Noteworthy Clarifications/Changes/Additions for 2015-2016 to
*The Duke Community Standard in Practice: A Guide for Undergraduates*

- **Unsafe/Irresponsible Behavior** under the Alcohol Policy (p. 20) – Added examples to definition of Unsafe/Irresponsible Behavior under the first bullet: “…including, but not limited to, shotgunning, shots, and chugging.”

- **Expectations for Group-Sponsored Social Functions** under the Alcohol Policy (p. 22) – added that party monitors must be trained.

- **Computing and Electronic Communications** (p. 26) – Added under Acceptable Use that a student must “seek pre-approval from OIT before deploying/using code that potentially impacts server resources or automates processes (e.g., in registering for classes).” Added that students may not give their password to their parents (p. 27).

- **Smoking** (p. 37) – Added that prohibited smoking devices include cigarettes, e-cigarettes, vaporizers, etc. Added academic buildings to locations where smoking is not permitted within 10 feet. Smoking is also prohibited in specifically designated outdoor areas as determined by the manager of those spaces (e.g., Bryan Center plaza).

- **Student Sexual Misconduct Policy** (pp. 39-54) –
  - Reorganized policy into the following sections: I. Introduction; II. General; III. Prohibited Conduct; IV. Consent; V. Complaint Resolution; VI. Hearing Procedures
  - Added definition of relationship violence
  - Created sidebars and text boxes that clarify policy
  - Expanded information about confidentiality
  - Added definition of retaliation
  - Added under Consent that the perspective of a reasonable person will be the basis for determining whether a respondent knew, or reasonably should have known, whether consent was given
  - Edited and moved to a sidebar information about impact of alcohol or other drugs
  - Modified hearing panel procedures, including adding information about relevance of material presented
  - Changed time frame for goal of resolving complaints to 60 business days, excluding days classes are not in session
  - Added additional guidelines about appeals
  - Added information about available remedies
  - Added additional examples to illustrate policy
  - Updated flowchart illustrating process of responding to reports

- **Undergraduate Conduct Board Hearings** (p. 60) – Added that respondents, complainants, advisors and/or witnesses may not bring into a hearing room electronic devices that capture or facilitate communication.
- **Advisors** (p. 61) – Added that in a single hearing with multiple respondents and/or complainants, an advisor may attend the hearing with only one party (i.e., a unique advisor for each participant).

- **Notice** (p. 62) – Added deadline for a complainant/respondent to submit additional material for consideration by a hearing panel for cases not falling under the Student Sexual Misconduct Policy; if material deemed relevant by Office of Student Conduct, it will be shared with hearing panel and complainant/respondent.

- **Witnesses** (p. 62) – Changed the deadline for complainant/respondent to submit witness names for a hearing panel to 48 hours in advance of the hearing.

- **Suspension** (p. 65) – Students are no longer placed on disciplinary probation for the remainder of their time at Duke upon readmission after a period of suspension. Instead, a hearing panel/conduct officer will determine the amount of time upon readmission that a student will be on disciplinary probation (with a required minimum of at least one semester).

- **Appeals** (p. 67) – Added that written appeals are limited to 1500 words. Modified grounds of appeal to: 1) new information not reasonably available before the hearing that could significantly affect the finding (defined as a hearing panel’s decision of “responsible” or “not responsible”) and/or sanction(s); 2) procedural errors within the investigation or hearing process which may have significantly affected the finding (defined above); and/or, 3) the finding (as defined above) has no plausible basis in the record before the hearing panel. Added timeline for appeals process. Added protocol for considering appeals on procedural error. Added protocol for a remanded hearing.

- **Disciplinary Records** (p. 68) – Clarified that individual disciplinary records for cases not resulting in suspension/expulsion will be kept on file for eight years from the date of a student’s matriculation (or four years after the student’s graduation, whichever lapses first).

- **Keys** (p. 76) – Students are required to pick up their room keys.

- **Administrative Action Policy** (p. 90) – replaces Involuntary Administrative Withdrawal Policy. Replaces Interim Restrictions option for use during the disciplinary process.