IN THE STUDENT CONGRESS
OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL

SCB-94-022

A BILL TO UPDATE THE INSTRUMENT OF STUDENT JUDICIAL GOVERNANCE

16 APRIL 2012 INTRODUCED BY SPEAKER PRO-TEMPORE BRADY
18 APRIL 2012 REFERRED TO THE RULES AND JUDICIARY COMMITTEE
19 APRIL 2012 REPORTED FAVORABLY TO FULL CONGRESS
19 APRIL 2012 PLACED ON THE CONSENT CALENDAR
24 APRIL 2012 PASSED BY FULL CONGRESS

WHEREAS, UNC-Chapel Hill will implement new policy and procedures to handle cases of sexual misconduct, harassment, intimidation, and discrimination involving students on August 1st, 2012;

WHEREAS, the Committee on Student Conduct (COSC) oversees the implementation of the Honor Code and the workings of the Honor System at UNC, and is tasked with proposing, reviewing, and coordinating action on amendments to the Instrument to its increased effectiveness and consistency;

WHEREAS, COSC has proposed that the Instrument be updated to remove sexual misconduct, harassment, intimidation, and discrimination cases from the jurisdiction of the UNC Honor System effective August 1, 2012;

WHEREAS, the Faculty Council at UNC-Chapel Hill and the Office of the Dean of Students support the removal of Provisions of the Instrument pertaining to sexual misconduct, harassment, intimidation, and discrimination in order to have these cases go through the new procedure.

THEREFORE, BE IT ENACTED BY THE STUDENT CONGRESS OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL THAT:

SECTION 1: Section II.C.1.b is removed from the Instrument of Student Judicial Governance and remaining provisions of Section II.C.1 (Conduct Affecting Persons) are re-lettered as appropriate.

SECTION 2: Section II.C.1.c. of the Instrument of Student Judicial Governance is amended to read as follows:

c. Harassment or intimidation Disruptive or intimidating behavior that willfully abuses, disparages, or otherwise interferes with another (other than on the basis of the protected classifications identified and addressed in the University’s Policy on Prohibited Harassment and Discrimination) so as to adversely affect their academic pursuits, opportunities for University employment, participation in University-sponsored extracurricular activities, or opportunities to benefit from other aspects of University life.

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Certified correct and proper by

Speaker WYL SBP
SECTION 3: Section II.C.1.e is removed from the Instrument of Student Judicial Governance and remaining provisions of Section II.C.1 (Conduct Affecting Persons) are re-lettered as appropriate.

SECTION 4: Section III.D.3.a is removed from the Instrument of Student Judicial Governance and remaining provisions of Section III.D.3 (Conduct Adversely Affecting Persons) are re-lettered as appropriate.

SECTION 5: Section IV.B.5.b is removed from the Instrument of Student Judicial Governance and remaining provisions of Section IV.B.5. (Additional Rights in Certain Cases) are re-lettered as appropriate.

SECTION 6: Appendix C, Section D.2. is removed from the Instrument of Judicial Governance.

SECTION 7: This act is effective on August 1, 2012.

Done by the Student Congress on this 24th day of April, 2012.

Paige Compardo,
Speaker, 94th Student Congress

And made law on this 11th day of July, 2012.

Will Leimenstoll,
Student Body President

Certified by the Office of the Chancellor on this 31st day of July, Two-Thousand Twelve.

H. Holden Thorp
Chancellor, University of North Carolina at Chapel Hill

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Certified correct and proper by

Speaker W.D.-SBP