

 **Training
by Request**
An OVC Program

Module 6
Campus Sexual Assault


OVC
OVC TTAC

Learning Objectives 

- Cite key statistics on campus sexual assault.
- Describe the laws that apply to sexual assault on campus.
- Identify resources available to victims of campus sexual assault.

6-2

Victims of Campus Sexual Assault 

According to the Campus Sexual Assault Study:

- 13.7% of undergraduate women have been victims of at least one completed sexual assault.
- 4.7% were victims of physically forced sexual assault.
- 7.8% were sexually assaulted when incapacitated after voluntarily consuming drugs/alcohol.
- 0.6% were sexually assaulted when incapacitated after given drugs/alcohol without their knowledge.

6-3

Physically Forced Sexual Assault Factors



- Number of sexual partners
- Previously threatened/hurt by dating partner
- Length of time in college
- Years in college



6-4

Incapacitated Sexual Assault Factors



- Voluntary substance abuse
- Substance abuse without knowledge/consent
- Previously threatened/hurt by dating partner
- Length of time in college



6-5

Primary Laws



1. Title IX
2. Clery Act
3. VAWA Amendments (commonly referred to as Campus SaVE)



6-6

Title IX



- Civil rights statute.
- Applies to all schools who participate in federal financial aid programs.
- Provides for fairness in education.
- Enforced by the U.S. Department of Education, Office for Civil Rights.
- Retaliation is strictly prohibited.

6-7

Title IX Basic Requirements



- Publish a notice of nondiscrimination.
- Designate an employee to coordinate Title IX compliance.
- Adopt and publish grievance procedures.

6-8

Clery Act



- The Jeanne Clery Disclosure of Campus Security and Campus Crime Statistics Act requires schools to maintain and disclose campus crime statistics and security information.
- Applies to all schools who participate in federal financial aid programs.
- Enforced by the U.S. Department of Education.

6-9

Clery Act Basic Requirements



- Maintain crime statistics.
- Maintain a public log of all crimes reported to them, or those of which they are made aware.

6-10

VAWA Amendments (Campus SaVE)



- Part of the reauthorization of Violence Against Women Act/Amended the Clery Act.
- SaVE requires that incidents of domestic violence, dating violence, sexual assault, and stalking be disclosed in annual campus crime statistic reports.
- Students or employees reporting victimization will be provided with their written rights.

6-11

VAWA Amendments (Campus SaVE), continued



- Requires institutional disciplinary procedures covering domestic violence, dating violence, sexual assault, and stalking.
- Education programs.

6-12

Title IX, Campus Obligations, and Local Law Enforcement



- It is not sufficient that the local police investigate the sexual assault; a school's Title IX obligations are different.
- Title IX does not usually require schools to notify local law enforcement; generally, reporting is up to the victim.
- If the police determine that there is insufficient evidence to proceed criminally, a school may still find an accused student "responsible."
- Local police may ask the victim's school to wait on the Title IX investigation for 7-10 days.

6-13

Task Force to Protect Students from Sexual Assault



- Provides colleges and universities with recommendations for preventing and responding to sexual assault.
- Identifies efforts to hold educational institutions accountable for addressing sexual assault on campus.
- Offers guidance to educational institutions on how to combat campus sexual assault and improve compliance with Title IX.

6-14

Task Force Recommendations



- Identify the problem using climate surveys.
- Implement preventive programs and strategies; research new ideas and solutions.
- Implement effective response programs.
- Increase transparency and improve enforcement.

6-15

Confidentiality



- Task Force report recommends honoring victim confidentiality.
- Title IX and Clery Act may impose investigatory and reporting obligations that may conflict with a victim's request.
- Schools are advised to honor confidentiality requests while not compromising investigations – a balance that may be difficult to maintain.

6-16

Activity



Campus Sexual Assault Case Studies

Worksheet 6.1

#1: The Perpetrator Leaves School

- Working in groups, read Case Study #1.
- Discuss and answers questions on the worksheet.
- Discuss with the large group.

6-17

Activity



1. Is this incident considered sexual harassment under Title IX?
2. If the perpetrator already withdrew, isn't that enough?
3. Is the taunting by classmates considered sexual harassment as defined by Title IX?

6-18

Activity



4. Does Title IX permit the victim to receive accommodations? What accommodations might the victim need?
5. What written information, if any, should the school be providing to the victim?
6. Should this be disclosed in the annual crime statistics under the Clery Act?

Activity



Campus Sexual Assault Case Studies
Worksheet 6.1
#2: Full Hearing

- Working in groups, read Case Study #2.
- Discuss and answers questions on the worksheet.
- Discuss with the large group.

Activity



1. What is the disciplinary process?
2. Where can I find the disciplinary process explained?
3. In a disciplinary process, what is the panel trying to decide?

Resources for Campus Sexual Assault



What can advocates do to help campus sexual assault victims?

- Provide resources following the assault.
- Negotiate with the school for/with the victim.
- Provide advocacy during a disciplinary process
- Help the victim file a Title IX complaint.
- Provide support and resources if the victim wants to report to law enforcement.
- Help the victim navigate the process.

6-22

Resources for Campus Sexual Assault, continued



What resources are available on campus?

- Advocacy
- Medical
- Mental health
- Academic counseling
- Accommodations/interim measures for victims to be safe
- Title IX Coordinator

6-23

Resources for Campus Sexual Assault, continued



What resources are available off campus?

- Sexual Assault Nurse Examiner (SANE)
- Local rape crisis center
- Hospital visit

6-24

Resources for Campus Sexual Assault, continued



Do you have a relationship with the off-campus resources?

- Can they offer training to campus administrators?
- Are they part of a Sexual Assault Response Team (SART)?
- Are their services known and accessible to students?

6-25

Review of Learning Objectives



- Cite key statistics on campus sexual assault.
- Describe the laws that apply to sexual assault on campus.
- Identify resources available to victims of campus sexual assault.

6-26

End of Module 6



Questions? Comments?



6-27
