STUDENT AFFAIRS COMMITTEE
MEETING OF APRIL 25, 2016

OPEN SESSION AGENDA

I. CALL TO ORDER

II. DISCUSSION ITEMS
   A. Campus Update

III. ACTION ITEMS
   A. Proposed Revisions to the Policy and Procedures to Address Sexual Misconduct

IV. INFORMATION ITEMS
   A. Minutes from January 29, 2016
   B. Student Trustee Report
   C. Student Conduct/Title IX Report

V. Motion to move into closed session meeting in compliance with Title 10, Subtitle 3 of the General Provisions Article (the Open Meetings Act) for the purposes set forth on the closing statement
Committee Members Present: Peg Duchesne’77, Elizabeth Graves’95, Gail Harmon, Eric Schroeder’16, Heather Moon
Committee Members Absent: Lex Birney, Gary Jobson, Ann McDaniel

Executive Summary:

Peg Duchesne, acting as Committee Chair, called the meeting to order at 1:00 p.m.

Primer on Civil Rights Resolution Model to Address Sexual Misconduct
The Policy Against Sexual Misconduct, most recently revised on July 1, 2015, currently employs a hearing model to adjudicate issues of sexual misconduct. This fall a working group met to discuss this issue with appropriate campus governance bodies. During the spring semester students will be engaged in a dialogue about the model and the process. A policy will be created and presented to the Board of Trustees at the May, 2016 meeting with implementation planned for the 2016/17 academic year.

Student Retention:
Leonard Brown, VP for Student Affairs/Dean of Students and Gary Sherman, VP of Enrollment Management/Dean of Admissions, shared with the committee an overview of the issues being addressed regarding student retention and reviewed methods for recruiting and retaining high level students.

Student Conduct/Title IX Report:
The Student Conduct and Title IX Reports were reviewed.

Student Trustee Report:
As the process of reforming our Title IX policy has continued, students and student leaders have been able to raise concerns about our current system. Through the efforts of Michael Dunn and other students working with the Title IX office students are confident that their voices were heard during the reformation of our processes. The students feel that the proposed reforms offer an opportunity to substantially change the way in which Title IX is handled at St. Mary’s in a very positive way.
As with many other colleges and universities around the nation, the issues of race came to St. Mary’s this past semester. Students responded to these acts of ignorance and racism through the creation of dialogues and a solidarity march to continue to show that our students stand with those who face these injustices. As the issue of race will continue to emerge, the student body will continue to engage the St. Mary’s Way and create a more inclusive and diverse environment for all students.

This November, the new Director of Public Safety, Tressa Setlak, began her time at the college. In the short time that Director Setlak has been with the College, the student body has reacted incredibly positively to the actions that she and the Department are making. Through meeting students, it would be hard pressed to find a better individual to take up the role of Public Safety Director and we hope to continue to foster a positive relationship between students and Public Safety.

Minutes approved on March 8, 2016 via email.

Action Item(s):
None

Committee Action Taken/Action in Progress:
None

Recommendation to the Board:
None
Date of Meeting: April 25, 2016

Date of Next Meeting: October 14, 2016

Committee Chair: Lex Birney (co-chair) Ann McDaniel (co-chair)
Committee Members: Peg Duchesne ’77, Elizabeth Graves ’95, Gail Harmon, Gary Jobson, Eric Schroeder ’16
Staff Member: Leonard Brown

Dashboard Metrics:

2nd year retention by entering cohort

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<thead>
<tr>
<th>2nd year retention by entering cohort</th>
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<tbody>
<tr>
<td>All Students</td>
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<td>FA13</td>
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2nd year retention by entering cohort

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<tr>
<th>2nd year retention by entering cohort</th>
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<tbody>
<tr>
<td>All Students</td>
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<td>FA13</td>
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2nd year Retention by entering cohort:
All Undergraduates

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<th>2nd year Retention by entering cohort: All Undergraduates</th>
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<tr>
<td>FA12</td>
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Trend: Retention
Executive Summary:

**Proposed Revisions to the Policy and Procedures to Address Sexual Misconduct**
The Policy Against Sexual Misconduct, most recently revised on July 1, 2015, currently employs a hearing model to adjudicate issues of sexual misconduct. The proposed revisions were outlined in the presentation by Mr. Dunn with a request to approve the policy in committee and forward the policy to the Board of Trustees at the May 13, 2016 meeting with implementation planned for the 2016/17 academic year.

**Student Conduct/Title IX Report:**
The Student Conduct and Title IX Reports was reviewed.

**Student Trustee Report:**
Eric Schroeder shared the Student Trustee Report.

Action Item(s) related to specific strategic plan goals as appropriate:

**Action Item 1516-04:** Approval of the Proposed Revisions to the Policy and Procedures to Address Sexual Misconduct.
The Policy Against Sexual Misconduct employs a hearing model to adjudicate issues of sexual misconduct. Based on emerging best practices and feedback from the College community, revisions to the Policy to better serve our students and ensure we are fulfilling the letter and spirit of Title IX are proposed. The action item is requested for a policy change that will be implemented during the 2016/17 academic year.

**Action Items 1516-05:** Approval of Student Trustee-in-Training
Ms. Sharon Phillips has been selected as the Student Trustee-in-Training for the 2016/17 academic year. The action item is requested for Board of Trustee approval of her selection.

Committee Action Taken/Action in Progress:

Recommendation to the Board:
St. Mary's College of Maryland Student Conduct Spring 2016

Violations
The data below contains the relevant numbers for incidents which were adjudicated from August 3, 2015, through April 14, 2016. Note that due to the summer break, six of these cases occurred during the final exam period in April and May but could not be adjudicated until September.

The total number of students involved in incidents was 166. The 166 students were involved in 81 incidents. Of the students charged, 108 were male and 58 were female. The recidivism rate (percentage of students referred to the conduct system more than once) was 19% for this time period.

The 166 students were charged with 215 possible violations of the Code of Student Conduct. Note that in a particular case, one student may be charged with more than one violation, and each charge is considered separately based on the available information. Of the 215 charges issued, 137 (64%) resulted in responsible findings, and 78 were not responsible.

The violations were:

- A. Violation of published College policies, rules and regulations = 16
  - Common violations in this category include quiet hours violations, guest policy violations, lighted candles and violations of the Office of Information Technology policies.
  - This year, students were charged for violating candle, quiet hours, and pet policies in the residence halls, for violating the guest policy, and for downloading copyrighted material.
  - Typical sanctions for violations under this section may include a warning, community service, or an educational project.

- B. Violation of federal, state or local laws = 7
  - Students are charged with a B violation when their conduct violates federal, state, or local laws and is not specifically covered by another section of the Code of Student Conduct; common violations in this category include trespassing and possessing false identification.
  - Five violations for this year were for trespassing on the Dove ship and two violations were for possessing false identification.
  - Typical sanctions for violations under this section may include community service, educational paper and disciplinary probation.

- C3. Acts of dishonesty to include: Forgery, alteration, or misuse of any College document, record, instrument, or identification = 1.
  - Common violations in this category include forgery of parking passes or class conflict forms.
  - The one violation this year was for a forged temporary parking pass.
  - Typical sanctions for violations under this section include warning or community service.

- E. Physical, written verbal, or mental abuse, threats, intimidation, harassment, coercion, and/or other conduct which threatens or endangers the health, safety, or emotional well-being of one's self or others = 5.
  - Common violations in this category include physical fights, threats, and harassment.
  - The violations this year involved verbal and written abuse, harassment, and threats.
  - Typical sanctions for violations under this section (depending on severity) may include community service, educational paper, disciplinary probation and suspension.
F. Theft, destruction, misuse or abuse to property of the College or property of a member of the College community = 19
   o 16 of the violations this year involved theft of or damage to College property. Three violations involved theft of property belonging to another student.
   o Typical sanctions for violations under this section may include a warning, community service, restitution for the cost of any damage and disciplinary probation.

G. Failure to comply with a reasonable request of authorized College personnel or law enforcement officers acting in performance of their duties and/or failure to identify oneself to these persons when requested to do so = 5
   o Four of the violations this year involved failure to comply with Public Safety directives. One violation involved failure to provide valid identification.
   o Typical sanctions for violations under this section may include community service, an educational project, or an apology letter.

H. Tampering with, removal of, setting off, or damage to the equipment or alarm systems in any College building when no apparent fire or immediate danger exists = 9.
   o Eight of the violations for this year were for covering or unplugging smoke alarms. One violation was for discharging a fire extinguisher when there was no fire.
   o Typical sanctions for violations under this section may include a warning, community service, an educational project, or an apology letter.

I. Unauthorized possession or use of keys to any College door or facility, unauthorized operation of any locking mechanism; unauthorized entry to or use of College facilities = 12
   o All violations involved unauthorized entry to college facilities.
   o Typical sanctions for violations under this section may include a warning, educational paper and community service.

J1. Narcotics violations (typically marijuana, though includes all CDS) = 28
   o Most violations involved use or possession of marijuana; one involved the use of synthetic mushrooms.
   o Minimum expected sanctions for a first-time violation are the marijuana education class, disciplinary probation, and parent notification for those under 21.
   o Minimum expected sanctions for a second-time violation are parent notification and housing contract revocation or suspension.

J2. Alcohol policy violations = 25
   o Typical violations of this section include underage use and/or possession of alcohol and possession of alcohol in a public space.
   o The minimum expected sanctions for a first-time alcohol violation are a warning and participation in an alcohol education class taught by the Peer Health Educators.
   o The minimum expected sanctions for a second time alcohol violation are disciplinary probation, parental notification, and an educational project.
   o The minimum expected sanction for a third alcohol violation is either housing contract revocation or suspension.
- **K. Illegal or unauthorized use, possession, or distribution of firearms, explosives, or other dangerous weapons or chemicals on College premises = 2.**
  - One violation involved possession of an airsoft gun; the other was for possession of a knife.
  - The sanctions for violations under this section may include community service, educational paper, disciplinary probation and suspension.

- **L. Conduct which is disorderly, lewd, or indecent; breach of peace; or aiding, abetting, or procuring another person to breach the peace = 6**
  - Three violations involved disorderly conduct. Three involved public urination.
  - The sanctions for violations under this section may include community service, an apology letter, educational paper and disciplinary probation.

- **M4. Abuse of the Conduct System, including: Failure to complete or comply with a disciplinary sanction assigned by the Conduct Board/Hearing Officer = 1**
  - Students are charged with an M4 violation when they fail to complete sanctions from a previous violation. Students are typically given several chances and reminders to complete the sanction before this measure is taken.

- **N. Violation of the College Sexual Misconduct Policy = 1**

**Medical Amnesty**

The College’s Medical Amnesty and Good Samaritan Policy may be applied when a student is sent to the hospital for medical attention due to use of alcohol or drugs. The purpose of this policy is to increase the likelihood that medical attention is provided to students who need it by removing impediments to seeking such assistance. These students meet with the student conduct officer to discuss the incident and may be referred for follow-up but do not face charges under the Code of Student Conduct for alcohol or drug use.

- This year, **11 students were granted medical amnesty** from formal disciplinary charges under this policy; 10 of these were due to alcohol intoxication and 1 was due to use of drugs.

**Suspension or Expulsion Violations**

Two students were suspended this year; one for multiple conduct violations and the other for violation of the Sexual Misconduct policy. One student was sanctioned with “Deferred Suspension,” meaning that the student has an opportunity to complete other sanctions (e.g., community service) in order to avoid the suspension being imposed.

**Comparison of Alcohol and Drug Incidents**

In general, alcohol violations are significantly lower this year when compared to the same period during the last three years. Drug violations have stayed consistent. The chart below shows the actual statistics.

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<tbody>
<tr>
<td>Drug Violations (J1)</td>
<td>28</td>
<td>25</td>
<td>30</td>
<td>24</td>
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<tr>
<td>Alcohol Violations (J2)</td>
<td>25</td>
<td>43</td>
<td>95</td>
<td>58</td>
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Bias Incidents

- On September 15, 2015, Public Safety received a report from an employee who found a swastika and foul language drawn on their vehicle, which was parked near Lewis Quad. At this time, the perpetrator is unknown. Dr. Jordan sent a follow-up email in response to this incident on September 20.

- On October 19, 2015, Public Safety received a report from a student who found the “n” word written in the frost on the rear window of her vehicle, which was parked in Lot R. The incident is believed to have occurred on the previous Friday evening (October 16). At this time, the perpetrator is unknown. Dr. Jordan sent a follow-up email in response to this incident on Thursday, October 22.

- On February 3, a student attended an SMCM basketball game wearing the Confederate flag as part of a class assignment. Dr. Jordan sent a community email on February 8, and the Multicultural Advocacy and Partnership Program (MAPP) held a campus forum for community members to discuss the incident.

- On Saturday and Sunday, March 26 and 27, during the annual “Natty Boh Hunt,” students found cans painted with the Confederate flag on one side and racist, sexist, and anti-Semitic statements on the other. A number of campus initiatives occurred in response to this incident, including the creation of a Solidarity website where departments could post supportive statements, an all-campus “Time to Pause” which allowed community members to share their thoughts about the incident as well as suggestions for moving forward, and a “Can-In” where community members could paint cans with positive messages.

- To report a bias incident, visit the Campus Rights and Responsibilities website (www.smcm.edu/campus-rights) and click on “Bias Incident Response.”