

# what happened?

You don't have to be sure if what happened is defined as sexual and gender-based misconduct.

What happened is not your fault.

## what defines sexual and gender-based misconduct?

Any sexual behavior or gender-based misconduct that was committed without 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.

## what is not affirmative consent?

Force, threat of force, coercion, fraud, intimidation

## Going to the hospital

You may choose to go to the hospital for both medical care and for forensic evidence collection. The hospital will assist you in whatever way you choose.

### If you would like to preserve physical evidence

- Do your best to preserve the evidence. If possible, avoid bathing, brushing your teeth, or using the bathroom.
- If you would like to change clothes, place clothing in a brown paper bag, not plastic.
- When you visit the hospital, you will have the option of receiving a forensic medical exam by a Sexual Assault Nurse Examiner.

# who can I talk to?

## help & support

### HEALTH SERVICES

- Here, you can get at no cost:
  - Medical attention
  - Plan B
  - STD/STI testing
- Going to Health Services is **confidential**

### COUNSELING CENTER

- Talking to a counselor is **confidential**

### VICTIM ADVOCATES

- Talking to a victim advocate is **anonymous**

### PEER HEALTH EDUCATORS (PHE)

- PHEs are trained to talk about sexual and gender-based misconduct and provide support
- Talking to a PHE is **anonymous**

### ONLINE ANONYMOUS

- Anonymous reports can be made using the online reporting form, found here: <http://skidmo.re/sgbmanon>

## defining confidentiality/privacy

### CONFIDENTIALITY

- Confidentiality means that information shared by an individual with designated campus or community professionals cannot be revealed to any other individual without express permission of the individual, or as otherwise permitted by law.

### PRIVACY

- Privacy generally means that information related to a report of misconduct will be shared with a limited circle of individuals who "need to know" in order to assist in the active review, investigation, resolution of the report, and related issues.

### CONFIDENTIAL SOURCES

- Information and your name **will not** be shared with anyone.

### ANONYMOUS SOURCES

- Date and location will be reported, but names **will not** be included.

### PRIVATE SOURCES

- Required to report information to Title IX Deputy Coordinator who will respond to all reports, will not discuss details with anyone else.

### NONCONFIDENTIAL/NOT PRIVATE SOURCES

- Required to report all information to the Title IX Deputy Coordinator, not bound to privacy or confidentiality.

## reporting to the college

### TITLE IX DEPUTY COORDINATOR

- Mariel L. Martin
- Here, you can discuss the process of making a formal campus complaint and the investigation process
- The Title IX Deputy Coordinator is a **Private Reporting Source**

### CAMPUS SAFETY

- Here, you can talk about filing a criminal complaint
- Campus Safety is a **Private Reporting Source**

## reporting to law enforcement

### SARATOGA POLICE DEPARTMENT

- 518-584-1800

### NEW YORK STATE POLICE CAMPUS SEXUAL ASSAULT VICTIMS UNIT

- 844-845-7269

For the full version of Skidmore's Sexual and Gender-Based Misconduct Policy, visit [www.skidmore.edu/sgbm](http://www.skidmore.edu/sgbm).

## Student Bill of Rights

Under the Sexual and Gender-Based Misconduct Policy, all students have the right to:

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 whether or not to disclose a crime or violation and participate in the 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 a 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 Responding Student, 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 Responding Student throughout the conduct process including during all meetings and panels related to such process; and
11. Exercise civil rights and practice of religion without interference by the investigative, criminal justice, or conduct process of the institution.

**SKIDMORE**  
C O L L E G E

## Resources

### CONFIDENTIAL RESOURCES

The incident and your name will **not** be shared with anyone.

#### HEALTH SERVICES

- Jonsson Tower, first floor
- 518-580-5550\*

#### COUNSELING CENTER

- Jonsson Tower, first floor
- 518-580-5555

#### WELLSPRING

- 518-584-8188 (24-hour hotline)
- Wellspring Advocate available during specified hours in the Student Wellness Center, Case 308

#### SGA ATTORNEY-ON-RETAINER

- 518-584-8000; one free consultation for legal advice and referral

\*After hours, access on-call confidential services through Campus Safety at 518-580-5566.

### ANONYMOUS RESOURCES

The date and location will be reported, but names will not be included.

#### VICTIM ADVOCATES

- Contact Jen McDonald to schedule a meeting: 518-580-5684

#### PEER HEALTH EDUCATORS

- PHEs have scheduled hours in the Student Wellness Center, Case 308. PHEs@skidmore.edu

### PRIVATE REPORTING SOURCES

Private Reporting Sources will treat your information with respect and care, and will be required to disclose information to protect the safety of the campus community.

#### TITLE IX COORDINATOR

- Joel Aure: Palamountain 434, 518-580-5708

#### CAMPUS SAFETY, Basement of Jonsson Tower

- 518-580-5566

#### STUDENT AFFAIRS

- Mariel Martin, Title IX Deputy Coordinator
- Case 310, 518-580-8212

### OFF-CAMPUS REPORTING

- Saratoga Springs Police Department: 518-584-1800
- New York State Campus Sexual Assault Victims Unit: 844-845-7269

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**You have options**  
resources & healing after sexual and gender-based misconduct

fifth edition