



Item: AS: A-9

Tuesday, June 4, 2019

SUBJECT: REQUEST TO AMEND REGULATION 4.013, EXCEPTIONAL CIRCUMSTANCES WITHDRAWAL

PROPOSED BOARD ACTION

Approve amendments to FAU Regulation 4.013, Exceptional Circumstances Withdrawal.

BACKGROUND INFORMATION

The Division of Student Affairs seeks to amend FAU Regulation 4.013, Exceptional Circumstances Withdrawals (ECW). The ECW Regulation outlines the process and procedure for a student to request a withdrawal from the University, without adverse academic consequences, for exceptional circumstances including but not limited to incidents of physical or mental illness or injury, death of an immediate family member, military duty, incidents in which the student is the victim of a crime, or the student's service as a primary care-giver to an immediate family member. The proposed changes are summarized as follows:

1. Updates the titles of the staff members who serve on the ECW Committee, and clarifies that committee's role in providing recommendations to the Dean of Students on applications for ECW.
2. Removes, consistent with Board of Governors Regulation 6.013 and University Regulation 4.015, the requirement that military service be "involuntary" in order to qualify for ECW.
3. Updates the procedure for filing an application for ECW to account for the online submission process, and simplifies the list of documents required for physical or mental illness or injury.

IMPLEMENTATION PLAN/DATE

If approved by the Board, the regulation will be amended and effective June 4, 2019.

FISCAL IMPLICATIONS

N/A

Supporting Documentation: Text of proposed amended Regulation 4.013.
Presented by: David Kian, Vice President & General Counsel
Phone: 561-297-3007

Florida Atlantic University

Regulation 4.013 Exceptional Circumstances Withdrawals

(1) PURPOSE.

The purpose of this regulation is to outline the process and procedure for a student to request a withdrawal from the University for Exceptional Circumstances.

(2) The Exceptional Circumstances Withdrawal (ECW) Committee ~~(ECW)~~ is comprised of the following persons:

- (A) Associate Vice President (AVP) ~~/and~~ Dean of Students or designee (chairperson);
- ~~(B) Associate/Assistant Dean of Students~~ Director of Campus Life from partner campuses or designee.
- ~~(C)~~ (B) Representative from Student Health Services;
- ~~(D)~~ (C) Representative from Counseling Center ~~and~~ Psychological Services.
- ~~(E)~~ (D) Representative from ~~the Office for Students with Disabilities~~ Student Accessibility Services.
- ~~(F)~~ (E) Others campus administrators may be invited to participate at the invitation of the AVP ~~/and~~ Dean of Students.

(3) Meetings will be held weekly or as needed. A minimum of three (3) committee members must be present to hold a meeting or ~~recommend~~ take action. The ECW committee will meet to review and discuss ECW applications and recommend approval or denial action to the AVP/Dean of Students ~~and take action on petitions. The applicant/petitioner may appear at the meeting only by invitation of the ECW committee.~~

(3) ~~(4)~~ Process and Procedure for requesting an Exceptional Circumstances Withdrawal:

- (A) A student who finds it necessary to withdraw from the University for an exceptional circumstance after the official drop/add of courses without consequences deadline must request to do so in writing to the AVP ~~/and~~ Dean of Students ~~or Associate/Assistant Dean of Students on the partner campuses.~~
- (B) Acceptable Reasons for Exceptional Circumstances Withdrawals: include:
 - 1. Physical illness or ~~or~~ injury
 - ~~1.2.~~ ~~or~~ 2. ~~m~~ Mental illness;
 - ~~2.3.~~ 3. Death of an immediate family member.

- ~~3.4.C~~ Involuntary call to active military duty.
- ~~4.5.~~ Victim of a crime.
- ~~5.6.~~ Primary care-giver to immediate family member.
- ~~6.7.~~ Other reasons, on a case-by-per case basis.

- (C) An Exceptional Circumstances Withdrawal is for all classes during the current semester, not for any individual course(s).
- (D) The application for Exceptional Circumstances Withdrawal must be filed with all documentation attached within the semester for which the withdrawal is requested. Complete aApplications received after the semester ends, but within six (6) months of the occurrence of one of the events listed under paragraph (4)(B) herein may be considered at the AVP/~~and~~ Dean of Students' sole discretion if the ~~stude~~student's documents demonstrate that it was not possible ~~for the student to~~ file in a timely manner for reasons outside of the ~~stude~~student's control.
- (E) All documentation must be in English or translated into English, and the translator's signature must be notarized. The translator must be someone other than the student or a relative of the student.
- (F) If the request for Exceptional Circumstances Withdrawal is granted, the student's transcript will reflect ~~will receive~~ a "WM" ~~on his/her~~ transcript for all courses attempted during that semester, which indicates that the student withdrew from all of ~~his/her~~ their classes because of ~~e~~Exceptional ~~C~~Circumstances. ~~—~~"WM" notations do not affect the student's grade point average.
- (G) An Exceptional Circumstances Withdrawal that is granted may include a refund of applicable tuition but will not include a refund of fees. Students ~~on~~ receiving ~~f~~Financial aAid are encouraged to speak with a representative from the Office of Student Financial Aid. Students residing on campus are encouraged to speak with a University Housing representative regarding their housing. Students with a meal plan are encouraged to speak with a Business Services representative.

(5) PROCEDURE

- (A) Complete and submit the online Exceptional Circumstances Withdrawal Form.
~~Complete and sign Release of Medical Information Form, if applicable.~~
- (B) Submit a brief narrative explaining and justifying the reason for the request.
- (C) Submit supporting documentation as outlined in Section (6), if applicable.

(D) Submit all forms and documentation online to the AVP/Dean of Students Office two weeks prior to the first day of final exams.

(E) The student will be notified of the decision via their FAU email address.

~~(4)(6)~~ Documentation Guidelines pertaining to Reasons for Exceptional Circumstances Withdrawal Applications:

(A) Physical Illness or Injury Withdrawals:

1. Medical Certification Form including all required information.

a. Must clearly state the presence of a physical illness or injury, which is diagnosed and documented by an appropriately licensed medical professional.

2. Release of Medical Information Form.

3. ~~Any~~ supplemental documentation must be on the official letterhead of the treating licensed health care provider and dated.

~~1.~~

~~2. Documentation must explain or detail:~~

~~a. Diagnosis of the condition.~~

~~b. Reason the condition prevents successful completion of all course work.~~

~~c. Dates of treatment.~~

~~d. Prognosis.~~

~~e. Date the student will be able to assume full academic responsibilities.~~

(B) Mental Illness Withdrawals:

1. Medical Certification Form including all required information.

a. Must clearly state presence of a mental disorder classifiable under the current American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders (DSM) or International Statistical Classification of Diseases and Related Health Problems (ICD). Such disorder must be diagnosed and documented by an appropriately licensed mental health professional. Stress and mild clinical depression are examples of conditions that do not qualify for Exceptional Circumstances Withdrawal.

2. Release of Medical Information Form.

3. Any supplemental documentation must be on the official letterhead of the treating licensed health care provider and dated.

~~1. Documentation must be on the official letterhead of the treating licensed mental health care provider and dated.~~

~~2. Documentation must explain or detail:~~

- ~~a. Presence of a mental disorder classifiable under the current American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders, such disorder must be diagnosed and documented by an appropriately licensed mental health professional. Stress and mild clinical depression are examples of conditions that do not qualify for Exceptional Circumstances Withdrawal.~~
- ~~b. Reason(s) the condition prevents successful completion of all course work.~~
- ~~c. Dates of treatment.~~
- ~~d. Prognosis.~~
- ~~e. Date the student will be able to assume full academic responsibilities.~~

(C) ~~Death of an Immediate Family Member:~~

- 1. For the purposes of this Regulation, an Immediate Family Member is defined ~~as:~~ as the Parent, Spouse, Child, Sibling or Grandparent of the applicant student.
- 2. Request must be accompanied by a death certificate or legal death notice /obituary, and proof verification of relationship of deceased to the student.

(D) ~~Involuntary~~ Call to Active Military Duty.

- 1. ~~C~~Provide copy of Military Orders.

(E) Victim of a Crime

- 1. Letter from Victim Advocate and/or Police Report.
- 2. The reason(s) the crime prevents the student's successful completion of all coursework.

(F) Primary Caregiver to Immediate Family Member.

- 1. Letter from mMedical pProvider detailing the student's role in the care of the iImmediate fFamily mMember.
- 2. The reason(s) the family member's condition prevents the student's successful completion of all course work.

(G) Other Reasons:

- 1. Official appropriate documentation to substantiate and/or verify the request.

~~(S) — PROCEDURE:~~

~~(A) — Complete and submit online sign Exceptional Circumstances Withdrawal Form.~~

~~(B) — Complete and sign Release of Medical Information Form, if applicable.~~

~~(C) — Submit and attach brief narrative personal letter explaining and justifying the reason for the request.~~

~~(D) — Submit and attach supporting documentation, if applicable.~~

~~(E) — SubmitReturn all forms and documentation online to the AVP/Dean of Students Office two weeks prior to final exams.~~

~~(F) — The student will be notified of the decision via their FAU email addressin writing by mail.~~

~~(6)~~(7) Students who are denied Exceptional Circumstances Withdrawal may appeal the decision in writing to the ~~Senior~~ Vice President for Student Affairs, postmarked or received within ten (10) academic days of ~~the~~ emailing of ~~the~~ ECW decision letter. The ~~Senior~~ Vice President for Student Affairs may, within a reasonable timeframe, ~~approve, modify, uphold or reverse or reject~~ the original decision. The ~~decision of the Senior~~ Vice President for Student Affairs' ~~decision is~~will be considered final agency action.

~~(7)~~(8) Submitted documents shall remain in the AVP/~~and~~ Dean of Students Office, ensuring confidentiality in accordance to Family Educational Rights and Privacy Act (FERPA) Guidelines.

~~(8)~~(9) When an Exceptional Circumstances Withdrawal is granted due to physical illness or injury, or mental illness, a Student Affairs registration hold ~~shall~~may be placed on the student's record and the student may be prohibited from enrolling for ~~the~~ subsequent semesters following the ~~E~~exceptional ~~C~~ircumstances ~~W~~ithdrawal. In order for the Student Affairs hold to be lifted, the student must submit ~~documentation from a~~ Re-enrollment Questionnaire completed by his or her~~their~~ treating licensed health ~~care~~ professional confirming that the student is medically and/or psychologically fit to return to school. The documentation will be reviewed by the ECW committee, which will make a recommendation to the AVP/~~and~~ Dean of Students or designee, as to whether to continue the student's prohibition of enrollment, reinstate the student with conditions, or reinstate the student with no conditions.

~~(9)~~(10) Nothing herein shall reduce the commitment of the University to accommodate the needs of students with disabilities who are able to participate in University functions without hazard to themselves or to others.

Specific Authority: Article IX of the Florida Constitution, Florida Board of Governors Resolution dated January 7, 2003, Florida Statutes 1001.74, 1004.07. History—New 528-08, Amended 7-22-09; 6-4-19.