

# **The University of Scranton**

## **Student-Athlete Sexual Or Other Violence Annual Attestation Policy**

Executive Sponsor:

University determines, after due diligence review of the required forms, that a student-athlete has engaged in serious misconduct, the student-athlete could lose the eligibility to participate in activities related to intercollegiate athletics.

D. If the University determines, after due diligence review of the required forms, that a student-athlete has unresolved *sexual or violence misconduct matters*, the student-athlete could lose the eligibility to participate in activities related to intercollegiate athletics.

E. Decisions on whether to remove student from participating in intercollegiate activities will be made by a committee comprised of the Deputy Title IX Coordinator, Director of Student Conduct, and the Executive Director of Athletics or their designees.

F. The University shall establish an Athletics – Serious Misconduct Review Committee to review the Due Diligence Committee results and determine whether loss of eligibility to participate in activities related to intercollegiate athletics. The committee will be comprised of the Vice President for Student Life, the Athletics direct report, and the Title IX Coordinator. The determination of the appeal committee is final and not subject to further appeal.

G. A student-athlete's loss of eligibility to participate in activities related to intercollegiate athletics shall not affect the academic status or standing of a student at the University. However, the individual is still subject to applicable proceedings under the University policies and Student Code of Conduct implicated by the underlying facts that resulted in loss of eligibility to participate in activities related to intercollegiate athletics.

## **Definitions**

A.

## 2. Sexual Violence<sup>1</sup>

- E. Associate Athletic Director and other University officials as needed, will take reasonable steps to confirm, review, and verify whether student-athletes have been disciplined through a Title IX, sexual misconduct, or student conduct proceeding, or have a criminal conviction for serious misconduct and whether the student-athletes are subject to any incomplete or pending proceedings.
- F. Student-athletes must cooperate with the University's efforts to verify information related to serious misconduct, including but not limited to prompt completion of necessary consent forms and FERPA or other releases of information required by another institution or entity

- Reviewing all transfer-student Attestations for completion; and
- Ensuring that any transfer-student-athlete who has made a disclosure on the attestation form has also provided a signed FERPA release, if applicable. Transfer students must complete an Attestation prior to their participation in University athletics.

### **Due Diligence Review**

The Director of the Department of Athletics, in conjunction with the Director of Student Conduct and the Deputy Title IX Coordinator or designees, will take reasonable steps to confirm the circumstances of any serious misconduct disclosed in an Attestation. These reasonable steps may include contacting the prior institution and reviewing any records it provides, reviewing public records or other publicly available information, including, but not limited to court documents, social media, news reports or any other source that may possess information regarding the serious misconduct in question.

For transfer student-athletes, the Director of the Department of Athletics, in conjunction with the Director of Student Conduct and the Deputy Title IX Coordinator or designees, must also take

