

NCCC Board

NEOSHO COUNTY COMMUNITY COLLEGE**BOARD OF TRUSTEES****MINUTES**

DATE: August 14, 2003

TIME: 5:30 p.m.

PLACE: Student Union, Room 209

PRESENT: Kevin Berthot
Mariam Mih
Dr. Marvin Johnson
David Peter
Dr. Robert Thomen
Mark Watkins

Dr. Vicky R. Smith, President
Sandi Solander, Dean of Finance and Student Services
Brenda Krumm, Dean of Continuing Education
Brett Bright, Dean of Student Services
Mark Eldridge, Dean of Ottawa Campus
Tonya Bell, Director of Public Relations/Marketing
Jim Carlson, Faculty
Kent Pringle, Board Attorney
Terri Dale, Board Clerk
Jesse Tuel, Chanute Tribune

I. Call to order.

The meeting was called to order by David Peter, chair, at 5:30 p.m.

II. Roll call.

All members were present.

III. Public Comment

There were no speakers.

IV. Approval of the Agenda

Dr. Smith asked to amend the consent agenda. She asked to delete the resignation of Paul Hopkinson.

Mr. Peter requested that the Agenda be approved as amended. The motion was made, second and approved.

V. Budget Hearing

There were no speakers during the Budget Hearing.

VI. Consent Agenda

The following items were proposed to be approved by consent.

- A. Minutes from July 10 and July 22, 2003
- B. Claims for disbursement for July 2003.
- C. Personnel:
 - 1. Employed Rebecca Householder as nursing instructor for the Ottawa campus. She will be placed at the Instructor level, step 10 or \$30,840.
 - 2. Employed Joe Bendix as Assistant Coach for Men's soccer, Alisha Meyers as assistant coach for women's basketball, James McVay as assistant coach for volleyball, Oscar Sims as assistant coach for women's soccer, and Shaun Edmond as assistant coach for baseball. Each will also serve as resident hall assistants and paid \$5,850 plus room and board for the period beginning August 16, 2003 through May 17, 2004.
 - 3. Accepted the resignation of Charlotte Martin, director of development, effective August 7, 2003.

Mr. Peter requested that the Consent Agenda be approved. The motion was made, second and approved.

VI. Reports

Faculty Senate Report: David Fewins told the Board he appreciated the opportunity to speak to the Board as a representative of the Faculty Senate. He reported that the first meeting would be on Monday and he distributed the agenda to Board members. He said that last year there was a big improvement in communications and this year his focus as Faculty Senate President would be student learning – all aspects of student learning.

Dean of Finance and Student Services Report: Sandi Solander reported that the college has received their first payment from Neosho County and the first distribution of state aid from the state. She also reported out-district tuition payments of \$6,342, and \$17,905 for a technical grant. She stated that the air conditioner had been replaced in the Chapel, that temporary repairs had been made on the roof of Sanders Hall, and that the chiller had to have some parts replaced. There has also been work on revising the charge tables for student billing and revamping student statements.

President's Report: Dr. Smith introduced and welcomed Dr. Brian Inbody, Vice President of Student Learning. She reported that overall, fall headcount is 1024 and 10,095 credit hours, which is a 1.3% increase over last year at this same date. Dr. Smith also distributed a report from the Kansas Board of Regents on Enrollment for Kansas Community Colleges. For fiscal year 2003, NCCC led the state in percentage increase in credit hours generated from the previous year.

Dr. Smith reviewed progress and costs associated with the first three phases of relocating offices to better serve students. During the fall semester and over Christmas break, three more phases will be completed. As a result of relocating student services and other departments, new

directories with information and directions are needed. Public relations has solicited bids for directories and received two quotes to date. Sealed bids for external road signs will be solicited and board approval will be sought in the next few months.

Dr. Smith announced that Linda Jones had agreed to serve as division chair for business/technology.

Dr. Smith announced that the NCCC women's basketball team had won the 2002-03 Women's Basketball Academic Champions for the Jayhawk Conference, with a GPA for 3.41. Men's soccer and women's soccer teams came in second place in the Conference, and women's softball and men's basketball came in 3rd.

Dr. Smith stated that summer hours had ended the week of August 7 and that she would have analysis of energy savings associated with working four-ten-hour days during the summer at a later board meeting.

Dr. Smith reported that she and Board Chair Dave Peter will be attending the ACCT conference in Denver in September and that they will present a roundtable discussion entitled, "Overcoming Board Micromanagement-Becoming One". Dr. Smith was also a guest on KKOY's Elly Show and will be a judge for the Watermelon Queen contest in Thayer.

Agenda Item VIII A-Approval of FY 2003-04 Budget

It was the recommendation of the President that the Board approve the proposed budget for 2003-04.

Resolution 2003-42

RESOLVED, That the Board of Trustees of Neosho County Community College approve the FY2003-04 budget of \$9,781,760 as published. Further, on or before August 25, a copy of the adopted budget along with proof of publication shall be filed with the Neosho County Clerk and the Kansas Board of Regents.

Motion was made and seconded that the above resolution be adopted. Motion was carried unanimously.

Agenda Item VIII-Board Calendar

President Smith presented the Board Calendar at the July meeting for review. Developing a Board Calendar was one of the recommendations that resulted from the Board Retreat. The calendar below has been revised. Please take time to review it and make any suggestions you have. The Board Calendar can be revised on an annual basis.

Neosho County Community College Board of Trustees Calendar

January Prepare for negotiations with NCCCPEA

Mission Review (Critical to understand the broadest interpretation
and gain understanding of the Vision for the College.)

February	Mission Review
March	Evaluation of President, Board, Board Chair Faculty Contract Renewals Mission Review Board Retreat
April	Goal Setting Clerical and Maintenance Staff Renewals Administrator Contract Renewals*
May	President's Contract Renewal Budget Work Session
June	Budget Work Session Budget Approval New Trustee Orientation as needed
July	Review Policy Budget Approval New Trustee Orientation as needed
August	Review Policy New Trustee Orientation as needed
September	
October	
November	Board Retreat
December	Mission Review (Critical to understand the broadest interpretation and gain understanding of the Vision for the College.
Monthly	Routine business including Board reports, personnel, financial and other matters required by Policy and/or Law.
Annually	Board Involvement Discussion (ACCT, AACC, KACCT, legislative involvement.

*If revision to Board policy is accepted, otherwise this activity will occur at the January Board meeting.

Resolution 2003-43

RESOLVED, That the Board of Trustees of Neosho County Community College approve the Board calendar to be used as a guide and may be revised as necessary.

Motion was made and seconded that the above resolution be adopted. Motion was carried unanimously.

Agenda Item IX-Tuition Reimbursement Policy Revision (first reading)

Administrative employees and clerical/maintenance staff wishing to enroll in a class or classes at another institution must submit a request in writing to their supervisor to do so. The request must also be approved by the vice president of student learning and by the president. Tuition reimbursement does not apply to classes taken at another institution, and there is no provision for release time.

The President recommended the following changes to the policy.

- A. That the policy be renamed Employee/Dependent's Scholarship policy.
- B. That the first sentence specify the scholarships are for credit courses taken at NCCC.
- C. Add a sentence to the third paragraph that employees will make up time when they enroll in a day class.
- D. Delete the last sentence in the fourth paragraph.

~~Tuition Reimbursement* (revised 9/13/01) (revised 3/14/02)~~

Employee/Dependent's Scholarship Policy (revised 9/13/01, 3/14/02, 9/11/03)

Full-time employees and their dependents, will, upon application, be awarded a tuition and consumable book loan scholarship for credit courses at *Neosho County Community College*. To maintain eligibility, the employee must be employed full-time by NCCC on the first and the last day of the class. Scholarship recipients will be liable for tuition costs for each credit hour that they do not receive a grade of A, B, C, or P. Scholarship recipients receiving consumable book loan books must abide by all book loan rules. Fees are not included in the scholarship award.

Staff and dependent scholarship forms are available in the financial aid office. Completed scholarship forms should be returned to the financial aid office prior to the first day of class.

To enroll in day classes at NCCC, full-time employees must have a request signed by their supervisor to take daytime classes. Consideration will be given to the appropriateness of the course as it relates to the employee's position and the timelines of the course as it relates to the workday and job responsibilities. A full-time employee shall not enroll in more than 3 credit hours of daytime courses per semester unless a written request is approved by the president of college. *Time taken to attend classes during the regular work day will be made up by the employee.*

There will be no tuition reimbursement for those full-time employees taking classes at another institution. ~~Administrators and clerical/maintenance staff must have a request signed by their supervisor(s) and approved by the vice president of academic affairs or vice president of business affairs and the president to enroll at another institution.~~

It was the President's recommendation that the Board consider the revised policy dealing with tuition reimbursement noted above and consider this the First Reading of said policy. The Second Reading and final approval by the Board would be at the September 11, 2003 meeting.

Agenda Item IX-B: Administrators Contracts: Non-Renewal Procedure (First Reading)

Dr. Bill Spencer, interim president, recommended that the date to notify administrators of the Board's intent to not renew their contracts be changed from January 25 to May 1. He also recommended that the February 25 date for administrators to give written notice to the Board of their intent to reject contract renewal be changed from February 25 to May 15. This policy revision was on the agenda for the January 2003 Board meeting, at which time the President a

to remove the policy for further review.

After review by the President the following changes are recommended: the new dates will coincide with Administrators Contracts statute, K.S.A. 72-5451, et seq. applicable to school districts. The date changes are noted in the policy below. No other language was changed in policy, only the dates.

Administrators Contracts: Non-renewal Procedure

“Administrator” means any employee of the board whose position the board determines to be administrative or supervisory in nature with responsibilities and remuneration comparable to those of an administrative employee (see p. 18 “Administrative Employee”). The term administrator shall not mean or include the president of the college.

Administrators who have completed less than two consecutive years of employment as an administrator of the college may be terminated, demoted, suspended, non-renewed, or not extended without any reason or reasons being given for such action. The notice to such person shall only be required to specify the date of termination.

An administrator who has at any time completed two consecutive years of employment as an administrator of the college may be terminated or not renewed. Whenever such administrator is given written notice of the board’s intention not to renew or terminate the administrator’s contract the administrator may request a meeting with the board by filing a written request with the clerk of the board within ten (10) days from the date of receipt of the written statement of non-renewal or termination of a contract. The board shall hold such meeting within ten (10) days after filing the administrator’s request. The meeting provided for here shall be in executive session and, at such meeting, the board shall specify the reason or reasons for the board’s intention to not renew or terminate the administrator’s contract.

The administrator shall be afforded an opportunity to respond to the board. Neither party shall have the right to have counsel present. Within ten (10) days after the meeting, the board shall reconsider its reason or reasons for non-renewal or termination and shall make a final decision on the matter.

Written notice of the board’s intention to not renew the contract of employment of an administrator shall be given to the administrator on or before ~~January 25~~ *May 1* of the year in which the term of the administrator’s contract expires. An administrator shall give written notice to the board on or before ~~February 25~~ *May 15* of the administrator’s rejection of renewal of a contract of employment. Terms of a contract may be changed at any time by mutual consent of both an administrator and the board.

“Not renew the contract” or “non-renewal of the contract” means that an administrator remains on duty to complete the term of a current contract but is not offered a contract for the subsequent contract, calendar or fiscal year.

Please consider the revised policy for Administrators Contracts: Non-renewal Procedure as shown above and consider this the First Reading of said policy. The Second Reading and final approval by the Board will be at the September 11 meeting.

Agenda Item IX-TRIO Grant Employee Renewals

The fiscal year for the TRIO grant programs (Talent Search, Student Support Services, Upward Bound) runs from September 1 to August 31. The renewal of contracts for staff in the TRIO

occurs in August. Dean Brenda Krumm recommended that TRIO program staff be renewed in the 2003-04 grant year and that they receive a 3% increase for staff with a 9% increase for project directors as they move from coordinators to directors in 2003-04.

Talent Search Grant	02-03 Salary	03-04 Salary
Marie Moore, Project Director	\$34,611	\$37,726
Robyn Pervin, Admin Asst (half-time)	\$9.49 hr	\$9.77 hr
Shelly McDaris, Academic Advisor (half-time/11 month)	\$13,640	\$14,049
Wade Collins, Academic Advisor (11 month)	\$26,500	\$27,295
Michael Rose, Academic Advisor (11 month)	\$27,500	\$28,325
Student Support Services		
Project Director-position vacant		
Cindy Neville, Advising Specialist	\$22,067	\$22,729
Rita Drybread, Math Specialist (80% grant-funded)	\$27,251	\$28,069
Kim Vanatta, Reading/English Specialist (80% grant-funded)	\$28,515	\$29,370
Upward Bound		
Corey Taylor, Project Director	\$33,280	\$36,276
Maranda Collins, Academic Advisor	\$26,240	\$27,027
Shelly McDaris, Academic Advisor (half-time/11 month)	\$13,640	\$14,049
Robyn Pervin, Admin Asst. (half-time)	\$9.49 hr	\$9.77 hr

Resolution 2003-44

RESOLVED, That the Board of Trustees of Neosho County Community College approve the salary increases outlined above for TRIO Grant staff for 2003-04.

Motion was made and seconded that the above resolution be adopted. Motion was carried unanimously.

Agenda Item IX-Code of Student Conduct and Discipline

In 2001, The Board of Trustees approved the current Code of Student Conduct. In the last year the College has seen several instances of misconduct by students. In using the current Code, the processes and procedures were found to be lacking in some areas. The President recommends to the board an expanded Student Code of Conduct and Discipline for their approval.

Attached are the current Code of Student Conduct and the proposed Student Code of Conduct and Discipline. The substantive changes you will find are the following:

- Definitions are provided to help the reader understand the language in the Code.
- The Categories of Misconduct have been expanded in the following ways:
 - The Academic Dishonesty section has been replaced by the Academic Honesty wording approved by the faculty and the Executive Committee.
 - The section entitled Conduct which Adversely Affects the College has been replaced by a section entitled Disruptive Behavior. The descriptions of behavior have been clarified, expanded, and strengthened.

- The Misconduct relating to official obligations has been replaced by a section entitled Violations of NCCC Policies and Procedures. This allows us to have an all encompassing area that won't have to be revised as policies are approved by the Board in the future.
- In the current Code of Conduct the Board of Trustees is the "final and bidding authority. In the revised Student Code of Conduct and Discipline, the President is the final authority. This change is made to remove the Board from managerial operational duties. If the individual does not accept the decision of the President then they can contact a lawyer and move on to formal legal proceedings.

Resolution 2003-45

RESOLVED, That the Board of Trustees of Neosho County Community College approve the revised Code of Student Conduct and Discipline as revised on the following pages.

Motion was made and seconded that the above resolution be adopted. Motion was carried unanimously.

code of student conduct and discipline

Purpose of the code

The primary concern of Neosho County Community College is the student. The college attempts to provide for all students a campus environment that is conducive to academic endeavor, social and individual growth. To that end, rules, regulations and guidelines governing student behavior and the student's relationship with the college have been formulated into a student code of conduct and discipline. Enrollment at Neosho County Community College is considered an implicit acceptance of these and other policies applicable to students, all of which are educational in nature and designed to help students understand expectations and accept responsibility for their own actions. This Code and other College policies are subject to change without notice. Each student is responsible for obtaining all published materials and updates from the Dean of Student Development's office relating to the Code and to become familiar with other rules and guidelines that have bearing on student behavior and responsibilities.

● **ARTICLE I: DEFINITIONS**

- 1) The term "College" means Neosho County Community College.
- 2) The term "student" includes all persons taking courses at the College, both full-time and part-time, whether degree-seeking, non-degree seeking and lifetime learners. Persons who are not officially enrolled for a particular term but who have a continuing relationship with the College are considered "students."
- 3) The term "faculty member" means any person employed by the College to conduct learning activities.
- 4) The term "College Official" includes any person employed by the College, performing assigned administrative or professional responsibilities.
- 5) The term "member of the College community" includes any person who is a student, faculty member, College Official, or any other person employed by the College.

- 6) The term “College premises” includes all land, buildings, facilities, and other property in possession of, or owned, used, or controlled by the College (including adjacent streets and sidewalks). “College Function” includes any activity sponsored by, or in which a college sponsored or organized group is participating or competing in, whether on or off College premises.
- 7) The term “organization” means any number of persons who have complied with the form requirements for College recognition.
- 8) The term “shall” is used in the imperative sense.
- 9) The term “may” is used in the permissive sense.
- 10) The Dean of Student Development is that person designated by the College President to be responsible for the administration, under the authority of the Board of Trustees, of the Student Code of Conduct.
- 11) The term “policy” is defined as the written regulations of the College as found in, but not limited to, the Student Handbook, The NCCC College Catalog, and the NCCC Board Policy Manual.
- 12) The term “cheating” includes, but is not limited to:
 - A. use of any unauthorized assistance in taking quizzes, tests, or examinations;
 - B. dependence upon the aid of sources beyond those authorized by the instructor in writing papers, preparing reports, solving problems, or carrying out other assignments; or
 - C. The acquisition, without permission, of tests or other academic material belonging to a member of the College faculty or staff.
- 13) The term “plagiarism” includes, but is not limited to, the use, by paraphrase or direct quotation, of the published or unpublished work of another person without full and clear acknowledgment. It also includes the unacknowledged use of materials prepared by another person or agency engaged in the selling of term papers or other academic materials.

- **ARTICLE II: AUTHORITY**

- 1) The Dean of Student Development as designated by the President shall be authorized to investigate each case and determine the disciplinary sanctions of any violations of the Code of Conduct. The Academic/Conduct Appeals Committee will be a standing committee appointed by the President to hear appeals of disciplinary sanctions imposed by the Dean of Student Development.
- 2) The Dean of Student Development shall develop procedures and procedural rules for the conduct of hearings, which are consistent with provisions of the Code of Conduct and approved by the President.

- **ARTICLE III: PROSCRIBED CONDUCT; Scope**

- 3) Disciplinary action for violations of the Code of Student Conduct and Discipline is generally intended for application to conduct which occurs on College premises or at College functions. The College expects that each student, regardless of place of residence, will observe all federal, state and applicable local laws both on and off campus. Any

student who violates any provision of those laws and/or the Code of Student Conduct and Discipline is subject to disciplinary action, notwithstanding action taken by civil authorities on account of the violation. The standard of review in all hearings is by preponderance or greater weight of the credible evidence. The Code of Student Conduct is not a contract and serves only as guidance for the fulfillment of acceptable and fair procedures.

- **ARTICLE IV: INTERPRETATION and Revision**

- A. Any question of interpretation regarding the Code of Conduct shall be referred to the Dean of Student Development or his or her designee for final determination.
- B. The Code of Conduct shall be reviewed every year under the direction of the Dean of Student Development and approved by the President.

- **Article V: Categories of Misconduct**

A. Academic Honesty. Violations of the Academic Honesty policy include academic dishonesty which is behavior in which a deliberate means is employed to gain undeserved intellectual credit or advantage, either for oneself or another, or which is disruptive of a course of study. Some examples of academic dishonesty are:

- 1) **Plagiarism**, intentionally using the printed/published data, distinctive idea or language of someone else without specifically acknowledging the original source. For example, copying another student's paper, creative work, article, or computer program and submitting it as one's own original work. On the other hand, the use of "common knowledge" or of ideas that are not distinctive to a single source does not require acknowledgement. Subject to the foregoing, the particular circumstances under which acknowledgement is required may vary among the different disciplines, which vary up the College; in addition, the manner or style used to acknowledge a source vary among disciplines. In a particular course, students must follow the acknowledgement/citation customs and standards of the discipline offering the course and acknowledge sources in the manner expected by that discipline.
- 2) **Unauthorized collaboration on out-of-class projects**, Students may not perform work as individual when, in fact, the work was done by/or with other students.
- 3) **Cheating on exams**, defined as the unauthorized or inappropriate use of information about the exam (questions/answers) and /or the taking of an exam with the assistance of unauthorized materials such as notes, textbooks, crib sheets, etc. It is the responsibility of each instructor to inform students which information aids, if any, may be used on exams.
- 4) **Unauthorized access to exams in advance of the examination**, Students who in any unauthorized manner obtain exams in advance of the date and hour of examination are committing an act of academic dishonesty. Unauthorized access to exams does not include obtaining copies of exams given in previous semesters and returned to students, but it does include a sharing of information about an unreturned exam between a student in an earlier section of a class and a student in a later section.
- 5) **Aiding and/or abetting an academically dishonest undertaking**, A student

responsible for ensuring that other students do not misuse his/her work. Student required to protect the integrity of their own work by, for example, not allow knowingly or through carelessness, another student to plagiarize a term paper or answers to an exam.

Responsibility for Academic Honesty-The fundamental responsibility for the maintenance of standards of honesty rests upon the student. It is each student's responsibility to be familiar with the College policy on academic honesty and to uphold the standards at all times in all situations. Faculty members are responsible for clarification to their classes at the beginning of the semester of those standards of honesty for class assignments or projects where such standards may be unclear or when such standards vary from the accepted norm. This policy is designed for fair and consistent evaluation of student learning.

Consequences of Academic Honesty Violations-Incidents of Academic Honesty violation in the classroom will be the responsibility of the individual instructor. Upon discovery of violations, the instructor will have a private meeting with the student to inform him/her of the situation. The consequences of violation of the Academic Honesty policy can range from receiving the assignment for partial credit to course dismissal, at the discretion of the instructor. All actions taken by the instructor will be documented by the instructor, reported to the Division Chair and the Chief Academic Officer and a copy of the documentation placed on file with the Chief Student Affairs Officer. If the student does not agree with the actions taken by the instructor, he/she may utilize the student appeal procedure listed in the Student Handbook.

Records of acts of misconduct will be kept on file by Neosho County Community College. In cases of serious violations of the Academic Honesty or multiple violations of the policy, the Chief Student Affairs Officer may require a meeting with the student to determine what action needs to be taken. Actions may range from a warning to dismissal from the College.

. Disruptive Behavior. Applies to behavior that persistently or grossly interferes with academic and administrative activities on campus. Ordinarily, such behavior actively hampers the ability of other students to learn and of instructors to teach. The following is a specific, although not exhaustive, list of disruptive behaviors that commonly result in the administrative imposition of discipline:

- 1) Persistent or gross acts of willful disobedience or defiance toward College personnel.
- 2) Interference with the normal operations of the College (i.e., disruption of teaching and administrative functions, disciplinary procedures, pedestrian or vehicular traffic, or other College activities, including its public service functions.)
- 3) Use of personal portable amplification equipment (e.g., radios and tape players) in a manner that disturbs the privacy of other individuals and/or the instructional program of the College.
- 4) Physical abuse, physical assault (fighting), verbal abuse, threats, intimidation, harassment, coercion, and/or other conduct which threatens or endangers the health or safety of any person (including any such action that takes place at an event sponsored or supervised by the College.)

- 5) Attempted or actual theft of and/or damage to property of the College or property of a member of the College community or other personal public property.
- 6) Hazing, defined as an act which endangers the mental or physical health or safety of a student, or which destroys or removes public or private property, for the purpose of initiation, admission into, affiliation with, or as a condition for continued membership in a group or organization.
- 7) Failure to comply with directions of College officials or law enforcement officers acting in performance of their duties and/or failure to identify oneself to persons when requested to do so.
- 8) Unauthorized possession, duplication or use of keys to any College premises or unauthorized entry to, or use of, the College.
- 9) Possession, distribution, or use of alcoholic beverages on College property, or at a function sponsored or supervised by the College.
- 10) Illegal sale, manufacture, or distribution of controlled substances, their precursors, controlled substance analogues or dangerous (illegal drugs) on campus.
- 11) Conduct which is disorderly, lewd, or indecent; breach of peace; or aiding, abetting or procuring another person to breach the peace on College premises or at a function sponsored by, or participated in, the College.
- 12) Smoking in classrooms or other unauthorized campus areas.
- 13) Failure to satisfy College financial obligations.
- 14) Gambling.
- 15) Any form of passive or covert behavior may also be regarded as quite disruptive. Examples of passive, yet disruptive behavior are those students whose poor personal hygiene so seriously offends the sensibilities of classmates and instructors that the classroom becomes an academic environment that is no longer tenable.
- 16) Violation of federal, state or local law on College-premises or at College sponsored or supervised activities.
- 17) Illegal or unauthorized possession of firearms, explosives, other weapons or dangerous chemicals on College premises or at College sponsored activities.
- 18) Participation in a campus demonstration which disrupts the normal operation of the College and infringes on the rights of other members of the College community, including leading or inciting others to disrupt scheduled and/or normal activities within a campus building or area; intentional obstruction which unreasonably interferes with freedom of movement, either pedestrian or vehicular, on campus.
- 19) Abuse of the Judicial System, including but not limited to:
 - A. Failure to obey the summons of a judicial body or College officials.

- B. Falsification, distortion, or misrepresentation of information before a judicial body.
- C. Disruption or interference with the orderly conduct of a judicial proceeding.
- D. Institution of judicial proceeding knowingly without cause.
- E. Attempting to discourage an individual's proper participation in, or use of, the judicial system.
- F. Attempting to influence the impartiality of a member of a judicial body to, and/or during the course of, the judicial proceeding.
- G. Failure to comply with the sanction(s) imposed under the Disciplinary Code of Conduct.
- H. Influencing or attempting to influence another person to commit an abuse of the judicial system.
- I. Harassment (verbal or physical) and/or intimidation of a member of a judicial body prior to, during, and/or after a judicial proceeding.

Violations of NCCC Policies & Procedures. The following is a specific, although not exhaustive, list of policies and/or procedures that commonly result in the administrative discipline of students:

Academic Integrity. NCCC expects every student to demonstrate ethical behavior with respect to academic pursuits. Academic Integrity in the classroom is a specific requirement of the NCCC Student Handbook. Consequences of violation of the Academic Integrity policy can range from redoing an assignment for partial credit to course dismissal at the discretion of the instructor. Definitions and examples of Academic integrity, as well as the appeals process, can be found in the NCCC Student Handbook.

Alcohol Beverages/Possession of Drugs. NCCC is in compliance with the Drug-Free Workplace Act of 1988 and the Drug-Free School and Communities Act Amendments of 1989. NCCC College expects all members of the community to comply with the state and federal laws pertaining to drugs. The sale, purchase, manufacture, distribution and use of controlled substances and of drug paraphernalia are prohibited. This does not apply to the possession or use of controlled substances as part of the care and treatment of a disease or injury. NCCC College accepts the state statutory definitions of drugs and drug paraphernalia. Misconduct in connection with the use of alcohol or illicit drugs on campus will result in disciplinary action for the student(s) involved.

Discrimination. Individual students, faculty, staff, administration or student organizations who engage in acts of discrimination on the basis of race, gender, color, age, physical or mental disability, disease, religion, or national or ethnic origin may be subject to disciplinary action. Physical, mental, or verbal acts that intentionally threaten, seriously embarrass, humiliate, or harass any person, persons or groups on the basis of race, ethnicity, religion, gender, or handicap are serious offenses. Any person or group that acts in such a manner, on or off campus, will be subject to discipline.

Disorderly Assembly. It is expressly forbidden for any group of students to gather in such a manner as to disturb public speech, do violence to any person or property, disrupt the normal function of the College, or interfere with its faculty or staff in the performance of their duties.

or otherwise by such gatherings bring disgrace or disrepute to the College. Any student encourages or in any way participates in the formation or prolonging of such gatherings can be subject to disciplinary action.

Passing of Worthless Checks. The intentional passing of worthless checks, or the failure to immediately redeem a worthless check unintentionally passed, shall constitute a sufficient reason for suspension from school.

Sex offenders. Due to the Kansas Supreme Court's decision in *State v. Myers*, 260 Kan. (1996), the Kansas Offender Registration, enacted by K.S.A. 22-4901 et seq., contains information only on convicted offenders who committed their offenses after April 14, 1994.

The information contained in the registration has been provided by the registrant. The Kansas Bureau of Investigation (KBI) and the sheriff's office cannot guarantee the accuracy of the information. It is common for offenders to move and fail to notify the sheriff's office in the county of residence of that change. This information is updated continuously; however, the KBI cannot guarantee the accuracy day to day. Further information on any registered offender in this file can be obtained from the sheriff's office in the registrant's county of residence or from the state website @ www.accesskansas.org/kbi/ro.htm

Sexual Offense/Stalking. Any member of the College community who commits a sexual offense is subject to criminal prosecution and College disciplinary procedures. Under College disciplinary procedures, a variety of sanctions may be imposed including dismissal or loss of employment. By law, all College disciplinary procedures provide due-process protection to the accuser and the accused. At the conclusion of the mandated hearings related to a sexual offense, both the accuser and the accused shall be informed of the decision and sanction.

Any student who is sexually assaulted should report the incident to the Vice-President, Student Learning, any SSC member or the police or sheriff's department regardless of whether or not the student intends to press charges. A victim's physical and emotional well-being is the paramount concern.

However, it is important to consider preserving physical evidence to assist in apprehending and prosecuting any attacker. Students who are victims of a sexual offense will be assisted in continuing their studies by changing academic or living arrangements whenever requested by students and if such changes are possible.

Stalking is an intentional, malicious and repeated following or harassment of another person and making a credible threat with the intent to place such person in reasonable fear for the person's safety, as defined by K.S.A. 21-3438, and is a criminal offense. If you feel you are a victim of a stalker, please notify the police department or sheriff's office immediately.

Loitering/Illegal Entry. Loitering in classrooms, hallways, parking lots and other areas generally considered to be gathering locations on campus is strictly prohibited. College officials have the right to remove any person or persons found loitering or causing a general disturbance on the campus. Any person or persons found in the act of illegal entry, whether on personal property or the property of the College, will be detained and turned over to the proper authorities, and may face fines and/or imprisonment as prescribed by state and local statutes.

Interference with College officials during the lawful performance of their duties is a criminal offense as defined by K.S.A. 21-3828. The police and/or sheriff's office will be called to remove such violators.

Items Forbidden on Campus. The possession, use, or sale of weapons, ammunition, combustibles, fireworks, and explosive devices or any substance or device designed to incapacitate is prohibited on campus.

"Weapons" are defined as revolvers, pistols, BB guns, pellet guns, stun guns, chemical weapons, knives over 10 inches in length, slingshots, bows and arrows, martial arts weapons and paint ball guns.

Computer usage and Internet policy. This College provides access to the vast information resources of the Internet to students, faculty and staff in their educational endeavors. Facilities that provide access represent a considerable commitment of resources in telecommunications, networking, software, storage, etc. This Internet usage policy is designed to help you understand our expectations for the use of those resources in particular conditions of the Internet, and to help you use those resources wisely. While we set forth explicit requirements for Internet usage below, we'd like to start by describing our Internet usage philosophy.

First and foremost the Internet for this College is an educational tool, provided to you at a significant cost. That means we expect you to use your Internet access primarily for educationally related purposes, i.e., to communicate with students, other College personnel and colleagues, to research relevant topics and obtain useful educational information (as outlined below). We insist that you conduct yourself honestly and appropriately on the Internet, and respect the copyrights, software licensing rules, property rights, privacy prerogatives of others, just as you would in any other business dealings. To be absolutely clear on this point, all existing College policies apply to your conduct on the Internet, especially (but not exclusively) those that deal with intellectual property protection, privacy, misuse of College resources, sexual harassment, information and data security, confidentiality. Unnecessary or unauthorized Internet usage causes network congestion. It slows other users, takes away from work time, consumes supplies, and ties up printers and other shared resources. Unlawful Internet usage may also garner negative publicity for the College and expose the College to significant legal liabilities.

The chats, newsgroups and e-mail on the Internet give each individual Internet user immense and unprecedented reach to promote the interests of the College. Because of this power, we must take special care to maintain the clarity, consistency and integrity of the mission and objectives of the College. Anything any one employee writes in the course of acting for the College on the Internet could be taken as representing the College's educational posture. That is why we expect you to forego a measure of your individual freedom when you participate in chats or newsgroups on College time, as outlined below.

While our direct connection to the Internet offers a cornucopia of potential benefits, it can also open the door to some significant risks to our data and systems if we do not follow appropriate security discipline. As presented in greater detail below, that may mean preventing machines with sensitive data or applications from connecting to the Internet entirely, or it may mean that certain users must be prevented from using certain Internet features like file transfers. The overriding principle is that security is to be everyone's first concern. College employees and students can be held accountable for any breaches of security or confidentiality.

Certain terms in this policy should be understood expansively to include related concepts. "**COLLEGE**" refers to Neosho County Community College. "**COLLEGE NETWORK**" refers to NCCC computing resources including but not limited to computers, software, and information at all NCCC campuses, outreach sites and the virtual College, whether or not owned by NCCC. It shall also refer to any NCCC owned computing resource regardless of location.

location. **"INTERNET ACCESS"** refers to any use of a password issued by NCCC to access and use what is commonly referred to as the Internet. **"DOCUMENT"** covers just about any kind of file that can be read on a computer screen as if it were a printed page, including but not limited to HTML files read in an Internet browser, any file meant to be accessed by a word processing or desktop publishing program or its viewer, or the files prepared for the Adobe Acrobat reader and other electronic publishing tools. **"GRAPHICS"** Includes photographs, pictures, animations, movies, or drawings. **"DISPLAY"** includes monitors, flat-panel or passive matrix displays, monochrome or color LCDs, projectors, televisions and virtual reality tools. (Complete policy can be found in the Technology office located in Sanders Hall or online at www.neosho.edu/policy.htm)

Drug Free Schools Policy. Neosho County Community College has adopted and implemented a program to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees. In keeping with this commitment, the College provides educational opportunities and assistance through support services. The following policy was established to meet this intent and to ensure compliance with both the "Drug-Free Workplace Act of 1988" and the "Drug Free Schools and Communities Act amendments of 1989" (28 U.S.C. 101-226). As set forth in local, state, and federal laws, and rules and regulations of the College, Neosho County Community College prohibits the unlawful possession, use, or distribution of illicit drugs¹ and alcohol by students in buildings, facilities, grounds, or other property owned and/or controlled by the College or as part of College activities. All students must accept this policy as a condition of enrollment or employment. Continuance of enrollment following receipt of this policy constitutes acceptance of this policy by the student.

- A. **Internal Sanctions.** NCCC will impose disciplinary sanctions on students who unlawfully manufacture, distribute, possess or use illegal drugs or alcohol in the workplace, on NCCC property, or as a part of an event sanctioned or sponsored by NCCC. Any violation of this policy can result in immediate suspension. A criminal conviction is not required for sanctions to be imposed upon a student for violation of this policy.
- B. **External Sanctions.** Local, state and federal laws provide for a variety of legal sanctions for the unlawful possession and distribution of illicit drugs and alcohol. The sanctions include, but are not limited to, incarceration and monetary fines.

Federal law provides rather severe penalties for distribution or dispensing, or possessing with intent to distribute or dispense a controlled substance², and penalties of a less severe nature for simple possession of a controlled substance.

The type and quantity of the drug, whether the person has any prior convictions, and whether death or previous injury resulted from the use of the drug in question (this, however, is a factor in a case of simple possession) all affect the sentence. For example, if less than 50 kilograms of marijuana are involved and it is a person's first offense (no prior convictions), s/he is subject to imprisonment of not more than five years, a fine of \$250,000, or both. However, if 50-100 kilograms of marijuana are involved instead of 50, and all other factors are the same as in the preceding example, s/he is subject to imprisonment of not more than 20 years unless death or serious injury results from the marijuana use, then s/he is subject to not less than 20 years to life, a fine of \$100,000, or both. While the penalties for simple possession are severe, the first conviction still carries a sentence of up to a year imprisonment, a fine of up to \$1,000 but not more than \$100,000, or both. With regard to simple possession, the number of prior convictions makes both the minimum period of imprisonment and fines greater. Under simple

provisions for possession of crack, a person may be sentenced to a mandatory term of at least one year in prison and not more than 20 years, a fine of \$250,000, or both. The Federal Controlled Substance Act provides penalties of up to 15 years imprisonment and fines of up to \$25,000 for unlawful distribution or possession with intent to distribute narcotics. For unlawful possession of a controlled substance, a person is subject to up to one year of imprisonment and fines up to \$5,000. Any person who unlawfully distributes a controlled substance to a person under twenty-one years of age may be punished by up to twice the term of imprisonment and fines otherwise authorized by law.

Kansas law provides that any person who violates the criminal statutes on controlled substances by possessing, offering for sale, distributing, or manufacturing opiates and narcotics, such as cocaine and heroin, shall be guilty of a class "C" felony. For a conviction of a class "C" felony, the court may sentence a person to a term of imprisonment of a minimum of three to five years with a maximum of 10-20 years and a fine of up to \$15,000. Unlawful possession of a depressant, or hallucinogenic drug is punishable as a class "A" misdemeanor, with a penalty up to a year in jail and a fine of \$2,500. Depressants include barbiturates and Valium. Hallucinogens include LSD, marijuana, and psilocybin. State law classifies amphetamines and methamphetamines as stimulants.

Article 7 of the Kansas Liquor Control Act provides for punishments ranging up to six months' imprisonment and fines of up to \$1,000 for violations of statutes relating to possession and distribution of alcohol. In addition, no person shall knowingly sell, deliver, or furnish alcoholic beverages to any person less than twenty-one (21) years of age or sell, deliver, or knowingly furnish alcoholic beverages to an intoxicated person who has been adjudged insane or mentally deficient.

There are also state laws concerning driving under the influence of alcohol and using a driver's license to obtain 3.2 beer or other alcoholic beverage. Depending on the number of previous convictions, or gravity of the circumstance, a person may be convicted of a felony or misdemeanor for such an offense. It is most likely that a person will forfeit driving privileges if the event s/he is convicted of such offense.

There are also local city laws similar to those described above. If drugs are involved, the city most likely, defer to the state or federal authorities because their penalties are more severe. If alcohol is involved, you may be convicted of violating both local and state law and punished according to both laws.

Students are encouraged to review this information. The above referenced examples of penalties and sanctions are based on the relevant laws at the time of adoption of this policy statement. These laws are, of course, subject to revision or amendment by way of the legislative process. According to the Drug and Alcohol Sanctions in this book, students abusing drugs or alcohol will be referred to the Dean of Student Development for disciplinary action.

¹ "illicit drug use" is defined as the use of drugs and the abuse of other drugs and alcohol including anabolic steroids.

² Cocaine, marijuana, opiates, amphetamines, and other drug or substance as set forth in Section 202 of the Controlled Substance Act (21 U.S.C., Sec 812)

³ Cocaine, marijuana, opiates, amphetamines, and other drug or substance as set forth in Schedules I through IV of the Uniform Controlled Dangerous Substances Act, 63

Note: Under College regulations no 3.2 beer or other alcoholic beverages are allowed in College housing, no matter what your age.

Health Risks- The following are health risks related to the consumption or use of alcohol/ a drugs:

Alcohol - short term effects include behavioral changes, impairment of judgment coordination, greater likelihood of aggressive acts, respiratory depression, irreversible phy and mental abnormalities in newborns (fetal alcohol syndrome) and death. Long-term effec alcohol abuse include damage to the liver, heart and brain, ulcers, gastritis, malnutrition, deli tremens and cancer. Alcohol combined with other barbiturates/depressants can prove to deadly mixture.

Amphetamines/Stimulants - (speed, uppers, crank, caffeine, etc.) speed up the nervous sy which can cause increased heat and breathing rates, higher blood pressure, decreased app headaches, blurred vision, dizziness, sleepiness, anxiety, hallucinations, paranoia, depres convulsions and death due to a stroke or heart failure.

Anabolic Steroids - seriously affect the liver, cardiovascular and reproductive systems. Can c sterility in males and females, as well as impotency in males.

Barbiturates/ Depressants - (downers, Quaaludes, valium, etc.) slows down the central ner system which can cause decreased heart and breathing rates, lower blood pressure, slk reactions, confusion, distortion or reality, convulsion, respiratory depression, coma and d Depressants combined with alcohol can be lethal.

Cocaine/Crack - stimulates the central nervous system and is extremely addictive, psychologically and physically. Effects include dilated pupils, increased heart rate, elevated t pressure, insomnia, loss of appetite, hallucinations, paranoia, seizures, and death due to ca arrest or respiratory failure.

Hallucinogens - (PCP, angel dust, LSD, etc.) interrupt the functions of the part of the brain v controls the intellect and instincts. May result in the self-inflicted injuries, impaired coordin depression, anxiety, violent behavior, paranoia, hallucinations, increased heart rate and t pressure, convulsions, coma, and heart and lung failure.

Cannabis - (marijuana, hashish, hash, etc.) impairs short-term memory, comprehen concentration, coordination, and motivation. May also cause paranoia and psychosis. Marij smoke contains more cancer-causing agents than tobacco smoke. The way in which marijua smoked - deeply inhaled and held in the lungs for a long period - enhances the risk of ge cancer. Combined with alcohol, marijuana can produce a dangerous multiplied effect.

Narcotics - (smack, horse, Demerol, percodan, etc.) initially produce feelings of euphoria followed by drowsiness, nausea, and vomiting. An overdose may result in convulsion, coma death. Tolerance develops rapidly and dependence is likely. Using contaminated syringes to i such drugs may result in AIDS.

Tobacco/Nicotine - some 170,000 people in the United States die each year from smoking re coronary heart disease. Some 30% of the 130,000 cancer deaths each year are linked to smo Lung, larynx, esophagus, bladder, pancreas and kidney cancers strike smokers at increased i Emphysema and chronic bronchitis are ten times more likely among smokers.

Resource Telephone Numbers

NCCC Counseling Services -Chanute

620-431-2820 x 213

	-Ottawa	785-242-2067 x 303
AIDS Awareness		800-342-AIDS
AIDS Resource Network		800-738-AIDS
Alcoholic Anonymous		620-431-1064
Child Abuse & Neglect Hotline		800-922-5330
DECCA (Ottawa)		785-242-7100
Federal Bureau of Investigation (FBI) Topeka, KS		785-235-3811
Federal Bureau of Investigation (FBI) Wichita, KS		316-262-0031
Kansas Alcohol and Drug Abuse Services		620-473-2242
Kansas Alcohol and Drug Abuse Section (SRS)		785-296-3925
Kansas Highway Patrol - Chanute, KS		620-431-2100
National Institute on Drug Abuse		800-662-4357
National Cocaine Hotline		800-Cocaine
Secret Service - Wichita, KS		316-267-1452
Southeast Kansas Mental Health Center		620-431-7890

• **ARTICLE VI: DISCIPLINARY PROCEEDINGS**

College disciplinary proceedings may be instituted against a student charged with violation of a rule which is also a violation of this Code of Conduct; for example, if both violations result from the same factual situation, without regard to pending civil litigation in court or criminal arrest or prosecution. Proceedings under this Code of Conduct may be carried out prior to, simultaneously, or following civil or criminal proceedings off-campus.

• **ARTICLE VII: DISCIPLINARY PROCEDURES**

Charges and Hearings

Disciplinary action may originate with the Dean of Student Development or in other units of the college, which may initially deal with the alleged misconduct. A faculty member or College official may report any student violation which is not resolvable through an informal process. If a faculty member or College official believes disciplinary action may be warranted. Any such referral to the Dean of Student Development shall be in writing on forms available in the Office of the Dean of Student Development, and shall be signed by the College official making the referral. Any referral shall be submitted as soon as possible after the event takes place, preferably within forty-eight (48) hours.

The Dean of Student Development may conduct an investigation to determine if the charges merit and/or if they can be disposed of administratively by mutual consent of the student(s) and

College official who referred the matter... After the initial investigation, the Dean of Student Development may issue one or more of the following:

- A. Take no action.
- B. Take administrative action to counsel, advise, or admonish the student.
- C. Forward the grievance to an appropriate administrator/committee.
- D. Take disciplinary action against the offending student ranging from warning, suspension or expulsion, The range includes:
 - 1) Warning: A notice in writing to the student that the student is violating or has violated institutional regulations.
 - 2) Probation: A written reprimand for violation of specified regulations. Probation for a designated period of time and includes the probability of more severe disciplinary sanctions if the student is found to be violating any institutional regulations during the probationary period.
 - 3) Loss of Privileges: Denial of specified privileges for a designated period of time.
 - 4) Restitution: Compensation for loss, damage or injury. This may take the form of appropriate service and/or monetary or material replacement.
 - 5) Discretionary Sanctions: Work assignments, service to the College or other related discretionary assignments.
 - 6) Student Housing Suspension: Separation of the student from Student Housing for a definite period of time, after which the student is eligible to return. Conditions for readmission may be specified.
 - 7) Student Housing Expulsion: Permanent separation of the student from Student Housing.
 - 8) College Suspension: Separation of the student from the College for a definite period of time, after which the student is eligible to return. Conditions for readmission may be specified.
 - 9) Withdrawal: Withdrawal is administrative removal of a student from a class or from the College and may be imposed in instances of unmet financial obligations or for reasons of health; pending the outcome of a competent medical evaluation. A withdrawn student may also be barred from re-enrollment until such time as specific conditions have been met.
 - 10) Expulsion: Permanent severance from NCCC.

Interim Suspension

In certain circumstances, the President or Dean of Student Development may impose a College or residence hall suspension prior to the hearing before the Student Conduct/Student Appeals Committee.

Interim suspension may be imposed only:

- 1) to ensure the safety and well being of members of the College community and the preservation of College property;
- 2) to ensure the student's own physical or emotional safety and well being; or
- 3) if the student poses a threat of disruption or interference with the normal operations of the College.

During the interim suspension, students may be denied access to the residence halls and/or to the campus (including classes) and/or all other College activities or privileges for which the student might otherwise be eligible as the President or Dean of Student Development may determine to be appropriate.

• **ARTICLE VIII: APPEALS COMMITTEE**

Any student adversely affected by the decision of the Dean of Student Development, or other College official, may file (with the Dean of Student Development's Office) a written request for an appeal. The request must specify the following: 1) Name, current address and telephone number; 2) Description of the disciplinary action and place(s) of alleged act(s); (3) Date and by whom discipline was levied; (4) Disciplinary penalty assigned; (5) Circumstances which s/he feels merit review; (6) Signature of the student.

Upon receipt of the request for an appeal hearing, the Dean of Student Development will schedule the hearing, and notify the student, requesting the appeal, of the date and time of the scheduled hearing. At the same time, the student will be informed as to the procedure used at the hearing and the student's right to friendly counsel.

Hearing Procedure

A time shall be set for a hearing, not less than two (2) nor more than ten (10) calendar days after the student has been notified. Maximum time limited for scheduling of hearings may be extended at the discretion of the Dean of Student Development.

Hearings shall be conducted by the committee according to the following guidelines:

- 1) Hearings normally shall be conducted in private.
- 2) Admission of any person to the hearing shall be at the discretion of the committee and the chairperson.
- 3) In hearings involving more than one accused student, the chairperson of the committee, at his/her discretion may permit the hearings concerning each student to be conducted separately.
- 4) The complainant and the accused have the right to be assisted by a non-legal advisor of their choice. The complainant and/or the accused are responsible for presenting their own case, and therefore, advisors are not permitted to speak or participate directly in the hearing before a committee.

- 5) The complainant, the accused and the committee shall have the privilege of presence witnesses, subject to the right of questioning by the committee.
- 6) Pertinent records, exhibits and written statements may be accepted as evidence for consideration by a committee at the discretion of the chairperson.
- 7) After the hearing, the committee shall determine (by majority vote) whether the student has violated the Code of Conduct.
- 8) The committee's determination shall be made on the basis of whether it is more likely than not that the accused student violated the Code of Conduct.
- 9) In each case in which the committee determines that a student has violated the Code of Conduct, the Dean of Student Development will advise the accused in writing of the committee's determination and of the sanction(s) imposed, if any, within two (2) working days.
- 10) The records of a hearing shall be a summary and not a transcript. However, records shall be sufficient enough to include the more significant facts presented, allegations and statements of views, and decisions reached. There shall be a single verbatim record, as a tape recording, of all hearings before a committee. The record shall be the property of the College. Deliberation by the judicial body shall not be recorded.

• **ARTICLE IX: APPEALS TO THE PRESIDENT**

Any decision reached by the committee or a sanction imposed by the Dean of Student Development may be appealed by the accused student or referring College official to the President of the College or his/her designee, within five (5) school days of the decision. The appellant must present a written statement which argues that s/he was denied a fair hearing.

The President of the College will review the committee's determination only to see whether there was sufficient evidence before a committee which supported the result reached. The President is not bound by the normal rules of hearings in his/her investigation or appraisal and may refuse to review an appeal which he/she believes to be without merit.

Except as required to explain the basis of new evidence, an appeal shall be limited to review the transcript of the initial hearing and supporting documents for one or more of the following purposes:

- A. To determine whether the original hearing was conducted fairly in light of the charges and evidence presented, and in conformity with prescribed procedure, giving the complaining party reasonable opportunity to prepare and present evidence that the Code of Conduct was violated, and giving the accused student reasonable opportunity to prepare and present a rebuttal of those allegations.
- B. To determine whether the decision reached regarding the accused student is based on substantial evidence, that is, whether details in the case were sufficient to establish that a violation of the Code of Conduct occurred.
- C. To determine whether the sanction(s) imposed were appropriate for the violation of the Code of Conduct which the student was found to have committed.
- D. To consider new evidence, sufficient to alter a decision, or other relevant facts brought out in the original hearing, because such evidence and/or facts were not presented at the original hearing.

know to the person appearing at the time of the hearing.

pon review of the case, the President shall:

- 1) Sustain the original disciplinary action; or
- 2) Adjust the sanction, or
- 3) Remand the case to the original committee and Dean of Student Development for opening the hearing to allow reconsideration of the original determination and a sanction(s), or
- 4) Dismiss the case.

the decision of the President shall be "final and binding."

cases involving appeals by students accused of violating the Code of Conduct, review or action by the President of the College may not result in more severe sanctions for the student.

Chairman Peter called a break at 6:50 p.m. for ten minutes. The meeting resumed at 7:00 p.m.

Agenda Item IX-Executive Session: Attorney-Client Privilege

The Board entered into executive session for 15 minutes to discuss matters protected by attorney-client privilege and to include the College President and Board Attorney. The Board entered executive session at 7:01 p.m.

The Board returned to open session at 7:16 p.m.

Upon a motion and a second, the Board returned to executive session to continue discussions protected by attorney-client privilege for an additional 15 minutes.

The Board returned to open session at 7:31 p.m.

Agenda Item X: Adjournment

The meeting adjourned at 7:32 p.m.
