Article II. Definitions
For the purpose of this document, the following definitions will be utilized:

Note: For definitions relevant to the sex-based misconduct, please also refer to the Student Sexual Misconduct Process.

1. **Appellate Board** is any person or persons authorized by the Associate Dean of Students or designee to consider an appeal of the outcome from a hearing body.

2. **Charge** is an allegation of a potential violation of the SCoC. Charges are issued after a Student Conduct Officer has determined sufficient information exists to hold a hearing to determine whether or not a student has violated the SCoC.

3. **Complainant** is any person(s) who submits information indicating that a student may have violated the SCoC. Information brought forth by the individual may result in an investigation. This individual may or may not be a victim of the alleged violation.

4. **Conduct Hearing** is a proceeding before a hearing body in which the reporting party, the alleged victim and/or the accused may have the opportunity to present information relevant to the incident under review.

5. **Consent** is a clear, voluntary and ongoing agreement to engage in a specific sexual act. Persons need not verbalize their consent to engage in a sexual act for there to be permission. Permission to engage in a sexual act may be indicated through physical actions rather than words. A person who is asleep or mentally or physically incapacitated, either through the effect of drugs or alcohol or for any other reason, or whose agreement was made by threat, coercion, or force, cannot give consent. Consent may be revoked by any party at any time.

6. **Faculty Member** is any person employed by the University to provide academic instruction, educational supervision and/or engage in scholarly activities.

7. **Failure to Comply Hold** is a restriction placed on a student’s account by the Office of Student Conduct & Advocacy which may prevent a student from registering, obtaining enrollment, withdrawing and/or receiving an official transcript.

8. **Gender Based Discrimination** is violence, harassment or other unfavorable behavior which, absent the individual’s gender, would likely not occur.

9. **Good Conduct Standing** is when a student does not currently have outstanding sanctions due, is not on conduct probation, suspension or expulsion resulting from academic and/or behavioral misconduct.

10. **Hearing Body** is any person or persons authorized to determine whether a student has violated the SCoC and to impose sanctions. Hearing Bodies may include, but are not limited to, the Student Conduct Board, the Student Organization Conduct Board, the Student Conduct Officer, the Student Hearing and Appellate Panel, and any other person or persons as deemed appropriate by the Chief Student Conduct Officer.

11. **Incident Report** is a written or electronic report indicating that an individual or group may have committed a violation.

12. **Investigation** is a process used by a student conduct officer to ascertain details and circumstances associated with an incident. Investigations may result in charges, mediation, or dismissal of the case.
13. The term **May** is used in the permissive sense.

14. **Member of the University Community** is any person who is a student, faculty member, resident, University official, guest of the University, person employed by the University or employed on University grounds or off-campus sites, including personnel employed by vendors. A person’s status in a particular situation shall be determined by the Chief Student Conduct Officer or designee.

15. **Notice/Notification** is verbal communication, electronic mail, letter delivered in person or to on-campus property or correspondence sent by mail, addressed to the addressee at the location shown in University records. The Office of Student Conduct & Advocacy presumes that students are receiving all communication sent to their official University email address and/or other means of communication provided to Office of Student Conduct & Advocacy by the student.

16. **Notice of Charge(s)** is a written or electronic statement identifying the accused, the specific violations(s) of the SCoC that has/have allegedly occurred, and a short summary of information leading to the charges. The primary method of disseminating information about charges is through the student’s Islander email account.

17. **On-Campus** - Any grounds or building under University control, when relevant to the lawful mission, processes and functions of the University, this includes but is not limited to Momentum Campus.

18. **Off-Campus** - Under University control: Any location not on Main Campus or at Momentum campus where the location is under the control of the University and/or a University event is occurring.

19. **Premises** are a building or a portion of a building. The term does not include any public or private driveways, streets, sidewalks, walkways, parking lots, parking garages, or other parking area.

20. **Preponderance of Information** is a standard of proof that indicates that the information provided leads the hearing body to the conclusion that “more likely than not” a violation did or did not occur.

21. **Presenter** is a University official who was appointed to investigate and/or present the case to the hearing body on behalf of the University.

22. **Procedure** is the written policy of the University as found in, but not limited to, the SCoC, Miramar and Momentum Village (American Campus Communities) Lease Contracts, Graduate/Undergraduate Catalogs, University Rules and Procedures, and Texas A&M University System Policies/Procedures.

23. **Respondent** is an individual who has been alleged to have committed a violation of the SCoC or engaged in discriminatory conduct as defined in TAMUS system policy 08.01.01.

24. **Sanction** is an outcome imposed for the violation of the SCoC. Generally, sanctions are educational in nature and intended to modify the student’s behavior as well as build an awareness of personal responsibility and community standards.

25. The term **“Student”** means all persons admitted for enrollment at or through the University, both full-time and part-time, pursuing undergraduate or graduate degrees (including those enrolled at TAMU-CC who are seeking degrees from other institutions, or those individuals who are enrolled students at the time of a violation of the Code, as well as individuals on University
premises for any purpose relating to registration for enrollment), as well as certificate and other educational programs. Individuals are still considered students for the purpose of this Code between academic sessions, until such time that a student’s degree has been awarded. Once enrolled, students with interruptions in active enrollment may be subject to this Code until the point at which the student is required by the Office of Admissions to reapply for enrollment. In addition, persons who are living at Momentum Village or Miramar, although not enrolled in this institution, may also be considered students, for the purposes of student conduct. [Note: RELLIS students must comply with the RELLIS Student Code of Conduct.]

26. **Student Conduct Conference** is a meeting that occurs prior to a formal conduct hearing, the accused student will have the opportunity to meet with a Student Conduct Officer in a Student Conduct Conference to review a summary of the student’s rights. The Student Conduct Officer may use this meeting to conduct further investigation of the alleged conduct violations. Students will have the opportunity to discuss the incident and respond to specific charges issued against them under the SCoC. **Student Conduct Officer** is a University official authorized to initiate charge letters, articulate charges in hearings, present information to support charges, to conduct hearings, and to impose sanctions upon any student(s) found to have violated the SCoC.

27. **Student Organization** is a group comprised of any number of persons who have complied with the formal requirements for University recognition, registration, or is departmentally supported.

28. **Title IX Coordinator** is the designated University Employee who is entrusted with oversight of all Title IX compliance at the University.

29. **Title IX Investigator** is an administrator designated by the Title IX Coordinator to investigate Civil Rights complaints (this includes Title IX, sexual misconduct, etc.).

30. **University** means Texas A&M University-Corpus Christi.

31. **University Official** is any person employed or authorized by the University to perform assigned administrative or professional responsibilities.

32. **University Function** is any activity on or off-campus that involves the University or University resources.