

EXISTING RULE:

27. Sanctions

27.1 Primary Sanctions (in order of severity):

27.1.1 *Expulsion*: Separation of the student from the university whereby the student is not eligible for readmission to this university.

27.1.2 *Dismissal*: Separation of the student from the university for an indefinite period of time. Readmission to the university may be possible in the future, but no specific time for a decision is established.

27.1.3 *Suspension*: Separation of the student from the university for a definite period of time. The student is not guaranteed readmission at the end of such period of time, but is guaranteed a review of the case and a decision regarding eligibility for readmission.

27.1.4 *Deferred Suspension*: The sanction of Suspension may be placed in deferred status. If the student is found in violation of any university rule during the time of Deferred Suspension, the Suspension takes effect immediately without further review. Additional student conduct sanctions appropriate to the new violation also may be taken. A student who has been issued a Deferred Suspension sanction is deemed “not in good standing” with the university. A student who is not in good standing is subject to the following restrictions:

- Ineligibility to hold an office in any student organization recognized by the university or to hold any elected or appointed office of the university.
- Ineligibility to represent the university to anyone outside the university community in any way, including representing the university at any official function, intercollegiate athletics or any forms of intercollegiate competition or representation.
- Ineligibility to receive a university-administered scholarship when the length of the Deferred Suspension is greater than one semester. Some scholarships adhere to more strict guidelines, and, therefore, ineligibility may result from a lesser length of Deferred Suspension. This sanction implies a serious offense and must be uniformly applied by the office administering the scholarship upon notification by the university disciplinary officer.
- Additional restrictions or conditions also may be imposed, depending on the nature and seriousness of the misconduct.

27.1.5 *Conduct Probation*: An official warning that the student’s conduct is in violation of Texas A&M University Student Rules, but is not sufficiently serious to warrant expulsion, dismissal or suspension. A student on conduct probation is deemed “not in good standing” with the university. This sanction includes the same restrictions listed in 27.1.4, Deferred Suspension.

27.1.6. *Conduct Review*: An official warning that the student's conduct is in violation of Texas A&M University Student Rules, but is not sufficiently serious to warrant expulsion, dismissal, suspension, or conduct probation. A student on conduct review shall have their conduct under review for a specified period of time. This sanction may require regular meetings with an appropriate official to ascertain and evaluate compliance with student rules. Additional restrictions or conditions also may be imposed, depending on the nature and seriousness of the misconduct. Students placed on this sanction

117 John J. Koldus Student Services Building
1256 TAMU
College Station, TX 77843-1256

Tel. 979.845.4728 Fax. 979.845.3320
studentaffairs.tamu.edu

Where Students Experience the Spirit of Aggieland

remain in good standing with the university. If there is a finding of responsibility for subsequent violations of the student rules during this period of time, more severe sanctions will be administered.

27.1.7 *Loss of Campus Housing Privilege*: Removal from university housing for disciplinary reasons.

27.1.8 *Deferred Loss of Campus Housing Privilege*: The sanction of Loss of Campus Housing Privilege may be placed in deferred status. If a student is found in violation of any university rule during the time of the deferred sanction, removal from housing takes effect immediately without further review. Additional student conduct sanctions appropriate to the new violation also may be taken.

27.1.9 *Campus Housing Probation*: An official notice that the student's conduct is in violation of residence hall rules, University Apartments rules and/or university rules and that more stringent student conduct sanctions, including removal from housing, may result if future violations occur. In addition, a student is ineligible to hold an elected or appointed office in any affiliated residence hall organization or University Apartment organization. This includes but is not limited to the following offices/positions: president, vice president, secretary, treasurer, [RHA](#) delegate.

27.1.10 *Letter of Enrollment Block*: A letter stating that the student may not reenter Texas A&M University without prior approval through the Department of Student Life or the vice president for student affairs if enrollment has been blocked for a previous student conduct problem or for medical reasons.

27.1.11 *Letter of Reprimand*: A letter that makes a matter of record any incident that reflects unfavorably on the student or the university.

27.1.12 *Warning*: Admonition of a student for actions unbecoming to the university community.

27.2 Secondary Sanctions (no order of severity is established for secondary actions):

27.2.1 *Community/University Service*: A student may be offered an opportunity to complete a specified number of hours of Community/University Service in lieu of other sanctions. The type of Community/University Service must be approved by the hearing officer/panel.

27.2.2 *Educational Requirements*: A provision to complete a specific educational requirement directly related to the violation committed. The provision will be clearly defined. Such educational requirements may include, but are not limited to, completion of an alcohol education workshop, a diversity awareness workshop, essays, reports, etc.

27.2.3 *Restrictions*: The withdrawal of specified privileges for a definite period of time, but without the additional stipulations contained in the imposition of conduct probation. The restrictions involved will be clearly defined.

27.2.4 *Restitution*: A payment for financial injury to an innocent party in cases involving theft, destruction of property or deception. The assessed costs to be paid may be in addition to receipt of any of the above sanctions.

27.2.5 *Loss of Parking Privileges on Campus*: Revocation of campus vehicle registration, and forfeiture of permit and all refund rights to said permit.

27.3 The occupants of each residence hall, by majority vote, have the power to establish additional "in house" rules as approved by the area coordinator. Generally, "in house" rule infractions are handled by residence life staff or the Residence Halls Judicial Board.

27.4 In addition to any of the sanctions listed in this section, members of the Corps of Cadets are subject to disciplinary action in accordance with [The Standard](#).

RULE CHANGES:

<http://student-rules.tamu.edu/rule27>

JUSTIFICATION FOR PROPOSED CHANGE:

1. The changes to content of the Student Rules being proposed are a reflection of national best practices, most notably referencing the *21st Century Model Student Conduct Code* (Stoner, E. & Lowery, J., 2004) and the *General Order on Judicial Standards of Procedure and Substance in Review of Student Discipline in Tax Supported Institutions of Higher Education* (45 F.R.D. 133). This General order is recommended reading to anyone seeking to understand the relationship between judicial systems and campus systems regulating student conduct

Student Rules and Regulations Committee

Proposal to Revise Rules

Page 3 of 3



2. Texas A&M University was involved in litigation over the University's Student Rules in one particular case until appeals were exhausted at the Supreme Court level in spring 2010. The Student Rules were not to be altered in any way until this litigation was resolved.
3. The U.S. Department of Education, through its Office of Civil Rights, issued a "Dear Colleague Letter" on April 4, 2011 providing guidance in procedures in dealing with cases of sexual harassment and sexual violence throughout institutions of education (this includes K-12).
4. There were a number of grammatical and punctuation changes made as well as changes made for consistency of language used in higher education conduct proceedings versus legal system language.

Submitted by:

Name: Dr. Anne Reber

Phone # 979.845.3111

E-Mail Address: a-reber@tamu.edu

Department: Dean of Student Life

Mail Stop: 1257

Approved by Student Rules and Regulations Committee: 4/20/12

Approved by Faculty Senate: 11/12/12

Approved by President: 12/21/12