

**A. Types of Discipline**

1. Warning: Notice to the student(s) that continuation or repetition of specified conduct may be cause for further disciplinary action.
2. Censure: Written reprimand for violation of specified regulation.
3. Disciplinary Probation: Exclusion from participation in privileges or extracurricular college activities as set forth in the notice of disciplinary probation for a specified period of time.
4. Restitution: Reimbursement for damage to or misappropriation of property. Reimbursement may take the form of appropriate service to repair, replace, or otherwise compensate for damages.
5. Interim Suspension: Exclusion from classes and other privileges or activities as set forth in the notice of interim suspension, pending final determination of an alleged violation.
6. Suspension: Exclusion from classes and other privileges or activities as set forth in the notice of suspension for a definite period of time.
7. Dismissal: Termination of student status for an indefinite period. The student(s) may be readmitted to Cuesta College with the specific approval of the Superintendent/President's or designee.
8. Expulsion: Permanent termination of student status without possibility of readmission.

**B. Administration of Discipline:**

1. A student(s) may be disciplined for improper conduct when such conduct is a part of any college activity.
2. The Vice President of Student Services or designee may appoint faculty, student, individual, or committee advisors, to consider potential disciplinary action, but has the final authority for administration of student discipline except that expulsion requires approval by the Superintendent/President of the college.
3. The Vice President of Student Services or designee may impose any discipline provided herein when there is reason to believe that substantial grounds exist for such discipline.
4. During the term of any discipline which does not terminate student status, students continue to be subject to District policies, regulations, and procedures.
5. Pre-discipline conference/notice: Students charged with misconduct shall be provided with written notice to meet with the Vice President of Student Services or designee regarding the basis for possible disciplinary action. The notice must be given at least twenty-four (24) hours prior to the scheduled appointment.
6. The meeting with the Vice President of Student Services or designee should include:
  - a. A written statement of charges to the student(s);
  - b. A reasonable opportunity at the meeting for the student(s) to personally answer the charges;

Following the meeting, the student(s) shall either accept the disciplinary action, if any, or within forty-eight (48) hours (two school days) following receipt of the written notice of proposed disciplinary action, file at the office of the Vice President of Student Services or designee a written notice of intent to appeal to the Student Conduct Appeals Committee.

## C. Appeal

### Level I

1. The student(s) shall file with the Appeals Committee, within twenty-four (24) hours (one school day) following filing of a notice of intention to appeal, a specific written response to each of the charges. Any charge to which the student(s) does not respond shall be deemed to be true.
2. The Appeals Committee shall include a hearing officer appointed by the Superintendent/ President, administrator (Vice President of Student Services may not serve), faculty member appointed by the Academic Senate, and a student representative appointed by the Associated Students of Cuesta College.
3. A meeting of the Appeals Committee shall be convened not earlier than twenty-four (24) hours after submission of the student's response to the charges, to hear the appeal and to make a decision in the case.
4. The hearing before the Appeals Committee is not a judicial proceeding. The Appeals Committee recognizes the student's right to a fair opportunity to hear the charges and evidence in support thereof, right to present oral and documentary evidence on his/her behalf, right to present a written argument on conclusion of the hearing and right to have an accurate copy of the minutes of the hearing furnished to the student
5. The appeals committee shall submit its decision to the student within ten (10) working days of the hearing.

### Level II

6. Within twenty-four (24) hours (one school day) after receiving the decision of the Appeals Committee, the student(s) may appeal the decision in writing to the Superintendent/ President. Such appeal may be based only on the grounds that:
  - a. Required procedures have not been followed and the student(s) has/have been demonstrably damaged;
  - b. There is insufficient evidence to support the decision of the Appeals Committee;
  - c. One or more members of the Appeals Committee have, prior to the hearing, formed an opinion as to whether the student(s) has/have or has/have not committed the acts with which charged; and must include all supportive evidence.
  - d. The Superintendent/President will evaluate the evidence and submit findings in writing to the student within fifteen (15) working days after receiving the appeal.

### Level III

7. Every student has the final right of appeal to the Board of Trustees when dismissal or expulsion has been imposed.
8. A final written appeal may be made to the Board of Trustees within thirty (30) working days of the written response of the Superintendent/President. The Board will evaluate the evidence and render its decision within thirty (30) days of the initial meeting of the Board at which the matter is discussed.