Vice Chancellor - Student Affairs or his/her designee or other appropriate University Official (e.g. Dean of Graduate Studies) to conduct Administrative Resolution meetings with a Respondent alleged to have violated this Code and to impose or recommend sanction(s).

T. “Student Conduct Regulations” mean the complete set of policies that govern student conduct matters at UC San Diego. (See http://students.ucsd.edu/student-life/_organizations/student-conduct/regulations/index.html).

U. “Student Conduct Standards Group” means the group of students, faculty and staff entrusted with considering revisions and changes to the Student Conduct Regulations.

V. “Student Organization” means a group of undergraduate and/or graduate students who are recognized as a college student organization by the Dean or Provost of their respective college or who have successfully registered as a student organization with the Center for Student Involvement.

W. “Terrorize” means to cause a reasonable person to fear bodily harm or death, perpetrated by the actor or those acting under his/her control.

X. “University” means the University of California and includes all campuses (e.g. UC San Diego), the Office of the President, the Division of Agriculture and Natural Resources, and each Department of Energy Laboratory operated by the University.

Y. “University Grounds and Facilities” means any University-owned, -operated or -maintained property, including all University grounds and structures or such other property as shall be designated by a campus as property subject to University Policies.

Z. “University Official” includes any person employed by the University performing administrative, professional, research, teaching, or para-professional responsibilities.

AA. “University Policy” means the written regulations of the University, including, but not limited to, this Code, the Student Conduct Regulations, the Policy and Procedure Manual, and other published University Policies.
BB. “University-Supported Activity” means any activity on- or off-campus which is initiated, funded, authorized, or supervised by the University.

CC. “Weapon” means any object or substance designed to inflict a wound, cause injury, or incapacitate including, but not limited to, firearms, projectiles, pellet guns, chemicals, and knives. This definition also includes any harmless instrument that could reasonably appear to a reasonable person as being a weapon.

DD. The terms “will” or “shall” are used in the imperative sense; “may” is used in the permissive sense.

III. AUTHORITY
The Regents of the University of California and the University of California Office of the President delegate the authority to administer the student conduct process to the Chancellor of each University of California campus. At UC San Diego, the Chancellor entrusts the Vice Chancellor – Student Affairs or her/his designee with the implementation of this process. The Vice Chancellor – Student Affairs administers and oversees the policies and procedures contained in this Code except those which are specifically delegated to other Vice Chancellors.

IV. JURISDICTION
This Code applies to the non-academic student conduct of UC San Diego Students and registered Student Organizations that occurs on University Grounds and Facilities, at University-Supported Activities, and to off-campus conduct that adversely affects the UC San Diego Community and/or the pursuit of the University’s objectives as determined by the Vice Chancellor – Student Affairs. This Code applies to a Student’s conduct even if the Student withdraws from the University while a student conduct matter is pending.

A. The University will not routinely invoke the processes described in this Code over non-academic student conduct that occurs off-campus except in connection with an official University-Supported Activity. However, under limited circumstances, the University has the discretion to exercise jurisdiction over off-campus conduct that would violate this Code or other University Policies if it occurred on-campus.

B. This Code applies to alleged incidents of hazing as described in Section VII(K) below regardless of the location(s) of the alleged hazing. Additionally, jurisdiction may be exercised over off-campus conduct meeting the criteria described in Section IV(D) below where the alleged off-campus conduct includes, but is not limited to:

1. Sexual assault, physical assault, battery, threats of violence, or conduct that threatens the health or safety of any person;
2. Stalking, sexual harassment, harassment or unwanted personal contact;
3. Illegal possession or use of weapons, explosives, or destructive devices;
4. Illegal manufacture, sale, or distribution of controlled substances; or
5. Hate crimes as defined by California law.

C. All requests to exercise off-campus jurisdiction will be submitted by the Director of Student Conduct to the Vice Chancellor – Student Affairs, who will have the exclusive authority to extend jurisdiction under this Code. The decision by the Vice Chancellor – Student Affairs is final and not subject to appeal.

D. In determining whether or not to exercise jurisdiction over off-campus student conduct, the Vice Chancellor – Student Affairs will consider the totality of the circumstances, including the following factors:

1. The seriousness of the alleged conduct;
2. The impact of the conduct on any member of the University community or the campus as a whole;
3. Whether the alleged victim is a member of the University community;
4. The ability of the University to gather information, including the testimony of witnesses; and
5. Whether the off-campus conduct is part of a continuing course of conduct that occurred either on- or off-campus.

E. A Student at one campus of the University of California, who is accused of violating University Policies or campus regulations on another campus of the University or at an University-Supported Activity at that campus will be subject to the disciplinary procedures of either campus after consultation between the staff member(s) responsible for the student conduct processes at both campuses. The designated staff member(s) will determine which campus will handle the report of alleged violations and imposition of sanctions. However, the imposition of any recommendations for sanctions arising from these procedures must be reviewed and approved by both campuses before the sanctions are imposed.

F. The University of California Police Department may share information with the Office of Student Conduct regarding on- or off-campus student conduct that may violate this Code. Off-campus incidents may be evaluated with the factors stated in Section IV(D) above in determining whether to exercise jurisdiction over the off-campus conduct.

V. INTERPRETATION OF REGULATIONS & APPLICABILITY
This Code serves as a general notice of our community standards. It is not written as specifically or practiced in the same way as local, state, or federal law. As such, it should be viewed as a framework to educate through an accountability process. Additionally, conduct prohibited by this Code may or may not violate local, state, or federal law, and the University may address such conduct independent of and/or concurrently with other legal proceedings.

A. This Code applies to all UC San Diego undergraduate, graduate, professional school, and Extension Students as defined in Section II(S) above. Additionally, this Code also applies to:
   1. Applicants who become Students, for alleged violations committed as part of the application process;
   2. Applicants who become Students, for alleged violations committed on campus and/or while participating in University-Supported Activities that take place following a Student’s submittal of the application through his or her official enrollment; and
   3. Former Students for alleged violations committed while a Student.

B. This Code supersedes any and all previous versions of this Code and serves as the official reference for all student conduct matters at UC San Diego. All matters of student conduct at UC San Diego will be handled in accordance with this Code, unless superseded by a specific procedure of a professional school or program under the purview of the University. In such instances, professional schools or programs may hold students accountable based on school or program-specific policies.

C. The Policy on Integrity of Scholarship governs all instances of academic misconduct. However, this Code applies to non-academic student conduct (e.g. falsifying documents, furnishing false information) discovered as part of an academic misconduct incident.

D. Reports of alleged violations involving sex offenses, including sexual assault and sexual misconduct, will be handled under the policies and procedures set forth in the UC San Diego Student Sex Offense Policy.

E. Reports of alleged violations where the incident occurred prior to the adoption of the most recent version of this Code will be resolved using the version of this Code in effect at the time the incident occurred.

F. All deadlines and time requirements in this Code may be extended for good cause as determined by the Director of Student Conduct. Requests for extensions of deadlines must be made in writing to the Director of Student Conduct, who will determine, based on the totality of circumstances,
whether or not the extension is granted. If an extension is granted, the Director of Student Conduct will specify the date of the new deadline or event.

G. The Director of Student Conduct will facilitate periodic reviews of this Code in collaboration with the Student Conduct Standards Group in accordance with the Student Conduct Regulations.

H. If any portion of this Code is invalidated or deemed to be unenforceable, the remainder of this Code will remain in effect.

I. Questions concerning the administration, application, and/or interpretation of this Code should be directed to the Director of Student Conduct. Other resources for these questions include the A.S. Office of Student Advocacy, Student Legal Services, and the Office of the Ombuds.

VI. ROLES AND RESPONSIBILITIES
Students, staff, and faculty take active roles in the student conduct process as described below.

A. The duties and responsibilities of the Director of Student Conduct include:
   1. Serves as UC San Diego’s Senior Student Conduct Officer, facilitates Administrative Resolutions, and coordinates the Community Standards Board.
   2. Trains and advises all Student Conduct Officers, Conduct Boards, Conduct Board Coordinators, A.S. Student Advocates (in collaboration with the Office of Student Legal Services), and serves as an information resource for Members of the University Community regarding student conduct processes and procedures.
   3. Ensures the maintenance, storage, and disposal of all non-academic student conduct records.
   4. Submits regular statistical reports to the campus community, including, but not limited to, reporting the number of cases referred to the office, the number of cases resulting in sanctions, and the range of sanctions imposed.
   5. Conducts and facilitates a periodic review of this Code with the Student Conduct Standards Group.

B. The duties and responsibilities of the Deans of Student Affairs, Graduate Studies, and Professional Schools (or their designees) include:
   1. Determines the appropriate resolution of reports of alleged violations referred by the Director of Student Conduct for action, including alternative resolution options (e.g. Alternative Dispute Resolution, Notice of Inappropriate Conduct).
   2. Meets with students at risk for suspension or dismissal and discusses resolution options.
   3. Serves as a Student Conduct Officer and facilitates Administrative Resolutions.
   4. Reviews sanctioning recommendations when required by this Code.
   5. Participates in training sessions facilitated by the Office of Student Conduct.

C. The duties and responsibilities of Student Conduct Officers include:
   1. Facilitates Administrative Resolutions and Reviews (when necessary) per the procedures set forth in this Code.
   2. Coordinates Administrative Resolution logistics, including the date, time, and place of meeting, and provides the Respondent with all information (e.g. incident reports, video evidence) to be discussed during the meeting.
   3. Upon concluding an Administrative Resolution meeting, determines whether the Respondent has accepted responsibility for violating this Code and refers matter to applicable Conduct Board if the Respondent does not accept responsibility.
   4. Determines and assigns fair and appropriate sanctions to Respondents accepting responsibility for violating this Code.
   5. Participates in training sessions facilitated by the Office of Student Conduct.

D. The duties and responsibilities of Conduct Boards include:
   1. Facilitate Conduct Board Reviews per the procedures set forth in this Code.
2. Upon concluding a Conduct Board Review, determines whether the Respondent has violated this Code based on a Preponderance of the Evidence.
3. Recommend fair and appropriate sanctions for Respondents found responsible for violating this Code.
4. Maintains confidentiality related to all aspects of the Conduct Board Review process.
5. Participates in training sessions facilitated by the Office of Student Conduct, Council of Deans and Office of Student Legal Services.

E. The duties and responsibilities of **Conduct Board Coordinators** include:
   1. Coordinates Conduct Board Review logistics, including the date, time, place of the Review, and provides Board members and Respondent with all information (e.g. incident report, video evidence) to be used during the Review.
   2. Serves as *ex officio* member of relevant Conduct Board. Acts as consultant to the Board regarding Review procedures, decision making processes, and sanction recommendation options.
   3. When a Respondent is found responsible for violating this Code, verbally notifies the Conduct Board of the Respondent’s past student conduct history.
   4. Forwards the Chair’s Conduct Board Review Report to the relevant Dean, Student Conduct Officer, or other University Official after conclusion of deliberations.
   5. Participates in training sessions facilitated by the Office of Student Conduct.

F. The duties and responsibilities of **Advisors** include:
   1. Advisors offer assistance to Students during Administrative Resolution meetings and Conduct Board Reviews. The Student may choose a Student Advocate, any other Member of the University Community or an attorney to serve as an Advisor.
   2. The Associated Students (A.S.) Office of Student Advocacy appoints **Student Advocates** who are available to serve as Advisors. Student Advocates will be jointly trained by the Office of Student Conduct and Office of Student Legal Services. Student Advocates may speak on behalf of their advisee so long as all procedural requirements are followed.
   3. **Members of the University Community** will be limited to communicating with their advisee during an Administrative Resolution meeting or Conduct Board Review. Members of the University Community serving as Advisors will not interrupt, disrupt, or directly participate in the meeting or Review.
   4. Because Reviews under this Code are part of the University’s overall educational process, it is not expected that Students will require the assistance of **attorneys**. However, Students are free to engage attorneys to provide them with legal advice.
   5. If a Student engages an attorney, the attorney’s role at an Administrative Resolution meeting or Conduct Board Review will be limited to communicating with the Student. Attorneys will not interrupt, disrupt, or directly participate in the meeting or Review.
   6. All Advisors will be required to abide by the roles and expectations of an Advisor as specified in this Code. Advisors may be excluded by the Student Conduct Officer or Conduct Board Chair for failing to adhere to these rules.

**VII. CONDUCT IN VIOLATION OF COMMUNITY STANDARDS**
The following conduct, including attempts to engage in or aid in such conduct, violate the University’s community standards and may be subject to action under the processes outlined in this Code:

A. Non-academic dishonesty including, but not limited to, fabricating information, furnishing false information, or reporting a false emergency to the University.

B. Forgery, alteration, or misuse of any University document, record, key, electronic device, identification, vehicle, or other resource.

C. Theft, conversion, destruction, or damage to University property or property of others while on University Grounds and Facilities or knowingly possessing stolen property.
D. Theft, abuse, or misuse of University computer and other University electronic resources, including computer and electronic communications facilities, systems, and services which violate this Code or the Academic Computing & Media Services Acceptable Use Policies.

E. Unauthorized entry, possession, receipt, or use of University services, equipment, resources, or properties including entry or use for an unauthorized purpose.

F. Violations of the UC San Diego Housing and Residential Life Policies.

G. Physical abuse including, but not limited to, sexual assault, sex offenses, physical assault, battery, or conduct that threatens the health or safety of any person.

H. Verbal, written, electronic, or other threats of violence.

I. Harassment, defined as conduct that is so severe and/or pervasive, and objectively offensive, and that so substantially impairs a person's access to University programs or activities that the person is effectively denied equal access to the University's resources and opportunities.

Harassment includes, but is not limited to, conduct that is motivated on the basis of a person's race, color, national or ethnic origin, citizenship, sex, religion, age, sexual orientation, gender identity, pregnancy, marital status, ancestry, service in the uniformed services, physical or mental disability, medical condition, or perceived membership in any of these classifications. Pursuant to Section XV(C) below, sanctions may be enhanced for conduct motivated on the basis of the above classifications.

J. Stalking behavior in which a Student repeatedly engages in a course of conduct directed at another person and makes a credible threat with the intent to place that person in reasonable fear for his or her safety, or the safety of his or her family; where the threat is reasonably determined by the University to seriously alarm, torment, or terrorize the person; and where the threat is additionally determined by the University to serve no legitimate purpose.

K. Participation in hazing or any method of initiation or pre-initiation of potential, new, or active members into a Student Organization or other activity engaged in by the Student Organization or members of the Student Organization at any time that causes, or is likely to cause, physical injury or personal degradation or disgrace resulting in psychological harm to any Student or other person.

L. Unreasonably obstructing or disrupting teaching, research, administration, disciplinary procedures, or other University-Supported Activities.

M. Engaging in disorderly or lewd conduct including, but not limited to, public urination, loud and unreasonable noise serving no legitimate purpose, or unauthorized gambling.

N. Participating in a disturbance of the peace or unlawful assembly.

O. Failing to identify oneself to or complying with the directions of a University Official or other public official acting in the performance of his or her duties while on University Grounds and Facilities or at University-Supported Activities.

P. Unreasonably resisting, disrupting, or obstructing University Officials or other public officials in the performance of, or the attempt to perform their duties.

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3 When employed by the University of California, and acting within the course and scope of that employment, students are subject to the University of California Policy on Sexual Harassment. Otherwise, Section VII(J) is the applicable standard for harassment by students.

For cases of harassment on the basis of sex, see also the University of California Policy on Sexual Harassment and the Procedures for Responding to Sexual Harassment.
Q. Using, possessing, manufacturing, or distributing controlled substances and/or drug paraphernalia as prohibited by federal and state law or University Policy.

R. Using, possessing, manufacturing, or distributing alcohol as prohibited by law or University Policy (Refer to the UC San Diego Consumption of Alcoholic or Malt Beverages Policy - Policies and Procedure Manual 510-1XIII).

S. Possessing, using, storing, or manufacturing fireworks, destructive devices, or weapons unless authorized by the UC San Diego Police Department.

T. Violating the terms and conditions of any imposed sanction, interim action, or Emergency Suspension.

U. Selling, preparing, or distributing, for any commercial purpose, course lecture notes or video or audio recordings of any course unless authorized by the University in advance and explicitly permitted by the course instructor in writing. This provision applies whether it was the Student or someone else who prepared the materials.

V. Actions meant to communicate a serious expression of an intent to terrorize or acts in reckless disregard of the risk of terrorizing one or more University students, faculty, or staff.  

W. Physical, verbal, written, face-to-face, telephonic, electronic or other means of contact that a Student knows or should know is unwanted, is communicated directly to one or more specific Students, faculty, or staff, constitutes severe and/or pervasive, and objectively offensive conduct; and does not constitute speech protected by the First Amendment of the United States Constitution (e.g. speech in a public forum on a matter of public concern).

X. Violating other University Policies including, but not limited to, the UC San Diego Student Sex Offenses Policy, University of California Policy on Sexual Harassment, UC San Diego Policy on Speech, Advocacy and Distribution of Literature on University Grounds (Policy and Procedure Manual, Section 510-1 IX & XII), UC San Diego Programs Abroad Policies, and the UC San Diego Smoke Free Policy.

Y. Violations of federal, state, or local law.

VIII. PROCEDURAL DUE PROCESS

Procedural due process is basic to the proper administration of this Code. The Chancellor or his/her designee has established and published campus policies, including this Code and the Student Conduct Regulations, providing for the handling of student conduct matters in accordance with appropriate procedural due process. Consistent with this requirement, procedures specified in this Code will be appropriate to the nature of the report of alleged violations and the severity of the potential sanctions.

IX. REPORTS OF ALLEGED VIOLATIONS

All reports of alleged violations of this Code are submitted and referred to the Director of Student Conduct for review, who will determine whether there is reasonable cause to process the report and forward it to the Dean or his/her designee for disposition.

A. Any person may make a report of alleged violations of this Code by a Student. Reports should be made to the Office of Student Conduct for review and possible referral to the relevant Dean or his/her designee for action, including alternative resolution options (e.g. Alternative Dispute Resolution, Notice of Inappropriate Conduct). Persons making reports of alleged violations are expected to provide information related to the alleged violations and may be requested to provide a statement in writing and may be requested to provide other evidence as determined necessary for a fair and neutral investigation.

4 Section VII(W) applies without regard to whether the conduct is motivated by race, ethnicity, personal animosity, or other reasons. However, it does not apply to conduct that constitutes the lawful defense of oneself, of another, or of property.
participate in the Administrative Resolution and/or Conduct Board Review processes as outlined in this *Code*.  

B. Upon receipt of a report of alleged violations of this *Code*, the Director of Student Conduct or his/her designee may conduct an investigation or if appropriate, refer the report to another appropriate office for investigation (e.g. the Office for the Prevention of Harassment and Discrimination). The Director of Student Conduct or his/her designee will determine whether or not there is reasonable cause to believe the Student has committed a violation of this *Code*. If there is enough evidence to establish reasonable cause, the report will be forwarded to the Dean or his/her designee for disposition as described in Section X. If there is not enough evidence to establish reasonable cause, the Director of Student Conduct or his/her designee will not process the report and may notify the Respondent and/or the Complainant that no further action will be taken.

C. Reports that are made more than one year following the alleged incident will only be referred for resolution with the joint approval of the relevant Dean or his/her designee and the Director of Student Conduct.

**X. RESOLUTION OPTIONS FOR REPORTS OF ALLEGED VIOLATIONS**

If the Director of Student Conduct or his/her designee finds reasonable cause to refer a report of alleged violations, the Dean or his/her designee will determine an appropriate manner of resolution. Options include resolution through the student conduct process with an Administrative Resolution meeting or through an alternative resolution option, such as mediation. Reports of alleged violations not resolved through these options will be referred to a Conduct Board Review.

A. The relevant Dean overseeing an undergraduate college or residential area will designate a professional staff member, which may be him or herself, to determine the resolution of reports of alleged violations. In the case of non-undergraduate Students, the referral and resolution of reports will be handled in the following manner:

1. Reports involving graduate Students will be referred to the Assistant Dean of Graduate Studies.
2. Reports involving medical Students will be referred to the Director of Student Life for Medical Education.
3. Reports involving pharmacy Students will be referred to the Director of Student Affairs and Admissions for the Skaggs School of Pharmacy.
4. Reports involving Extension Students will be referred to the Student Affairs Manager of UC San Diego Extension.

B. If the Dean or his/her designee determines that a report of alleged violations will be resolved through the student conduct process, the report will normally be assigned to a Student Conduct Officer for an Administrative Resolution meeting within 20 business days of receipt of a referral from the Director of Student Conduct. The Dean or his/her designee may request to extend this deadline per Section V(F) above.

C. If the Dean or his/her designee, in consultation with the Director of Student Conduct, determines that a report of alleged violations may warrant suspension or dismissal, he or she will notify the Respondent of this possibility in writing within 20 business days of initial receipt of the referral from the Director of Student Conduct and request that the Respondent schedule a meeting with the Dean within five business days of the date of notification. The Dean or his/her designee may request to extend this deadline per Section V(F) above. This notification will also describe how to contact the A.S. Office of Student Advocacy and Student Legal Services for assistance.

D. For reports of alleged violations arising from a Multi-Area Incident, the Director of Student Conduct will determine the resolution option(s). Normally, all Respondents will be referred by the Director of Student Conduct to meet with the same Student Conduct Officer in separate Administrative Resolution meetings.
E. The Dean or his/her designee, the Director of Student Conduct, or a Student Conduct Officer may issue a Notice of Inappropriate Conduct when a Respondent’s alleged behavior may have violated this Code but he/she determines not to resolve the report through the student conduct process. The Respondent will be given the opportunity to submit a brief written response, which will be retained in the Respondent’s student conduct record. The Notice of Inappropriate Conduct and the Respondent’s response may be introduced in subsequent proceedings to enhance applicable sanctions.

F. The Dean or his/her designee or the Director of Student Conduct may determine that an alternative resolution option may be appropriate. These options include, but are not limited to, restorative justice conferences, mediation, or another alternative resolution options. If the Respondent and other involved parties agree to participate in an alternative resolution option, any alleged violations of this Code may be resolved through the mutually agreed upon option.

G. Reports of alleged violations not resolved through the Administrative Resolution process or through alternative resolution options will be referred to a Conduct Board Review.

XI. ADMINISTRATIVE RESOLUTION
The Vice Chancellor – Student Affairs or his/her designee has appointed staff members to serve as Student Conduct Officers to facilitate resolution of alleged violations of this Code. An Administrative Resolution is a meeting between a Student Conduct Officer and the Respondent to discuss the incident, hear and receive the Respondent’s information and perspective, meet with applicable witnesses, determine the Respondent’s responsibility for the alleged violations and if the Respondent accepts responsibility, assess fair and appropriate sanctions. The following provisions apply to Administrative Resolution meetings:

A. The Student Conduct Officer will provide the Respondent with the following information in writing at least five business days prior to the meeting (ten business days for cases potentially involving suspension or dismissal):
   1. Notification of the alleged violations of this Code;
   2. Summary of the evidence relating to the alleged violations of this Code;
   3. The date, time and place of the Administrative Resolution meeting;
   4. Information about how to review case materials prior to the meeting (e.g. incident report, police report, etc);
   5. Information about how to request the presence of a witness(es); and
   6. Information about how to request assistance from the A.S. Office of Student Advocacy and the Office of Student Legal Services.

B. A Respondent who cannot attend the scheduled Administrative Resolution meeting must contact the Student Conduct Officer to request a new date and/or time for the meeting. It is at the discretion of the Student Conduct Officer if the meeting will be rescheduled. If, after proper notice, the Respondent does not appear at the scheduled date and/or time, the Student Conduct Officer may determine the Respondent’s responsibility for the alleged violations of this Code and may assign sanctions based off the information in his/her possession without the Respondent’s participation.

C. Administrative Resolution meetings will be closed to the public. Recording devices (audio and/or video) of any kind are not permitted for use by the Respondent, Complainant, witnesses, or Advisors.

D. Respondents and Complainants are entitled to be assisted by an Advisor during an Administrative Resolution meeting. A Student Advocate serving as an Advisor may speak on behalf of their advisee. Members of the University Community or Attorneys serving as an Advisor are allowed to be present at the meeting but only to confer with their advisee. Students electing to
be accompanied by an Advisor must notify the Student Conduct Officer at least two business days prior to the meeting.

E. Respondents who feel more comfortable expressing themselves in a language other than English may request a translator to be provided at the discretion of the Student Conduct Officer, in consultation with the Director of Student Conduct. The Respondent must notify the Student Conduct Officer of this request at least five business days prior to the meeting.

F. A Respondent or Complainant may request, in writing, that a Student Conduct Officer be disqualified from facilitating an Administrative Resolution. The request must be made to the Director of Student Conduct at least two days before the scheduled meeting and must include an explanation as to why he/she believes the Student Conduct Officer is unable to make an impartial decision. In ruling on such requests, the Director of Student Conduct will disqualify or exclude any Student Conduct Officer who is not able, in his/her judgment, to make an impartial decision in the case. If the request is granted, the Director of Student Conduct will select another Student Conduct Officer to facilitate the Administrative Resolution.

G. At the meeting, the Student Conduct Officer will explain the Administrative Resolution process to the Respondent. The Student Conduct Officer will provide the Respondent an opportunity to review the applicable incident report(s), explain the Respondent’s rights, and describe the alleged violations of this Code. The Respondent will then have the opportunity to present his or her version of the incident, including providing witnesses for the Student Conduct Officer to meet with. At the conclusion of the meeting, the Respondent will have the opportunity to accept responsibility for the alleged violations and the Student Conduct Officer explain the potential sanctions.

H. If the Respondent accepts responsibility for violating this Code and is not subject to suspension or dismissal, the Student Conduct Officer will notify the Respondent in writing with a brief summary of the meeting and assigned sanctions within ten business days, unless circumstances warrant otherwise.

I. If an undergraduate Respondent accepts responsibility for violating this Code and is subject to suspension or dismissal, the Student Conduct Officer will notify the Council of Deans of Student Affairs (as described in Section XII(I)(1) below) within five business days of the conclusion of the Administrative Resolution meeting of his/her findings and provide sanction recommendation(s), unless circumstances warrant otherwise.
   1. The Council of Deans of Student Affairs will make a final determination of the sanction(s) within five business days of notification about sanctions.
   2. The Student Conduct Officer will notify the Respondent in writing with a brief summary of the Administrative Resolution meeting and assigned sanctions within five business days of the final determination of the sanction(s) by the Council of Deans of Student Affairs. The Student Conduct Officer may request to extend these deadlines per Section V(F).

J. If a graduate Student, medical or pharmacy Student, or Extension Student accepts responsibility for violating this Code and is subject to suspension or dismissal, the Student Conduct Officer will notify the Respondent in writing with a brief summary of the meeting and assigned sanctions within ten business days, unless circumstances warrant otherwise.

K. If the Respondent does not accept responsibility for the alleged violations, the Student Conduct Officer will refer the matter to a Conduct Board Review as described in Section XII below.

L. If the Student Conduct Officer determines there is not a Preponderance of the Evidence to sustain all alleged violations of this Code, he/she will notify the Respondent, in writing, within ten business days, that the case has been dismissed.
XII. CONDUCT BOARD REVIEWS
If a Respondent does not accept responsibility at the Administrative Resolution meeting, he/she has the right to a Conduct Board Review. Cases referred to a Conduct Board Review will be assigned in the following manner:

A. Referrals where the alleged violation(s) do not warrant suspension or dismissal will be assigned to the Respondent’s officially recognized College Judicial Board. Cases involving Respondents from a graduate program, professional school, or UC San Diego Extension will normally be assigned to the Community Standards Board (see Section XII(B) below). However, in the case of professional school Respondents whose schools have established school-specific resolution procedures, those procedures may be utilized in place of the ones provided for in this Code.
   1. When a Judicial Board is assigned a Conduct Board Review, five members of that respective Board (including the Chair), based on their availability, will be selected to conduct the Review under the procedures set forth in this Code.
   2. The Review will normally be facilitated by the Chair of the full Judicial Board, who is selected under the guidelines set forth in the governing documents of each Judicial Board and/or governing authority of the respective college.

B. Referrals where the alleged violation(s) may result in a Respondent’s suspension or dismissal, involve Respondents from a graduate program, professional school, or UC San Diego Extension, or involve Student Organizations will be assigned to the Community Standards Board.
   1. The Community Standards Board will be comprised of:
      i. Two Students from each undergraduate College’s Judicial Board appointed by the College Judicial Board Chair, in consultation with the College Dean of Student Affairs.
      ii. No fewer than six graduate or professional school Students.
         1. Graduate Students will be appointed jointly by the Graduate Student Association and the Dean of Graduate Studies or her/his designee,
         2. Medical Students will be appointed by the Vice Dean of Medical Education or her/his designee,
         3. Pharmacy Students will be appointed by the Dean of the Skaggs School of Pharmacy or her/his designee.
      iii. No fewer than six staff and/or faculty members.
         1. Staff members will be appointed by the Vice Chancellor – Student Affairs or his/her designee.
         2. Faculty members will be appointed by the Academic Senate.

C. If the resolution of any matter may be significantly delayed (e.g. more than one quarter) due to the inability to convene a Conduct Board (e.g., during the summer session), the Dean or his/her designee, in consultation with the Director of Student Conduct, may choose to avoid such a delay by referring the matter to a Student Conduct Officer for a Review following the requirements set forth in Section XIII below.

XIII. CONDUCT BOARD REVIEW PROCEDURES
A Conduct Board Review provides an opportunity for the applicable Conduct Board to hear and receive the Respondent’s information, witnesses and perspective about the incident, determine the Respondent’s responsibility for the alleged violations, and if applicable, recommend fair and appropriate sanctions. The following provisions apply to Conduct Board Reviews:

A. Respondents will be provided with the following minimum procedural standards to assure a fair Conduct Board Review:
   1. Written notice, including a brief statement of the factual basis of the allegation(s), the alleged violations of this Code, and the date, time and place of the Conduct Board Review, within a reasonable time before the Review;
   2. The opportunity for a prompt and fair Review where the University bears the burden of proof, and at which the Respondent shall have the opportunity to present documents and
witnesses and to confront and cross-examine witnesses presented by the University. However, no inference shall be drawn from the silence of the Respondent;

3. A record of the review which includes an expeditious written decision based upon the Preponderance of the Evidence, that shall be accompanied by a written summary of the findings of fact; and

4. An appeals process.

B. Based on availability, five members, including a Chair, will be selected and scheduled by the Conduct Board Coordinator for a Review. A Review may be conducted with fewer members with the consent of the Respondent. However, no Review may be scheduled or conducted with fewer than three members.

1. For Community Standards Board Reviews with an undergraduate Respondent, the Board will be composed of three Students, including at least two undergraduate Students, and two faculty and/or staff members. For Community Standards Board Reviews involving Respondents from a graduate program, professional school, or UC San Diego Extension, the Board will be comprised of three Students, including at least two graduate program or professional school Students, and two faculty and/or staff members.

2. The Chair for Peer Board Reviews will be the Chair of the respective college’s full Judicial Board. The Chair for Community Standards Board Reviews will be selected by its Conduct Board Coordinator based on availability of members.

C. The Conduct Board Coordinator will attend the Review and deliberations and coordinate all Review logistics. However, the Conduct Board Coordinator will not have a vote in determining whether the Respondent is responsible for violating this Code or recommending sanctions.

1. At the beginning of each academic year, the relevant Dean will select a Conduct Board Coordinator for Reviews conducted by the college’s Judicial Board.

2. The Director of Student Conduct or his/her designee will serve as Conduct Board Coordinator for the Community Standards Board.

D. At least ten days prior to the Review, the Conduct Board Coordinator will provide the Respondent in writing with the following information:

1. Notification of the allegation(s) of this Code;

2. Summary of the evidence relating to the alleged violations of this Code;

3. The date, time and place of the Review;

4. Information about how to review case materials prior to the Review (e.g. incident report, police report, etc);

5. Information about how to request the presence of a witness(es) during the Review; and

6. Information about how to request assistance from the A.S. Office of Student Advocacy and the Office of Student Legal Services.

E. A Respondent who cannot attend the scheduled Review must contact the Conduct Board Coordinator to request a new date and/or time for the Review. It is at the discretion of the Conduct Board Coordinator if the meeting will be rescheduled. If, after proper notice, the Respondent does not appear at the scheduled date and/or time, the Board may conduct the Review without the Respondent’s participation, determine the Respondent’s responsibility for the alleged violations of this Code and assign sanctions based off the information in its possession.

F. A Review may be conducted on a non-business day at the discretion of the Conduct Board Coordinator, in consultation with the Director of Student Conduct and with the agreement of all involved participants.

G. All Reviews will be closed to the public. Only members of the Conduct Board, the Conduct Board Coordinator, the Respondent (and his/her Advisor, if any), the Complainant (and his/her Advisor, if any), and witnesses will typically be permitted to participate in the review.
H. The Conduct Board Coordinator will make an audio recording of all Conduct Board reviews. Recording devices of any kind are not permitted for use by anyone except the Conduct Board Coordinator. The recording will become part of the Respondent’s student conduct record. Conduct Board deliberations will not be recorded.

I. Respondents and Complainants are entitled to be assisted by an Advisor during the Review. A Student Advocate serving as an Advisor may speak on behalf of their advisee. Members of the University Community or Attorneys serving as Advisors are allowed to be present at a Review but only to confer with their advisee. Participants electing to be accompanied by an Advisor must notify the Conduct Board Coordinator at least two business days prior to the Review.

J. Participants who feel more comfortable expressing themselves in a language other than English may request a translator be provided at the discretion of the Conduct Board Coordinator, in consultation with the Director of Student Conduct. The Respondent must notify the Conduct Board Coordinator of this request at least five business days prior to the Review.

K. Members of the University Community are encouraged to appear at a Review as a witness if they have knowledge or information regarding the incident in question and they have been requested to appear. Individuals who are not Members of the University Community will generally be permitted to appear at a review as a witness if they have direct knowledge or information regarding incident in question. Character witnesses are generally not allowed to appear without the permission of the Conduct Board Coordinator upon a showing of good cause.

L. Absent extraordinary circumstances, written witness statements will not be reviewed by the Conduct Board unless they are signed by the witness, witnessed by the Director of Student Conduct or his/her designee, and the witness is available to answer questions at the Review.

M. A Respondent or Complainant may request, in writing, that a Conduct Board member be disqualified from participating in a Review. The request must be made to the Conduct Board Coordinator at least three business days before the scheduled Review and must include an explanation as to why the person is unable to make an impartial decision. In addition to determining such requests, the Conduct Board Coordinator will disqualify any Conduct Board member who is not able, in his/her judgment, to make an impartial decision. If the Conduct Board Coordinator grants a disqualification request, he/she will select another Board member to replace the disqualified Board member and notify the Respondent and Complainant prior to the Review.

N. A Respondent or Complainant may request, in writing, that the Conduct Board Coordinator be disqualified from participating in a Review. The request must be made to the Director of Student Conduct at least three business days before the scheduled Review and must include an explanation as to why the person is unable to make an impartial decision. In addition to determining such requests, the Director of Student Conduct will disqualify any Conduct Board Coordinator who is not able, in his/her judgment, to make an impartial decision. If the Director of Student Conduct grants a disqualification request, he/she will select another Conduct Board Coordinator to replace the disqualified staff member and notify the Respondent and Complainant prior to the Review.

O. Any member of a Conduct Board, including the Conduct Board Coordinator, who believes that he or she is unable to conduct a fair and impartial Review and/or has identified a conflict of interest will disqualify him or herself from participating in the Review.

P. The Board’s Chair is responsible for facilitating the Review and, in consultation with the respective Conduct Board Coordinator, will make decisions regarding witnesses, evidence, and procedures. The Chair may exclude any person who disrupts the Review.

Q. At the Review, the Chair will explain the Review process to the Respondent and other participants. The Conduct Board will hear and receive the Respondent’s information, witnesses
and perspective about the incident, review the applicable report(s) and other evidence, and ask
questions of the Respondent and witnesses. The Respondent will also have the opportunity to
ask questions of participating witnesses. The Chair will conclude the Review by explaining the
next steps in the process.

R. After conducting a Review, the Board will deliberate privately. The determination(s) of the Board
will be made by majority vote. The Chair will not vote unless there is a tie.
1. The Board will first determine whether the Respondent is responsible for the alleged
violation(s) of this Code. If the Respondent is found not responsible for all alleged
violations, the matter will be dismissed and concluded without any further proceedings for
the Respondent.

2. In determining whether or not a Respondent is responsible for violating this Code, the
Board will base its fact-finding determination(s) on the Preponderance of the Evidence
standard, with the University bearing the burden of proof.

3. If the Respondent is found responsible for one or more of the alleged violation(s) of this
Code, the Board will discuss fair and appropriate sanction(s) and make sanction
recommendations to the Student Conduct Officer.

4. If Respondent is found responsible for one or more of the alleged violations, the Conduct
Board Coordinator will verbally notify the Board of the Respondent’s previous student
conduct history, if any, before the Board discusses fair and appropriate sanctions.
Previous student conduct history will be limited to student conduct cases where the
Respondent accepted responsibility, was found responsible for violating this Code or was
issued a Notice of Inappropriate Conduct. Cases where a Respondent was found not
responsible for violating this Code or all charges were dismissed will not be introduced.

5. In notifying the Board of a Respondent’s student conduct history, the Conduct Board
Coordinator will provide the date of the incident, a description of the violations, and the
assessed sanctions. However, the Conduct Board Coordinator, in consultation with the
Director of the Student Conduct, has the discretion to exclude information which
implicates federal privacy laws or is protected by disclosure (e.g. FERPA, HIPAA).

S. After the conclusion of deliberations, the Board’s Chair will compile a Conduct Board Review
Report summarizing the alleged violations of this Code, the Board’s findings as to each alleged
violation, and sanction recommendations.

1. For all Respondents, if the recommended sanctions do not include suspension or
dismissal, the Conduct Board Coordinator will forward the Conduct Board Review Report
to the relevant Student Conduct Officer within five business days of the conclusion of the
Review. After reviewing the report, the Student Conduct Officer will provide the
Respondent in writing with the Conduct Board Review Report and assigned sanctions
within five days of receiving the Conduct Board Review Report. Upon request, the
Director of Student Conduct may extend these deadlines for good cause per Section
V(F).

2. If an undergraduate Respondent is found responsible for violating this Code and the
recommended sanctions include suspension or dismissal, the Conduct Board
Coordinator will forward the Conduct Board Review Report to the Council of Deans of
Student Affairs within five business days of the conclusion of the review. Upon request,
the Director of Student Conduct may extend this deadline for good cause per Section
V(F)
   i. The Council of Deans of Student Affairs will determine the assessed sanction(s)
within five business days of receiving the Conduct Board Review Report from the
Conduct Board Coordinator.
ii. The relevant Dean will notify the Respondent in writing with the Conduct Board Review Report and assigned sanctions within five business days after the decision of the Council of Deans of Student Affairs. Upon request, the Director of Student Conduct may extend this deadline for good cause per Section V(F).

3. If a graduate Student, medical or pharmacy Student, or Extension Student is found responsible for violating this Code and is subject to suspension or dismissal, the Conduct Board Coordinator will forward the Formal Hearing report to the Student Conduct Officer within five business days of the conclusion of the Review. The Student Conduct Officer will notify the Respondent in writing with the Conduct Board Review Report and assigned sanctions within five business days of receiving the report, unless circumstances warrant otherwise.

4. If the Board finds the Respondent not responsible for all alleged violations of this Code, the Conduct Board Coordinator will forward the Conduct Board Review Report to the Student Conduct Officer within five business days of the conclusion of the Review. The Student Conduct Officer will provide the Respondent in writing within five business days of receiving the report with the Conduct Board Review Report and notification that all alleged violations of this Code have been dismissed.

XIV. RESOLUTION PROCESS FOR STUDENT ORGANIZATIONS
Student Organizations are expected to comply with the community standards set forth in this Code and may be charged with violations of those standards. The Center for Student Involvement is responsible for investigating reports of alleged violations of this Code by registered Student Organizations. The Assistant Vice Chancellor – Student Life facilitates Administrative Resolutions with principal members of Student Organizations referred for alleged violations. Incidents involving college-based Student Organizations will typically be handled by the relevant Dean, in consultation the Director of Student Conduct.

A. Any person may make a report of alleged violations of this Code by a Student Organization. Reports should be made to the Center for Student Involvement for review and possible referral for resolution, including alternative resolution options (e.g. Alternative Dispute Resolution, Notice of Inappropriate Conduct). Persons making reports of alleged violations are encouraged to provide information related to the allegation(s) and may be requested to participate in the Administrative Resolution and/or Conduct Board Review process as outlined in this Code.

B. Upon receipt of a report of alleged violations of this Code, the Director of the Center for Student Involvement or his/her designee, may conduct an investigation or if appropriate, refer the report to another appropriate office for investigation (e.g. the Office for Prevention of Harassment and Discrimination). In consultation with the Director of Student Conduct, he or she will determine whether or not there is reasonable cause to believe the Student Organization has violated this Code.

C. In determining whether there is reasonable cause, the Director of the Center for Student Involvement or his/her designee will consider, among other things:
   1. The degree of knowledge and/or involvement of the Student Organization’s principal members, officers and/or members;
   2. The use of the Student Organization’s resources (e.g. money, space, other resources); and
   3. The proportion of the Student Organization’s members involved.

D. If there is not enough evidence to establish reasonable cause, the Director of the Center for Student Involvement or his/her designee will not process the report, and may notify the Student Organization and/or the Complainant that no further action will be taken.

E. Reports of alleged violations determined to have reasonable cause will be forwarded by the Director of the Center for Student Involvement, in consultation with the Director of Student Conduct.
Conduct, to the Assistant Vice Chancellor – Student Life for an Administrative Resolution meeting. Reports that are made more than one year following the alleged incident will only be referred for student conduct action with the joint approval of the Director of Student Conduct and Assistant Vice Chancellor – Student Life.

F. A Student Organization and its principal members may be collectively or individually charged and/or held responsible when actions by its principal members, leaders officers, or members violate this Code in conjunction with activities or events, held on- or off-campus, sanctioned explicitly or implicitly by the organization’s principal members, leaders, officers, or members.

G. The Assistant Vice Chancellor – Student Life will provide the principal members of the Student Organization with the following information in writing at least 10 days prior to the Administrative Resolution meeting:
   1. Notification of the alleged violations of this Code;
   2. Summary of the evidence relating to the alleged violations of this Code;
   3. The date, time and place of the Administrative Resolution meeting;
   4. Information about how to review case materials prior to the review (e.g. incident report, police report, etc);
   5. Information about how to request the presence of a witness(es) during the review; and
   6. Information about how to request assistance from the A.S. Office of Student Advocacy and the Office of Student Legal Services.

H. Principal members of a Student Organization who cannot attend the scheduled Administrative Resolution meeting must contact the Assistant Vice Chancellor – Student Life to request a new date and/or time for the meeting. It is at the discretion of the Assistant Vice Chancellor – Student Life if the meeting will be rescheduled. If, after proper notice, the principal members do not appear at the scheduled date and/or time, the Assistant Vice Chancellor – Student Life may determine the Student Organization’s responsibility for the alleged violations of this Code and may assign sanctions based off the information in his/her possession without the Student Organization's participation.

I. Administrative Resolution meetings will be closed to the public. Recording devices (audio and/or video) of any kind are not permitted for use by the principal members of the Student Organization, Complainant, witnesses, and Advisors.

J. Principal members of a Student Organization are entitled to be assisted by an Advisor during an Administrative Resolution meeting. A Student Advocate serving as an Advisor may speak on behalf of their advisee. Members of the University Community or Attorneys serving as an Advisor are allowed to be present at the meeting but only to confer with their advisee. Students electing to be accompanied by an Advisor must notify the Assistant Vice Chancellor – Student Life at least two business days prior to the meeting.

K. At the meeting, the Assistant Vice Chancellor – Student Life will explain the Administrative Resolution process to the Student Organization’s principal members. The Assistant Vice Chancellor – Student Life will provide the principal members an opportunity to review the applicable incident report(s), explain the Respondent’s rights, and describe the alleged violations of this Code. The principal members will then have the opportunity to present their version of the incident, including providing witnesses for the Assistant Vice Chancellor – Student Life to meet with. At the conclusion of the meeting, if the principal members accept responsibility for the alleged violations, the Assistant Vice Chancellor – Student Life will explain the potential sanctions.

L. Student Organizations accepting responsibility at an Administrative Review will be assigned sanction(s) by the Assistant Vice Chancellor – Student Life pursuant to Section XV(D) of this Code. Principal members will be provided with a brief summary of the meeting and assigned...
sanction(s) in writing within ten business days after the Administrative Resolution Meeting, unless circumstances warrant otherwise.

M. Sanctions for Student Organizations taking responsibility for violating this Code may include suspension, revocation or denial of recognition or registration, loss of other privileges, as well as other appropriate sanction(s) pursuant with Section XV of this Code.

N. If the Student Organization does not accept responsibility for the alleged violations of this Code, the Assistant Vice Chancellor – Student Life will refer the matter to a Conduct Board Review as described in Sections XII & XIII above.

O. If the Assistant Vice Chancellor – Student Life determines there is not a Preponderance of the Evidence to sustain all alleged violations of this Code, he or she will notify the Student Organization, in writing, within ten business days, that the case has been dismissed.

XV. SANCTIONS AND UNIVERSITY ACTIONS
Violations of the standards set forth in Section VII may result in the assessment of sanctions based on the specific circumstances of the incident and the University’s Sanctioning Guidelines. Any sanction imposed should be appropriate to the violation and, when appropriate, educational in nature.

A. A Respondent’s student conduct record is cumulative. Therefore, increased sanctions may be imposed to take into consideration the Respondent's overall record of violations of all types, not just those of a similar type. Violation of any conditions as written, or violation of this Code or other University Policies during the period of an active sanction may be cause for further action.

B. Repeated violations of any provision of this Code may also result in suspension or dismissal, or in the imposition of such lesser penalties, if specific mitigating factors are present. Factors to be considered in mitigating a sanction will include:
   1. The severity of the violation;
   2. The student conduct record of the Respondent;
   3. The nature of the offense;
   4. The severity of any damage; and
   5. Any injury or harm resulting from the matter to necessitate student conduct action.

C. Violations of this Code may result in an enhanced sanction when the Complainant was selected because his or her membership in a protected classification (e.g., race, color, national or ethnic origin, citizenship, sex, religion, age, sexual orientation, gender identity, pregnancy, marital status, ancestry, service in the uniformed services, physical or mental disability, or medical condition) or perceived membership in a protected classification.

D. When a Respondent is found in violation of this Code, one or more of the following sanctions may be imposed:
   1. **Formal Warning**: A formal written notice to the Respondent that a violation of this Code has occurred and that continued or repeated violations of this Code or other University Policies may be cause for further action.
   2. **Probation**: A status imposed for a specified period of time during which the Respondent must demonstrate conduct that conforms to University standards. Conditions restricting the Respondent's privileges or eligibility for activities may be imposed. Violations of this Code during the probationary period or violation of any conditions of the probation may result in further action.
   3. **Loss of Privileges and Exclusion from Activities**: An exclusion from participating in designated privileges and activities for a specified period of time. Violating any specified conditions, this Code or other University Policies during the period of this sanction may be cause for further action.
   4. **Suspension**: The termination of student status for a specified period of time with reinstatement thereafter certain, provided that the Respondent has complied with all
conditions imposed as part of the suspension and is otherwise qualified for reinstatement. Suspensions will normally take effect in the academic quarter immediately following the sending of the notice of final sanctions to the Respondent unless the incident involves harm to self or others, threats of violence or other circumstances warranting an immediate suspension. Violation of the conditions of suspension or of this Code or University policies during the period of suspension may be cause for further action. The suspension will be noted on the Respondent's transcript for the duration of the suspension.

5. **Dismissal**: The termination of student status. Readmission to UC San Diego shall require the specific approval of the Chancellor or his/her designee. Readmission after dismissal may be granted only under exceptional circumstances. The dismissal will be noted permanently on the Respondent’s transcript.

6. **Exclusion from Areas of the Campus or from University-Supported Activities**: The exclusion of a Respondent from specified areas of the campus or other University-owned, -operated, or -leased facilities, or other facilities located on University Grounds and Facilities, or from University-Supported Activities.

7. **Restitution**: The reimbursement of expenses incurred by the University or other parties resulting from a violation of this Code. Reimbursement may be in the form of monetary payment or appropriate service to repair or otherwise compensate for damages. Restitution may be imposed on any Respondent who alone, in a group, part of a Student Organization, or concerted activities, participates in causing the damages or costs. Students may be responsible for the restitution of damage(s) caused by their guests.

8. **Revocation of Awarding of Degree**: Subject to the concurrence of the Academic Senate, revocation of a degree obtained by fraud. Such revocation is subject to review on appeal by the Chancellor or his/her designee.

9. **Other Sanctions**: Other sanctions may be imposed instead of, or in addition to those specified in this section of this Code at the discretion of the Student Conduct Officer or Council of Deans of Student Affairs. Other sanctions may include, but are not limited to, stay away orders, written apologies, mandated assessments, placement of a hold on University transcripts, diplomas, or other student records, University Bookstore fines, and/or other sanctions as deemed appropriate in light of the violation(s).

10. **Educational Sanctions**: Educational sanctions may be imposed instead of, or in addition to those specified in this Code at the discretion of the Student Conduct Officer or Council of Deans of Student Affairs. Educational sanctions may include, but are not limited to, reflection papers, participation in alcohol or drug education programs, conducting research projects, or meeting with University Officials.

XVI. INTERIM ACTIONS
A. Any sanction authorized by this Code may be imposed by the Dean or his/her designee or the Assistant Vice Chancellor – Student Life or his/her designee when a Student or Student Organization's participation in University-Supported Activities, use of University resources, or presence on University Grounds and Facilities is reasonably likely to lead to:
   1. Physical harm to any person or property;
   2. Threats of violence;
   3. Conduct that threatens the health or safety of any person; or
   4. Other disruptive activity incompatible with the orderly operation of the campus.

B. A Student or Student Organization subject to an Interim Action will be given, in writing, prompt notice of allegation(s), the duration of the Interim Action, and the opportunity for a prompt review. Interim Actions will be reviewed and approved by the Vice Chancellor – Student Affairs or his/her designee (undergraduate Students and Student Organizations), Dean of Graduate Studies or his/her designee (graduate students), Dean or his/her designee (medical or pharmacy Students) or Dean of Extension Programs (Extension Students) within 24 hours.

C. If the University Official reviewing the Interim Action does not affirm the Interim Action within 24 hours, it shall be considered void and a reasonable effort will be made to inform the Respondent Student or Student Organization that the Interim Action is void. Should the decision be voided, it
will have no bearing on the University’s student conduct proceedings arising from the conduct which gave rise to the Interim Action.

D. A Student or Student Organization suspended on an interim basis, will be given an opportunity to appear personally for an Interim Suspension hearing before the Director of Student Conduct or his/her designee within three business days from the effective date of the Interim Suspension. During this hearing, the Student or Student Organization presents information and witnesses to support discontinuing the Interim Suspension in accordance with Section XVI(E) below. The Student or Student Organization may also be accompanied to the hearing by an Advisor. All provisions in this Code pertaining to Advisors apply during an Interim Suspension hearing.

E. After the Interim Suspension hearing, the Director of Student Conduct will determine whether the Interim Suspension should continue through the hearing and determination on the merits of the alleged violations of this Code. If the Director of Student Conduct determines that the conduct and surrounding circumstances reasonably indicate that the continued presence of the Student or Student Organization on campus pending the hearing on the merits is reasonably likely to lead to the prohibited conduct as referenced in Section XVI(A) above, he or she may continue the Interim Suspension through the conclusion of all appeals related to alleged violation(s). Administrative Resolution meetings and Conduct Board Reviews involving Students or Student Organizations on a continued Interim Suspension will have scheduling priority.

F. If a Student or Student Organization is found to have been unjustifiably placed on Interim Suspension, the University will assist Students or Student Organizations who have been disadvantaged with respect to employment or academic status.

G. The Dean or his/her designee or the Assistant Vice Chancellor – Student Life or his/her designee may direct a Student or Student Organization to act or refrain from engaging in a specified manner pending student conduct proceedings. These directions may include directing Students or Student Organizations not to intentionally contact others specifically named for a specified period of time. These directions will not terminate the Student’s or Student Organization status as a Student or Student Organization and will not be construed as a finding or acceptance of responsibility on the part of any Student or Student Organization. However, failure to comply with these directions may be a violation of Section VII(O).

H. The Dean or his/her designee or the Assistant Vice Chancellor – Student Life or his/her designee may take further protective action that he or she deems appropriate concerning the interaction of the parties throughout the process, including directing appropriate University officials to alter the Students’ academic, University housing, and/or University employment arrangements.

XVII. APPEALS
A Student or Student Organization found to have violated this Code by a Conduct Board has the right to appeal the finding of responsibility and/or assessed sanction(s). A Respondent accepting responsibility in an Administrative Resolution meeting may only appeal the severity of any sanction assessed by the Student Conduct Officer (See Section XVII(C)(4) below).

A. An appeal must be submitted in writing to the Director of Student Conduct within ten business days from the date of notice of the original decision. The appeal must specify the grounds for the appeal in accordance with Section XVII(C) below and include all the reasons, evidence and arguments in support of the appeal. The Respondent will, upon request to the Director of Student Conduct, be given access to the record (e.g. written decision and/or audio recording) of the original meeting or Review before submitting an appeal. Failure to appeal within the specified time period will make the original decision final and conclusive. Appeals will be reviewed in the following manner:

1. Appeals submitted by an undergraduate Student will be reviewed by the Council of Provosts.
2. Appeals submitted by a graduate Student will be reviewed by the Dean of Graduate Studies.
3. Appeals submitted by a medical or pharmacy Student will be reviewed by the respective Dean of his/her school.
4. Appeals submitted by an Extension Student will be reviewed by the Dean of UC San Diego Extension.
5. Appeals submitted by a Student Organization will be reviewed by the Vice Chancellor – Student Affairs.

B. If a Respondent submits a timely appeal, the group or individual reviewing the appeal may request that the Director of Student Conduct provide a copy to the Complainant and/or relevant University Official and request a written response. If a written response is submitted, a copy of this response will be provided by the Director of Student Conduct to the Respondent, who may respond in writing.

C. An appeal must be based only upon one or more of the following grounds:
   1. The decision is not supported by the findings;
   2. There was unfairness in the proceedings that prejudiced the result (e.g., the denial of due process);
   3. There is newly discovered evidence not known at the time of the Review that would have affected the result; or
   4. The sanction(s) imposed was grossly disproportionate to the violation committed.

D. Appeals will be decided upon the record of the original Administrative Resolution meeting or Conduct Board Review and upon the complete statement of the Respondent setting forth specific reasons, evidence, and arguments for the appeal and any written statement or response by the Complainant, Respondent, or relevant University Official.

E. The imposition of sanctions may be deferred during the appeals process, at the discretion of the Student Conduct Officer (individual Students) or the Assistant Vice Chancellor – Student Life (Student Organizations), in consultation with the Director of Student Conduct.

F. The group or person reviewing the appeal will make one of the following actions:
   1. The finding(s) by the Student Conduct Officer or Conduct Board is confirmed and the sanction(s) is imposed.
   2. The finding(s) by the Student Conduct Officer or Conduct Board is confirmed and the sanction(s) is modified.
   3. The action is referred to a new Student Conduct Officer or Conduct Board for re-review. On re-review, no indication or record of the previous Review will be introduced or provided to the new Student Conduct Officer or members of the new Conduct Board. The new Student Conduct Officer or Conduct Board will be instructed not to repeat the specified errors that formed the basis of the appeal and re-review.
   4. The finding(s) or sanction(s) is dismissed. A finding or sanction may be dismissed only if it is not supported by the Preponderance of the Evidence.

G. Respondents will be notified in writing of the result of the appeal within 20 business days of the date when the appeal was submitted. A brief statement explaining the basis of the decision by the group or individual reviewing the appeal will be included with this notice.
   1. Undergraduate Students will be notified in writing of the result of the appeal by the Student’s College Provost.
   2. Graduate Students will be notified in writing of the result of the appeal by the Dean of Graduate Studies.
   3. Medical and pharmacy Students will be notified in writing of the result of the appeal by the respective Dean of his/her professional school.
   4. Extension Students will be notified in writing of the result of the appeal by the Dean of UC San Diego Extension.
5. Student Organizations will be notified in writing of the result of the appeal by the Vice Chancellor – Student Affairs.

H. If as a result of an appeal it is determined that the Respondent was improperly found responsible or sanctioned for violating this Code, the Director of Student Conduct will, upon request by the Respondent, seal the record of the Administrative Resolution meeting or Conduct Board Review and remove any reference to the proceedings from the Respondent’s student conduct record. The Director of Student Conduct, in consultation with the Respondent’s Dean of Student Affairs, may take other reasonable actions to ensure that the status of the Respondent’s relationship with the University is not adversely affected.

XVIII. STUDENT CONDUCT RECORDS
A. The referral of a report of alleged violations to the Office of Student Conduct or Center for Student Involvement may result in the development of a student conduct record in the name of the Respondent.

B. A Respondent’s student conduct record will generally contain the applicable incident report(s) and/or police report(s), meeting and decision letters, and other documents related to student conduct incidents the Respondent has been involved in while a UC San Diego Student or while registered as a Student Organization.

C. In pending student conduct actions that could result in a Respondent’s suspension or dismissal, a temporary hold will normally be placed on the Respondent’s student account by the relevant Dean or Director of Student Conduct.

D. The student conduct record of a Respondent found responsible of any violation of this Code will normally be retained by the Office of Student Conduct as a student conduct record for not longer than seven years from the date of the incident. If the Student leaves UC San Diego without graduating, his or her student conduct record will normally be retained by the Office of Student Conduct for not longer than seven years from the date of the incident. The record of a student conduct matter resulting in a student or Student Organization’s suspension or dismissal will be retained permanently.

E. Student conduct records of a Respondent found not responsible for all violations of this Code will be retained for seven years from the date of the incident to comply with Clery Act requirements. However, such records will not be considered while determining sanctions in a given case.

F. Whenever any information is included by the Director of Student Conduct or any University Official in a student conduct record, the Respondent will be allowed to include in the record a brief written statement or response concerning the student conduct action. The Respondent may not request a change in the underlying decision or sanction(s) through this process.

XIX. ATTRIBUTION
A. Portions of this document are attributed to the University of California Policy on Student Conduct and Discipline, the UC Berkeley Campus Code of Student Conduct, the UC Irvine Student Conduct Code, the UCLA Student Conduct Code, the University of Maryland Student Code of Conduct, the University of Missouri School of Law Honor Code, the University of Virginia Policy and Procedures for Student Sexual Misconduct Complaints, the Model Code of Student Conduct (Pavela, G.), Model Student Conduct Code (Stoner, E. & Lowery, J.), Brown University Student Conduct Code, Loyola Marymount University Community Standards, and the Rutgers University Code of Student Conduct.