



Campus Sexual Assault Free Environment (SAFE) Blueprint – 2010

Proposed Enhancements To The Federal Jeanne Clery Act & Title IX

1.) Education

- a.) Mandatory Awareness & Educational Programming – Orientation & Ongoing Peer-Ed
- b.) Addressing – Consent, Bystander Intervention, Alcohol/Drug Issues, Rights & Process
- c.) Sexual Assault Policy must be publicized at least once annually
- d.) Outcomes Measurement/U.S. Dept. of Edu./Dept. of Justice Report on Best Practices

2.) Rights/Process

- a.) Institutions must adopt institution wide comprehensive protocols for addressing sexual assaults occurring both on and off campus as well as any resultant on campus hostile environment
- b.) Provide clear & inclusive definition of sexual assault, including discussion of consent
- c.) Disclosure of hearing panel process/composition/training/responsible officials
- d.) Statement that process shall use “Preponderance of the Evidence” Standard
- e.) Disclosure of timeframe for hearing & intermediate actions that may be taken
- f.) Accuser & Accused must both have right to an advisor of their choosing
- g.) Accuser & Accused must both have right to appeal findings & sanctions
- h.) Accuser & Accused must both be promptly, simultaneously & unconditionally provided final results in writing
- i.) Victim must be guaranteed amnesty for alleged non-violent misconduct and related sexual activity
- j.) Annual disclosure of number of student & employee hearings, outcomes & sanctions imposed to be collected by U.S. Dept. of Ed. and disclosed publicly
- k.) Institutions must disclose whether or not they have agreements with local police for investigation as well as whether or not campus investigators have specialized training

3.) Victim Accommodations

- a.) Institutions must offer & disclose options for academic assistance
- b.) Institutions must offer & disclose options for withdrawals/refunds
- c.) Victims must be afforded, if reasonably available, on-campus housing free from encountering their assailants and any form of retaliation, intimidation or other hostile environment
- d.) Institutions must disclose whether or not they offer counseling or medical resources
- e.) No student or employee who reports that they have been the victim of a sexual assault may be discriminated or retaliated against by the institution, such as a loss of any scholarship or academic privileges, for pursuing any right or accommodation to which they are entitled including disciplinary action against their alleged assailant
- f.) All sexual assault victims must be provided with an easily understood list of all of their rights

4.) Enforcement

- a.) Consolidate Clery Act & Title IX Reviews & Enforcement, Coordinate with U.S. DOJ
- b.) Extend Clery “Civil Penalty” option to Title IX (\$27,500 per violation)
- c.) Institutions must annually notify campus community of U.S. Dept. of Ed. complaint process & contact information as part of Clery Act Annual Security Report
- d.) Authorize and fully fund enforcement of Clery Act & Title IX guidelines