Sexual Assault

<table>
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<tr>
<th>Section: Employee Relations</th>
<th>Policy Number: 703</th>
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<tr>
<td>Responsible Offices: Public Safety and Employee Relations and Compliance</td>
<td>Effective Date: Adapted 04/01/01</td>
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<td>Revised: 10/01/02; 08/04/03; 10/19/06; 09/15/09; 05/04/10; 01/07/11; 11/15/11; 04/04/13</td>
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Scope

This policy applies to all members of the University community, including faculty, staff, administrators and students.

Policy Statement

St. John’s University will not tolerate or condone any instance of sexual assault within its community. Sexual assault is any type of sexual contact or behavior that occurs without the explicit consent of the recipient, occurs under the threat of force or coercion, or where an individual is incapable of giving consent because of his or her temporary or permanent mental or physical incapacity. Falling under the definition of sexual assault are sexual activities as forced sexual intercourse, forcible sodomy, child molestation, incest, fondling, attempted rape and other non-consensual sex offenses.

Every member of the faculty, administration and staff of St. John’s University, acting in his or her capacity as an employee of the University, is obligated to immediately report any incident of sexual assault against any member of the University community upon learning of the incident. Even when the individual requests confidentiality of the incident, the employee has a responsibility to report it.

In addition, all potential criminal activity, including any allegation of criminal sexual assault or violence that is brought to the attention of any member of the University, must be reported to the Public Safety Department. A specific, limited exemption exists for a priest who learns of the behavior in a confessional or a licensed health or mental health professional when functioning in that individual’s designated role within the University as health professional in the health center or staff counselor in the Center for Counseling and Consultation. A priest who has a crime disclosed during the sacrament of confession will encourage and work with the penitent to find appropriate support services both on and off campus. Pastoral counselors or priests who have a crime disclosed to them outside of the sacrament of confession are required to report the crime in accordance with this policy.

Incidents of discrimination and harassment should be reported according to policy #704, the University’s Policy against Discrimination and Harassment and Related Complaint Procedures. Complaints filed with the University are subject to adjudication as outlined in policy #704. This policy also outlines the rights of both the complainant and the respondent and provides detailed complaint resolution procedures.

Additional information relating to sexual assault is distributed annually to the University community. The Public Safety website lists programs concerning crime prevention, sexual assault and campus safety; and the online Student Handbook addresses this in its chapter on
Maintaining Safety and Security on the St. John’s Campus. The policies listed below provide additional, related University policy information.

**Related Policies**

#704 Policy against Discrimination and Harassment and Related Complaint Procedures  
#707 Sexual Abuse of Minors  
#712 Reporting Student Crisis Situations  
#1003 Campus Public Safety  
#1006 Crime Awareness and Reporting

**University Resources**

Anyone who has been raped, sexually assaulted, experienced any form of sexual violence or has been the victim of any crime should consider discussing the incident with a professional staff person listed below. This discussion gives an opportunity to recount to a trained support person what has taken place and discuss how best to proceed. The support person will review options for formal reporting procedures and available medical and counseling resources.

In addition, there are many community resources available to assist in matters relating to sexual assault, such as the New York City Alliance Against Sexual Assault on the web at [http://www.svfreenyc.org/](http://www.svfreenyc.org/). Through contact with the University Resources listed below, members of the University community can get help to identify appropriate resources.

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<th>Queens Campus</th>
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| **Center for Counseling and Consultation Services** *(for student use only)*  
Marillac Hall R130  
(718) 990-6384 | **Public Safety Emergency Hotline**  
(718) 990-5252 |
| **Dean of Student Life**  
Bent Hall Garden Level, Room 16  
(718) 990-6774 | **Human Resources Services**  
(718) 990-6333/2565/1502 |
| **Wellness Education**  
Bent Hall Garden Level  
(718) 990-7537 | **Employee Assistance Program** *(for faculty, administrators and staff use)*  
Professional Counselors available 24/7  
(888) 777-0052 |

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<th>Staten Island Campus</th>
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| **Center for Counseling and Consultation Services** *(for student use only)*  
Flynn Hall, R115  
(718) 390-4451 | **Department of Public Safety**  
Spellman Hall, R116  
(718) 390-4487 |
| **Assistant Dean of Student Life**  
Campus Center, B11  
(718) 390-4006 | **Wellness Education Specialist**  
(718) 390-4082 |
| **Employee Assistance Program** *(for faculty, administrator and staff use)*  
Professional Counselors available 24/7  
(888) 777-0052 |  |
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<th>Manhattan Campus</th>
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| **Associate Director, Student Life**  
(212) 277-5173 | **Department of Public Safety**  
(212) 277-5155 |
| **Employee Assistance Program**  
(for faculty, administrator and staff use)  
Professional Counselors available 24/7  
(888) 777-0052 |