

From: John E. Bonine, B.B. Kliks Professor of Law  
To: University Senate  
Date: October 29, 2014  
Re: Motion 3 for amending the Student Conduct Code

I move that subsections (4) and (5) be modified in UO Policy 571-021-0115, as shown in square brackets and red underline in the following:

## 571-021-0115 - Jurisdiction

(4) Jurisdiction over non-enrolled students. Jurisdiction is maintained between periods of enrollment unless the accused individual's official record in the Office of the Registrar shows a complete withdrawal prior to the expiration of the published deadline for registration for the succeeding period of enrollment. For students enrolled in the spring term, jurisdiction is maintained until the expiration on the published deadline for registration for the succeeding fall term. [If a student withdraws after a complaint has been made but before a decision is rendered, the transcript will be withheld until the disciplinary process is concluded.] Complaints of [sexual misconduct,] academic dishonesty or fraudulently obtaining a degree may be filed at any time, whether or not the student is currently enrolled or registered.

(5) In all cases except [sexual misconduct,] academic dishonesty or fraudulently obtaining a degree, the University must file disciplinary complaints under the Student Conduct Code within six months of:

(a) The University's discovery of the student's or student organization's involvement in the alleged violation; and no later than

(b) The student's last date of enrollment or registration, or an organization's recognition.

(6) Allegations of [sexual misconduct,] academic dishonesty or fraudulently obtaining a degree may be considered at any time regardless when the alleged misconduct occurred.

**<<This and an associated change (removing the six-month statute of limitations on filing a sexual misconduct complaint) are proposed because of the potential of long-lasting traumatic effects on victims of sexual misconduct. Removal of the six-month statute of limitations will leave open the possibility of various options, including those of restorative justice, described in UO Policy 571-021-0110(2)**

**<<The Groves Report itself gave one example of problems with a six-month statute of limitations in its footnote 7 on page 4.>>**

**<< Sandy Weintraub, UO Director of Student Conduct and Community Standards agrees.>>**