

Chapter 6 Administrative Hearing Outcomes Decisional Conduct Violation Matrix

Violation	Sanction	Eligible for Hearing?
Possession of an electronic device <u>in the exam room or accessing an electronic device in personal belongings in the secure exam area</u> (i.e., cell phones, digital clocks, digital watches, activity trackers/fitbits, etc.)	Receive score of zero for the session <u>during for</u> which the Chapter 6 Notice was issued.	No, Indisputable
Possession of notes, or study aids <u>in the exam room or accessing an electronic device in personal belongings in the secure exam area</u>	Receive score of zero for the session <u>during for</u> which the Chapter 6 Notice was issued.	No, Indisputable
<u>Altering answer files after time has been called</u>	<u>Receive score of zero for the session for which the Chapter 6 Notice was issued.</u>	<u>No, Indisputable</u>
Accessing any items (other than electronic devices or notes) in personal belongings in secure exam area	<p>First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will <u>Receive a warning for the session for which the Chapter 6 Notice was issued and</u> alert them to follow rules for any future examinations. If repeated, a more serious sanction will be imposed.</p> <p>Repeat Offense: (same administration or future administrations): Receive a warning for the session for which the Chapter 6 Notice was issued For repeat offender, accessing other items: Applicant will Receive a 10-point deduction from the "total-written scaled score" if the violation occurred during the written portion of the exam. If violation occurred during an MBE session, applicant will receive a 10-point deduction from the or the "total-MBE scaled score" for which the Chapter 6 Notice was issued.</p>	<p><u>Yes</u></p> <p>If accessing electronic device or notes: Not eligible for hearing</p> <p>If accessing any other item: Eligible for Hearing</p>
Typing or writing before the start of the exam or <u>immediately</u> after time is called	<p>First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will <u>Receive a warning for the session for which the Chapter 6 Notice was issued and</u> alerting them to follow rules for any future examinations. If repeated, a more serious sanction will be imposed.</p> <p>If applicant was <u>repeatedly</u> instructed more than once to stop typing or writing, applicant will be issued a Chapter 6 Notice of Violation and will be sanctioned with <u>receive a score of zero for the session.</u></p> <p>Repeat Offense: (applicant repeats the violation during a future administration)(same administration or future administrations): Applicant will be sanctioned with <u>Receive a score of zero for that the session for which the Chapter 6 Notice was issued.</u></p>	<p><u>Yes</u></p>

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<p>Bringing an unauthorized item into the exam room (except for electronic device, notes or study aids)</p> <p>Petitioning for religious headwear at the test center, after the deadline.</p>	<p>First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will Receive a warning for the session for which the Chapter 6 Notice was issued and alerting them to follow rules for any future examinations and if repeated, a more serious sanction will be imposed.</p> <p>Repeat Offense: (same administration or future administrations) Future violations will result in <u>Receive</u> a 10-point deduction from the "total-written scaled score" if the violation was during the written portion of the exam. If the violation occurred during an MBE session, this violation will result in a 10-point deduction from <u>or</u> the "total-MBE scaled score" for which the Chapter 6 Notice was issued.</p>	<p>Yes</p>
<p>Exam Answer Submittal Violation <u>Submitting exam</u> <u>answers in violation of rules</u>, including writing exams in pencil, highlighting answers, writing in ink other than blue or black, submitting answers on paper other than designated answer booklets/lined sheets, etc.</p>	<p>First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will Receive a warning for the session for which the Chapter 6 Notice was issued and alerting them to follow rules for any future examinations. If repeated, a more serious sanction will be imposed.</p> <p>Repeat Offense: (same administration or future administrations) Applicant will Receive a 10-point deduction from the "total written scaled score" if the violation occurred during the written portion of the exam. If violation occurred during an MBE session, applicant will receive a 10-point deduction from the <u>or</u> the "total- MBE scaled score" <u>for which the Chapter 6 Notice was issued.</u></p>	<p>Yes</p>
<p><u>Uploading</u> examination answer files after the upload deadline.</p>	<p>If answers are uploaded between the deadline and 2 weeks after the deadline, a sanction of a 10-point deduction from the "total written scaled score" will be imposed, unless good cause is established, as determined by the Director for Admissions or his/her designee.</p> <p>If more than 2 weeks past the deadline, a score of zero for each session for which answers are not uploaded.</p>	<p>No, Indisputable</p>
<p><u>Failing to make a</u> No good faith effort on exam</p>	<p>First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will Receive a warning for the session for which the Chapter 6 Notice was issued and alerting them to follow rules for any future examinations. If repeated, a more serious sanction will be imposed.</p> <p>Repeat Offense: (same administration or future administrations) <u>Receive</u> A a sanction of a zero will be imposed for each session during which there was no good faith effort demonstrated.</p>	<p>Yes</p>

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<u>Engaging in D</u> isruptive or abusive behavior at test center <u>that continues following admonitions to cease such behavior</u>	Staff will advise the applicant to calm down and to stop being disruptive. If the behavior continues, the applicant will be informed that Receive a Chapter 6 Notice will be issued if they do not immediately change their behavior. If applicant continues to be disruptive, sanctions may be imposed, including a score of zero for the session during for which the behavior occurs and ejection Chapter 6 Notice was issued and dismissal from the test center.	Yes
<u>Engaging in S</u> suspected cheating - observed at test center	Current policy is not to intervene while the exam is in session. Issue a Chapter 6 Notice of Violation and applicant will Receive a score of zero for the session for which the Chapter 6 Notice was issued. sanction. The incident will also be referred to moral character. Notice will be issued post-exam to avoid intervention while the exam is in session.	Yes
<u>Engaging in S</u> suspected cheating - discovered post-exam	Once the suspected cheating has been identified or discovered, a Applicant will be issued a Chapter 6 Notice by mail and and <u>receive a score of zero for the session for which the Chapter 6 Notice was issued. sanction.</u>	Yes
[For remote proctored exams only] Leaving the view of the webcam <u>camera(s)</u> outside of scheduled breaks	Receive score of zero for the session during which the Chapter 6 Notice was issued.	No, Indisputable
[For remote proctored exams only] Any a <u>Attempting in any way</u> to bypass or avoid the remote proctoring mechanisms and protocols, or to obtain or receive assistance on the exam	Receive score of zero for the session during which the Chapter 6 Notice was issued.	Yes
[For remote proctored exams only] <u>Having</u> 4 individuals (other than the applicant) coming into the exam room	Receive score of zero for the session during which the Chapter 6 Notice was issued.	Yes
[For remote proctored exams only] Having papers or books within view or reach of the applicant's desk in the exam room, including scratch paper	Receive score of zero for the session during which the Chapter 6 Notice was issued.	No, Indisputable
[For remote proctored exams only] Having food or beverages (<u>other than water in a clear bottle with no label or writing</u>), including but not limited to coffee and water, in the exam room	First-Time Offense: Issue a Chapter 6 Notice of Violation and applicant will <u>Receive a warning for the session for which the Chapter 6 Notice was issued and alerting them to follow rules for any future examinations. If repeated, a more serious sanction will be imposed.</u> Repeat Offense: (<u>same administration or future administrations</u>) Receive score of zero for the session during which the Chapter 6 Notice was issued. if they had food & beverage.	Yes

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[For remote proctored exams only] Having any radios, stereos or other devices/equipment that will makes audible sounds in the exam room	Receive score of zero for the session during which the Chapter 6 Notice was issued.	Yes
[For remote proctored exams only] Uploading examination monitor video files after the upload deadline.	<p>If exam videos are uploaded between the deadline and <u>within</u> 2 weeks after the deadline, a sanction of a 10-point deduction from the "total written scaled score" will be imposed, unless good cause is established, as determined by the Director for Admissions or his/her designee.</p> <p>If more than 2 weeks past the deadline, a score of zero for each session for which exam videos are not uploaded.</p>	No, Indisputable
[For remote proctored exams only] Disrupted video or audio during the examination due to not meeting the Minimum System Requirements.	Receive score of zero for the session during which the Chapter 6 Notice was issued.	No, Indisputable

*** Conduct resulting in any sanction may be reported to the State Bar's Moral Character Unit as a matter of course**