

SUMMARY OF PROPOSED FLORIDA STATE UNIVERSITY EMERGENCY REGULATIONS FSU-ER15-3, STUDENT CONDUCT CODE AND FSU-ER15-4, STUDENT ORGANIZATION CONDUCT CODE AND PROPOSED AMENDMENT TO REGULATION FSU-3.004, STUDENT CONDUCT CODE AND FSU-3.0041, STUDENT ORGANIZATION CONDUCT CODE:

The proposed two sets of regulations are identical in content; the only difference is that the emergency regulations would take effect immediately upon Board of Trustees approval and expire in ninety days, as required for an emergency regulation. On the other hand, the permanent regulation changes would take effect upon adoption by the Board of Trustees after the regular adoption procedure, which requires 30 days' notice. These permanent regulation changes will be presented for final approval at the next meeting of the Board after the required notice.

The significant changes are:

--The accused party is now referred to as the "responding party" instead of "charged student (Student Conduct Code)" or "charged student organization (Student Organization Conduct Code)." The person making the report/complaint is referred to as the "reporting party" instead of "complainant." This is consistent with the language in the new Sexual Misconduct and Sex Discrimination Policy.

--Major revisions to the violation of Sexual Misconduct, to include new offenses, clearer definitions, and specific examples of prohibited conduct.

These regulation actions are taken under procedures approved by the Florida Board of Governors.

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE HEALTH, SAFETY OR WELFARE:

Changes in university regulation and policy governing sexual misconduct affect provisions of the Student Conduct Code and Student Organization Conduct Code.

The Board will be asked at the June 10, 2016 meeting to amend FSU-6.013 Sex Discrimination and Sexual Misconduct. The Sexual Misconduct Policy has also been amended. Therefore, it is a crucial interest to have a continuing Student Conduct Code and Student Organization Conduct covering offenses of sexual misconduct without lapse or interruption.

The Emergency Regulations are paired with identical amendments under the normal adoption procedure.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Adequate notice of the proposed action by the Board of Trustees was provided on the official webpage for presentation to the Board on June 10, 2016.

AUTHORITY FOR THE PROPOSED UNIVERSITY REGULATION: The authority for the proposed regulation is as follows: Florida Board of Governors Regulations 1.001, 6.0105; Florida BOG Regulation Development Procedure for State University Boards of Trustees

UNIVERSITY OFFICIAL INITIATING THE REGULATION: Mary Coburn, Vice President for Student Affairs

PROCEDURE FOR PROVIDING COMMENTS ON THE PROPOSED UNIVERSITY REGULATION: Any person may submit written comments concerning the proposed regulation within 14 days of the date of this notice to:

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