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October 20, 2008

CHANCELLORS

Dear Colleagues:

Enclosed are three revisions to sections of the *Policies Applying to Campus Activities, Organizations and Students*.

- *Policy on the On-Campus Marketing of Credit Cards to Students*
- *Policy on Student Conduct and Discipline* relating to copyright infringement (including unauthorized file-sharing) by students.
- *Nondiscrimination Policy Statement for University of California Publications Regarding Student Related Matters*

The assessment, review and revision process was coordinated by Student Affairs and included broad consultation with the campuses, including the Council of Vice Chancellors for Student Affairs, the Council of Assistant/Associate Vice Chancellors for Student Life (Deans of Students), other campus administrative units, student governments, and the faculty leadership. In addition, development of the proposed revisions was coordinated with Alumni Affairs, Information Resources and Communications, the Office of the General Counsel, and the Universitywide Policy Office, all of which reviewed and approved the enclosed drafts.

On-Campus Marketing of Credit Cards to Students

State Bill AB 262 (Coto), the College Student Credit Protection Act, was chaptered into law in 2007. The Act requested that the University make three specific amendments to the Policy on On-Campus Marketing of Credit Cards to Students. All three of the requested amendments are consistent with the intent of the original policy. The policy is amended to:

- 1) prohibit banks, while engaging in on-campus marketing activities, from offering gifts to students for completing credit card applications materials;
- 2) require campuses annually to disclose all exclusive arrangements, excluding proprietary information, with banks or other commercial entities that engage in the on-campus marketing of credit cards to students through tabling activities; and

- 3) require that as of the revision issuance date, banks (or any other commercial entity that provides banking or other financial services to the campus community) comply with the revised UC policy (current contractual arrangements would not be impacted).

Policy on Student Conduct and Discipline – Grounds for Discipline: Copyright Infringement

The amendments do not constitute a change to existing University policy. Rather, they are to provide further clarification for students, within the context of the Policy on Student Conduct and Discipline, of the relevant provisions of the existing UC Electronic Communications Policy (ECP) and the UC Guidelines for Compliance with the Online Service Provider Provisions of the Digital Millennium Copyright Act (UC Guidelines). Specifically, the revisions:

- 1) clarify that the “abuse of University computers and other University electronic resources” already identified in the Policy on Student Conduct and Discipline as “grounds for discipline” specifically includes copyright infringement (for example, the unauthorized file-sharing of copyrighted materials); and
- 2) add an electronic link to additional information about the University and the Digital Millennium Copyright Act to help students become better informed about the acceptable use of the University’s electronic resources.

Nondiscrimination Policy Statement for University of California Publications Regarding Student-Related Matters

The University recently revised the nondiscrimination and affirmative action policies regarding Academic and Staff Employment. Human Resources and Academic Advancement jointly circulated proposed revisions to the UC nondiscrimination and affirmative action policies for systemwide review. Based on comments received during and after the review, Human Resources made additional changes to the proposal that was issued effective July 1, 2008.

The nondiscrimination policy statement for University of California publications regarding student-related matters must be updated to be in concurrence with the aforementioned policies. The proposed revisions pertaining to *nondiscrimination* would:

- 1) expand the “covered veterans” protected category to include all veterans with “service in the uniformed services.”

This change is needed for consistency between University policy and the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA). USERRA prohibits discrimination against persons because of their service in the Armed Forces Reserve, the National Guard, or other uniformed services.

Printed copies of the revised *Policies* are enclosed for your convenience, but the *Policies* as they appear online should always be considered by campuses as the official record.

The revised *Policies* may be accessed online at:

On-Campus Marketing of Credit Cards to Students:

<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/ucappd.html>.


Student Conduct and Discipline:

<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/uc100.html>.

Nondiscrimination Policy Statement:

<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/ucappc.html>.

Sincerely,

A handwritten signature in black ink, appearing to be 'M. Yudof', written in a cursive style.

Mark G. Yudof
President

Enclosures

cc: Members, President's Cabinet
Principal Officers of The Regents
Academic Council Chair Croughan
Vice President Sakaki
Universitywide Policy Office