

Gogebic Community College

STUDENT SEXUAL MISCONDUCT REPORT

A Disclosure of Student Sexual Misconduct for the calendar year 2017.

Release date: October 2018.



TITLE IX

Gogebic Community College creates an inclusive environment for all individuals regardless of sex, gender identity, sexual orientation, age, race, national origin, ethnicity, ability, or military status in the execution of its educational programs, activities, employment, daily operations, and admission practices.

ABOUT TITLE IX

Title IX of the Education Amendments of 1972 states:

“No person in the United States shall, on the basis of sex (gender), be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving federal financial assistance.”

The Title IX Coordinator has primary responsibility for coordinating college Title IX compliance efforts, including oversight of college personnel and student related policies such as sexual misconduct, harassment, and non-discrimination; coordination of training; and administration of grievance procedures.

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Disclosure of Crime Statistics – Clery Act

Congress enacted the Crime Awareness and Campus Security Act in 1190, which amended the Higher Education Act of 1965 and is now known as the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.

Gogebic Community College follows the requirements of the Clery Act by timely notifications to the campus community of certain crimes or incidents that are (1) reported to local law enforcement and (2) considered by the institution to represent a serious or continuing threat to students and employees. Furthermore, the Act requires the College to compile and publish a list of crime statistics. The Institutional Researcher for Gogebic Community College prepares this report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. Additionally, the college reports all fire incidents. Local law enforcement is asked yearly to provide information that is necessary to fully complete this report. Notice of this report is provided to students, staff, and faculty annually. This report is also placed on the College's website for public review.

What is Sexual Misconduct?

Definitions from the Uniform Crime Reporting Handbook:

Domestic Violence

A pattern of learned behavior in which one person uses physical, sexual, and emotional abuse to control another person against a household or family member.

Dating Violence

Dating violence is a pattern of assaultive and controlling behaviors that one person uses against another in order to gain or maintain power and control in the relationship. The abuser intentionally behaves in ways that cause fear, degradation and humiliation to control the other person. Forms of abuse can be physical, sexual, emotional and psychological.

Stalking

Behavior in which a person repeatedly engages in conduct directed at a specific person that places that person in reasonable fear of his or her safety or the safety of others. "Conduct" means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, threatens, or communicates to or about a person, or interferes with a person's property.

Sex Offenses

Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent.

Rape (Forcible)

The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.

Forcible Fondling

The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Incest

Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape

Non-forcible sexual intercourse with a person who is under the statutory age of consent.

On-Campus

Defined as (1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of or in a manner related to the institution's educational purposes, including residence halls; and (2) Any building or property that is within or reasonably contiguous to the area identified in paragraph (1), that is owned by the institution but controlled by another person, is frequently used by students and supports institutional purposes (such as a food or retail vendor).

Non-Campus Building Or Property

Defined as (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) Any building or property owned or controlled by an institution that is used in direct support of or in relation to the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

Public Property

Defined as All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus or immediately adjacent to and accessible from the campus.

The Number of Reports of Sexual Misconduct

Gogebic Community College encouraged every member of the campus community to report sexual misconduct. During the 2017 year, **three (3)** reports of Domestic Violence were reported on campus in the residence hall. All three were reported to the Title IX Coordinator.

How the Sexual Misconduct Reports Were Addressed

As each reported incident were assaults, law enforcement was called, leading to three arrests. Upon investigation by the college, all three were determined to fall within the scope of the college's sexual misconduct policy.

In all three cases, the complainants and respondents were offered support through the college's Counseling Center as well as through the Domestic Violence Escape (DOVE) agency in Ironwood.

In all three cases, the Respondent was instructed not to have contact with the Complainant. There were no academic accommodations necessary in any of the cases.

In one case, the college provided housing accommodations for the Complainant and removed the Respondent from the Residence Hall.