Modification to Academic Integrity Policy – Sections III & V

WHEREAS, the Academic Integrity Policy has been in effect since August 2008 and a periodic review of the policy is recommended to ensure that Academic Integrity is being upheld at UIS; and

WHEREAS, the current Academic Integrity Policy, has as part of said policy, the operating procedures to ensure proper adjudication of allegations of Academic Integrity violations which require Campus Senate approval when any procedure needs to be changed; and

WHEREAS, the Academic Integrity Council has encountered inconsistencies in the Academic Integrity Policy and difficulties in implementing the Academic Integrity Policy resulting in procedures needing change; and

WHEREAS, the Academic Integrity Council believes that it is necessary to change procedures in a timely fashion to ensure that the Academic Integrity Policy is effectively carried out;
THEREFORE, BE IT RESOLVED that the Campus Senate of the University of Illinois at Springfield approves the following changes to the Academic Integrity Policy in the following sections.

III. The Academic Integrity Council

The Academic Integrity Council (Council) is a standing committee of the Campus Senate, whose responsibilities are to promote academic integrity at UIS and to oversee the judicial functions of the Academic Integrity Policy by developing appropriate procedures and processes to adjudicate alleged violations of Academic Integrity, ensuring fair and efficient operation of hearing panels, serving as appellate hearing panels, and deciding on petitions, overseeing appropriate records, and addressing other issues that arise as they relate to Academic Honesty. The Bylaws of the UIS Campus Senate provide a more complete description of the duties and membership.

V. Academic Integrity Policy Procedures

The Academic Integrity Council will publish its approved procedures separately to ensure fair adjudication of alleged violations.

And therefore, that the current procedures as published on the Academic Integrity website will remain in effect until the Academic Integrity Council publishes such changes.
1. Allegations of Academic Dishonesty

A. Primary Responsibility for Bringing a Charge

Courses: The primary responsibility for bringing a charge of academic dishonesty involving academic work or other documents submitted in a course rests with the faculty or other instructors of record (hereafter called faculty). Graduate assistants, teaching assistants, research assistants, student workers, online coordinators and any other persons who assist or support faculty in teaching should report suspected instances of academic dishonesty to the instructor of record.

Master’s Thesis, Projects; Doctoral Dissertation; and Comprehensive Exams: The primary responsibility for bringing a charge of academic dishonesty involving a Master's project or thesis, doctoral dissertation, or comprehensive examination rests with the student’s thesis or dissertation advisor or members of the committee evaluating the thesis, project, dissertation, or examination.

Falsified documents: The primary responsibility for bringing a charge of academic dishonesty involving suspected falsification or use of falsified documents (e.g. graduation contracts) rests with the faculty or the head of the academic unit (e.g., Chair, Director, Associate Dean, or Dean) who received the document in question. Any violation that is discovered in an academic support unit in the division of Student Affairs (e.g., transcripts, letters of recommendation, medical documentation) shall be reported to the appropriate instructor or academic unit head in Academic Affairs.

Other Instances: The primary responsibility for bringing a charge against a student suspected of academic dishonesty of a nature that does not clearly fall under the preceding sections, shall rest with the appropriate faculty or head of the academic unit involved. Any violation that is discovered in an academic support unit in the division of Student Affairs shall be reported to the appropriate instructor or academic unit head in Academic Affairs.

Students: When a student suspects that a violation of the Academic Integrity Policy has occurred, the student has an ethical choice to make about whether to promote academic integrity
at UIS. Ideally, a student will report that violation to the Council using an Academic Integrity Violation Report Form. In this report, the student should describe what action the student has taken, such as talking with the other student(s) involved, or with the faculty or staff member. Every effort will be made to preserve the anonymity of the student reporting the incident; confidentiality, however, cannot be guaranteed. Students may also report anonymously to the faculty or staff member, with or without naming individuals, or confront the individual(s) believed to be in violation of the policy.

**Charges at Higher Levels:** When the person who bears the primary responsibility does not bring a charge within a reasonable time, the Department Chair or academic unit head may bring a charge with that person’s written consent.

**B. Pending Charges in Courses**

Once a student is notified, in writing, that a faculty member is pursuing an allegation of academic dishonesty in a course (see sections V.2. to V.3.), the student may not change his or her registration in the course while the matter is pending. Any attempt to withdraw from a course under these circumstances shall be considered a separate violation of this policy.

**2. Informal Resolution**

**A. Meeting with Student**

If a faculty member or academic unit head suspects that a violation has occurred, the faculty or unit head may discuss the circumstances with the student. If the faculty or academic unit head concludes that there is no violation of this policy, the matter is over. If the faculty still believes a violation has occurred, the faculty member or academic unit head will contact the Provost’s Office to determine if the student has a previous violation, in which event the case must be referred to the Council for review by a Hearing Panel. If the student has no previous violations, then the faculty member or academic unit head and the student may pursue an informal resolution. The faculty member or academic unit head shall notify the student in writing, of the basis of the belief that a violation occurred and then allow the student ten business days to respond to the allegation. If the student is either unwilling or unable to respond within ten business days of the notice, then the case must be referred to the Council for review by a Hearing Panel.
If the student does not admit responsibility for the violation or disagrees with the sanction to be imposed by the faculty member or academic unit head, either party may request that the case be referred to the Council. Either the faculty or student may seek the assistance of the Department chair, and subsequently the Dean at the informal resolution stage.

The faculty member or academic unit head bringing the charge is responsible for informing students of their option to refer the incident to the Council for review at any time during the informal resolution.

B. Sanctions Permitted
Sanctions permitted under informal resolution procedures include one or more of the following:

- Formal warning
- A reduction in grade for the assignment and/or reduction in the grade for the course
- A failing grade for the assignment and/or reduction in the grade for the course
- A failing grade in the course
- A failing grade in the course with a transcript notation of academic dishonesty
- Rescinding or changing a grade for a past course in which a violation occurred
- Successfully completing a university-sponsored non-credit seminar on academic integrity
- Other sanction(s) as appropriate and agreed to in writing

C. Notification to the Academic Integrity Council and Provost's Office
If both the student and faculty member or academic unit head agree to the student's responsibility for the violation and to the sanction to be imposed, the faculty or academic unit head must submit an “Informal Resolution Form” to the Academic Integrity Council and send copies of the report to the student and the Office of the Provost as the office of record.

All reports of academic dishonesty will be reviewed by the Provost's Office to verify whether reports have been received indicating that the student has been found responsible for any other act of academic dishonesty. Whenever the Provost finds a repeat offense, the Provost shall automatically refer it to the Council for review by a Hearing Panel.

3. Formal Resolution
Cases not resolved through informal resolution will be referred for a hearing. A hearing is
initiated when the Council receives a request for a hearing by either the student or the faculty or academic unit head. In the case of on-line students or faculty whose physical presence at a hearing would impose a hardship, the hearing may be conducted using technologies deemed appropriate by the Hearing Panel presiding officer.

A. Composition of Hearing Panels

A Hearing Panel will normally consist of a presiding officer, two faculty, and one student member who are selected by the Council chair from a pool of faculty and students solicited by the Academic Integrity Council. An alternate will also be selected to serve in case a member of the panel needs to be excused during the course of the hearing. Decisions will be by a majority vote (two votes or more). The presiding officer will vote only in the event of a tie.

Students have the right to object to any member of the Hearing Panel they believe to be biased in the case. In such instances, the presiding officer will decide whether or not to act on that objection. Members of the Hearing Panel have the responsibility to remove themselves from cases in which there is a conflict of interest.

B. Presiding Officer

The chair or vice chair of the Council will normally serve as the presiding officer of all Hearing Panels. If the chair or vice chair is unavailable or the caseload becomes unmanageable, the Chair will appoint another faculty member of the Council to preside over the hearing.

C. Pool of Panel Members

Each academic department shall select one tenure track or tenured faculty member who will serve for a term of two years as a potential hearing panel member. Each year, each academic department shall nominate one student who will serve as a potential hearing panel member. The Academic Integrity Council will forward the slate of nominations to SGA for approval at its following meeting. Hearing panel members should not be members of the Academic Integrity Council.

D. Preliminary Procedures

An allegation of academic dishonesty will be reviewed by the Council Chair who will appoint a Hearing Panel and designate whether the Council Chair or the Council Vice Chair shall serve as the presiding officer. No other members of the Council shall be eligible to serve on Hearing Panels except as specified in section V. 3.B. above.
The presiding officer will select the date, time, and place for the hearing and notify both the referring faculty member or academic unit head and the student by personal delivery or campus mailbox a minimum of five (5) business days prior to the hearing. It is desirable that the hearing occur as soon as reasonably possible after the alleged incident. While not always possible, a hearing should occur no later than 20 business days after the Council receives the request for a hearing, excluding any tolling of the timelines.

A member of the Council will meet with the student before the hearing to review hearing procedures and process and after the hearing to discuss the ramifications of the findings and the student's options for appeal.

The presiding officer shall notify the student of the allegation in writing, including the report of the faculty member or academic unit head and will request a written response to the allegation from the student. Any written response will become part of the record and be reviewed by the Hearing Panel in preparation for the hearing.

Both the student and the faculty or academic unit head may submit a list of witnesses to appear at the hearing. Witnesses are limited to only those individuals who can present direct evidence that bears on the allegation. The presiding officer shall determine in advance of the hearing anyone who may be called as a witness.

Timelines shall be tolled (held in abeyance) during Thanksgiving, winter and spring breaks, as well as any times when no classes are scheduled. Timelines may be tolled in other circumstances only with the consent of the presiding officer, but in no case shall exceed an additional 20 business days. Faculty not on summer contract, on sabbatical, other leave, or otherwise unavailable may delegate authority to another faculty member, including the department chair, to appear and act on their behalf. Any delegation shall be reduced to writing and received by the presiding officer before the hearing.

**E. The Hearing Panel Process**

The purpose of a hearing is to explore and investigate the incident giving rise to the appearance of academic dishonesty and to reach an informed conclusion as to whether or not academic dishonesty occurred. All persons at a hearing are expected to assist in a thorough and honest exposition of all related facts. Council Hearing Panel proceedings are not legal proceedings.
The sequence of a hearing is necessarily controlled by the nature of the incident to be investigated and the information to be examined. It lies within the judgment of the presiding officer to determine the most reasonable approach. The following steps are generally recommended:

- The referring faculty member or academic unit head reporting an alleged violation, and then the student, will briefly present their respective cases, including any relevant information or arguments. The faculty may recommend a sanction.
- Only witnesses who have knowledge of the incident or can offer documents or other materials bearing on the case may be called.
- Members of the Hearing Panel may request additional material or the appearance of other persons, as needed.
- The referring faculty member or academic unit head reporting the allegation and the student may make brief closing statements.
- The Hearing Panel will meet privately to discuss the case and determine whether a violation has taken place based on a preponderance of evidence.
- If the student is found in violation, the Hearing Panel will independently determine an appropriate sanction. When determining the sanction, the Hearing Panel will be informed of any other violations of academic integrity on the part of the student, as well as past sanctions.
- The presiding officer will provide the referring faculty or academic unit head, the student, and the Provost with a written report of the facts found, identifying the parts of the policy that have been violated and describing the sanction, if any, to be imposed.

The Hearing Panel presiding officer will ensure that the following rules are observed:

- The student may be accompanied by a person of his or her choosing for emotional support only, provided that the support person is not a party to the case. This person will not actively participate in the hearing process in any way.
- Hearings will be audio recorded for the purposes of the Hearing Panel’s deliberations and any Council appeals and kept for a minimum of five years.
- Presence at a hearing lies within the judgment of the presiding officer. A hearing requires a deliberative and candid atmosphere, free from distraction. Accordingly, it is not open to the public or other "interested" persons.
The presiding officer may remove from the hearing any person who disrupts or impedes the investigation, or who fails to adhere to the rulings of the presiding officer.

The presiding officer will direct that persons, other than the student, who are to be called upon to provide information, be excluded from the hearing except for that purpose.

Members of the Hearing Panel may conduct private deliberations at such times and places as they deem proper.

Failure to appear before a Hearing Panel will not preclude the Hearing Panel from hearing evidence and determining outcomes.

It is the responsibility of the person desiring the presence of a witness before a Hearing Panel to ensure that the witness appears. Written statements by witnesses should not be used unless the individual cannot reasonably be expected to appear. Any written statement must be dated, signed by the person making it, and witnessed by a University employee. The work of a Hearing Panel will not, as a general practice, be delayed due to the unavailability of a witness.

A hearing is not a trial. The Hearing Panel will consider all relevant, probative, and credible evidence. The presiding officer will determine what evidence will be considered.

F. Hearing Panel Outcomes

If the Hearing Panel determines that the allegations of academic dishonesty are unfounded, no sanctions will be imposed.

If the Hearing Panel determines that the allegations of academic dishonesty are founded, it will send copies of its decisions to the referring faculty or other individual, the student, and the Office of the Provost as the office of record.

If this is a first violation and the faculty or academic unit head, or department or program has provided a clear statement about penalties for violations of academic integrity in the syllabus, department or unit handbook, website, or other documents or materials that the student received, the Hearing Panel shall not normally substitute its judgment as to the penalty.

Sanctions permitted include one or more of the following:

- Formal warning
A reduction in grade for the assignment and/or an additional reduction in the grade for the course
A failing grade for the assignment and/or an additional reduction in the grade for the course
A failing grade in the course
A failing grade in the course with a transcript notation of academic dishonesty
Rescinding or changing a grade for a past course in which a violation is discovered
Rescinding admission into the university, a department, program or internship
Rescinding an academic degree or certificate
Disciplinary probation
Successfully completing a university-sponsored non-credit seminar on academic integrity
Community work assignment for a defined period of time
Removal of the privilege of representing the university in any official function or leadership position. Sanctions that suspend a student's privileges shall have a set time of duration indicating when and under what conditions the student may regain the privilege. Examples include but are not limited to intercollegiate athletics, peer mentors, student organization leadership positions, student ambassadors, cheerleaders, committee membership or officer position, and residence assistants.
Disciplinary suspension from the University for one or two semesters, excluding summer terms. Students suspended for academic dishonesty must apply for readmission according to the Board of Academic Standards guidelines. Students suspended for academic dishonesty cannot transfer into UIS any credits earned during the suspension. Readmission applications by students suspended for academic dishonesty must be approved by the Academic Integrity Council.
Dismissal from the university.

G. The Failing Grade with a Notation of Academic Dishonesty
A failing grade will be recorded on the student's transcript with the notation “failure due to academic dishonesty.” The failing grade with a notation of academic dishonesty shall be treated in the same way as a comparable failing grade for the purposes of grade point average, course repeatability, and the determination of academic standing.
A student may file a written petition to the Council to have the notation of academic dishonesty removed. The decision to remove the notation requires a majority vote of the Council provided that:

- at the time the petition is received, at least twelve months shall have elapsed since the grade and notation was imposed; and
- at the time the petition is received, the student shall have successfully completed a university-sponsored non-credit seminar on academic integrity; or, for the person no longer enrolled at the university, an equivalent educational activity to be determined by the Council; and
- the Provost’s Office certifies that no reports have been received indicating that the student has been found responsible for any other act of academic dishonesty at the university or at another institution.

Prior to making a decision, the Council will review the record of the case, and consult, if possible, with a referring faculty or academic unit head who originally reported the violation(s). If the Council denies the petition, the student cannot submit another petition for two years, unless the Council specifies an earlier date.

H. Subsequent Allegations of Academic Dishonesty

In the event of a subsequent allegation of academic dishonesty, the Provost will automatically refer the case to the Council for review by a Hearing Panel. Ordinarily, a second finding of academic dishonesty will result in either suspension for one or two full semesters, excluding summer terms, or permanent dismissal from the university.

Suspension for academic dishonesty will ordinarily take place immediately. In the case of an appeal, the suspension is held in abeyance until the appeal process is completed.

In the event of extraordinary or extenuating circumstances, the Hearing Panel has the right to assign a lesser sanction or to delay the suspension.

I. Appeals

A student may appeal the decision of the Hearing Panel to an Appeals Panel of the Council. The Appeals Panel shall consist of two (2) faculty and one (1) student members of the Council selected by the Council Chair. A typewritten and signed appeal, including the reason(s) for
appeal, and supporting documentation, must be received by the chair of the Council within ten (10) business days of receipt of the Hearing Panel decision. Appeals are limited to one or more of the following three conditions:

— There is new and significant evidence which was not available for the Hearing Panel and which may further clarify and support the defense of the student. In this instance, the case should be referred back to the original Hearing Panel for reconsideration.

— There is clear reason to believe that the sanction is not consistent with the seriousness of the violation. In such cases, the Appeals Panel may issue a different sanction.

— There is substantial credible evidence that the initial hearing was not fair and impartial, or that the established process was not followed. In this instance, the case should be referred back to a new Hearing Panel to rehear the case.

If the appeal documentation does not fall into one of the permissible grounds or does not support the claim, the appeal shall be denied.

In cases of academic dishonesty, the decisions of the Appeals Panel are final and may not be further appealed.