

PROCEDURE LIT.8.02.02 STUDENT APPEALS

SCOPE: Students

1. Standing for Appeal

- 1.1. In cases in which the sanction assessed is a verbal or written warning or probation, the decision of the hearing panel is final.
- 1.2. In cases in which the sanction assessed is beyond a warning or probation, either party may appeal to the Provost/Vice President of Instruction based on:
 - 1.2.1. whether or not a fair hearing was afforded (A fair hearing includes notice of the alleged misconduct, and an opportunity to present evidence.)
 - 1.2.2. whether or not the sanctions levied were appropriate to the offense
 - 1.2.3. whether or not the finding was supported by the evidence
 - 1.2.4. whether or not new evidence is introduced that was not available at the time of the hearing. An appeal is not a rehearing of the original case; the Provost/Vice President of Instruction's review will focus on arguments addressing the basis, listed above, of the appeal.

2. Notice

- 2.1. Either party appealing to the Provost/Vice President of Instruction must give written notice to the Provost/Vice President of Instruction no later than five business days after the hearing panel's decision.
 - 2.1.1. All supporting documentation, including written arguments, when appropriate or requested, shall be filed with the Provost/Vice President of Instruction no later than five business days after notice of appeal is given.
 - 2.1.2. The parties, at the discretion of the Provost/Vice President of Instruction, may submit oral or written arguments to support their positions.

3. Action

- 3.1. Upon appeal, the Provost/Vice President of Instruction will review the materials presented at the hearing and may require the parties to submit written material or oral statements.
 - 3.1.1. If the student is required to appear in person before the Provost/Vice President of Instruction, the student may have a representative present.
- 3.2. The Provost/Vice President of Instruction shall respond to the appeal within 10 business days after all the documentation is received and all testimony is heard.
 - 3.2.1. The Provost/Vice President of Instruction may postpone a decision for good cause.
 - 3.2.2. The Provost/Vice President of Instruction may approve, reject, or modify the decision of the hearing committee or may require that the committee reopen the

hearing to hear additional evidence or to reconsider the decision.

3.2.3. The Provost/Vice President of Instruction will inform the student, the Associate Vice President of Student Services (AVPSS) or designee, and the hearing officer of his or her decision in writing.

3.2.4. The Provost/Vice President for Instruction's decision is final except for the discretionary review described below.

4. Discretionary Review

4.1. The Provost/Vice President of Instruction, the President or the Board of Regents may, on their initiative, review any disciplinary case, and upon such review may approve, reject or modify the lower decision, or may remand the decision to the hearing officer or hearing panel for presentation of additional evidence and reconsideration of the decision.

Related Policies: Policy LIT.8.02 Student Code of Conduct and Discipline

Relevant Forms/Documents:

Relevant TSUS Policies/Forms/Documents:

Relevant Statutes:

Relevant SACSOC Standards:

Document History:

Adopted:

Reviewed:

Revised: September 2023, July 2026