



Coalition of Student Leaders

RESOLUTION AY2019-01

To suggest amendments to the New Proposed Regents' Policy 01.02.080. - Administrative Response to Reports of Misconduct

Whereas, the Board of Regents have drafted a new policy regarding administrative response to reports of misconduct; and

Whereas, the formatting of the policy update could be misinterpreted; and

Whereas, three years does not reflect the amount of time students take to complete their degree; and

Whereas, the members of the Coalition of Student Leaders have identified areas where the policy could be amended to make it more accommodating to students; and

Now therefore let it be it resolved, the Coalition of Student Leaders suggest the following amendments to Policy 01.02.080 (additions underlined, deletions crossed through):

CURRENT PROPOSED LANGUAGE

Regents' Policy 01.02.080. Administrative Response to Reports of Misconduct.

The university encourages and in some cases, law, Regents' Policy, or University Regulation requires prompt reporting of allegations of misconduct involving members of the university community. Prompt reporting contributes to thorough and fair investigations and proceedings, as well as the university's ability to provide meaningful remedies that might avert more serious impacts.

At the same time, the university acknowledges that reporting obligations might not apply to certain members of the university community, those obligations might not have applied at the time of the misconduct, or there might have been compelling reasons for a delayed report.

Regardless of when the conduct occurred, the university encourages reporting of and will assess all allegations of misconduct involving members of the university community.

In all cases, the university will appropriately address ongoing impacts on the safety and inclusivity of the university environment, as well as impacts on university operations. However, in the event of a delayed report, the step of formal administrative investigation may be limited to ensure fair proceedings and to focus efforts on issues currently impacting the university environment.

A. Where the alleged conduct occurred ~~three~~ four or fewer years before a report is made, the university will process the complaint following established procedures, conducting a formal investigation if appropriate.

B. Where the alleged conduct occurred more than ~~three~~ four years before a report is made, the university will not conduct a formal administrative investigation, except as provided in this policy and accompanying regulations. The president or designee, in his or her sole discretion, and after considering appropriate factors such as ability to provide due process, ongoing impacts on the safety and inclusivity of the university environment, as well as impacts on university operations, may determine that it is in the best interests of the university community to conduct a formal administrative investigation.

This policy does not alter obligations under other provisions of law, Regents' Policy, or University Regulation to report or respond to misconduct, or limit the university's ability to pursue administrative, civil, or criminal remedies in appropriate cases.

The UA President may adopt regulations consistent with this policy.

Be it further resolved, the Coalition requests the Board of Regents take these suggestions in account while reviewing this policy in its November 2018 meeting.

Statement of Purpose: To amend to the New Proposed Regents' Policy 01.02.080. -

Administrative Response to Reports of Misconduct

Fiscal Impact Statement: None

This resolution was adopted by a vote of 8-0 on the 5th of November 2018.

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Nick Bursell

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Nick Bursell, Chair, Coalition of Student Leaders

_____ Date