



POLICY

Title: SEXUAL ASSAULT	Code: G0301
Authority: Higher Ed Reauthorization Act - 1992; WTCSB Administrative Code TCS Chapter 6; Hate Crime Statistics Act; Campus Security Act; 1989 WI Act 177; Wis. Stats. § 36.11(22), 38.12(11), and 940.225; Board Minutes, 10/25/93; 1/25/00; 9/25/07	Original Adoption: 10/25/93 Revised/Reviewed: 9/25/07 Effective: 9/26/07

BACKGROUND

Wisconsin Statutes recognize that sexual assault, sexual exploitation by a therapist, and harassment are serious criminal offenses. This policy is to make the MATC community aware of the seriousness of such offenses and to ensure students and employees that such behavior will not be tolerated on our campuses.

Sexual assault is a serious criminal matter accompanied by criminal penalties. Unconsented sexual intercourse, sexual contact, or relations with a person who, because of mental illness, unconsciousness, or other incapacity, is deemed unable to consent, constitutes a Class B, C, or D felony, depending on the degree of force used and other circumstances. Unconsented sexual contact without intercourse or proven use-of-force or violence is a Class A misdemeanor. "Sexual intercourse" includes anal intercourse and oral sex.

Maximum penalties for sexual assault for felonies include: Class B, 40 years; Class C, 10 years and/or \$10,000; Class D, 5 years and/or \$10,000. Class A misdemeanor maximum penalties include 9 months and/or \$10,000, and Class B includes forfeiture of \$1,000.

This policy will also address education, procedures after an alleged assault, internal reporting procedures, and procedures for on-campus disciplinary action. Additional information, such as more detailed definitions of sexual assault and harassment, rights of victims and witnesses of crime, protective behaviors and sexual assault and forcible rape statistics, can be found in the MATC publication "Employees' and Students' Right to Know" flyer. This flyer is mailed to all students who are enrolled in at least one credit and to all staff members annually.

EDUCATION

MATC is committed to protecting and ensuring the rights of its students and staff members and to eliminate all forms of sexual harassment on its campuses.



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All students are required to attend the new student orientation "BRIDGES TO SUCCESS," in which they will receive information regarding sexual harassment and sexual assault in accordance with federal laws.

Annually MATC provides the students with an updated informational booklet regarding this and related subject matters:

Alcohol and Other Drug Use
Sexual Assault and Sexual Harassment
Campus Security and Crime Statistics

REPORTING SEXUAL ASSAULT

If a student or employee is sexually assaulted on campus, he or she should immediately contact the Public Safety Department at the Milwaukee Campus, or the Operations Manager, or Office of Student Affairs at the North, South, or West Campuses. Points of contact are as follows:

Milwaukee Campus - Day

Public Safety Office
Main Building, Room M276
297-6990

Emergency Response Center

Main Building, Room M-274
24 Hour Service
297-6200

Office Of Student Life

Student Services Building
Room S301
297-6870

Director Of Employee Relations

Main Building, Room M54
297-8594

North Campus - Day/Evening

Switchboard, RoomA-280
571-4500 x54500

West Campus - Day/Evening

Switchboard, Room 101
456-5500 x65500

Milwaukee Campus - Evening

Public Safety Office
Main Building, Room 276
297-6588 or 297-6200

South Campus - Day/Evening

Switchboard, Room A106
238-2200



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POST-ASSAULT ASSISTANCE

1. Sexual assault is traumatic. If a victim needs support in reporting or coping with the incident, the MATC Family and Women's Resource Center staff and Health Center nurses can provide sensitive assistance and support.
2. Students and staff will be informed about options for and available assistance in changing academic/work and living situations after an alleged sexual assault incident if so requested by the victim and if such changes are reasonably available.

REPORTING and DISPOSITION OF SEXUAL ASSAULT CASES

Reporting the assault to the Public Safety office and Office of Student Affairs will ensure an investigation into the matter which may warrant internal disciplinary sanctions. All MATC students are governed by the Student Code of Conduct. Employees are also subject to disciplinary action in accordance with Board policies and collective bargaining agreements.

Procedures for the administration of on-campus disciplinary action in cases of alleged sexual assault are as follows:

1. The accuser and the accused are entitled to the same opportunities to have others present during a campus disciplinary proceeding.
2. Both the accuser and the accused shall be informed of the outcome of any campus disciplinary proceeding or employee disciplinary proceeding brought alleging a sexual assault.
3. Students and staff will be informed of their options to notify proper law enforcement authorities if they have not already done so and/or the intake person will assist the student or staff member in contacting authorities.
4. Students and staff will be informed about existing counseling, mental health, or student services for victims of sexual assault, both on campus and in the community.

STATUTORY REPORTING REQUIREMENTS

Cumulative annual statistics concerning offenses on campus will be published in the "Employees' and Students' Right to Know" flyer.