

VIRGINIA MILITARY INSTITUTE
Lexington, Virginia

GENERAL ORDER)
NUMBER 17)

23 September 2021

academic department head, but only under the most unusual of circumstances. The Dean approves/disapproves and notifies the Superintendent prior to final action.

4. Disciplinary Suspensions:

- a) The Commandant sends it to the Superintendent. _____ on is included in the packet.
- b) If the cadet has not been afforded a cadet government hearing in accordance with the procedures in the White Book, the cadet will be given an opportunity to present his defense before a hearing officer pursuant to the hearing procedures in Section 6 below. Within three (3) _____ the Superintendent shall notify the cadet of his opportunity for a hearing before a hearing officer and shall provide _____. The cadet shall have three (3) business days from such notification to inform the Executive Assistant to the Superintendent of _____ recommendation.
- c) If the cadet chooses not to contest the recommended suspension, the cadet shall sign a _____ right to a hearing. The Superintendent will then provide the cadet an opportunity to be heard _____
- d) If suspended, the Executive Assistant to the Superintendent prepares letters to the cadet and parents with a memorandum noting restrictions incident to suspension. Note: a suspension is a two-semester absence _____ current semester plus one regular semester. If semester final exams are taken, then suspension is for the following two semesters. Summer school does not _____ count a semester. _____ with the notation: **Suspended for Disciplinary Reasons as approved by the VMI Superintendent.**
- e) A cadet must reapply to the Readmission Committee in the designated timeframe noted in the _____ recommends approval/disapproval of the request if the cadet meets all established readmission criteria and the readmission is _____. All recommendation packages are sent to the Superintendent for final decision.
- f) Stipulations for return from an alcohol-related suspension are detailed in Appendix I.
- g) Resignation to Avoid Suspension: In the case of a cadet who resigns from VMI to avoid a possible disciplinary suspension, _____ transcript will indicate a status of resigned pending disciplinary suspension with the notation: **Withdrew prior to suspension for Disciplinary Reasons as approved by the VMI Superintendent.** If that cadet applies for readmission to VMI and is _____ the Corps. This stipulation should be noted to the cadet by the Miller Academic Center upon receiving the application for readmission.
- h) At the time of notification of the pending suspension offense, the Executive Assistant to the Superintendent also will notify the cadet of the conditions faced if the cadet resigns prior to adjudication.
- i) Cadets who are serving disciplinary suspensions may not attend VMI summer school. Exception to this policy is rare and made only by the Superintendent for extremely unusual circumstances. Cadets seeking an exception to the summer attendance policy must first apply and be approved for readmission for the fall semester prior to being considered for summer session attendance. Upon application for readmission for the fall semester, the cadet must also include a formal letter of appeal to the Superintendent (through the Readmission Committee), _____

which requests consideration for summer attendance, and the reason for the exception. The Superintendent will make the final decision based on the letter of appeal and Readmission in the fall. Application for readmission and summer attendance should be filed with the Miller Academic Center no later than 1 March in order to receive a timely review and decision for summer and fall attendance.

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VMI Superintendent. In those cases, the Commandant will notify the cadet of the alleged offense(s) and that the matter is being referred to the Superintendent. The cadet will have a specified, reasonable time allowed to respond in writing or, at his or her election, in person before the Superintendent. Travel costs to and from a meeting with the Superintendent in these cases are borne by the cadet.

9. Medical Dismissals: All cadets must be medically cleared in order to safely participate in the rigorous environment at VMI. In rendering these medical clearances, medical staff must rely upon medical history and other medical information provided by applicants. The VMI medical staff requests the necessary information in medical documents that the new cadets must complete and submit before matriculation. Appointment to VMI is not final until such time as a cadet is medically cleared. Applicants are informed in the medical clearance documents that failure to report complete and accurate information is a basis for dismissal from VMI. If it is discovered following matriculation that false, misleading, or inaccurate information was submitted in these medical documents, that cadet is subject to dismissal.
 - a) If it appears the cadet did not intentionally submit false or inaccurate information during the medical review process, the Institute Physician will determine whether the cadet can safely and successfully complete all required program elements at VMI. If the cadet cannot do so, and would not have been medically cleared if the medical condition or issue had been made known, the cadet may be dismissed from VMI under the following procedures. First, the Institute Physician will prepare a report to include the medical forms and case summaries, notifying the cadet of the reasons for dismissal. The Institute Physician will provide the cadet with this information and allow the cadet a reasonable opportunity to respond orally, in writing, or both. If an oral presentation is made, the appropriate official will summarize it in writing. Based upon those presentations, the Institute Physician may either terminate the action if satisfied or recommend dismissal to the Superintendent. If a recommendation to dismiss is made, the Institute Physician shall forward the recommendation, response, and other relevant documents to the Superintendent. The cadet will be notified of the recommendation and given a reasonable opportunity to respond in writing, orally, or both to the Superintendent during the next appearance. Decisions of the Superintendent are final.
 - b) If it appears that the cadet intentionally provided incomplete, false, or misleading medical information, the Institute Physician will follow these procedures. First, the Institute Physician will inform the cadet in question in writing of his finding and give the cadet a reasonable

furlough, to include medical leave or furlough, when medical information is discovered that indicates incomplete, false, or misleading medical information was provided before matriculation. If this information indicates that the medical entry clearance would not have been granted had this information been known, the cadet is subject to being medically dismissed. The Chief of Staff may initiate this action by notification letter to the cadet providing the cadet the opportunity to respond orally or in writing, or to make a personal appearance, if desired, before the Superintendent before a final decision. Decisions of the Superintendent are final. Similar to paragraph 6, above, such dismissals are administrative and not disciplinary in nature. Cadet transcripts will not be annotated

FOR THE SUPERINTENDENT:

John M. Young
Lieutenant Colonel, Virginia Militia
Chief of Staff

DIST: E, Cadets

OPR: Chief of Staff

Appendix I
VIRGINIA MILITARY INSTITUTE
Lexington, Virginia

MEMORANDUM FOR CORPS OF CADETS

SUBJECT: Stipulation for Return from Alcohol-Related Penalty

1. The penalty for an alcohol-related offense resulting in a cadet suspension or dismissal includes special conditions of return.
2. Alcohol abuse is a significant problem, which requires action that looks beyond the offense itself and addresses the potentially greater problem of an uncontrollable pattern of alcohol abuse.
3. All cadets suspended or dismissed for violation of VMI alcohol regulations must provide the following to the Readmission Committee by the deadline for readmission in the case of a suspension, or upon petition to the Readmission Committee for reinstatement after at least one year from the date of dismissal:
 - a. Signed releases of information permitting VMI's Counselors to exchange assessment and treatment information with:
 - i. Any and all substance abuse/mental health care providers,
 - ii. The Superintendent and/or his deputies.
 - b. Full written documentation of a substance abuse assessment, including a urine drug screen, from a certified substance abuse counselor (or other licensed mental health provider **approved by a VMI Counselor**). The documentation must clearly indicate if the cadet met the criteria for substance abuse or dependence. If the criteria for either was met, the following must also be provided:
 - i. Full written documentation of compliance with and completion of treatment by a certified substance abuse counselor (or other licensed mental health professional approved by a VMI Counselor),
 - ii. Clear recommendations for any aftercare that may be indicated (e.g. participation in Alcoholics Anonymous),
 - iii. Evidence of involvement in an ongoing recovery program, if recommended.

FOR THE SUPERINTENDENT:

John M. Young
Lieutenant Colonel, Virginia Militia
Chief of Staff

cc: Commandant
Cadet Counseling
Parents

Appendix II
VIRGINIA MILITARY INSTITUTE
Lexington, Virginia

MEMORANDUM FOR CORPS OF CADETS

SUBJECT: Stipulation for Return for Drug-Related Dismissal

- 1) The penalty for a drug-related offense is Dismissal.
- 2) General Order #17, Paragraph 5(h) states:

A cadet may petition the Superintendent for readmission after a minimum one-year absence. The Readmissions Committee will take into consideration the cadet's academic, discipline, and medical records and make a recommendation to the Executive Committee (composed of the Dean of Faculty; Deputy Superintendent for Finance, Administration, and Support; and Commandant of Cadets). The Executive Committee will then submit their recommendations to the Superintendent for final action.

- 3) After dismissal, any cadet considering a petition for readmission must comply with the following conditions:
 - a. Contact the VMI Cadet Counseling Office and have a drug rehabilitation program approved by a VMI Counselor of that office. This will require:
 - i. Arranging for a complete substance abuse assessment, including a urine drug screen, with a certified substance abuse counselor (or licensed mental health professional approved by a VMI Counselor),
 - ii. Providing signed releases of information permitting VMI's Counselors to exchange assessment and treatment information with all treatment providers prior to initial appointment and substance abuse assessment, and at any time throughout treatment.
 - b. Contact the Executive Assistant to the Superintendent and have a community service program (minimum 175 hours) approved.
 - c. Upon completion of your approved drug rehabilitation program you must:
 - i. Submit to **two** random drug urinalysis tests conducted through that

Director of the Center for Cadet Counseling & Office of Disabilities Services and the Commandant of Cadets.
 - ii. Submit written documentation of your treatment including evidence of full treatment compliance and completion as well as any and all recommendations for your sustained recovery (e.g. ongoing counseling or participation in Narcotics Anonymous).
 - iii. Evidence of involvement in an ongoing recovery program during your absence from VMI, if recommended.

- 4) The Readmissions Committee will make a recommendation to a three-member panel composed of both Deputy Superintendents (Chaired by the Deputy Superintendent for Academics and Dean of the Faculty) and the Commandant of Cadets. The three-member panel will then make a recommendation to the Superintendent. In addition to the information contained in the readmission packet, the readmission committee, the three member panel, and the Superintendent also will