You have a right to information, upon request, about the To have an advisor of their choice present during a If the accused criminal is convicted, you have the right to You have the right to pursue restitution and other civil Each party will be simultaneously notified in writing of the You have the right to have your safety considered when You have the right to confer with a representative of the Consent OPTIONS, O You have the right to be informed, upon request, when a learn more about protection orders contact the Indiana Coalition IUPD so the order can be enforced on campus, if necessary. To orders of protection, no contact orders, restraining orders, or In addition to the interim and remedial measures available protective measures may include, but are not limited to, separating the parties, placing limitations on contact with the parties, or making alternative living, class-placement, or workplace arrangements. Sexual assault, domestic violence, dating violence, and stalking may also be found to be criminal acts following a law enforcement investigation, which may also subject the respondent to criminal penalties under federal and state law. Retaliation Retaliation against anyone who has reported an incident of sexual misconduct, provided information, or participated in procedures or an investigation into a report of sexual misconduct, is prohibited by the University and will not be tolerated. Concerns about potential retaliation in connection with a report of sexual misconduct should be reported to the Deputy Title IX Coordinator. Protective Measures In addition to the interim and remedial measures available through the University (see Resources), IU recognizes all valid orders of protection, no contact orders, restraining orders, or similar lawful orders. If you have a valid order, please inform IUPD so the order can be enforced on campus, if necessary. To learn more about protection orders contact the Indiana Coalition Against Domestic Violence (ICADV) hotline at 1-800-332-7385. Consent is about communication and respect. Sexual activity without consent is sexual misconduct. University Definition of Consent: Consent is an agreement expressed through affirmative, voluntary words or actions, and mutually understandable to all parties involved, to engage in a specific sexual act at a specific time:
- Consent can be withdrawn at any time, as long as it is clearly communicated.
- Consent cannot be coerced or compelled by force, threat, deception or intimidation.
- Consent cannot be given by someone who is incapacitated, as defined below.
- Consent cannot be assumed based on silence, the absence of "no" or "stop", the existence of a prior or current relationship, or prior sexual activity.
Incapacitated A person is incapable of consent if they are unable to understand the fact, nature, extent, or implications of the situation due to drugs, alcohol, a mental disability, being asleep or unconscious, or based on their age (pursuant to Indiana law).
Consent does not exist when the individual initiating sexual activity knew or should have known of the other person’s incapacitation. Confidentiality & Privacy Information Confidentiality The University is committed to protecting your privacy by sharing information with only those who need to know. Your information may need to be shared with those involved in investigating the incident, those responsible for providing necessary expungement or termination. Other protective measures may include separating the parties, placing limitations on contact between the parties, or making alternative living, class-placement, or workplace arrangements. Responsible Employees Most employees are considered Responsible Employees, which means they have to share any information they know about an incident of sexual misconduct with the University or Deputy Title IX Coordinator. Responsible Employees include all supervisors, all employees that interact directly with students, and all employees that students might reasonably believe have some role in a report of sexual misconduct. The list is not exhaustive, this includes faculty and other instructors, academic advisors, coaches and athletic staff, student affairs administrators and residential hall staff, and employees in University offices that serve students. Confidential Employees There are employees that you can talk to confidentially, who do not have the same reporting obligations as a Responsible Employee. Confidential Employees include those designated on your campus to be confidential, such as health center staff, a victim advocate, as well as any licensed, professional counselors (e.g. mental health counselors, psychologists). INDIANA UNIVERSITY SOUTHEAST Sexual Misconduct: Rights, Options, and Resource Guide For Emergencies Dial 9-1-1/1 Form Date: 07/01/18
**Resources**

For additional information on available resources on your campus and in the community, as well as a link to the University Sexual Misconduct Policy and Procedures, please visit the Stop Sexual Violence website: [http://stopsexualviolence.iu.edu/](http://stopsexualviolence.iu.edu/)

### Where to Report

**Law Enforcement**
- Indiana University Police Department (IUPD)
  - Responds to incidents on campus
  - 812-941-2400 or ext. 2400
- Floyd County Sheriff’s Office
  - Responds to incidents in Floyd County outside the city of New Albany
  - 812-948-5400 or 911
- New Albany Police Department
  - Responds to incidents in the city of New Albany
  - 812-948-5300 or 911
- Office of Dean of Student Life
  - Pursues charges through campus student judicial system when the accused is a student. *(There may be other avenues of assistance available when the accused is not a student.)*
  - UC South Room 010
  - 812-941-2316

**Title IX Coordination**
- Under Title IX of the Education Amendments of 1972, sexual violence is considered a form of sexual discrimination. You may file a Title IX sex discrimination complaint using one of the resources below:
  - University Title IX Coordinator
    - Emily Springston
    - Chief Student Welfare and Title IX Officer
    - 812-885-4800
  - Title IX Deputy Coordinator
    - Darlene Young
    - Director of Staff Equity & Diversity
    - 812-941-2306

### Medical Services

- **Baptist Health Floyd Hospital**
  - Offers help with physical or sexual abuse and trauma treatment in a confidential setting. Will perform a free and private exam in a safe and comfortable exam room.
  - 1850 State Street, New Albany
  - 812-944-7701

### Confidential Counseling Services

- **Indiana University Southeast—Personal Counseling**
  - IU Southeast Personal Counseling Services are available to all IU Southeast Students (part or full time) at no fee. Counselors are all professionally trained and have specific skills related to work with college students.
  - UC South Room 243
  - 812-941-2244
  - [http://www.ius.edu/personalcounseling/](http://www.ius.edu/personalcounseling/)

- **Center for Women and Families**
  - Provides a confidential hotline at 877-803-7577 and advocacy services 24 hours a day, seven days a week. Emergency shelter is also available.
  - 812-944-6743
  - [http://www.thecenteronline.org/](http://www.thecenteronline.org/)

- **Employee Assistance Program**
  - Provides professional and confidential counseling to full-time employees, medical residents, and graduate appointees and their household members.
  - 888-234-8327

### Interim & Remedial Measures

- **Division of Enrollment Management & Student Affairs 812-941-2420**
- **Office of Equity and Diversity 812-941-2306**

### Office of International Services

- The Office of International Services can assist students with visa and immigration advising and other support services for international students.
  - 812-855-9086 or pis@iu.edu

### Community Resources

- **Legal Assistance**
  - Legal assistance and representation information can also be obtained by contacting the Floyd County Bar Association.
  - [https://inbar.site?/page=local_bars](https://inbar.site?/page=local_bars)

- **Protection Orders**
  - If you need to file a Petition for an Order of Protection, you can do so at the Floyd County Clerk’s Office.
  - Floyd County Clerk’s Office
    - 311 Hauss Square Ste 235, New Albany
    - 812-948-5411

### Help is Available: Rights & Options

Below is important information to consider. Please see contact options under the “Resources” section.

#### Find a safe place

Most importantly, call 911 if you or anyone else is in immediate danger and try to get to a safe place. Once you are safe, contact someone you trust to be with you for support. This could be a friend, family member, a resident assistant or even a trained sexual assault advocate.

#### Seek medical attention

Medical attention should be sought as soon as possible. This is necessary to mitigate the risk of sexually transmitted diseases or pregnancy and to treat any physical injury.

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**Preserve evidence of the incident(s)**

If you have experienced any form of sexual misconduct, it is important to preserve any evidence that may be helpful should you decide to pursue a university or criminal complaint, or obtain a protective order. Physical evidence is best collected as soon as possible or at least within 96 hours of the assault. Do not do any of the following things until you’ve gotten medical attention and/or contacted the police.

- Bathe or shower
- Use the restroom
- Change clothes or comb hair
- Clean up the crime scene
- Move anything the offender may have touched

It is best not to try to collect this physical evidence yourself, but to seek assistance from medical and/or law enforcement personnel. Consider also preserving any electronic and other types of physical evidence (e.g., text messages, social media posts, receipts, photos).

#### Counseling support is available

Counseling is recommended during this difficult time. Whether services are sought on campus or in the community, remember that self-care is an important part in coping with the event. Confidential employees are available on your campus (see “Confidentiality & Privacy”).

#### Consider reporting the incident

There are several reporting options including reporting to campus or local law enforcement, reporting to a campus Deputy Title IX Coordinator, going through the student conduct system, and/or reporting online at [StopSexualViolence.iu.edu](http://stopsexualviolence.iu.edu). Campus authorities can assist in notifying law enforcement if requested, however, you may also decline to notify law enforcement.