

Reporting individuals have the right to:

- Notify campus security, local law enforcement, and/or state police.
- Have access to a Title IX Coordinator or appropriate official who will be available upon the first instance of disclosure by a reporting individual who can provide information regarding reporting options, the importance of preserving evidence and obtaining a sexual assault forensic exam as soon as possible, and explaining that the criminal justice process utilizes a different standard of proof and evidence and that any questions about whether a specific incident violates the penal law should be addressed to law enforcement or to the district attorney. The official should also explain if they are authorized to offer confidentiality or privacy and will inform the individual about reporting options.
- Disclose confidentially the incident to the counseling center staff.
- Disclose confidentially the incident and obtain services from the state or local government.
- Disclose the incident to Le Moyne representatives who can offer privacy or confidentially as appropriate, and can assist in obtaining resources for reporting individuals.
- File a report of sexual assault, domestic violence, dating violence, and/or stalking and the right to consult the Title IX Coordinator and other appropriate Le Moyne representatives for information and assistance. Reports will be investigated in accordance with Le Moyne policy and the reporting individual's identity shall remain private at all times if they wish to maintain privacy.
- Disclose, if the accused is an employee of the institution, the incident to the human resources authority or the right to request that a confidential or private employee assist in reporting to the appropriate human resource authority.
- Receive assistance from appropriate Le Moyne representatives in initiating legal proceedings in family or civil court.
- Withdraw a complaint or involvement from the institutional process at any time.

LE MOYNE

Greatness meets Goodness

Resources and Reporting Options for Sexual Violence Relationship Violence Stalking

For the complete Policy on Sexual Harassment and Sexual Misconduct for Students, more information, and additional resources, please visit our website.
www.lemoyne.edu/assaultresources



If You have Experienced Sexual Violence, Relationship Violence, or Stalking

Immediate Steps

- Go to a safe place
- Call someone you trust
- Preserve evidence— After sexual violence, do not shower until you have considered whether to have a no-cost forensic sexual assault examination at the hospital, and save the clothes you were wearing (unwashed) in a paper or cloth bag. Take photos of any damage or injury and keep communication records.

Within 24 Hours

- Seek out support—You may want to turn to a confidential counselor for support and information. They will talk with you about your options for additional services and reporting.
- After unwanted physical contact, get medical attention—A medical provider can check for and treat physical injury, sexually transmitted infections, and pregnancy. You do not need to file a formal report to receive medical care.

At Any Time

- Consider making a formal report—You are encouraged to report what happened to both Le Moyne Security and to local law enforcement officials. You decide how much you would like to participate in the process.
- Le Moyne can help—There are many on-campus resources available to you to help support you. You do not need to file a formal report to receive help.

If you have experienced sexual violence, relationship violence, or stalking, you have the right to make a report to campus security, local law enforcement, and/or state police or choose not to report. You may report the incident to your institution; to be protected by the institution from retaliation for reporting an incident; and to receive assistance and resources from your institution.

Definitions

Affirmative Consent— Affirmative consent is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression.

Sexual Violence—Sexual violence includes rape, and is any intentional sexual touching, however slight, with any type of body part or object by one person upon another without consent. Sexual violence can happen to anyone, regardless of gender.

Dating or Domestic Violence—Dating or domestic violence refers to an act of physical assault, including sexual abuse that occurs between those who are partners in a romantic or intimate nature.

Stalking—Stalking means engaging in a course of conduct directed at a specific person that would cause a reasonable person under similar circumstances and with similar identities to the reporting party to fear for the person's safety or the safety of others or suffer substantial emotional distress (that may but does not necessarily require medical or other professional treatment or counseling).

Possible Sanctions

In assessing a sanction involving a student respondent, the seriousness of the Sexual Misconduct incident and a student's prior disciplinary record (if any) will be evaluated. Although some incidents may result in lesser forms of disciplinary action, Le Moyne reserves the right to impose any level of discipline, up to and including suspension or expulsion, for any act of Sexual Misconduct, based on the facts and circumstances of the particular case. A potential listing of sanctions may be found in the Student Conduct Process section of the Student Handbook.

Additional Resources

Emergency: 911

Confidential Medical Assistance:

All hospitals listed have access to a SANE nurse (Sexual Assault Nurse Examiner) who can provide a physical exam, complete sexually transmitted infection and pregnancy testing, and have a sexual assault kit completed in the event that you would like to bring charges against the perpetrator. It is important to note that more evidence can be collected if you do not change your clothes, shower, eat, drink, or smoke until you have been examined. Services will be provided at the student's expense, if any.

St. Joseph's Hospital: (315)448-5101

Upstate University Hospital: (315)464-5611

Crouse Hospital: (315)470-7411

Legal Assistance:

Onondaga County Bar Association: (315)471-2690

Volunteer Lawyers Project of Onondaga Co.: (315)471-3409

Legal Services of Central New York: (315)703-6600

Hiscock Legal Aid Society: (315)422-8191

Interim measures

In appropriate cases, interim relief may be available for either party to a report while an investigation and/or review is pending. Relief may include no-contact orders; changes in academic, extracurricular, residential, transportation, dining or working arrangements; access to academic, counseling and other support; as well as safe walks and escorts, and other relief as appropriate. This relief can be secured through the Title IX Coordinator or deputy coordinators.

Commitment to a Safe Community

Le Moyne College works to promote an environment and collective attitude that encourages students, faculty, staff and administrators to serve others, participate in the life of the College, and act as responsible members of the community. Acts of sexual harassment or other sexual misconduct, including sexual assault, domestic violence, dating violence or stalking, undermine the dignity of individuals and the principles of equality and respect for others and are serious violations of our community standards. These acts do not just harm the individual. These crimes harm the College community as a whole.

Students' Bill of Rights

1. Make a report to local law enforcement and/or state police
2. Have disclosures of domestic violence, dating violence, stalking, and sexual assault treated seriously
3. Make a decision about a campus conduct process and/or criminal justice process free from pressure by the institution
4. Participate in a process that is fair, impartial, and provides adequate notice and meaningful opportunity to be heard
5. Be treated with dignity and to receive from the institution courteous, fair, and respectful health care and counseling services, where available
6. Be free from any suggestion that the reporting individual is at fault when these crimes and violations are committed, or should have acted in a different manner to avoid such crimes or violations
7. Describe the incident to as few institution representatives as practicable and not be required to unnecessarily repeat a description of the incident
8. Be protected from retaliation by the institution, any student, the accused and/or the respondent, and/or their friends, family and acquaintances within the jurisdiction of the institution
9. Access to at least one level of appeal of a determination
10. Be accompanied by an advisor of choice who may assist and advise a reporting individual, accused, or respondent throughout the judicial or conduct process including during all meetings and hearings related to such process
11. Exercise civil rights and practice of religion without interference by the investigative, criminal justice, or judicial or conduct process of the institution.

Confidential Support Options

Confidentiality—Confidentiality may be offered by an individual who is not required by law to report known incidents of sexual assault or other crimes to institutional officials in a manner consistent with state and federal law. Licensed mental health counselors, medical providers and pastoral counselors are examples of institutional employees who may offer confidentiality.

Le Moyne strongly encourages our students to receive the confidential support that is available to them by being part of our community. If you would like to confidentially discuss an incident of sexual assault, relationship violence, or stalking, you can do so by contacting our Wellness Center for Health and Counseling. You can also receive confidential support by contacting one of the community based resources listed below.

On-campus Support Resources (free to all students):

Wellness Center (counseling):(315)445-4195

Wellness Center (health):(315)445-4440

Seton Hall, 8:30 a.m.-4:30 p.m. Monday-Friday during the academic year (no charge).

Le Moyne College on-campus hotline during the academic year:
(315)251-SAFE (no charge) Available 24 hours a day, everyday

Community Support Resources:

Vera House can provide a sexual assault advocate who can go to the hospital and/or the police department with you, their services are free of charge.

Vera House Hotline: (315)468-3260

NYS Domestic Sexual Violence Hotline: 1-800-942-6906

National Sexual Assault Hotline: 1-800-656-4673

National Domestic Violence Hotline: 1-800-799-7233

Reporting Options

Privacy—Privacy may be offered by an individual when such individual is unable to offer confidentiality under the law but shall still not disclose information learned from a reporting individual or bystander to a crime or incident more than necessary to comply with this policy and applicable laws, including informing appropriate College officials.

Le Moyne strongly encourages survivors and witnesses of sexual misconduct to report these incidents to the Title IX coordinator or a trusted Le Moyne staff member who will then be able to contact the Title IX coordinator. Outside of the confidential resources previously listed, disclosing any information regarding sexual assault, relationship violence, or stalking will be kept private, but not confidential, and will result in a Title IX report. Students can file a report directly with the Title IX coordinator, Le Moyne Security, and/or outside law enforcement agencies listed below.

On-campus Reporting Options

Melissa Moore , Title IX Coordinator: (315)445-4543

On campus, 8:30 a.m.-4:30 p.m. Monday-Friday during the academic year (no charge).

Le Moyne College Security: (315)445-4444

Basement of Nelligan Hall, Available 24 hours a day, everyday

Community Law Enforcement Reporting Options:

Syracuse Police: (315)442-5111

DeWitt Police: (315)425-2333

Onondaga County Sheriffs: (315)435-2111

Syracuse Police Abused Persons Unit: (315)435-3016

Onondaga Sheriff Abused Persons Unit: (315)435-3092

NYS State Police Sexual Assault Hotline: 1-844-845-7269