

CP 3-7: Sexual Misconduct

COLLEGE PROCEDURES CP 3-7

APPROVED: March 23, 2012

EFFECTIVE: March 23, 2012

REFERENCES: BP 3-7

Pursuant to BP 3-7, the Board of Trustees confirms its commitment to the establishment of a fair code of student conduct and fair and expeditious procedures for the implementation of disciplinary sanctions pursuant to that code of conduct. In furtherance of this commitment, the Board directs and authorizes the DCC administration to develop and maintain a student conduct code for the students of DCC with fair procedures for the implementation of sanctions under that code. The code should address the rights of the parties involved, the imposition of discipline and appeal procedures, and the confidentiality of disciplinary proceedings and sanctions. Such procedures may include sanctions against individual students and student groups and may include the disciplinary sanctions of suspension and expulsion. The Vice President of Student Affairs shall be responsible for the procedural administration of the code.

Violations of this policy will subject a student to disciplinary action under the procedures set forth in the Student Conduct Code. Violations by employees will subject them to appropriate disciplinary action.

Dawson Community College reserves the right to report any illegal activity to law enforcement authorities. DCC may pursue enforcement of its rules whether or not criminal proceedings are in process and may use information from third party sources, such as law enforcement agencies and the courts, to determine whether College rules have been broken.

Reporting Procedures

The College encourages reporting of all incidents of sexual misconduct, and respects the choices that the aggrieved party makes regarding the methods of reporting:

1. Filing a report with the appropriate law enforcement agency to pursue legal redress;
2. Filing a Student Conduct Code complaint to pursue College disciplinary action;
3. Filing a confidential report to alert the College to the threat of violence and contribute to accurate College data concerning violence; and
4. Filing a complaint with the Affirmative Action Officer.

The aggrieved party may opt for one or more of these choices:

The aggrieved party choosing to pursue the reporting process has the right to assistance or consultation by a friend or trained advocate. The College offers services to the aggrieved party even if they choose not to report the incidents. The Student Support Services Non-Traditional Advisor provides services, advocates, and information for the aggrieved party in a safe, supportive, and confidential setting. In some circumstances, the aggrieved party may seek a Temporary Order of Protection (TOP) from a court of appropriate jurisdiction against the alleged perpetrator. The aggrieved party may also seek restriction of access to the College by non-students or non-employees in certain circumstances.

Federal law requires the College to collect, publish, and distribute an annual security report that includes statistics concerning the incidence of sexual offense and other serious crimes occurring on campus and on public property, in non-College buildings, or on non-College property. The reports do not include identifying information about the aggrieved party, but incidents included within the reports require confirmation. These reports function to increase awareness of the extent of crime on campus and to foster the development of policies, procedures, and programs to prevent and report crime. Following a formal or confidential report of an incident of sexual violence on campus, the Affirmative Action Officer will issue a public warning if the evidence indicates that a threat of continued violence exists (See Student Handbook, Student Information for Identifying and Reporting).

SCOPE These procedures apply to Dawson Community College.

History: 7/25/2005