

THE CITADEL
The Military College of South Carolina
171 Moultrie Street
Charleston, South Carolina 29409

MEMORANDUM
NUMBER 2-9

30 July 2009

TEMPORARY SUSPENSION OF STUDENTS

1. PURPOSE

The purpose of a temporary suspension is to protect the safety and security of the campus community, rather than to punish a student. This Memorandum outlines the procedures by which the President may temporarily suspend a student prior to a hearing by a Commandant's Board, Suitability Board, or other disciplinary body.

2. REFERENCE

S.C. Code Ann. § 59-121-50 (Law Co-op. 1976)

3. POLICY

A. The President may temporarily suspend a student when, in his opinion, such action is in the best interests of the suspended student or the maintenance of good order and discipline. To issue a temporary suspension order, the President must have reasonable cause, based upon available evidence, to believe that the student's continued presence on campus will cause an immediate continuing danger to the safety, health, or welfare of persons, property or the orderly operation of The Citadel.

B. Process

1) When practical, a hearing officer, or his or her duly appointed representative, will provide the student a hearing before the suspension is imposed. The purpose of this hearing is to determine whether the student's continued presence on campus will cause an immediate continuing danger to the safety, health, or welfare of persons, property or the orderly operation of The Citadel. The hearing officer may consider information from students, cadets, faculty, staff, or such other sources as he or she may deem appropriate. In addition, the student may present information showing that he or she is not a threat to the safety or security of others in the campus community.

For cases involving cadets, the Assistant Commandant will serve as the hearing officer. For cases involving Citadel Graduate College students, the Dean of the CGC will serve as the hearing officer. For all other students, the Associate Provost for Academic Affairs will serve as the hearing officer.

2) At the conclusion of the hearing, the hearing officer will make a recommendation through the Commandant, for cadets, or through the Provost, for all other students, to the President. The hearing officer may recommend that the student be immediately suspended, or that the student be allowed to remain on campus until a disciplinary hearing on the merits. In such event, the hearing officer may recommend conditions for the student's continued presence on campus.

3) If it is impractical to hold a hearing before imposition of a temporary suspension, a disciplinary hearing on the merits must be held no more than ten (10) days after the imposition of the temporary suspension. If the hearing on the merits cannot be completed within ten (10) days, the student must be afforded an opportunity to contest the temporary suspension. In such a hearing, the student may present information showing that he or she is not a threat to the safety or security of others in the campus community, and that the temporary suspension should be lifted. Upon completion of this hearing, the hearing officer will make a recommendation through the Commandant or the Provost, as appropriate, to the President to lift or continue the suspension.

5. COMPLIANCE

Any student who is suspended on a temporary basis and returns to campus or The Citadel property and/or violates other stated conditions during the specified period shall be subject to further separation action and may be treated as a trespasser. Permission to be on campus for a specific purpose must be requested and obtained in writing or by telephone from the Office of the President prior to any conduct contrary to their suspension or restrictions.

6. NOTES

A. Dates of official enactment and amendments:

Approved by Director of Citadel Staff on 30 July 2009

B. Responsible Department:

Office of the President

C. Responsible Official:

Executive Assistant to the President

D. Cross References

None

7. RESCISSION

Memorandum Number 17, dated 20 June 2003 is rescinded.

FOR THE PRESIDENT:

OFFICIAL

Joseph W. Trez
Colonel, USA, Retired
Director of The Citadel Staff