

**Student Conduct Code DTF
Meeting Notes
February 24, 2010**

Present: Wendy Endress, April Meyers, Sara Huntington, Britt Hoover, Amanda Steinberg, Bill Gilbreath, Andrea Seabert Olsen, Tristan Powell

Absent: Ray Campbell, Michael Sledge

- Approved Meeting Notes of February 17.
- Discussed some time sensitive aspects of vetting the Code.

Determined to invite faculty to have the Code recommendations covered in a program. Wendy will draft an email. All will bring names of one or two faculty with whom they could have a 1:1 conversation to the next meeting.

Determined to utilize a blog to gather feedback on the Code. Recommend the following:

- organized by topic
- posters must use real names/Evergreen email
- limited moderation ... try to reduce monopoly of postings
- consider designated live chats
- advertise on myevergreen the opportunity to post to the blog

Wendy reported that she invited the GSU to partner with the DTF in seeking feedback and/or to provide suggestions about how to vet.

- Discussed Talcott Broadhead's recommendation that we include a specific reference to rape and sexual assault in our Sexual Misconduct standard. Drafted the following edit:

18. **Sexual misconduct**, defined as unwanted and/or non-consensual behavior with another person involving, but not limited to:

Comment [we1]: Pending AG input.

- verbal, written, pictorial and/or electronic contact that is sexual in nature
- voyeurism or exhibitionism
- sexual advances or requests for sexual favors
- sexual contact, activity, or assault including penetration of an orifice (anal, vaginal, oral) with the penis, fingers, or object
- coercion, including psychological pressure, intimidation and/or threats
- sexual violence which includes but is not limited to hitting or striking; the use of force or a weapon; or the use of body weight or other physical means of overcoming resistance

Consent is a voluntary and mutually understandable agreement. Consent may not be given or granted when one's capacity for effective decision making has been diminished by the use of alcohol or drugs, is unconscious, or is experiencing some other cognitive impairment.

Sexual misconduct can occur with any combination of genders, gender expressions and sexual orientations.

- Tristan noted that the Counter Point Journal published an article about the Code and DTF. The article was referenced in materials shared the previous week. Wendy will bring copies to the next meeting.
- Reviewed revisions to FAQ document.

- Possible responses to “why do we use a standard of more likely than not”?
- not a legal process – it is an educational process
- don’t have the resources to conduct investigations to the nth degree
- in most cases students accept responsibility
- in most cases there is a continuum of responsibility – rarely is a student never involved in any way with the alleged misconduct
- standard across the US in higher education
- stakes are different
- changes the motivation ... with different standard – may mean the focus is on planting seed of doubt

DTF members will draft responses to the following:

April – “more likely than not”

“tearing down of posters”

Britt “equate misconduct with specific sanctions”

“more student involvement in administering the code”

Amanda – “reasonable person standard”

Andi – “interim restrictions”

- map for adjacent and surrounding