




University Senate CHARGE

Date:	November 11, 2014
To:	Kasey Moyes Chair, Student Conduct Committee
From:	Donald Webster Chair, University Senate 
Subject:	Review of the Interim Sexual Misconduct Student Procedures
Senate Document #:	14-15-16
Deadline:	March 27, 2015

The Senate Executive Committee (SEC) requests that the Student Conduct Committee review the attached interim Student Sexual Misconduct Investigation & Adjudication Procedures and make recommendations on whether they are appropriate.

The U.S. Department of Education's Office for Civil Rights (OCR) provided guidance regarding the Violence Against Women Act (VAWA), which was reauthorized in 2013. This guidance required higher education institutions to develop specific sexual misconduct policies and procedures. As a result, the University System of Maryland (USM) revised its Policy on Sexual Misconduct (V-1.60) and asked all USM institutions to align their policies accordingly. In addition, the University was charged with developing procedures for each of its major constituencies. The attached student procedures were developed as an element of the University of Maryland Sexual Misconduct Policy & Procedures (VI-1.60[A]), which has been approved on an interim basis pending University Senate review. Complaints against students based on a violation of the policy will be reviewed in accordance with these procedures.

Specifically, we ask that you:

1. Review the interim University of Maryland Student Sexual Misconduct Investigation & Adjudication Procedures (Appendix A of the University of Maryland Sexual Misconduct Policy & Procedures (VI-1.60[A])).
2. Consult with the University's Title IX Coordinator and the Director of Student Conduct regarding the development of the interim student procedures.
3. Review similar student procedures for complaints of sexual misconduct at our peer institutions and other Big 10 institutions.

4. Review the University's past process for handling student sexual misconduct cases.
5. Review the interim University of Maryland Sexual Misconduct Policy & Procedures ([VI-1.60\[A\]](#)) and consider whether the proposed student procedures align with the University's interim policy, USM policy, and VAWA guidelines.
6. Consult with the University's Office of Legal Affairs on any recommended revisions.
7. If appropriate, recommend whether the interim student procedures should be revised.

We ask that you submit your report and recommendations to the Senate Office no later than March 27, 2015. If you have questions or need assistance, please contact Reka Montfort in the Senate Office, extension 5-5804.

Attachment

DW/rm