

## Code of Conduct

The College has an obligation to determine the standards of conduct appropriate for those who become members of its student body. These standards apply to all students, and will be administered by the President and/or his designee, who may take disciplinary action deemed appropriate for the violation committed. Students, who have rights and privileges as citizens, must keep in mind that admission to the College is a privileged status and involves special additional obligations to the college community. It also presumes that students, as members of the academic community, understand that due regard for law and the rights of others are always involved in the realm of liberty.

Student conduct, on or off campus, prejudicial to the best interest of the College may be considered cause for disciplinary action or dismissal.

The rules of conduct specified below are not all-inclusive but are emphasized as being among those necessary for the security and well-being of students attending Eastern Arizona College, and are among the circumstances which may lead to disciplinary action and possible dismissal.

- Conviction of a crime or continued misconduct of any type that is an infraction of the established laws of the town, county, state, or nation.
- Possessing or using intoxicating liquors, narcotics or other illegal drugs.
- Stealing or in possession of stolen articles.
- Malicious destruction of property.
- Endangering or threatening the life or physical safety of others or self.
- Possession/use of any projectile weapon on campus.
- Failure to meet financial obligations to the College.

Student Code of Conduct violations that may include sexual harassment, sexual assault, dating and domestic violence, or stalking are considered to be Title IX infractions and will be referred to the Title IX Coordinator for review as outlined in the Graham County Community College District's (GCCCD) Regulation 2075.01 "Procedures for Alleged Violations of the Title IX Sexual Harassment Regulations."

## Administrative Procedures, Judicial System and Procedural Due Process System

- A. An allegation of a Student Code of Conduct violation is made to the Dean of Students or authorized designee.
- B. After a review of the allegation(s), the Dean of Students or authorized designee may
  1. determine if the reported allegation has components of a Title IX violation(s). If so, the allegation shall be referred to the Title IX Coordinator for review (GCCCD Regulation 2075.01 "Procedures for Alleged Violations of the Title IX Sexual Harassment Regulations").
  2. determine that the reported allegation is supported by evidence and/or fact and will act to administrate/rule on Code of Conduct violation.
  3. determine that reported allegation is not supported by evidence and/or fact and decide not to take any action at this time.
- C. If the procedure set forth in section (B)(2) occurs, Dean of Students or assigned designee will request a conference by appointment with the student.



- D. The student shall appear during time appointed for the conference. If the student fails to appear for the conference
- for an excusable reason, the conference time will be rescheduled.
  - for an inexcusable reason, any student code of conduct ascribed sanctions that would have been transacted during conference appointment becomes active from date and time of conference, and could include suspension or expulsion from Eastern Arizona College as warranted.
- E. The Dean of Students or authorized designee shall make a decision based upon the student conference, plus other relevant evidence and/or fact. The Dean of Students or authorized designee has three options:
1. Find the student guilty, assess and ascribe appropriate sanctions;
  2. Find the student not guilty;
  3. Determine the student’s guilt or innocence is indeterminable at this point.
- F. If the Dean of Students or authorized designee makes a decision as set forth in section (E)(1), the Dean of Students or authorized designee will advise the students of the Non-Academic Student Grievance Procedures as prescribed in GCCCD Regulation 5810.01 “Student Grievance Procedures Non-Academic Standards.”
- G. If the Dean of Students or authorized designee is unable to make a decision as set forth in section (E)(3), the Dean of Students or authorized designee will determine if further evidence or reports (e.g. drug test results, police reports, etc.) are pending and provide notice to the student.
1. If further evidence and/or reports are submitted to the Dean of Students or authorized designee in relation to student’s reported actions, the official will follow procedures as set forth in section (B).
  2. If no further evidence and/or reports are submitted to the Dean of Students or authorized designee, the official will follow procedures as set forth in section (E).
- H. A student aggrieved by the manner in which a disciplinary process of a non-academic nature was applied by the Dean of Students or authorized designee, shall have the opportunity for appeal pursuant to GCCCD Regulation 5810.01 “Student Grievance Procedure – Non-Academic Standards,” and the following terms and definitions will apply:
1. Days - calendar days exclusive of weekends, semester breaks, and official holidays as identified in the EAC Academic Catalog
  2. Complainant - student alleging complaint
  3. Official - College official(s) responsible for the program or action for which the student complainant has a grievance
  4. Student Affairs Officer - Dean of Students or authorized designee selected by the College President for oversight of student affairs
  5. Judiciary Committee - The Judiciary Committee serves as an appeals committee for student grievances involving non-academic standards. The Committee is also charged with responsibility to advise the College President on policies, standards, rules and regulations for non-academic standards.



<b>Title</b> :	<b>Student Code of Conduct Guidelines</b>	
<b>Number</b> :		<b>5800.01</b>
<b>Approved</b> :		<b>01/14/2021</b>
<b>Reference</b> :	<b>GCCCD 2075.01, 2230.01(6)(7), 5800.00, 5810.01</b>	

6. Non-Academic Standards - All institutional actions exclusive of academic standards and discrimination as defined by federal or state laws

- I. When a complaint about a non-academic action is alleged by a student, with the exception of sexual harassment, the student shall subscribe to the following procedure to render the complaint legitimate. Complaints of sexual harassment should follow the procedure described in the Graham County Community College District's (GCCCD) Regulation 2075.01 "Procedures for Alleged Violations of the Title IX Sexual Harassment Regulations."

Step 1. The Complainant shall seek out, within five (5) days of the action, the Official so both parties may be afforded an opportunity to clarify facts and reach a mutually acceptable grievance resolution.

Step 2. If Complainant satisfaction is not achieved in Step 1, the Complainant shall provide a written request identifying the problem and request a meeting with the Dean of Students or designee within five (5) days after receiving a recommended grievance resolution as provided in Step 1. Within five (5) days of receipt of the request, the Dean of Students or designee shall arrange for a meeting with the Complainant and attempt to mediate an acceptable resolution.

Step 3. If Complainant satisfaction is not achieved in Step 2, the Complainant shall provide a written request for a hearing by the Judiciary Committee. The request shall articulate the complaint and shall be delivered to the Chairperson of the Judiciary Committee and the Dean of Students or designee within five (5) days after receiving a recommended resolution as provided in Step 2. Within ten (10) days of receipt of the request for a hearing, but not less than three (3) days of receipt of the request, the Chairperson of the Judiciary Committee shall arrange for a hearing. The Complainant, the Dean of Students or designee, and the Official shall attend the hearing. Within ten (10) days of the conclusion of the hearing, the Chairperson of the Judiciary Committee shall set forth a written document addressing findings of fact and the decision reached by the Committee. Copies shall be addressed to the Complainant, the Dean of Students or designee, the Official and the College President. Decisions made by the Judiciary Committee are binding.

