



Victims in sexual assault cases can pursue appropriate remedies in the university and state judicial systems. These remedies can include:

- A. Filing a formal complaint with the N.J.C.U. Public Safety Department (201) 200-3128, who will discuss options available and assist a victim to decide on a course of action. (For resident students, course of action can include a change in academic and/or living situations; for faculty, course of action can include change in office).
- B. Requesting a hearing with the N.J.C.U. Sexual Assault Hearing Committee. Prior to such a hearing, there shall be informal complaint mediation conducted by the Affirmative Action officer when it involves Faculty & Staff and the Dean of Students when it involves students after a finding of probable cause (which shall be substantiated by citing specific findings on the record) that a sexual assault has been committed, then the formal hearing shall be convened.
- C. Mediation with the victim and the accused, interviewing each separately to discuss the incident. (N.J.C.U. Sexual Assault Hearing Committee offers this option.)
- D. Reporting the incident to the Jersey City Police Department, Hudson County Prosecutor's Office Sexual Assault Response Team (SART) for decisions regarding arrest and prosecution.

### **GUIDELINES FOR THE VICTIM TO FOLLOW**

- A. Get to a safe place as soon as you can.
- B. Try to preserve all physical evidence. Do not wash, use the toilet, or change clothing, if you can avoid it. If you do change clothes, put all clothing you were wearing at the time of the attack in a paper bag, do not use a plastic bag.
- C. Get medical attention as soon as possible. A medical examination will provide any necessary treatment and collect important evidence. Injuries may not be immediately apparent: you can ask to be tested for sexually transmitted diseases, and at a later time, you may want to be tested for pregnancy and/or HIV. A Sexual Assault Response Team (SART) member will assist you.

### **CAMPUS RESOURCES**

#### **CAMPUS PUBLIC SAFETY**

Vodra Hall, First Floor.

Available 24 hours a day. Will assist in apprehending assailants and transporting victims who have been assaulted to the hospital.

(201) 200-3128 or (55) Emergency.

#### **HEALTH AND WELLNESS CENTER**

Vodra Hall, First Floor.

Provides information and referrals.

(201) 200-3456.

#### **SPEICHER-RUBIN WOMEN'S CENTER**

Location: TBD

Provides confidential support services, referrals and information and programming on personal wellness.  
(201) 200-3189.

### **COUNSELING CENTER**

Provides confidential counseling and support services, referrals and information and programming on personal wellness.  
54 College Street, Jersey City  
(201) 200-3165.

### **DEAN OF STUDENTS**

Provides confidential support services and referrals.  
Gilligan Student Union, Room 316  
(201) 200-3525.

### **SEXUAL ASSAULT HEARING COMMITTEE**

(201) 200-3189

### **OFF-CAMPUS RESOURCES**

#### **HORIZON HEALTH CENTER**

710 Bergen Avenue, Jersey City  
Provides counseling and confidential STI, AIDS, and pregnancy testing.(201) 451-6300

#### **HUDSON COUNTY RAPE CRISIS CENTER**

(201) 795-8375.  
**24-HOUR HOTLINE:** (201) 795-5757

#### **HUDSON COUNTY SHERIFF'S OFFICE**

**SEXUAL ASSAULT RESPONSE TEAM (SART)** (201) 915-1234.

### **EDUCATION PROGRAMS**

Campus programs will be planned throughout the year to educate the community on issues of sexual assault and to increase the awareness of the differences between healthy and unhealthy relationships. The offerings will include:

- Orientation sessions for new students.
- (Freshman Orientation)
- OSP Orientation.
- Improvisational theatre presentations and discussions.
- Presentations on gender issues.
- Presentations to athletes, sororities, fraternities, OSP students, clubs, and resident students.
- Events sponsored through the Speicher-Rubin Women's Center, Women & Gender Studies Department, Affirmative Action and Student Support Services. NJCU will make every effort to promote awareness among faculty, staff and students on the types of sexual assaults.

### **UNIVERSITY DISCIPLINARY ACTION**

Men and women of the campus community who commit crimes of sexual assault can be subject to severe sanctions which may include warning notice, probation, suspension or expulsion. They can also face action through the criminal justice system. Sanctions for employees may include oral reprimand, written reprimand, probation, suspension (with or without pay), or dismissal. Sanctions for students may include a warning notice, probation, suspension or expulsion. Recommendations for sanctions for faculty and staff will be made to the President and for students to the Dean of Students.

### **CAMPUS SEXUAL ASSAULT PROCEDURES**

Sexual assault is a serious violation of the New

### **THE RIGHTS OF THE VICTIM:**

- A. The right to a hearing by the N.J.C.U. Sexual Assault Hearing Committee, subject to a finding of probable cause, in accordance with procedures.
- B. The right to file a campus restraining order (with the Office of the Dean of Students) to prohibit harassment of the victim by the accused, acquaintances, or supporters.
- C. The right to challenge the Sexual Assault Hearing Committee on conflicts of interest e.g., if the accused is a fraternity member, the victim may challenge the presence at the hearing of a member or fraternity advisor from that fraternity.
- D. The right to know ahead of time the names of witnesses to be called at the hearing.
- E. The right to have needs promptly addressed.
- F. The right to have someone accompany him/her through the hearing. All participants of the hearing will be bound by the rules of confidentiality governing the hearing. Subject to court subpoena, all participants have the right to not have their identity revealed outside the confidential proceedings, without consent.
- G. The right not to have past sexual history discussed during the hearing.
- H. The right to a closed hearing, unless all parties agree otherwise.
- I. The right to remain present for the entire proceeding and to inspect evidence presented.
- J. The right to a hearing without unnecessary delays.
- K. The right to be informed in a timely manner about the outcome of the hearing.
- L. The right to appeal the recommendation of the Sexual Assault Hearing Committee to the appropriate person.
- M. The right to know the status of the case at any point during the investigatory process.
- N. The right to be informed within a reasonable period of the committee's findings, and of the outcome of the hearing.

### **THE RIGHTS OF THE ACCUSED:**

- A. The right to written and oral explanation of the charges.
- B. The right to file a campus restraining order to prohibit harassment of the accused by the victim, acquaintances, or supporters.
- C.

- D. The right to be presumed innocent.
- E. The right to a fair and impartial hearing.
- F. The right to have someone accompany him/her through the hearing. All participants will be bound by the rules of confidentiality governing the hearing. Subject to court subpoena, all participants have the right not to have their identity revealed outside the confidential proceedings, without consent.
- G. The right to know ahead of time the names of the witnesses to be called to the hearing.
- H. The right to remain silent.
- I. The right to testify on his/her behalf.
- J. The right to be informed within a reasonable period of the committee findings, and of the outcome of the hearing.
- K. The right to appeal the decision of the Sexual Assault Hearing Committee to the appropriate person.
- L. The right not to have past sexual history discussed during the hearing.

### **SEXUAL ASSAULT HEARING COMMITTEE**

The Sexual Assault Hearing Committee will be composed of a pool of fifteen individuals (A combination of faculty, staff, and students), five of whom will hear each complaint. The committee is trained to, and charged with the responsibility of, listening to the allegations and any responses, making a decision as to the validity of the charge, and making a recommended decision and sanction.

### **SELECTION PROCESS**

The pool from which the members will be selected shall consist of representatives from the following categories: students, support personnel (clerical/secretarial, technical/paraprofessional,

Sexual assaults are a serious concern of New Jersey

