ITEM: 14

Florida Gulf Coast University Board of Trustees
January 20, 2015

SUBJECT: Regulation: FGCU-PR4.005 Student Activities Eligibility

PROPOSED BOARD ACTION

Approve amendment to Regulation FGCU-PR4.005 Student Activities Eligibility to require that officers of Registered Student Organizations report incidents of hazing to the University Police and the Dean of Students’ Office.

BACKGROUND INFORMATION

Through the process of reviewing and updating the Student Code of Conduct, the review group (consisting of faculty, staff, and students) recommended that students be required to disclose to University officials (University Police and the Dean of Students) information about potential or actual hazing events which involve members of their organizations. After consultation with University officials, it was recommended that this responsibility for reporting alleged hazing be included in Regulation FGCU-PR4.005 Student Activities Eligibility which governs the requirements of FGCU student leaders and be amended accordingly.

Supporting Documentation Included: Notice and Text for Regulation FGCU-PR4.005 Student Activities Eligibility

Prepared by: Dean of Students Michele Yovanovich

Legal Review by: Vice President and General Counsel Vee Leonard (December 8, 2014)

Submitted by: Vice President for Student Affairs Mike Rollo
FLORIDA GULF COAST UNIVERSITY
NOTICE OF REGULATORY ACTION
December 8, 2014

REGULATION TITLE:
Student Activities Eligibility

REGULATION NO:
FGCU-PR4.005

SUMMARY:
This regulation is being amended to provide that officers of registered student organizations must report incidents of hazing when they have direct knowledge or have reason to believe that hazing has or will occur.

FULL TEXT:
The full text of the regulation being proposed is attached and can also be found at http://www.fgcu.edu/generalcounsel/promulgation.asp

AUTHORITY:
Section 1006.63, Florida Statutes

UNIVERSITY OFFICIAL INITIATING THE PROPOSED REVISED REGULATION:
Dr. Michele Yovanovich, Dean of Students

UNIVERSITY OFFICIAL APPROVING THE PROPOSED REGULATION:
Dr. J. Michael Rollo, Vice President of Student Affairs

OFFICE TO BE CONTACTED REGARDING THE PROPOSED NEW REGULATION:
Office of the General Counsel, GCO@fgcu.edu; 239.590.1101 (Phone), 239.590.7470 (Facsimile); 10501 FGCU Blvd. S, Fort Myers, FL 33965-6565.

ANY COMMENTS REGARDING THE PROPOSED NEW REGULATION SHOULD BE SUBMITTED IN WRITING ON OR BEFORE JANUARY 5, 2015 BY 5:00 P.M. THE COMMENTS MUST IDENTIFY THE REGULATION ON WHICH YOU ARE COMMENTING.

THIS NOTICE WAS POSTED ON THE FGCU WEBSITE ON DECEMBER 8, 2014.
A. GENERAL

Florida Gulf Coast University ("FGCU" or the "University") encourages student involvement on campus through activities and organizations. Research reports that co-curricular engagement has a positive impact on the general education of students and their retention at the University. Opportunities for involvement and leadership in student organizations include, but are not limited to, Student Government, media groups, academic, pre-professional, honorary, religious, club sports, recreational, social, special interests, cultural, service and fraternity/sorority groups. Student organizations and student leaders play an important role in the total university life and must, therefore, exercise judgment and responsibility in the planning and implementation of activities. This judgment and responsibility extends to individual members as well as officers of organizations. Organizations and individuals are also subject to the rules set forth by their national affiliations as well as the University's regulations and policies including, but not limited to, the Student Code of Conduct.

B. REGISTRATION OF STUDENT ORGANIZATIONS

Student organizations that wish to be recognized by the University must follow appropriate procedures established by the Division of Student Affairs. Registration approval must be granted by the Vice President for Student Affairs (or designee). Registered Student Organizations may be granted certain privileges by the Office of Student Involvement. Those privileges are outlined in its Student Organization Handbook. Organizational membership requirements must also be satisfied. In order to comply with the University's commitment to non-discrimination, no discrimination shall be made on the basis of gender, race, color, creed, age, religion, disability, national origin, marital status, sexual orientation, parental status or veteran status.

C. MEMBERSHIP

Membership in any student organization is limited to any student enrolled in a degree-seeking program as an undergraduate, graduate, or postgraduate student.

D. ELIGIBILITY FOR LEADERSHIP POSITIONS/OFFICER QUALIFICATIONS

The minimum requirements for a student holding elected or appointed positions in a student organization are follows.

1. (a) A student must be currently enrolled in a degree-seeking program and pay Activity and Service ("A&S") fee during the term(s) of the position; or (b) participating in an academic program of the University that may apply to a degree; and
2. A student must meet requirements for course registration and academic standing:
   
a) effective Fall 2010, undergraduate students must be registered for at least nine (9) credits each regular semester, and enrolled in a credit bearing course in either summer term A, B or C, and maintain a minimum 2.25 cumulative FGCU GPA. Graduate and professional students must be registered for six (6) credits per semester, and maintain a minimum 3.0 cumulative FGCU GPA; and

b) effective Fall 2011, undergraduate students must be registered for at least nine (9) credits in each semester, and enrolled in a credit bearing course in either summer term A, B or C and maintain a minimum 2.5 cumulative FGCU GPA. Graduate and professional students must be registered for at least six (6) credits in each semester, and maintain a minimum 3.0 cumulative FGCU GPA.

3. A student must be in good academic standing, free of conduct probation and be free of delinquent obligations for tuition and fees. Notwithstanding, students who otherwise meet the requirements of this subsection, but have received approval to have a reduced course load due to a registered disability, are eligible to hold leadership positions in student organizations as described herein.

4. A student in the last semester before graduation is eligible to hold a leadership positions if the student is enrolled for the required number of credits needed for graduation that term and maintains the required GPA.

5. A student who is currently in a leadership position of a student organization must meet these minimum requirements to continue holding a leadership position. A student not meeting the eligibility requirements as outlined in this regulation will be required to relinquish the office. A student may submit a written appeal to a committee appointed by the Vice President for Student Affairs for review and determination if the student may remain in that position for the remainder of the semester.

6. Elected or appointed student leadership positions to which this regulation applies are student leadership positions in Registered Student Organizations, Student Government and its branches, Greek letter organizations and Sport Clubs.

7. Organizations and their officers that are active in the summer semester are subject to this requirement. An organization subject to this regulation is considered active during the summer semester if it holds regularly scheduled meetings and requests, expends or utilizes A&S funds between the first day of classes of Summer A and the last day of classes of Summer C.

E. FACULTY/STAFF ADVISOR

All registered student organizations shall have at least one full-time FGCU faculty or staff advisor in order to be registered and to be eligible to receive A&S funding.
F. FUNDS AND EXPENDITURES

Registered Student Organizations may receive disbursements for operating and programming from A&S funds through the process established under the Student Government Finance Code.

G. VIOLATIONS

Organizations that violate any law, University regulation or policy, or Student Government policy will be subject to disciplinary action pursuant to the Student Code of Conduct.

H. HAZING

Officers of Organizations who have direct knowledge of a hazing event of the Organization’s members, or have reason to believe that hazing of the Organization’s members has or will occur, whether on or off campus, are required to report that knowledge to the University Police and Dean of Student’s Office. The definition of hazing found in section 1006.63, Florida Statutes, is applicable.

I. STUDENT ORGANIZATIONS AS INDEPENDENT ENTITIES

Registration of student organizations by the University shall not imply support for any student organization's purpose, philosophy or activities. With the exception of Student Government, student organizations and clubs are entities independent of the University. The University assumes no legal liability for any student organization's activities.

J. NO CONTRACTUAL AUTHORITY

Students or student organizations shall not enter into contracts or agreements which purport to bind the University for any purpose.