



*Southern Association of Colleges and Schools  
Commission on Colleges  
1866 Southern Lane  
Decatur, Georgia 30033-4097*

## **ETHICAL OBLIGATIONS OF EVALUATORS**

### **Policy Statement**

According to the SACSCOC *Principles of Accreditation*,

Self-regulation through accreditation embodies a philosophy that a free people can and ought to govern themselves through a representative, flexible, and responsive system. Decentralization of authority honors the rich diversity of educational institutions in our pluralistic society and serves to protect both institutional autonomy and the broader culture of academic freedom in our global society. The empowerment flowing from self-regulation promotes both innovation and accountability in achieving the goals of educating and training citizens in a representative democracy. Consistent with these overarching values, accreditation is best accomplished through a voluntary association of educational institutions. Both a process and a product, accreditation relies on integrity; thoughtful and principled professional judgment; rigorous application of requirements; and a context of trust. The process provides an assessment of an institution's effectiveness in the fulfillment of its self-defined mission; its compliance with the requirements of its accrediting association; and its continuing efforts to enhance the quality of student learning and its programs and services. Based on rigorous analysis and reasoned judgment, the process stimulates evaluation and improvement, while providing a means of continuing accountability to the institutions' stakeholders and to the public (p. 4).

Institutional integrity is essential to the purpose of higher education. Integrity functions as the basic covenant defining the relationship between the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) and its member and candidate institutions. The principle serves as the foundation of a relationship in which all parties agree to deal honestly and openly with their constituencies and with one another (p. 11).

A self-regulatory process, accreditation is based upon a peer review process that requires institutional representatives from all degree levels to review institutions and to make decisions about their accreditation status. In order to maintain the credibility of those decisions, not only must the Commission hold institutions accountable for integrity governing all aspects of their operations, but also must insure that evaluators and elected Commission Board of Trustee members responsible for making accreditation decisions maintain the highest level of integrity in all matters dealing with the decision-making process of the Commission and in matters dealing with their own institutions. Integrity of the process mandates at least the following ethical obligations and understandings.

#### ***Obligations to Other Evaluators, Board Members, and Commission Staff***

The process for the determination of an institution's compliance with accreditation standards requires professional judgment of peers; in this context, professional judgment demands informed review, thoughtful analysis, and reasoned decision making. The collective professional judgment of peers determines the final report of a committee, and for Commission Board members, determines the accreditation status of an institution. Evaluators and Trustees have an obligation to represent all decisions as those of the total committee or the Commission and not those of particular individuals or groups. When making this collective decision, it is paramount that evaluators provide for each other an environment that supports a candid exchange of ideas, an opportunity for all opinions to be considered, a respect for individual differences and honest dissent, and a commitment to hold in confidence all such exchanges.

Commission staff members provide information and advice as is appropriate when assisting evaluators and Board members in making decisions on the accreditation status of institutions. Particularly germane are historical information on similarly situated

institutions, and procedural and substantive advice on how the policies and accreditation standards have been interpreted and could be applied to an institution's case, including possible action and follow up. Their role is an active one, providing advice that may include opinions on institutional patterns, institutional progress, and suggested action.

Although the staff's role in the process does not supplant the peer review and decision-making process, evaluators and Commission Board members should take into account information and advice provided by staff in order to ensure strength and consistency in the process and to prevent decisions that could lead to effective legal action on the part of an institution. Evaluators and Trustees should support an environment that allows staff to provide relevant and candid advice and to carry out their responsibilities to the Commission and to their assigned institutions, including responsibility for informing an institution of Commission action and the rationale for such action.

### ***Ethical Obligations and Responsibilities Specific to Evaluators***

#### ***Confidentiality***

Evaluators, including lead QEP evaluators, must maintain complete confidentiality in all accreditation activities and decisions. Confidentiality applies to all documents, correspondence, and discussions relative to all phases of the review. Moreover, peer evaluators are expected to maintain confidentiality regarding input from the staff just as they do regarding all other discussions conducted in the review process.

As examples, *evaluators may not disclose to anyone the following:*

1. *information about an institutional case under review, including the analysis of institutional materials; committee discussions before and during the meeting; and the resource material constituting the case*
2. *information distributed by Commission staff and oral comments by staff*
3. *findings and recommendations of the committee*
4. *former decisions of the Committees on Compliance and Reports or of the Executive Council that may have been shared as part of the record for review*
5. *rationale for a committee recommendation pertaining to an institution*

Without a commitment to confidentiality by all evaluators and in all aspects of the review process, peer evaluators cannot freely execute their responsibility to conduct themselves with professional integrity in accreditation activities and decisions.

#### ***Conflict of Interest***

Commission policies provide appropriate safeguards against conflict of interest in arriving at accrediting decisions. Evaluators, including lead QEP evaluators, should not accept appointment to a review committee where conflict of interest, or the appearance of conflict of interest, exists. The Commission relies on the personal and professional integrity of individual committee members, expects them to be sensitive to potential conflicts of interest in the peer review process, and assumes they will act accordingly. If it is discovered that a conflict of interest situation may have significantly affected the evaluation of an institution by a visiting committee, the Chair of the SACSCOC Board of Trustees may ask that a further evaluation of the institution be initiated to determine the validity of the original findings of the visiting committee.

As examples, an evaluator would have a conflict of interest if he or she

1. is employed within a state where the parent campus of the institution is located;
2. has been a consultant at the institution within the last ten years;
3. has been an appointee of the institution within the last ten years (e.g., board member);
4. has been an employee of the institution;
5. has been a candidate for employment at the institution within the last ten years;
6. is a graduate of the institution;
7. has a close personal or familial relationship with persons at the institution or a strong bias regarding the institution;
8. is a stockholder or board member of the institution;
9. has any other relationship that could serve as an impediment to rendering an impartial, objective professional judgment regarding the accreditation of an institution; or

10. is a Board of Trustee member and has been invited to serve as chair or member of an evaluation committee scheduled to review the institution of another Board member.

Members of review committees must not give advice to or consult with the visited institution, in relation to any issues contained in the follow-up responses or monitoring reports submitted by the institution, until initial action has been taken by the Commission in connection with these issues. A committee member who violates this provision will not be used as an evaluator in the future. An institution is expected to respect the integrity of the accreditation process by not engaging any team member as a consultant, paid or unpaid, or as an employee for this period of time.

A committee member who is recruited or who intends to apply for a position at the visited institution before initial action is taken by the Commission should notify the President of SACSCOC in advance. A committee member who violates this notification provision will not be used as an evaluator in the future. An institution is expected to respect the integrity of the accreditation process by not engaging any team member as a consultant, paid or unpaid, or as an employee for this period of time. Any evidence of not following this provision of the policy would result in a referral to the Board of Trustees for consideration during the institution's scheduled review.

*Conflict of Interest and Undue Influence.* An evaluator is expected to contact Commission staff when an attempt is made to influence the evaluator's judgment or to influence an impending review. Examples of undue influence might include:

1. In advance of an off-site review, an evaluator is contacted by representatives of the institution to discuss the upcoming off-site evaluation;
2. A supervisor attempts to influence an evaluator reporting to the supervisor regarding an upcoming institutional review; and
3. In advance of an on-site review, an evaluator is contacted by representatives of the institution to discuss the upcoming on-site evaluation for reasons other than providing requested additional information or clarification.

### ***Obligations Regarding Publicly-Traded Institutions***

Institutions accredited by SACSCOC may be publicly traded corporations or may be owned by publicly traded corporations. The actions that SACSCOC may take concerning these institutions may affect the stock price of these corporations. This fact necessarily imposes certain obligations on SACSCOC Board Members, Staff, and Volunteers. A copy of this policy will be provided to all SACSCOC Board Members, Officers, Employees, and Volunteers upon their appointment, employment, or service.

#### ***Definitions***

Publicly Traded Institution. A Publicly Traded Institution is a corporation that is or that owns an educational institution which is a member of or candidate for accreditation by SACSCOC, the stock of which is traded on any public stock exchange.

Immediate Family. An individual's immediate family includes spouse, children, and parents.

Direct or Beneficial Ownership. Direct or beneficial ownership includes ownership in one's name individually, through a closely held corporation or family partnership, by an individual retirement account or similar retirement vehicle, or by a trust. An individual is not considered a direct or beneficial owner of stock if that individual owns mutual funds that may own stock in a publicly traded institution. An individual is not considered a direct or beneficial owner of stock if that individual's employer holds stock of a publicly traded institution in its endowment.

Persons Subject to this Policy. Persons subject to this policy are SACSCOC Board Members, Officers, Employees, Volunteers, and their Attorneys.

#### ***Obligations***

*Obligations concerning publicly traded institutions the stock of which is owned by individuals.* No person

who is subject to this policy may take any action or serve in any capacity concerning a publicly traded institution the stock of which the individual or the individual's immediate family owns directly or beneficially.

*Obligations concerning publicly traded institutions subject to action by SACSCOC.* No person who is subject to this policy may disclose to any person who is not subject to this policy any information concerning any action or proposed action by SACSCOC concerning a publicly traded institution except through a means that makes the disclosure available to the general public at the same time; provided however, that SACSCOC may disclose such action or proposed action to representatives of the publicly traded institution in advance of the public disclosure.

*Obligations of SACSCOC staff.* SACSCOC staff shall make available to persons subject to this policy at least annually a list of all publicly traded institutions.

### ***Participation Responsibilities of Peer Evaluators***

When accepting an appointment to serve, a peer evaluator agrees to the following responsibilities:

1. ***Meeting Attendance.*** All evaluators are expected to arrive and depart on the dates and at the times specified by committee chairs or Commission staff. They are expected to participate in all scheduled meetings and conference calls.
2. ***Assignments.*** All evaluators are expected to analyze an institution's compliance with specific accreditation standards, formulate recommendations or statements of committee findings, and write draft narrative that reflects the consensus of the committee. Fulfilling this responsibility requires completion of reading assignments, communication with other committee members and Commission staff, and professional conduct in executing the work of the Commission.

All committee members work under the leadership of the committee chair.

#### **Document History**

*Approved: Commission on Colleges, December 2005*  
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*Revised: SACSCOC Board of Trustees, June 2009*  
*Revised: Executive Council, March 2014*  
*Edited: June 2018*

## Procedures

### *Meetings of the SACSCOC Board of Trustees*

1. Members of the SACSCOC Board of Trustees and special readers will inform SACSCOC staff of any conflict of interest before engaging in a review of institutional materials.
2. During meetings of Committees on Compliance and Reports, committee members having a conflict of interest with the institution being considered will recuse themselves from any discussion or recommendation and excuse themselves from the meeting room during the time the institution is being reviewed.
3. Members of the Executive Council will disclose any conflict of interest and recuse themselves from any discussion or recommendation regarding the institution(s) with which they have a conflict. Recusals will be noted before any vote and entered into the minutes.
4. Members of the SACSCOC Board of Trustees will recuse themselves from any discussion or action on institutions with which they have a conflict of interest. Recusals will be noted before any vote and entered into the minutes.

### *Reaffirmation Committee Reviews*

1. Evaluators invited to serve on an Off-Site Reaffirmation Committee or an On-Site Reaffirmation Committee will carefully review SACSCOC policies on conflict of interest. Evaluators who conclude that they have an apparent conflict of interest with the institution being reviewed will inform SACSCOC staff and decline the invitation.
2. Evaluators accepting the invitation will affirm via email that they know of no conflict of interest with the institution under review.
3. At the time of the review, members of the Reaffirmation Committee will sign and date a form affirming that they know of no conflict of interest with the institution under review. The final Report of the Reaffirmation Committee will include the signed and dated form for both the Off- and On-Site Reaffirmation Committee members. These forms will remain with the Committee's Report for archival purposes.

### *Other Review Committees*

1. Evaluators invited to serve on any other review committee (e.g., Candidacy, Accreditation, Substantive Change, Special) will carefully review SACSCOC policies on conflict of interest. Evaluators who conclude that they have an apparent conflict of interest with the institution being reviewed will inform SACSCOC staff and decline the invitation.
2. Evaluators accepting the invitation will affirm via email that they know of no conflict of interest with the institution under review.
3. At the time of the review, members of the evaluation committee will sign and date a form affirming that they know of no conflict of interest with the institution under review. This form will remain with the Committee's Report, including for archival purposes.