

Dean of Students / Office of Student Conduct
California State University, Fullerton
Enforcement of President's Directive No. 22

The Office of Student Conduct within the Dean of Students Office will oversee the enforcement for students of [*President's Directive No. 22: Mitigation Measures and Guidelines*](#). The University's approach is fundamentally grounded in educating students on and influencing their behavior and the impacts of that behavior to the campus community using a restorative lens. For students and registered student organizations (RSO) who violate university policies or campus directives, the Office of Student Conduct will use existent policies outlined in Title 5 California Code of Regulations, Section 41301 Standards for Student Conduct, Subsection (b) Grounds for Student Discipline to address COVID-related violations. Some of those policies include, but are not limited to:

- (7) Conduct that threatens or endangers the health or safety of any person within or related to the University community, including physical abuse, threats, intimidation, harassment, or sexual misconduct.
- (16) Violation of any published University policy, rule, regulation or presidential order.

Incidents can be reported via the [Student Conduct Referral form](#).

Once an incident report is submitted, the Office of Student Conduct will review the referral received to determine the nature and severity of the alleged violation, and will then determine if the student or RSO is alleged to have violated university policy. The Office of Student Conduct also has discretion to recommend interim measures, such as interim suspension, in cases required for immediate intervention depending on the nature and severity of the violation.

The following are progressive outcomes that may be issued by the Office of Student Conduct for violations of *President's Directive No. 22: Mitigation Measures and Guidelines* and Title 5 based on referrals from the online reporting form that occurred under standard circumstances. These outcomes are not exhaustive and will depend on the nature and severity of the violation. In addition, this process is not linear, and the Office of Student Conduct has discretion to pursue any disciplinary action and assign sanctions as appropriate.

Please note that Housing & Residential Engagement has their own student conduct policies and procedures for residents.

Weekly Surveillance Testing

The Office of Student Conduct will apply the following framework for students that are non-compliant with surveillance testing requirement as guidance in addressing this issue depending on the context and severity of the case.

1. *Portal Access*. If a student misses their first COVID weekly surveillance testing, a reminder to reschedule the appointment will be placed on a "soft wall" on the student portal. The student will need to acknowledge the portal message before being able to gain access to their full portal for necessary course work.

2. *Written Warning.* Students will be emailed a written warning by the Office of Student Conduct, which reminds the student about the directive and provides health and safety resources, and possible consequences if the behavior continues. A written warning will typically be issued for a student's second violation of the surveillance testing requirement or if the violation is more serious and disruptive in nature.
3. *Dean's Warning.* If a student repeatedly (more than once) fails to participate in weekly surveillance testing, a student will receive a warning from the Dean of Students about possible other disciplinary action per Executive Order 1098 and Title 5 should they not comply. This step may also be used for violations that are egregious or more disruptive in nature.
4. *Discipline.* Students will receive further disciplinary action per Executive Order 1098 and Title 5. The Office of Student Conduct has discretion to pursue further disciplinary action and assign sanctions as appropriate including and up to portal access, suspension, or expulsion.

Face Covering Requirement

I. Education & Promotion

The following are educational measures to assist with compliance with the face covering requirement in President's Directive No. 22.

- a. Information booths – During the first weeks of class, Student Affairs will coordinate informational booths around campus for students to learn about various welcome activities. In addition, student will be given information about the face covering requirement and be able to receive free face coverings.
- b. Webinars – Prior to the fall semester, Student Affairs will coordinate a webinar and Instagram live updates for students to explain the face covering requirement.
- c. Distribution sites – The Re-Entry Leadership Teams will continue to have distribution sites across campus for employees and students to pick up free face coverings (e.g., health services, genius center, EH&S, etc.).
- d. RSO Information – Student Life & Leadership (SLL) will remind student organization leaders about the face covering mitigation measures along with guidance for organizations with indoor meetings, activities, programs, etc. SLL will also remind student organization leaders of consequences associated with non-compliance.
- e. Additional promotion – The face covering requirement and distribution sites will be promoted on the Titans Return webpage, television monitors across campus, student portal, information booths, announcements on the outside speakers on campus, social media, email to all students, and more.

II. Student Conduct Outcomes

The following are progressive outcomes that may be issued by the Office of Student Conduct for students who do not comply with the face covering requirement. These outcomes are not exhaustive and will depend on the nature and severity of the violation. Outcomes may include portal access, suspension, or expulsion. Before initiating the

conduct process, and as relevant and appropriate, the Office of Student Conduct will contact Disability Support Services to confirm whether a student has an exemption from wearing a face covering. In addition, the Office of Student Conduct will work with SLL when dealing with non-compliance for RSOs.

- a. *Dean's Warning.* Student or RSO leadership emailed a warning from the Dean of Students Office containing information on Directive No. 22, health and safety resources, and potential consequences should the behavior continue. A Dean's Warning will likely be sent upon a student's or RSO's first referral to the Office of Student Conduct, depending on the nature and severity of the violation.
- b. *Written Warning.* Student or RSO leadership emailed a written warning by the Office of Student Conduct, which reminds the student/RSO about mitigation measure and provides health and safety resources, face covering information, and consequences if the behavior continues. Written warnings will likely be issued upon the student's or RSO's second referral to the Office of Student Conduct, depending on the nature and severity of the violation.
- c. *Education Conversation.* The Office of Student Conduct staff will coordinate and initiate a meeting with the student or RSO leadership to provide education on the university's mitigation measures and outline potential consequences should the behavior continue. This step will likely occur upon a student's or RSO's third violation, or for violations that are more serious and disruptive in nature. For RSOs, this conversation may include a SLL representative.
- d. *Discipline.* Disciplinary status with the University. This step will likely occur upon a student's or RSO's fourth referral to the Office of Student Conduct, or for violations that are egregious and disruptive in nature.

Under standard circumstances, the Office of Student Conduct will use the above-mentioned framework as guidance in addressing these issues depending on the context and severity of the violation. Note this is not necessarily a linear process, and the Office of Student Conduct has discretion to pursue disciplinary action and assign sanctions as appropriate. Student Conduct will work with SLL regarding RSO non-compliance. Outcomes may include suspension or expulsion.

III. Behavioral Responses & Supportive Measures

- a. Level 1: This response is appropriate if the student or RSO is non-compliance for a first-time violation.
 - Typical Outcomes
 1. Dean's WarningExamples:
 - Student is not wearing a face covering in a CSUF controlled property (e.g., classroom, department, etc.) but puts one on when asked or provided with a face covering.
 - RSO is conducting organization business or activities in a CSUF controlled property (e.g., classroom, student union room, etc.) and the membership is not abiding by the face covering mitigation measures, but

the membership puts on face coverings when asked by the controller of the university space.

Recommended Actions for University Employees:

- If a student or RSO members do not have face coverings, then a university employee can inform the student or RSO members of the distribution locations on campus and/or provide them with a face covering.
- Students or RSO members should be informed that their non-compliance will result in a referral to the Office of Student Conduct. Incidents can be reported via the [Student Conduct Referral form](#).

- b. Level 2: This response is appropriate for a student or RSO who either already has a Dean's Warning on file or a more serious non-compliance, or for a first-time violation, or for a second-time violation where the student or RSO has already received a Level 1 response.

- Typical Outcomes
 1. Written Warning
 2. Educational Conversation

Examples:

- Student or RSO members do not comply with a request to put on a face covering.
- Student is not wearing a face covering in a CSUF controlled property (e.g., classroom, department, etc.) and does not agree to put on a face covering when asked or provided with a face covering.
- RSO is conducting organization business or activities in a CSUF controlled property (e.g., classroom, student union room, etc.) and the membership is not abiding by the face covering mitigation measures, and the membership refuses to put on face coverings when asked by the controller of the university space.

Recommended Actions for University Employees:

- If a student refuse to put on a face covering in the classroom/department, the instructor/manager should request that the student leave the classroom/department.
- The controller of an indoor space being used by an RSO should inform RSO leadership that their organization must abide by face covering mitigation measures. The controller can ask the RSO to exit the space and request that the RSO no longer use the space.
- Student or RSO members should be informed that their non-compliance will result in a referral to the Office of Student Conduct. Incidents can be reported via the [Student Conduct Referral form](#).

- c. Level 3: This response is appropriate for a student or RSO who already had 2 prior incidents with standard circumstances or for an egregious and deliberate violation of the university policies or directive. In addition, this level can include any action that seriously jeopardizes the health and safety of other students.

- Typical Outcomes:
 1. Educational Conversation
 2. Discipline

Examples:

- Student or RSO becomes non-compliant with the process or solution options.
- Student or RSO coordinates deliberate non-compliance activities in a CSUF controlled property.

Recommended Action for University Employees:

- If a student in a class becomes non-compliant with the process or solution options, then the instructor may choose to 1) take a class break, or 2) continue the class virtually.
- If a student or RSO becomes non-compliant with requests by a university employee, then report the incident to the Office of Student Conduct.
- Students or RSO should be informed that their non-compliance will result in a referral to the Office of Student Conduct. Incidents can be reported via the [Student Conduct Referral form](#).
- If an RSO is utilizing a CSUF controlled property, the controller of that property can ask the RSO to exit the space and request that the RSO no longer have the ability to reserve the space. If this action is taken, the controller should inform SLL and/or Dean of Students Office.

IV. Additional Resources

- a. Should a student (or any campus community member) become physically combative or threatening when asked to comply with wearing a face covering or in the case of a campus emergency, please call the University Police Department at (657) 278-2515.
- b. In compliance with existing course withdrawal policies, students may choose to withdraw from a course if they perceive the risks are too high or realize they will not be able to comply with any of the University mitigation measures.
- c. Like previous semesters, instructors will be contacted by Disability Support Services in advance of the start of the semester regarding any students with accommodations related to documented disabilities or medical necessities.

These processes are subject to change at any time as new data, practices, and mitigation measures are implemented. Should these processes change, the Office of Student Conduct will work to relay any changes via email in a timely manner. Any actions regarding RSOs will incorporate guidance from SLL. Additionally, these processes do not reflect the full scope of the issues that may need to be addressed so the Office of Student Conduct reserves the right to address student/RSO membership behavior as needed and outlined in Executive Order 1098 and Title 5.