



OFFICE OF COMPLIANCE SERVICES  
UVM.EDU/POLICIES



## POLICY

**Title:** Code of Student Conduct

### Policy Statement

By choosing to attend the University of Vermont, each student accepts responsibility for promoting the community's welfare by adhering to the Code of Student Conduct and all University Policies. Failure to do so may result in a referral to the Center for Student Conduct. Repeated or egregious violations may result in separation from the University.

### Reason for the Policy

The University reaffirms the principle of student freedom coupled with personal responsibility and accountability for individual action and the consequences of that action so that UVM students can be healthy, successful, and engaged. This policy is designed to support students in achieving higher education. The goal is to help students develop self-awareness, and ultimately become more responsible, respectful, and engaged members of our community.

### Applicability of the Policy

This Code applies to all students currently enrolled or who have indiTd (d)[1fc 0 Tw 21 (y) -0vyty.4Td (d)[6.2 (e) ( to) 4.9 ( e) 6 (n)

Conduct Meeting Facilitator: A professional staff member designated by the Center for Student Conduct, or a graduate student who is trained and qualified, to resolve undergraduate and graduate student cases under this Code.

Alleged violations of the [Discrimination, Harassment, and Sexual Misconduct Policy](#) will be reviewed for resolution under the procedures described therein. The processes of that policy shall apply to the full scope



- 2) Violation of Law. A violation of any local, state, or federal civil or criminal law is a violation of this Code, even if the specific conduct prohibited by the law is not listed above. Violation of law conduct will be regarded as a violation of this Code regardless of whether the offense is prosecuted in a court of law. In most cases, where conduct that may constitute a violation of law is being prosecuted by state or federal authorities in a criminal process, the University

Administrative action may be taken regardless of whether a student conduct meeting results from the allegations subject to administrative action. Except as may be provided in the University's [No-Trespass Notices Procedure](#)



have a matter heard during a University vacation or more than 20 academic days after a Notification letter is sent must submit to the Center for Student Conduct, no later than 24 hours after receipt of notice that a conduct meeting has been scheduled, a written request, including the reasons for the request. The Center for Student Conduct retains the discretion whether to grant the request, but the request will not be granted if (1) an extension would make a conduct meeting impractical, (2) the University's interest is deemed too great to postpone the conduct meeting, or (3) the extension would be fundamentally unfair to any other party to the proceeding. The University may, due to an administrative need, extend the conduct meeting date beyond 20 academic days or hold a conduct meeting during a vacation period. If the Respondent withdraws from the University before a case is heard, the Center for Student Conduct retains discretion to proceed with a conduct meeting to resolve the matter and the Respondent will be provided all notice and communication at the contact information provided upon withdrawal.

If the Respondent fails to attend the conduct meeting, except when there are exigent circumstances, the conduct meeting will proceed, and a finding will be reached based upon available evidence. Failure of the Respondent to appear will not be considered evidence of responsibility.

- d. *Advisors.* The Respondent and any Complainant may bring an Advisor to the conduct meeting. The Respondent and/or Complainant must notify the Conduct Meeting Facilitator(s) in advance of the meeting of their intent to have an Advisor and the Advisor's name.
- e. *Documents to be Presented.* The Respondent and any Complainant will be provided in the Notification Letter copies of any police report, incident report or other documentation that is relied on for a determination of alleged violations, and any document that the Conduct Meeting Facilitator(s) may consider in deciding the case. The Respondent and any Complainant will have the opportunity to present documents in support of their perspective. Requirements for timing of submitting documents and for providing a copy to any other party will be provided in writing to the Respondent and any Complainant.
- f. *Conduct Meeting Facilitator Discretion.* The determination of admission of any testimony or documents is reserved for the Conduct Meeting Facilitator(s). Upon review of the documents and summary of expected testimony, the Conduct Meeting Facilitator(s) may exclude any documents or testimony deemed not relevant to a fair consideration of the alleged violations. The Conduct Meeting Facilitator(s) may exclude any Witness or document not submitted in accordance with the provisions of the paragraphs above and the requirements provided to the Respondent and Complainant for submitting documents and providing notice of Witnesses. Such Witnesses or documents will only be admitted upon a showing of good cause as to why they were not available for timely submission.

The Respondent and any Complainant are responsible for bringing their Witnesses to the conduct meeting at the specified place, date and time for the conduct meeting. The Center for Student Conduct may request the presence of any person to be present as a Witness and may request documents to be considered. If the Center for Student Conduct requests a Witness to be present, the identity of the Witness shall be provided to the Complainant and Respondent with the Witness list. Any and all additional documents to be presented during the conduct meeting, including but not limited to names of Witnesses and a brief summary of their expected testimony, and the Advisor's



name (if applicable) are due to the Center for Student Conduct prior to the conduct meeting.

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- i. *Close of Conduct Meeting.* After the Complainant and Respondent have had the opportunity to present information and Witnesses, and the Conduct Meeting Facilitators) has introduced any additional witnesses, documents, or information to be considered, the conduct



Did the incident result in significant injury or harm to another person, property, or the University community? Does a continued risk of the same exist?

Is there indication that the conduct was premeditated?

Did the behavior at issue continue after intervention (e.g. request or demand that the behavior cease) on the part of the Complainant, the University, or law enforcement?

Did the Respondent seek to threaten or purposefully intimidate the Complainant, witnesses, or others involved in any investigation or resulting conduct process? Was the incident motivated by an individual's involvement in the filing or investigation of a complaint (e.g. retaliation)?

Was there an active attempt to conceal or hide the incident?

Was the conduct by the Respondent motivated by actual or perceived membership in a legally protected category as defined in UVM Policy V.7.4.9, [Equal Opportunity in](#)

University. Records of all other outcomes applied under this Policy will be sealed upon the earlier of either the student's graduation or two consecutive years of absence from the University.

A sealed record will continue to be maintained by the Center for Student Conduct and will only be disclosed directly to the student or as otherwise directed by law.

Student conduct records are personal and confidential. Students may inspect their records at reasonable times. Conduct records may also be shared with other University officials who have a legitimate educational interest in the information they contain, or with a Complainant in compliance with the Jeanne Clery/Campus Security Act. Student conduct record information may also be shared for any reason allowed under the Family Educational Rights and Privacy Act (FERPA).

#### **J. Parent/Guardian Notification**

As allowed by the 1998 Higher Education Amendments, the University sends written notification to the parents or guardians of students who are under twenty-one years old at the time of the discn

## About This Policy

**Responsible  
Official:** Vice Provost for Student Affairs

**Approval  
Authority:** Vice Provost for Student Affairs