

UCSD Sixth College Student Conduct Judicial Board Bylaws

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Article I. Statement of Purpose

Section A. Student Misconduct

The Sixth College Judicial Board (SCJB) shall hold hearings on student misconduct in accordance with the UCSD Student Conduct Code.

Section B. Constitutional Oversight

The SCJB shall protect the interests of the Sixth College Student Body (SCSB) by safeguarding the integrity of the Sixth College Student Council (SCSC) Constitution, the SCSC Standing Rules, as well as the bylaws of Sixth College.

Section C. Judicial Inquiry

The SCJB Chair shall verify or dismiss allegations of misconduct by an SCSC member under Article IX, Section A, paragraph four of the SCSC Constitution. The SCJB shall conduct impeachment hearings in accordance with Article IX of the SCSC Constitution.

Article II. Judicial Board Structure

Section A. Deputy Chair

The Deputy Chair shall be appointed by the SCJB Chair after a vote by the SCJB, excluding the Chair. After the majority has made their vote, the Deputy Chair shall serve as a sit-in Chair in cases where the current Chair is not present, unable to serve as Chair on any case, or is named as a respondent or complainant in a case.

Section B. Pre-hearing Procedures

Upon receiving a request for any hearing on Student Misconduct, Constitutional Oversight, or Judicial Inquiry the SCJB Chair has seven (7) academic days after the request to notify the SCJB, the Vice President Internal of SCSC, the respondent and complainant, the SCJB advisor and the Dean of Student Affairs of the date, time and place of the hearing.

Section C. Quorum

For any hearing involving the SCJB, quorum consists of four SCJB members, excluding the Chair. The Chair may conduct a hearing with fewer than four SCJB members if the respondent agrees.

Article III. Resolution of Student Misconduct Complaint

Section A. Jurisdiction

1. The SCJB's jurisdiction in matters of student misconduct is derived directly from the UCSD Student Conduct Code and the SCSC Judicial Board Bylaws.
2. The UCSD Student Conduct Code shall prevail in any conflict between this article and the Student Conduct Code.

Section B. Hearing Preparation

1. The SCJB Chair shall accept referrals of cases of student misconduct from the Dean of Student Affairs of Sixth College.
2. Upon acceptance of a case, the SCJB Chair shall schedule a hearing. The SCJB Chair shall select a quorum of SCJB to sit on the hearing.
3. The SCJB Chair shall notify those SCJB members selected for quorum of their responsibility to attend.

Section C. Resolution

1. The findings of the SCJB shall be determined by a preponderance of the evidence and agreed by consensus, unless there is a call for a vote.
2. Any SCJB Member may call for a vote.
 - a. A majority of the SCJB members present, excluding the Chair, shall be required to determine official findings.
 - b. The SCJB Chair shall only vote in the case of a tie.
 - c. The SCJB Chair shall tally votes and report results to the Dean of Student Affairs.

Article IV. Constitutional Oversight

Section A. Request for Judicial Review

1. Any member of the SCSB may request official judicial review of an action of the SCSC.

2. Upon acceptance of the request for judicial review, the SCJB Chair shall call a hearing in a timely manner, according to Article II.

Section B. Resolution

1. Upon judicial review, the SCJB may reverse an action of the SCSC if it is determined that the action is in conflict with the SCSC governing documents.
2. Reversal of an SCSC action must be approved by a majority of SCJB members present.
3. The SCJB Chair shall only vote in case of a tie.

Article V. Judicial Inquiry

Section A. Request for Judicial Inquiry

1. Any registered UCSD student may request judicial inquiry for misconduct of an SCSC member according to Article IX, Section A, paragraph four of the SCSC Constitution.
 - a. Request must be submitted in writing to the SCJB Chair.
 - b. Requests may be rejected by the SCJB Chair.
 - c. If the request names the SCJB Chair as respondent or complainant, the request shall be submitted to the SCJB Deputy Chair.
 - i. The SCJB Chair shall be relieved of his or her responsibilities for the duration of the hearing.
 - ii. The Deputy Chair shall serve as SCJB Chair for the duration of the hearing.

Section B. Judicial Inquiry

1. The SCJB Chair shall only vote in case of a tie.
2. Upon conclusion of the hearing, the SCJB shall verify or dismiss the allegations of the complaint as determined under Article IX of the SCSC Constitution.

Article VI. Amendments and Suspension

Section A. The SCJB Bylaws may be amended in accordance with Article VII, Section B of the SCSC Constitution.