



Minutes

University Assembly Codes and Judicial Committee

February 16, 2017

12:00PM-1:00PM

305 Day Hall Dean of Faculty Conference Room

- I. Call to Order
 - a. M. McBride called the meeting to order at 12:00 PM.
 - b. *Present:* N. Rogers, M. McBride, M. Battaglia, G. Giambattista, K. Zoner, G. Kaufman, M. Horvath
 - c. *Absent:* A. Olofin, C. Hodges, E. Baptist, K. Fitch, L. Munguia, N. Chovanec, R. Herz, T. Shapiro
 - d. *Others Present:* Elliott Young
- II. Business of the Day
 - a. Risk Management concern regarding application of the Code to summer and dual enrollment students
 - i. M. McBride said that there should be some process that the campus community should be entitled to.
 1. E. Young said that it is a valid concern. He said that they have spoken with the Counsel's Office and the feedback they received said that establishing adjudicatory standards and then enforcing them could open it up to risk of litigation by creating strict standards.
 - ii. M. McBride said that the values of the University should still guide the policies of students who are not under the Code (i.e., for a summer program).
 - iii. G. Kaufman said that he thinks it would be a good idea if someone from Counsel's Office attends CJC meetings. He said that another way to approach this could be defining which students are under the jurisdiction of the Campus Code of Conduct; for example, students enrolled in Bachelor's degrees, etc. and all other students are under the jurisdiction of a certain program.
 - iv. E. Young said that through the New Vision Program that partners with TST Boces, students may take classes at Cornell and do research. He said that many of them are high school students and minors. They are under the supervision of the Faculty member they work with. From a risk standpoint,

he said that the risk is low because they are just doing work and labs, and then they leave campus afterwards.

1. M. McBride asked that if these students are involved in classes and are caught with alcohol, do they have a right to be heard and a fair and impartial person to decide if they broke the proceedings of the contract with the external source.
 2. E. Young said that they establish behavioral guidelines for the program and not specific adjudicatory language because they can't enforce that. He said that a regular Cornell student could end up in the Judicial Administrator's office. Regarding the New Visions program, once students leave class, the University is no longer responsible.
 3. G. Giambattista clarified that in the New Visions program, the students have to return to their high school to finish their academic day.
- v. E. Young said that there is a difference between policy and behavioral expectations. These specific programs will set behavioral expectations.
 - vi. G. Kaufman he would like to have people be able to petition to be a student under the Code.
 1. M. Horvath said that people do have the right to do a show-cause petition to belong under the Code.

b. UHRB Questions

- i. M. McBride said there is the potential to add more questions to the UHRB application questions.
- ii. K. Zoner said that the purpose of these questions is to get a thought process, but that she finds the questions to be judgmental.
- iii. G. Kaufman said that it is better to make the questions more open-ended, even if they like the question.

c. Permanent Meeting time

- i. M. McBride said that the meeting schedule is alternating Tuesdays with the University Assembly meetings.

Respectfully submitted,

Vishal Bhaya

Assemblies Clerk