REPORTING OPTIONS
SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, AND STALKING

Reporting options are available to anyone who is a victim of sexual assault, dating violence, domestic violence, and stalking. These options include criminal and administrative reporting as well as non-reporting. This handout provides a brief description of each option.

CONFIDENTIAL VICTIM ADVOCATES
Regardless of how many options a victim chooses, a confidential victim advocate from CARE or Monarch Services can provide free and confidential support, as well as an explanation of each reporting option in detail. Confidential victim advocates can:

- Explain all of a victim’s rights and options, confidentially and anonymously.
- Accompany the victim throughout any reporting processes (should they choose to report), and assist with academic, housing, transportation, or employment accommodations.
- Be with a victim during a Sexual Assault Forensic Examination (SAFE), law enforcement or administrative interviews, phone calls, line-ups, or any other proceedings that involve criminal, civil or administrative reports. If a victim is in a situation without the advocate, they have the right to wait until the advocate is present before proceeding.
- Confidential victim advocates are available to assist a victim 24 hours a day, 7 days a week.
  - UC Santa Cruz confidential advocates are available during business hours.
  - Advocates from Monarch Services are available 24/7.

CRIMINAL REPORTING
Filing a Police Report
The UC Santa Cruz Police Department has primary law enforcement jurisdiction over the University of California, Santa Cruz and other affiliated properties (owned, leased or controlled) with the Regents of the University of California. Crimes may be reported confidentially to the UC Santa Cruz Police at (831) 459-2231 or by calling 911. If appropriate, the UC Santa Cruz Police Department may also assist a victim with filing a police report with other law enforcement agencies. For crimes that occur in the City of Santa Cruz, please contact the Santa Cruz Police Department at (831) 420-5800 or by calling 911. Confidential victim advocates, Campus Security Authorities, and others acting on a victim’s behalf may also assist a victim with filing a police report.

The UC Santa Cruz Police Department strongly encourages the immediate reporting of crimes. However, it is a victim’s choice to report a crime and may therefore decline to notify law enforcement authorities. If a victim chooses not to report the crime immediately, a report can still be made at a later date, as reporting to the police is an option at anytime.

Both Federal and State law require certain campus officials to immediately report crimes to the UC Santa Cruz Police Department and/or local law enforcement agencies. Unless the victim gives permission to provide identifying information, the official making the report to law enforcement must keep the identifying information confidential. The information about the crime is used to determine whether the issuance of a Timely Warning or an Emergency Notification to the community is necessary, and to assist in gathering required statistics.

Non-Investigative Reporting
A sexual assault victim has the option to have a SAFE exam (commonly referred to as an “evidence kit”) without filing a police report. This is called a Non-Investigative Report (NIR). Because hospital staff members are mandated reporters they will have to call law enforcement; however, after law enforcement arrives, the victim has the right to decline speaking to law enforcement. Some documentation may be completed by law enforcement in order to comply with legal requirements but this information will remain confidential.

Any evidence obtained during the examination will be collected and retained for a period of 24 months to allow a victim time to reconsider their options, including filing a police report. After 24 months, if the victim has not initiated contact with the appropriate law enforcement agency, the evidence may be destroyed.

FOR INFORMATION, RESOURCES, AND SUPPORT:
safe.ucsc.edu
The UC Santa Cruz Student Health Center DOES NOT conduct SAFE exams. These exams are done at Dominican Hospital. UC Santa Cruz students or employees who want to utilize the NIR option should contact a confidential victim advocate on or off campus who can offer free and confidential assistance with this process.

Evidence Preservation
The preservation and collection of all physical evidence, including clothing, is paramount and should be collected immediately, ideally within the first 24 hours. Do not shower or wash since evidence would be lost. After the evidence is collected, it may be sent for analysis. It may be collected later than this, but the quality and quantity of the evidence may be diminished. Even if no physical injuries are present, a SAFE exam is strongly recommended to maintain all legal options. If too much time has passed, a forensic nurse may not be able to perform a SAFE exam.

UC SANTA CRUZ ADMINISTRATIVE REPORTING
Any victim has the choice of reporting to the Title IX Officer under UC Santa Cruz policy. UC Santa Cruz encourages anyone who has experienced sexual assault, dating violence, domestic violence, or stalking to report an offense as soon as possible after its occurrence, in order for appropriate and timely action to be taken. CARE advocates, Campus Security Authorities, and others acting on a victim’s behalf may also assist a victim with filing an administrative complaint.

When an administrative complaint is made, the Title IX Officer or designee conducts the investigation to determine whether a violation of policy occurred. For more information about administrative procedures, contact the Title IX Officer at (831) 459-2462.

Interim and Remedial Measures
Before or during a formal investigation process, complainants may request changes to academic, living and working status, and transportation conditions or other interim protective and remedial measures. The University may provide such measures if the complainant requests them and if they are reasonably available. For example, a complainant may request a no contact directive, a lawful directive issued by a University official that prohibits contact between two or more parties. A no contact directive is appropriate when there is reason to believe that future contact will result in property damage, disruption, harassment, intimidation or threatening conduct or physical abuse. A complainant can contact a CARE advocate, Student Conduct officer, or the Title IX Officer for assistance with setting up interim measures.

Amnesty Provision
An individual who participates as a complainant or witness in an investigation of sexual assault, domestic violence, dating violence, or stalking will not be subject to disciplinary sanctions for a violation of the institution’s student conduct policy at or near the time of the incident, unless the institution determines that the violation was egregious, including, but not limited to, an action that places the health or safety of any other person at risk or involves plagiarism, cheating, or academic dishonesty.

Obtaining a Protective/Restraining Order
A victim may also choose to obtain a protective/restraining order. Protective orders are civil court orders to protect victims who have experienced or are reasonably in fear of physical violence, sexual assault, or stalking by another individual. In California, a victim may obtain a domestic violence restraining order or a civil harassment restraining order. Contact a confidential victim advocate for assistance with this process.

In addition, victims may request an emergency protective order through a law enforcement agency, which goes into effect immediately and lasts for 7 calendar days. Finally, in some cases, the University may seek a protective/restraining order for an employee who has suffered unlawful violence or received a threat of violence in the workplace from any individual. If granted, the order may last up to three (3) years.

NON-REPORTING OPTIONS
Victims may contact the CARE Advocate Office, Counseling and Psychological Services (CAPS), or the Employee Assistance Program (EAP) for more information, emotional support, and/or individual and group counseling. If the victim would like to seek support off campus, Monarch Services provides services to victims of sexual assault, dating violence, domestic violence and stalking, and Walnut Avenue Women’s Center offers services to victims of domestic violence in Santa Cruz County.
UC President’s Task Force on Preventing and Responding to Sexual Violence and Sexual Assault

**Charge:** President Napolitano formed a Task Force in June 2014 and established the goal for the University of California to be the national model in combating sexual violence and sexual assault issues on every campus.

**The objectives of the Task Force are as follows:**

- Identify steps to improve the UC’s current processes that will make a difference in affecting cultural change in sexual violence and sexual assault prevention.
- Develop recommendations for implementing strategies to support excellence in response and reporting, prevention, education, and advocacy, utilizing evidence-informed solutions and approaches.

During Phase I (July-August 2014) the Task Force generated 7 major recommendations (see below), all of which were accepted by President Napolitano and reported to the Regents in September 2014. During the first part of Phase II (September 2014-December 2015), an implementation plan for recommendations #1, #4, #5, and #6 was generated which was presented to President Napolitano on December 19, 2014 followed by a milestone report to the Regents on January 21, 2015. Development of an implementation plan for the final three recommendations will be completed by the end of the second part of Phase II (January 2015-July 2015). While the work of the Task Force to date has focused primarily on strategies for addressing cases of sexual violence and sexual assault involving students, for the remainder of Phase II the strategies will be expanded to address the particular needs of cases involving staff and faculty.

**Overview of Recommendations and Implementation Dates:**

**Recommendation 1:** Establish a consistent “response team” model at all campuses

- The response team requires all locations use a similar practice to address sexual misconduct. This response team consists of two teams with different functions and purposes. The first team (the “Case Management Team”) maintains consistent coordination of reported cases and ensures that all cases are addressed efficiently and effectively. The Title IX Office coordinates and facilitates the case management team.

- The second team (“the Coordinated Community Review Team”) is responsible for a campus collaborative approach to address sexual misconduct, and focuses on reviewing and providing feedback on campus and systemwide policies, overseeing community relations, discussing legal updates, and overseeing prevention education and outreach efforts. The Title IX Office manages the coordinated community review team. The first two meetings occurred in April and July, an undergraduate rep has been appointed to the CCRT and some undergraduates have been appointed to the student sub-committee but we are seeking more applicants, especially graduate students. We are also recruiting an at-large faculty representative.

**Recommendation 2:** Adopt systemwide, standard investigation and adjudication standards

- Work on the clarification of these standards is in progress; the investigation and adjudication (student conduct only) standards are just about complete; the recent
UCSD court case has complicated the discussions around the adjudication model; no in-depth discussion at this point about staff and faculty adjudication standards.

**Recommendation 3: Develop a comprehensive training and education plan**

- Work on the development of an education and training master plan for the 2015-16 academic year is in progress; Laura Young-Hinck will take primary responsibility for managing the master plan and will work with staff across campus on maintaining records of all prevention and education efforts.

**Recommendations 4 & 6: Implement a comprehensive communication strategy to educate the community and raise awareness about UC programs; Establish a comprehensive system-wide website with campus customization capabilities**

- Recommendations 4 and 6 are both part of an overall communication strategy and have been combined for consistent implementation. In January, a systemwide website and individual campus websites were launched in January, all of which contain a common set of information, nomenclature, and referrals to similar resources. Individual campus websites also include additional information specific to each campus.

http://safe.ucsc.edu

- In addition, we have developed a draft public awareness campaign to raise awareness, disseminate information, and direct student, staff, and faculty to the appropriate campus resources. We are seeking input from various constituent groups to help us further develop the campaign. We also developed a safe@ucsc badge, which will be placed on all key UCSC websites and will connect directly with the safe.ucsc.edu website.

**Recommendation 5: Establish an independent, confidential advocacy office for sexual violence and sexual assault on each campus**

- Emily Crutcher has been hired as the new coordinator for the CARE Advocacy Office. In addition, a new sexual prevention education coordinator has been hired who will start at the end of August; a second full-time confidential advocate will be hired this fall.

- **The Advocacy Office is now located at Kresge College.** It is important for this office to be separate and distinct from any reporting and investigation function to maintain independence, confidentiality and/or privilege.

**Recommendation 7: Initiate/Develop a systemwide standard data collection system**

- The development of the UCSC case management systems for the Title IX Office and the confidential victim advocates office is almost complete; we have started using the system as of July 1, 2015; Student Conduct already uses this database management system. Monthly metrics are sent to UCOP.

**Recommendation 8:**

- Respondent support services will be required to provide resources and support to respondents. **UCSC still has no clear respondent support services in place.**