

# MINNESOTA RULES 1983

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ADMINISTRATIVE RULES 8500.0300

## CHAPTER 8500 STATE UNIVERSITY BOARD ADMINISTRATIVE RULES

NOTE: Under Minnesota Statutes, section 136.01, the words "state university" shall be substituted for the word "college" wherever it appears in this chapter.

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### 8500.0100 DEFINITIONS.

Subpart 1. **College and college community.** The terms "college" and "college community" refer to all components of the college collectively. The components of a college are: the president, the students (part 8500.0100, subpart 3), and the professional support personnel. Any individual enrolled in a course for credit or audit in the college is a member of the student component.

Subp. 2. **Individual.** The term "individual" refers to a student of any of the Minnesota state colleges, an employee in the office of the chancellor, or a member of the Minnesota State University Board.

Subp. 3. **Students.** A state college student is any individual enrolled for credit or audit in a state college. Each college constitution shall set forth qualifications which a student must meet in order to participate in college governance. The constitution may require that students meet different qualifications for different kinds of participation.

Subp. 4. **State college system.** The terms "state college system" and "system" refer to all components of the system collectively. The components of the system are: the state college board, the chancellor and other employees in the office of the chancellor, and the state colleges.

Statutory Authority: *MS s 136.14*

### BASIC RIGHTS AND RESPONSIBILITIES OF INDIVIDUALS IN STATE UNIVERSITY SYSTEM

### 8500.0200 FAIR EVALUATIONS.

Students shall be evaluated for such official purposes as the awarding of grades and diplomas solely on the basis of their performance in meeting appropriate standards established and communicated to them in advance of the assignment of responsibilities for which they will be evaluated.

Statutory Authority: *MS s 136.14*

### 8500.0300 SUSPENSIONS.

Pending action on charges of violating a system rule or a college constitution or regulation a person is presumed innocent until proven guilty and shall continue to receive all benefits of his position except that his right to be present on the campus and attend to his classes or other official duties may be suspended for reasons relating to the safety of himself or others.

Statutory Authority: *MS s 136.14*

**8500.0400 HEARING PROCEDURES.**

Subpart 1. **Right to prompt hearing.** Any individual accused of violating a system rule or college regulation which may lead to the imposition of any formal sanction has the right to a hearing at the earliest reasonable date.

Subp. 2. **Burden of proof and individual rights.** The burden of proof at a hearing shall rest with college or system officials. If an individual declines to admit the alleged violation, he shall have an opportunity to appear and explain, to present evidence and witnesses, and to hear and question adverse witnesses. The hearing agency shall not consider statements against the individual unless he is present when they are made or he is advised in writing of their content and the names of those who made them and unless he is given an opportunity to rebut unfavorable inferences which might otherwise be drawn. An individual may not be required to submit to procedures which may result in the imposition of college or system sanctions for a particular violation more than once.

**Statutory Authority:** *MS s 136.14*

**8500.0500 FORMAL SANCTIONS.**

Subpart 1. **Types.** Formal sanctions imposed for violation of a system rule or college constitution or regulation must bear a reasonable relationship to the violation. The formal sanctions which may be imposed are dismissal, expulsion, suspension, censure, disciplinary and academic probation, or some other privilege or reward.

Subp. 2. **Prohibited sanctions.** A formal sanction may be imposed only for violation of a system rule or college constitution or regulation. Such rule, constitution, or regulation must be established prior to the action for which the formal sanction would be imposed and published in a manner to make it generally available to those subject to it.

**Statutory Authority:** *MS s 136.14*

**STUDENT PARTICIPATION IN UNIVERSITY GOVERNANCE****8500.0600 STUDENT PARTICIPATION IN COLLEGE GOVERNMENT.**

Each college constitution shall provide a principal agency for student participation in college governance. The college constitution and regulations may also provide for additional, subordinate agencies. The college constitution may provide procedures for students to hold referendum votes and shall determine the effect of such votes. Through agencies and procedures designated in the college constitution or regulations, students may make recommendations to the president on any matter affecting the college, including any action taken by any agency of the college or subdivision.

**Statutory Authority:** *MS s 136.14*

**8500.0700 STUDENT RESPONSIBILITIES IN COLLEGE GOVERNMENT.**

Through agencies and procedures designated in the college constitution or regulations, students shall develop, in consultation with appropriate administrative officers, the budgets for programs supported by the student activity fee. (Minnesota Statutes, section 136.11.) Students shall have major responsibility for the development of college regulations pertaining to student relations, the conduct of students, college centers or student unions, and student housing; and for such other college regulations as are designated in the college constitutions.

Through agencies and procedures designated in the college constitution or regulations, students shall participate in the following:

A. development of college regulations relating to curriculum, the evaluation of instruction, admissions, academic standards, and graduation requirements;

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B. development of college regulations pertaining to parking and traffic;

C. selection of a new college president when a vacancy occurs and in the selection of such other personnel as the college constitution designates for such participation;

D. development of long-range plans and priorities for the college;

E. the establishment and modification of the college regulations enumerated in SCB 505(c); and

F. the preparation of college budgets and the allocation of college resources.

**Statutory Authority:** *MS s 136.14*

**NOTE:** SCB 505(c) no longer exists.

## **8500.0800 STUDENT RIGHTS.**

Special provisions specifically relating to students' rights shall be provided for in an internal rule and the college constitutions. Such provisions shall include procedures guaranteeing the confidentiality of student records and the appeal of academic and disciplinary decisions.

**Statutory Authority:** *MS s 136.14*