

UNH Faculty Senate
Motion # IX-M13
Study Away Student Conduct

1. Sponsoring committee: Academic Affairs Committee
2. Motion presenter: Michael Kalinowski
3. Date of Faculty Senate discussion: March 21, 2005
4. Motion:

to approve the Study Away Eligibility and Student Conduct Policy (Amendment II) attached below.

6. Senate action: passed, on March 21, 2005

Vote: unanimous

Senate chair's signature: 

Forwarded to: President Ann Hart, on 4-6-05, 2005
Forwarded to: Bruce Mallory, on 4-6-05, 2005
Forwarded to: Ted Howard, on 4-6-05, 2005
Forwarded to: Neil Vroman, on 4-6-05, 2005
Forwarded to: Michael Kalinowski, on 4-6-05, 2005

Study Away Eligibility and Student Conduct Policy (Amendment II)

Any student sanctioned by the University Student Conduct System for a serious violation of the *University of New Hampshire Student Rights, Rules and Responsibilities*, including but not limited to academic dishonesty, repeated drunk and disorderly behavior, illegal drug activity, destruction or theft of property, or physical or sexual assault must satisfy the following conditions prior to consideration for participation in a UNH-managed or UNH-approved study away program:

1. The student must have satisfied all conditions and/or sanctions imposed as a result of the infraction, including probation;
2. the student must submit to the university's Academic Standards and Advising Committee (ASAC) a statement explaining why the University can be confident that he/she will behave appropriately during the study away program *and receive ASAC's approval.*

A. Rationale

1. Students serve as unofficial ambassadors of U.S. culture and the University of New Hampshire.
2. The current system of deciding the eligibility of students who have been sanctioned by the Student Conduct Board depends upon the program to which the

student is applying and the person in charge of responding to the fact of the student's conduct record. This creates inequity, because the student's eligibility ultimately rests on one person's decision. It is possible that two students with the same conduct record may find that one student is permitted to study abroad, while the other is not.

3. Given the problem identified in point 2, a written policy incorporated in *UNH Study Away Programs: Principles, Policies, Procedures* would provide consistent policy and procedures across all UNH-managed Study Away programs, as well as for students applying through CIE to UNH-approved programs. This would provide assurance to students and their parents that the program and program administrator would not be in a position to make an arbitrary decision. Students must understand, however, that UNH will notify UNH-approved programs of the student's conduct record. It is possible that, if UNH determines the student is eligible to study away, such programs may still reject the student on the basis of their own policies regarding student conduct and eligibility. In the case of UNH-managed programs, students determined to be eligible on the basis of both their academic and student conduct records will be fully eligible to apply.

B. Charge on Procedures.

1. Upon approval of the proposed amendment regarding Study Away Eligibility and Student Conduct, procedures for implementation and enforcement must be developed.
2. The Faculty Senate charges ASAC, the University Committee on Study Abroad, 2/3 of the faculty directors of UNH-managed Study Abroad programs, and three student-representatives who have studied abroad (to be identified by CIE) with the task of developing those procedures. This group is hereafter referred to as Task Force on Developing Procedures for Implementing Policy on Study Away Eligibility and Student Conduct.
3. The following persons/units must review those procedures and make recommendations:
 - i. Provost/VPAA
 - ii. UNH Legal Counsel
 - iii. Deans Council
 - iv. CIE Director
 - v. All Directors of UNH-Managed Study Abroad Programs
4. The Task Force identified in B.2. must submit the proposed procedures to the Academic Affairs Committee of the Faculty Senate by October, 2005, for review and submission to the Faculty Senate.
5. ASAC must provide a report to the Academic Affairs Committee of the Faculty Senate no later than December 1, 2005, on the number, nature, and outcome of cases pertaining to Study Abroad Eligibility and Student Conduct that ASAC has decided by that date. The Academic Affairs Committee of the Faculty Senate

may request periodic reports for review of the implementation of this policy and resulting procedures thereafter.

C. Monitoring the Impact of Amendment II.

The Academic Affairs Committee will request periodic reports from ASAC, as mentioned in B.5, and will report back to the Senate in not less than four years after implementation (or before if special concerns emerge), providing the background and history of this motion, the concern prompting the monitoring, and a careful assessment of the impact of the actual practice of Amendment II, especially regarding the emerging interpretation of 'serious violation' in that amendment, since the time of its implementation.