

## DEFINITIONS

### Sexual Assault/Misconduct

Sexual Assault or Misconduct encompasses any **forcible sexual activity or sexual misconduct** that occurs **without** the victim's consent.

### Relationship or Dating Violence

Relationship or Dating Violence is a **pattern** of verbally, physically, or sexually **abusive behavior** aimed at an intimate partner or family member.

### Stalking

**Stalking** is **persistent behavior** directed at a specific individual that is experienced as **unwelcome, intrusive or induces fear**.

Stalking is a **pattern of behavior** that results in the victim feeling harassed and threatened. Behaviors include unwanted letters, phone calls, messages, gifts, electronic correspondence or unwanted visits to a person's home, class or work.

**Consent** is defined as **sexual permission**.

Consent can be given by word or action, but non-verbal consent is less clear than explicit verbal consent. Consent to some form of sexual activity can not be automatically taken as consent to any other sexual activity.

Without actions demonstrating permission, silence can not be assumed to show consent. Effective consent can not be given by a person who is unable to understand what they are doing. Persons using alcohol or other drugs are considered unable to give effective consent if they cannot appreciate the who, what, when, where, why, or how of a sexual interaction.

## RESOURCES

Emergency assistance 911 (Police)

YWCA Sexual & Domestic Violence Hotline  
(315) 797-7740

### Advocacy & Support

#### On Campus:

Counseling Services.....(315) 792-3032

#### Off Campus:

YWCA Sexual & Domestic  
Violence Hotline .....(315) 797-7740

### Medical Treatment

#### On Campus:

Student Health Center..... (315) 792-3094

#### Off Campus:

St. Elizabeth ER.....(315) 798-8111

Faxton/St. Luke's ER..... (315) 624-5226

### Where to Report Incidents

#### On Campus:

Campus Safety.....(315) 792-3046

Office of Student Affairs..... (315) 792-3100

Residence Life Office..... (315) 792-3285

#### Off Campus:

Utica Police..... 911 (Emergency)  
(315) 735-3301 (Office)

New Hartford Police..... (315) 733-6666

## SEXUAL MISCONDUCT:

## A GUIDE FOR THE UTICA COLLEGE COMMUNITY

UTICA COLLEGE  
DIVISION OF  
STUDENT  
AFFAIRS

## OUR POLICY

Utica College is committed to the maintenance of an environment that is supportive of its primary educational mission and free from exploitation and intimidation. The College will not tolerate rape, sexual assault, or other forms of sexual misconduct.

Utica College supports this policy for students, faculty, and staff through its educational prevention programs and its counseling services. This policy is enforced through internal disciplinary procedures, safety programs and the exploration of and support for external prosecution of alleged offenders through appropriate external judicial forums.

Students who feel they have been victimized may seek you out for support.

These behaviors can violate both criminal laws and the Utica College Code of Student Conduct. Utica College encourages members of our community who are affected by these behaviors either directly or indirectly to seek out support and advocacy and to consider reporting these offenses.

## HOW YOU CAN HELP

Utica College faculty and staff play a key role in supporting students. You can be most helpful to a student who tells you about an incident of sexual assault, harassment, abuse, or violence by offering the student support and directing them to resources. Listen carefully, and without judgment. Put student's needs first, do not press for details. Since each student will react to an incident of this nature in her or his own way, don't expect a particular reaction. Instead, stay calm and reassure her or him that they have done the right thing in telling someone.

### Some Facts

\*As many as one in four college women become victims of attempted or completed rape during their college years.

\*In 60-80% of rapes, the assailant and the victim know each other and, of these, over half the rapes happen on a date.

\*75% of the male perpetrators and 55% of the female victims report that alcohol was involved at the time of the incident.

\*Only 27% of women who were sexually assaulted, according to the legal definition of rape, perceive themselves as being rape victims.

## REPORTING

There are a number of avenues for reporting an incident of sexual misconduct. Students can choose anything from talking to a College Official with no intention of filing a report, filing a report with campus safety, as well as filing a report with local law enforcement. Once a report is filed with either Campus Safety or local law enforcement the campus judicial process is set in motion and is separate from any external prosecution. When the College receives a report identifying the alleged perpetrator of a sexual assault, that individual will be temporarily separated from the residential community in order to ensure the safety of all parties involved.

The College encourages victims of sexual assault or sexual misconduct to report these incidents, and it maintains a commitment to supporting victims through the process.