

Proposed Rules  
of  
The Tennessee Board of Regents  
State University and Community College System of Tennessee  
Cleveland State Community College

Chapter 0240-03-08  
Student Disciplinary Rules

Presented herein are proposed amendments of the Tennessee Board of Regents submitted pursuant to Tennessee Code Annotated § 4-5-202 in lieu of a rulemaking hearing. It is the intent of the Tennessee Board of Regents to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendments are published. Such petition to be effective must be filed in Suite 350 of the Genesco Park Building located at 1415 Murfreesboro Road, Nashville, TN 37217 and in the Department of State, Eighth Floor, Tennessee Tower, William R. Snodgrass Building, 312 Eighth Avenue, North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rules, or submitted by a municipality which will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of this proposed rule, contact: Mary M. Slater, 1415 Murfreesboro Road, Suite 350, Nashville, Tennessee 37217, Tennessee Board of Regents, 615-366-4437.

The text of the proposed amendments is as follows:

Amendments

1. Subparagraphs (a) and (b) of paragraph (3) of Rule 0240-03-08-.05 Disciplinary Procedures are amended by deleting the text of the subparagraphs and substituting the following language, so that, as amended, subparagraphs (a) and (b) shall read:

- (a) The Vice President for Student Services, or designee, is responsible for instituting disciplinary action against any student. Where alleged misconduct of any student is believed to be of such a nature to require the imposition of any disciplinary sanction, it should be brought to the attention of the Vice President for Student Services or designee.
- (b) The Director of Student Life and Leadership, who shall investigate the allegations and hold a conference with the student involved, will advise the student while present of the allegations and of the proposed action. The student shall be afforded an opportunity to present any information considered pertinent. The student shall also be advised of the right to request a hearing before the Student Disciplinary Committee, if the student elects not to accept the proposed action. If the student elects to request a hearing before the Disciplinary Committee, the recommendation of the Director of Student Life and Leadership and the results of the investigation shall be forwarded to the Chairman of the Student Disciplinary Committee.

Authority: T.C.A. § 49-8-203.

The proposed rules set out herein were properly filed in the Department of State on the 20th day of September, 2007, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 28th day of January, 2008. (FS 09-13-07; DBID 2684)