

Cornell University University Assembly

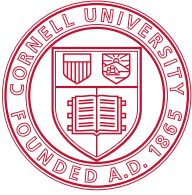
Agenda

April 18, 2018

University Assembly: Codes and Judicial Committee

Zoom

1. Call to Order
2. Questions for Committee Vote:
 - a. Section 2.5.1: Should it be as written to up to VP SCL?
 - b. Section 2.5.3: Should it be up to an appeal panel of VP SCL?
 - c. Section 3: Should mental health be presented earlier in the process or later?
 - d. Section 4.2: Should prior conduct be any prior conduct from any other prior institution or just limited to previous conduct at Cornell?
 - i. Also noted in Section 5.6
 - e. Section 4.2: Should suspension be up to 3 years, up to 5 years, or limitless?
 - f. Section 4.2: For individuals, should we add restitution in full/part?
 - g. Section 4.2 For organizations, should we add
 - i. Restitution in full/part?
 - ii. Oral warnings?
 - iii. Probation
 - iv. Suspension
 - h. Section 4.3: Should a transcript notation be added while the conduct process (any part) is in progress?
 - i. Section 5: Quick description of Administrative Panel
 - i. Need to define logistics chair, will be done later.
 - j. Section 5.2: Consistent time frames
 - k. Section 5.3: Should a proposed administrative resolution be presented, or should it be up to the panel?
 - i. Related in Section 5.6: Should OSCCS be allowed an opportunity to propose appropriation sanctions after the finding of the panel?
 - l. Section 5.4: Should the hearing proceeds if the respondent doesn't show up?
 - m. Section 5.4 (and in further relevant sections): Should formal rules of evidence apply?
 - n. Section 5.4 (and in further relevant sections): Should there be public hearings?
 - o. Section 5.4: Should all questions go through the Chair?
 - p. Section 6.3: Should it be 3 or 5 days to exchange exhibits to be used?
 - q. Section 6.6:
 - i. Should the complaint be required to testify?
 - ii. Should the hearing panel have the ability to order a witness to testify?
 - iii. Should the investigative report be admissible evidence, and should the investigator be able to testify as a witness? (Might split this question in two)
 - iv. Is audio recording a substitute for verbatim recording?



Cornell University University Assembly

- r. Section 6.7: Should there be written closing statements?
- s. Section 6.9 (and in further relevant sections): Should there still formalized dissenting opinions?
- t. Section 7.3: Should there be more stringent standards for appeals?
 - i. See relevant comment.
- u. Section 7.3: Should complainant, respondent, and OSCCS have the same right to appeal?
- v. Section 7.4: Should grounds for appeal be the same for Administrative Panel and Hearing Panel?
- w. Section 7.4: Should complainant and respondent have the same right to appeal?
- x. Section 7.5: Should there be a shorter timeline for appeal?
- y. Section 7.5: Should there be a hearing associated with an appeal?
- z. Section 8.3: What circumstances would prior findings of responsibility not be admissible?
- aa. Section 8.5: Is it necessary to include the VP SCL or let the body decide?
- bb. Section 8.5: Should conflict of interest decisions be up to the individual or up to the body (in this case the appeal panel)?