

**FLORIDA ATLANTIC UNIVERSITY
NOTICE OF PROPOSED REGULATION AMENDMENT**

Date: September 30, 2011

REGULATION TITLE AND NUMBER: University Housing (4.005).

SUMMARY: The Division of Student Affairs seeks to amend FAU Regulation 4.005, University Housing. This revision is being initiated to further clarify that Regulation 4.007, Student Code of Conduct governs student disciplinary actions within Housing. This regulation reaffirms that all housing residents are required to execute an agreement for on-campus housing.

FULL TEXT OF THE AMENDED REGULATION: The full text of the proposed amended regulation is attached below to this Notice. The full text of the existing regulation is posted on FAU's website at www.fau.edu/regulations. In addition, the full text of the proposed amended regulation and current regulation are available upon request to the Office of the General Counsel, which can be contacted at (561) 297-3007 or GeneralCounsel@fau.edu.

AUTHORITY TO AMEND THE REGULATION: Article IX of the Florida Constitution and the Board of Governors Regulation Development Procedure dated July 21, 2005.

UNIVERSITY OFFICIAL INITIATING THE REGULATION AMENDMENT: Dr. Charles Brown, Senior Vice President of Student Affairs

COMMENTS CONCERNING THE PROPOSED REGULATION AMENDMENT SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. In response, the University may solicit additional written comments, schedule a public hearing, withdraw or modify the proposed regulation amendment in whole or in part after notice, or proceed with adopting the regulation amendment. The comments must identify the regulation(s) on which you are commenting:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED REGULATION AMENDMENT IS: Myrlande Dessalines, Paralegal, Office of the General Counsel, 777 Glades Road, Boca Raton, Florida, 33431, (561) 297-3007 (phone), (561) 297-2787 (fax), GeneralCounsel@fau.edu.

PROPOSED

Florida Atlantic University

Regulation -4.005

~~-Residence Halls~~University Housing

_____(1) The opportunity to ~~enter into a residence halls agreement~~reside in University housing is a privilege, not a right. If there is evidence of abuse ~~by a resident~~ of this privilege ~~by violating~~, ~~in cases where the housing resident violates Florida Atlantic University (FAU) or Florida Board of Governors rules, residence halls regulations, or policies, or housing guidelines and regulations~~ or terms of an executed housing agreement ~~for residency~~, FAU reserves the right to take disciplinary action ~~as set forth in the manner described~~ under Regulation 4.007, ~~which Student Code of Conduct. Such disciplinary action~~ may include, among other sanctions, a change of ~~residence hall~~housing assignment, cancellation or modification of the ~~residence hall~~housing agreement, eviction from University housing and/or refusal to enter into further ~~residence hall~~housing agreements. ~~Prior to imposing such sanctions, the resident will be given notice and an opportunity to be heard in conference with the Director of Housing or his designee. Appeals from residence halls disciplinary decisions may be made to the Vice President for Student Affairs.~~

_____(2) Internal guidelines for ~~residence halls living~~housing are published and available to residents through the housing office. Each resident is required to execute an agreement for ~~residency~~housing which may further ~~prescribe~~contain conditions for residency.

Specific Authority ~~240.227(1); Article IX of the Florida Constitution, 1001.706, F.S., Board of Governors Regulation 1) FS. Law Implemented 240.261, 240.227(1), 243.04(5) FS. .001. History—New 10-1-75, Amended 5-24-76, 11-22-78, 5-3-82, Formerly 6C5-4.05, -Amended 11-11-87. -Formerly 6C5-4.005.~~

Amended 11- -11.