

JACKSONVILLE UNIVERSITY

CAMPUS POLICY

Violence Against Women Act/Campus Sexual Violence Elimination Act

This document consists of the following numbered articles:

- I. Introduction and Purpose
- II. Campus Security Authorities
- III. The Campus SaVE: Violence Against Women Act
- IV. Legal Options for Victims
- V. Jacksonville University Policy Regarding Violence Against Women/Campus SaVE (includes reporting options and information)
- VI. Victims of Sexual Assault, Sexual Battery, Sexual Violence
- VII. Disciplinary Proceedings
- VIII. Resources Available to Victims of crime (includes Florida department of Law Enforcement Sex Offender/Predator database link and phone number)

I. Introduction and Purpose

On March 7, 2013, the President signed a bill that strengthened and reauthorized the Violence Against Women Act. Included in the bill was the **Campus Sexual Violence Elimination Act (Campus SaVE)** which amends the Jeanne Clery Act and affords additional rights to campus victims of sexual violence, dating violence, domestic violence, and stalking. The purpose of this document is to establish a standardized policy for Jacksonville University which is in compliance with the Jeanne Clery Act inclusive of the amendments of the Violence Against Women Act and the Campus SaVE Act. In addition, the document provides definitions of sexual harassment, sexual assault/battery, dating violence, stalking, and domestic violence, which includes elements of what constitutes a violation of these offenses.

II. Campus Security Authorities

- A. Certain individuals by nature of their position of authority and responsibility at JU are classified as a Campus Security Authority, as defined by federal law. These include:

1. Officials with significant responsibility for student and campus activities (e.g., Student Life, Student Leadership and Development, Community Advisors, Coaches, faculty and staff advisors to student organizations);
 2. Individuals or offices designated to receive crime reports (e.g., ResLife, Administrative E Mail Distribution List for daily reports); and
 3. Campus Security Officers and others who have responsibilities for campus security.
- B. Faculty members who do not have responsibility for student or campus activities beyond the classroom, clerical staff, cafeteria staff, or physical plant/maintenance personnel, while not technically classified as a campus security authority should report campus crime incidents to Campus Security or a designated campus security authority when such incidents are brought to their attention.

III. The Campus SaVE: Violence Against Women Act (Section 304)

- A. Under the Campus SaVE Act there have been additional criminal offenses for which statistics must be maintained and reported. These include:
1. Domestic Violence;
 2. Dating Violence; and
 3. Stalking.
- B. Under the provisions of Florida State Law

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- k. (i) "Victim" means a person who has been the object of a sexual offense.
- l. (j) "Physically incapacitated" means bodily impaired or handicapped and substantially limited in ability to resist or flee.
- m. **A Lewd**

leaving the victim the pamphlet the investigating officer will explain the process for appropriate assistance and follow up with the victim.

VI. Victims of Sexual Assault, Sexual Battery, Sexual Violence

- A. If you are the victim of a sexual assault your first priority is to get to a safe place and obtain necessary medical attention. Victims are encouraged to make a timely report to law enforcement officials and university officials as discussed above in article V, sections B and C. The timely reporting of the incident is important for necessary evidence collection and preservation. Filing a police report does not obligate a victim to cooperate with prosecution. When a person makes the report to the Campus Security Department, the local law enforcement agency will be contacted. An additional option for pursuing charges is through the University's disciplinary process.
- B. In adherence to the Clery Act and Jacksonville University mandates, victims of sexual assault have the following Bill of Rights. These rights are in conjunction with the aforementioned (article V) **Legal Rights and Remedies for Victims of Domestic Violence, Dating Violence, Repeat Violence, Sexual Violence, and Stalking** provided by Florida State Statutes and include:
1. You have the right to have reasonable changes in your academic and living situations;
 2. You have the right to referrals to counseling, and/or assistance in notifying law enforcement officials;
 3. You have the right for the same opportunity as the accused to have others present at a disciplinary hearing;
 4. You have the right to be notified unconditionally of the outcome of a hearing, sanctions, and terms of sanctions in place;
 5. You have the right to speak or choose not to speak to anyone regarding the outcome; and
 6. You have the right to have your name and identifying information kept confidential (FERPA).

VII. Disciplinary Proceedings

- A. Jacksonville University has a zero tolerance for criminal acts committed on campus and most especially those acts involving domestic violence, dating violence, repeat violence, sexual violence, sexual assault, and/or stalking. Reports of criminal activity will be investigated by the Jacksonville Sheriff's Office as well as the Department of Campus Security once knowledge of the act is gained or upon reporting by the victim. The results of the investigation will be forwarded to the Dean of Students or other University officials as required for appropriate action.

- B. The following disciplinary proceedings will apply to any incident of alleged domestic violence, dating violence, repeat violence, sexual violence, sexual assault and/or stalking including:
 - 1. A prompt and equitable investigation and resolution as discussed previously in this document; and
 - 2. The investigation will be conducted by law enforcement personnel (article V above) who receive appropriate training in the areas of these types of crimes as well as JU Department of Campus Security.

- C. Upon completion of the investigation a disciplinary hearing or meeting will be conducted which protects the safety of the victim and promotes accountability. The disciplinary proceedings will be conducted so that both the accuser and the accused are simultaneously informed, in writing of:
 - 1. The outcome of any disciplinary proceeding that arises from an allegation of domestic violence, dating violence, sexual assault, or stalking;
 - 2. Information to both the accused and the victim regarding how to appeal the results of the disciplinary proceeding;
 - 3. Any change in the results before the proceeding and disposition is final; and
 - 4. When the results will become final.

VIII. Resources Available to Victims of Crime

- A. The University's Student Counseling Center offers short term counseling and referrals for victims of sexual assault. They are a valuable resource for persons

who report or do not report sexual assaults to University or law enforcement authorities.

- B. The City of Jacksonville Victims Services, phone number – 630 6300
- C. Sexual Assault Response Center, phone number – 630 6330
- D. Sheriff's Office Victim Services Counselor, phone number – 630 1764
- E. State Attorney's