

# The Drake University Law School Code of Student Conduct

Rev. 2/14/22

## A. Preamble

As future members of the legal profession, students of Drake University Law School are expected to maintain the high ethical standards of the profession. Accordingly, it is expected that each student will scrupulously regard the rights of others and will observe high ethical standards of both personal and professional conduct. Law students are expected to maintain the integrity of those studying to enter the legal profession and to avoid even the appearance of impropriety. Each student is admitted to Drake University Law School on the condition that their conduct meets the standards established by the law school. If, in the opinion of the Faculty, Administration, Staff or the Student Body, the conduct of a student fails to meet these standards, they may be subjected to discipline proceedings in accordance with this Code.

## B. Misconduct

Offenses listed in this section are liability offenses, unless otherwise specified. A student shall not engage in unprofessional conduct, including but not limited to:

1. Making a material misrepresentation or omission to a member of the faculty or administration or to law school employees respecting law school admission, financial aid, academic conduct. Law students are expected to maintain the integrity of those studying to enter the legal profession and to avoid even the appearance of impropriety.

5. affect academic credit, except as permitted by the instructor.
6. Forging, altering, or using school documents, records, or identification cards with the intent to defraud.
7. Cheating or other similar dishonesty in connection with any law school activity, including pursuit of employment.
8. Intentionally disrupting the classroom.
9. Violating any examination procedure which relates to the integrity of the examination process or engaging in impermissible conduct during exams, including but not limited to,
  - (a) intentional or reckless conduct of any kind that breaches the anonymity of examination grading;
  - (b) knowingly retaining notes taken during an examination, or retaining or making a copy of the examination, except as expressly authorized in the instructions to the examination, by the instructor, or by a person administering the examination;
  - (c) discussing the contents of an examination with a student who is scheduled to but has not yet taken the examination;
  - (d) possessing or consulting, during an examination, books, papers, notes, or data of any kind, except as authorized by the instructor;
  - (e) securing, giving, or exchanging any unauthorized information about the contents of or answers to an examination in advance of or during the examination, including the viewing of the examination paper of another student while taking the examination;
  - (f) talking in any room during an examination, except as authorized by the instructor or other individuals administering the examination or except for other justifiable reasons;
  - (g) reading examination questions or writing answers to any examination except during the authorized time for taking the examination or except as authorized by the instructor;
  - (h) taking an examination outside the room(s) authorized for that purpose;
  - (i) taking an examination for another by another;
  - (j) invading the administrative security maintained for the preparation and storage of examinations, unless such invasion was unintentional and the Associate Dean or Registrar is promptly notified;
  - (k) voluntarily creating a distraction during an examination after having been asked to stop by those administering the examination; or
  - (l) otherwise obstructing the administration of any examination.
10. Committing theft at the law school or at any other site.









preclude a student from sitting for an examination for any class for failure to adhere to by this Code or that the student is acquitted of any alleged violation.

(c) Reporting Conduct

Nothing in this Code shall affect the responsibility of any member of the law school community to report misconduct to the character and fitness committees of any bar association or to any other proper authority.

(d) Offenses Involving Student Organizations

Nothing in this Code shall prevent any organization from enforcing standards and rules established for the purpose of evaluation shall this Code limit internal organizational disciplinary procedures, notwithstanding

3. Time Periods

The calculation of time periods shall not include law school holidays or the day on which the time period begins to run, unless otherwise specified. The calculation shall include weekends; however, if the end of the period is on the weekend, the time shall be extended to the next business day. A period of time fixed by this Code for the doing of an act shall be shortened on the written application of the accused student.

4. Definitions

- 1) well as visitors to the Drake campus.
- 2)
- 3) States territory.

c) The three student members shall be elected by the Student Body for one-year



- b) Upon the filing of a complaint, and after a determination that there is a potential violation of the Code, the Associate Dean must promptly notify the student accused of misconduct of the nature of the complaint, the investigatory process, and the overall disciplinary process.
  
- c) The Associate Dean must investigate the factual basis of the complaint to the extent necessary to make an informed determination as to whether the student committed the misconduct charged. Such an investigation must include interviewing the charged student about the alleged misconduct or providing the charged student with a reasonable opportunity to submit to such an interview. Such an interview must occur at a reasonable time before further action is taken,

will implement the resolution, or request an amendment from the Honor Board, if the resolution is not feasible.

- d) If the charged student disputes the evidence contained in the summary of factual findings compiled by the Associate Dean and desires to present additional contrary evidence, the charged student may submit a petition in writing to the Honor Board requesting that the charged student be permitted to present such evidence during the meeting at which the Honor Board will vote on the findings of fact and determine a resolution.
    - i. If the Honor Board reasonably believes that good cause exists to permit the charged student to present additional contrary evidence due to the presence of a legitimate issue of fact, the Honor Board may permit the charged student to present such evidence by majority vote.
    - ii. If the Honor Board believes that good cause is not present, the Honor
    - iii. Such additional contrary evidence may include the presentation of witnesses, physical evidence, documents, or any other exhibit which might reasonably inform the judgment of the Honor Board as to the issue of fact in dispute.
    - iv. If the Honor Board grants th  
Dean will also be permitted to introduce additional evidence on the issue  
additional contrary evidence.
4. Review of Summary of Factual Findings
- a) Upon receipt of a summary of factual findings concerning an incident of potential student misconduct, the Chair of the Honor Board shall set a meeting of the



vote. All other faculty members, including those who served on the Honor Board or who were witnesses in the matter, are entitled to participate in the discussion and vote on the appeal.

- b) Any final determination of the Honor Board may subsequently be vacated upon the submission of new, credible, material evidence to the Associate Dean, which raises a substantial likelihood that the convicted student did not commit the misconduct that the student was charged with committing.
  - i. If such evidence comes to the attention of the Associate Dean, the Associate Dean must promptly notify the convicted student in writing and promptly request that the Honor Board vacate or modify the resolution as appropriate in light of such evidence.

#### G. Statistical Reporting of Misconduct and Code of Conduct Resolutions

1. At the completion of each academic year, the Associate Dean shall publish a statistical report that anonymously discloses the number, nature, and resolution of any complaints under this Code, handled by the D