

College Operating Procedures (COP)



Procedure Title: Sexual Assault and Other Crimes of Violence
Procedure Number: 08-0830
Originating Department: Public Safety

Specific Authority:

Board Policy 6Hx6:1.01; 6Hx6:2.07
Florida Statute 1001.64
Florida Administrative Code n/a

Procedure Actions: 01/01/10

Purpose Statement: It is the policy of the District Board of Trustees of Florida SouthWestern State College not to tolerate and to condemn, as being incompatible with the mission of the college, the commission of all forms of sexual assault and other crimes of violence by, or upon, any member of the college community, including students, employees, and guests of the institution.

Guidelines:

Crimes of violence, or other acts of violence, as defined by law that are prohibited under the policy include, but are not be limited to, the following: "sexual assault", which shall include the criminal offense of "sexual battery" (commonly known as "rape"); "aggravated assault"; "battery"; "aggravated battery", all as defined in Florida Statutes.

The commission of a sexual assault or other act of violence as defined by law and as prohibited under the policy, whether committed on or off a College campus or site, or at or in connection with a college-related or college-sponsored event, shall subject the violator, whether a student or employee, to appropriate disciplinary action by the college under student disciplinary and employee disciplinary policies and procedures of the college, with penalties up to and including expulsion as a student or termination of employment as an employee. College disciplinary proceedings may proceed before, during, or after criminal proceedings.

In the implementation of this procedure in accordance with the Board Policy, the president is authorized to adopt, periodically, and enforce procedures, including but not limited to, the provision of: information identifying laws prohibiting such misconduct; information regarding

the rights of victims and the services available to them; administrative procedures for the investigation by the college of cases involving sexual assault and other crimes of violence; administrative proceedings, disciplinary actions, and penalties which may be imposed upon violators; and, a comprehensive educational program to assure awareness within the College community of the problems of sexual assault, in order to discourage and attempt to prevent such assaults, and to encourage reporting and the receipt of assistance by victims

Procedures:

Administrative Procedures in Cases of Sexual Assault and Other Crimes of Violence.

- The vice president for student and academic services shall coordinate the handling by the college of cases involving sexual assault and other crimes of violence prohibited under this policy with the assistance of such other members of the staff of the college as he shall deem appropriate, including but not limited to the following: the office of public safety for the investigation and reporting of such incidents to the college administration and to appropriate local law enforcement agencies.
- The Dean for student services and Director of Counseling for the provision of victim assistance from internal or external sources for students and their families.
- The Director of Human Resources for the provision of victim assistance from internal or external sources for employees and their families.
- The college attorney for the coordination of legal issues arising from such incidents, including internal college disciplinary proceedings against employee or student violators; and, the director of marketing and communications for the coordination of internal and external media relations regarding the incident.

Educational Awareness Program

The Dean of Students, Director of Public Safety and Director of Student Life shall develop and coordinate a comprehensive on-going educational program to assure awareness within the College community of the problems of sexual assault, to discourage and attempt to prevent such assaults, and to encourage reporting and the receipt of assistance by victims.