Title IX Student Services

UMaine Residence Life
Before we start

During this training we are going to talk about some very sensitive subjects. If for any reason you need to excuse yourself, please give us a thumbs up so that we know you are okay.
Introductions

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  Student Life Educator

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  Interim Deputy Title IX Coordinator
Our purpose

• Prepare ResLife staff to identify and report sexual harassment;
• Provide ResLife staff an overview of Title IX sexual harassment process;
• Discuss reporting responsibilities and community resources.
Agenda

• Defining Title IX
• Sexual misconduct: definitions and terms
• Consent and respect
• Prevention
• Policy/Procedure
• Reporting & Resources
• Alcohol and other drugs
• Hazing
• Issues of bias
Laws & Guidance
Defining Title IX

“No person in the U.S. shall, on the basis of sex be excluded from participation in, or denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal aid.”

Equity in athletics, pregnant/parenting students, and sexual harassment.

Ending educational barriers based on sex discrimination.
Types of Title IX sexual harassment

- Quid pro quo;

- Sexual assault (Clery); dating/domestic violence or stalking (VAWA);

- Unwelcome conduct that a reasonable person would find severe, pervasive, and objectively offensive that it denies a person equal educational access.
Facts

National

- 1/5 women, 1/3 Black women, 1/33 men
- Most victims knew their attacker
- Sexual assault most underreported crime
- 50% involve alcohol
- 1/4 women & 1/7 men experience IPV
- 2/3 assaults between 6pm – 6am

UMaine

- Occurs within the first few weeks or school
- RA’s most common referral source
- 9 in 10 involve alcohol
UMaine System Title IX Violations

- Sexual Harassment
- Sexual Violence
- Dating/Domestic Violence
- Stalking
- Retaliation
Definitions--all prohibited behavior across UMS

- **Sexual Harassment**
  - unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature, including sexual assault and sexual violence

- **Sexual Violence**
  - an offense that meets the definition of rape, fondling, incest, or statutory rape

- **Dating Violence**
  - violence committed against a person by an individual who is or has been in a social relationship of a romantic or intimate nature with that person
Definitions

● Domestic Violence
  ○ A felony or misdemeanor crime of violence committed by a current/former spouse or intimate partner; by a person who shares a child in common; by a person who is or has cohabitated with the victim as a spouse or intimate partner.

● Stalking
  ○ Fear for the person’s safety/safety of others; or a course of conduct (two + acts), including, but not limited to, the stalker directly, indirectly, or through third parties, by any action, method, or means, follows, monitors, or observes to or about someone or interferes with their property.
Definitions

- **Retaliation**
  - Retaliation is action taken by the University or any individual or group against any person for opposing any practices forbidden under this policy or for filing a complaint, testifying, assisting, or participating in an investigation or proceeding under this policy.
  
  - Retaliation includes intimidating, threatening, coercing, or in any way discriminating against an individual because of the individual’s complaint or participation.
Jurisdiction

TIX harassment...
- at the time of a formal complaint, Complainant must be participating or attempting to participate in edu program/activity;
- when occurring in the US;
- within educational program/activity.

UM cares about students regardless of where alleged conduct may occur.

Always encourage students to reach out for help/support.
What is Consent?

- Must be able to say “No”
- Consent to some activities does not imply “Yes” to others.
- Consent can be taken away at any time during the sexual encounter.
What is Consent?

- Clear, unambiguous voluntary agreement to participate in sexual activity
- It is active – not passive – expression
- Must be = power between parties
- Doesn’t exist if asleep, unconscious, or incapacitated due to drugs/alcohol/other conditions
- Must be present even if there’s a long standing relationship
Consent...
Prevention

- Train staff to recognize warning signs—examples of stalking behavior.
- Patterns of survivor behavior.
- Encourage “see something, say something”
- Bystander intervention
- Black Bear Pact and looking out for our community.
- Encourage reporting.
Prevention in your role

- Be aware of language
- Speak up
- Provide support
- Be present in conversation
- Have an open door
- Encourage students to get involved
- Empower others
- Names/pronouns, bathrooms
RL reporting

- Harassment/discrimination
  - Student support, offer UMPD report and to clean up image, Maxient report.
  - If student or staff would like more support, contact On-call.

- Sexual Assault, D/DV, Stalking
  - Student support, offer resources (UMPD, advocates, etc).
  - Inform student you must inform On-call. Maxient report.
  - 24/7 hotlines for Rape Response (800-310-0000) and Partners for Peace (800-863-9909)

- Call UMPD for anyone under age 17.
Mandated reporters

Once a “Responsible Employee” has either actual or constructive notice of sexual harassment/misconduct, the University must:

- Take immediate and appropriate steps to investigate what occurred
- Take appropriate and effective action to:
  - Stop the harassment
  - Remedy the effects
  - Prevent a recurrence

Note: Regardless of whether or not the victim makes a complaint or asks school to act.
Life Cycle of a report

- Report made
- Report reviewed
- Outreach
- Meeting

Support Services
Formal complaint
Reporting within Maxient

Please Choose:
- Title IX
- Other
- Adjustment Concern
- Family Issues

Nature of this report (Required):
- Organization Violation
- Physical/Verbal Abuse
- Smoking
- Theft
- Trespassing
- Vandalism/Damage
- Weapons

Urgency of this report (Required):

Date of Incident (Required):

Time of Incident:

Location of Incident (Required):

Specific location:

Your full name:

Your position/title:

Your phone number:

Your email address:

Your physical address:
Reviewing a report

- Report reviewed by TIXSS
- Outreach to the Complainant
- In that meeting...
  - discuss the incident, supportive measures, University and community resources;
  - discuss formal complaint process, complaint dismissal, informal resolutions;
  - Advisors, the investigation/hearing process.
Possible supportive measures

• No Contact Directives

• Academic: class schedules, assignments and deadlines, classroom layout/seating

• Housing: emergency relocation, permanent housing change.

• Dining: restriction of dining hall access.

• Student employment: work schedules/locations
Investigation/Hearing overview

• Complaints addressed in a timely manner

• Impartially conducted

• Trained investigators

• All Parties have equal rights to Advisors, information, process, and appeals.

• Could lead to a student conduct hearing.
Confidential resources

On-campus

• Cutler Health Center, 207.581.4000

• Counseling Center, 207.581.1392

Off-campus

• Rape Response, 800.871.7741 (24hr hotline)
  • Online helpline Wed & Sun from 8–10PM at www.rrsonline.org

• Partners for Peace, 800.863.9909 (24hr hotline)

• Penobscot Nation Domestic Violence & Sexual Assault Advocacy & Support
  • 207.631.4886
Introducing Community Resources
Private resources

• Title IX Student Services, 207.581.1406

• Office of Student Life, 207.255.1305

• Office of Equal Opportunity, 207.581.1226

• UMaine Machias Campus Safety, 911/207.263.9315
Forensic/Strangulation Exams

St Joseph Hospital
360 Broadway, Bangor, ME 04401
207-907-1000
Alcohol and other drugs

Be sure to familiarize yourself with these policies: AOD Policy
Medical Amnesty Program/ Good Samaritan
Alcohol Overdose signs

- Vomiting uncontrollably
- Incoherent/unable to communicate
- Shallow breathing
- Cannot be woken up
- Pale/Blue Lips/Cold to the Touch
Opioid Overdose signs

- Pinpoint pupils
- Unconsciousness
- Respiratory depression
Hazing

Applies to all students, faculty, staff, clubs, teams, recognized/unrecognized groups. Violation is a violation of Student Conduct Code, UMS policy, and/or state law.

Certain forms are against Maine State Law and UMS policy including on/off-campus.

Hazing: any activity without reasonable or legitimate educational value expected of someone joining a group or to maintain their status in a group that humiliates, degrades, or risks emotional, psychological, and/or physical harm, regardless of a person’s willingness to participate.

https://umaine.edu/studentlife/hazing/  https://umaine.edu/police/campus-eyes/
Hazing

Suspected violations should be reported to Community Standards, UMPD, or 911 in an emergency.

Cannot claim: consent was obtained; participant injury wasn’t a result of participation in a sanctioned activity; participant injury was unintentional; or participant injury was minimal.

https://umaine.edu/studentlife/hazing/  https://umaine.edu/police/campus-eyes/
Issues of bias

UMaine is committed to ensuring all community members can live, work, and study in an environment free from discrimination based on race, color, religion, sex, sexual orientation (including transgender status and gender expression), national origin, citizenship status, disability, genetic information, or veteran’s status in employment, education, and all other programs and activities.

Acts of hate and bias are unacceptable and antithetical to our commitment to an inclusive and respectful community.

UM Bias Response Team

Reporting: Maxient reporting form, UM Student Life, or contact UMPD
Contacting TIXSS & UM Student Life

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