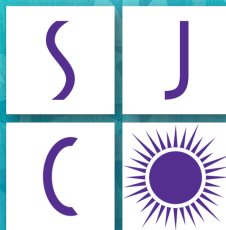


SAN JUAN COLLEGE — TITLE IX

SURVIVOR'S Resource & Options Guide

SURVIVING SEXUAL ASSAULT,
STALKING, DATING &
DOMESTIC VIOLENCE



SAN JUAN COLLEGE

Introduction

This guide explains San Juan College resources and options available to individuals impacted by sex-based harassment including sexual assault, domestic violence, dating violence, and stalking. Below, you will find valuable information and resources to familiarize yourself with options if you or another individual experiences sex-based misconduct.

In compliance with federal law (Title IX), the College has appointed a Title IX Coordinator whose role is to ensure that members of the community receive Title IX protections as guaranteed by law and institutional policy. A complaint can be filed by calling the Title IX Coordinator at 505-566-3515 or emailing the report to TitleIX@sanjuancollege.edu or filing it online by going to: sanjuancollege.edu/titleix/ and select the How to Report tab to access and submit the Online Reporting for Title IX.

This can be an overwhelming time for someone who has experienced sex-based misconduct. The College regrets that you may have had such an experience. We want you to know that we are here for you and want to ensure you are empowered to make the choices that are best for your needs, without pressure and with respect for your autonomy and privacy. Contact information for Confidential Reporters are listed in the next section. San Juan College employees are mandatory reporters who will notify the Title IX Coordinator.

Choose how to proceed. You have options. You can: (1) do nothing until you are ready, (2) pursue a College resolution, (3) initiate criminal proceedings, (4) initiate a civil process against the perpetrator, and/or (5) pursue healing options that do not require reporting to any official. You may pursue whichever combination of options is best for you. If you pursue a College resolution, your options can include an investigation, administrative hearing, informal resolution, and/or supportive measures. Those options are summarized below and explained in detail in the College's Equal Opportunity, Harassment, and Non-Discrimination Policy, found here: <https://www.sanjuancollege.edu/about/consumer-info/title-ix/>.

Reporting Options

To make informed choices, all parties should be aware of confidentiality and privacy considerations, as well as institutional mandatory reporting requirements.

Confidential Reporting: A confidential resource is not required to share information about disclosures of sex-based harassment with the College. If an impacted individual would like the details of an incident to be kept confidential,

they may speak with the following:

For Students

Student Health and Counseling Services at 505-566-4255. Mon and Wed: 8am-12pm and 1pm-6pm, Tue and Thurs: 7am-12pm and 1pm to 5pm and Fri: 8am-12pm, including the UWill Telehealth Counseling for degree seeking students to register at app.uwill.com and schedule an appointment.

For Employees

Employee Assistance Program Counseling Services at 1-833-515-0771, TTY: 800-697-0353, 24 hours/7 days a week.

Local Off Campus Confidential Resources

Impacted individuals may speak with professionals unaffiliated with San Juan College without concern that policy will require them to disclose information to the institution without permission: Licensed professional counselors and other medical providers, local rape crisis counselors, domestic violence resources, local or state assistance agencies, Clergy/Chaplains, and Attorneys.

Contact Information

- Sexual Assault Services of Northwest New Mexico 24-Hour Crisis Hotline at 505-326-4700 or Toll Free at 1-866-908-4700
- Victim Advocate, Farmington Police Department at 505-599-1004 or 505-599-1005. 8:00 am-5:00 pm, Monday-Friday
- Family Crisis Center at 505-325-3549. 8:00 am-9:00 pm, Monday-Thursday. 24-Hour Domestic Violence Crisis Line at 505-564-9192;888-440-9192
- Navajo United Methodist Center|New Beginnings (Support for Survivors) at 505-325-7578. 8:30 am-5:30 pm, Tuesday-Friday
- DNA Legal Services at 505-325-8886
- The New Mexico Immigrant Law Center (Visa and Immigration Services) at 505-247-1023. 1:00-5:00 pm, Mondays, 9:00 am-5:00 pm, Tuesday-Friday (Closed 12 pm for Lunch) Services are located at 625 Silver Ave. SW, Ste.410, Albuquerque, NM 87102

Mandated Reporting: All employees not designated as confidential above are mandated reporters. This means they are required to disclosures about sex-based misconduct with the Title IX Coordinator. The Title IX Coordinator

will reach out to offer support and the opportunity to initiate a complaint to the impacted party, but the impacted party can choose whether to respond or participate in any meeting or process.

If You Have Experienced Sex-Based Misconduct

If you are off campus and experiencing an emergency, you can call local police by dialing 911. You may also call the local police department's non-emergency line at 505-334-6622.

- 1. Go to a safe location as soon as you are able.**
- 2. Contact any of the following for immediate assistance on campus:**
 - a. Title IX Coordinator at 505-566-3515
 - b. Department of Public Safety at 505-566-4444
 - c. Dean of Students at 505-566-3170
- 3. Medical Attention:** Seek immediate medical attention if you are injured or believe you may have been exposed to the risk of an STI/STD or pregnancy. Evidence collection, STD prevention medication and sexual assault medical examinations are provided for free at Sexual Assault Services of Northwest New Mexico. If you have severe injuries call 911 or go to the hospital emergency room.

Sexual Assault Services of Northwest New Mexico
622 W Maple Street, Farmington, NM 87401 | 505-326-4700

San Juan Regional Medical Center,
801 W Maple Street, Farmington, NM 87401

- 4. Evidence Preservation:** Preserving evidence is critical to potential criminal prosecution and to obtaining restraining/protective orders, and it is particularly time sensitive.

The following steps will help preserve evidence:

For instances of Sexual Assault:

- If possible, avoid urinating, showering, bathing, washing hands or face, or douching, refrain from smoking, eating, drinking, or brushing teeth or changing your clothes following an assault: although evidence may still be collected even if you do. If clothes are changed, place soiled clothes

in a paper bag (plastic destroys evidence) or a secure evidence container (if provided one by law enforcement). If you are still wearing any clothes worn during the incident, wear them to the hospital, but bring a change of clothes, as the hospital will keep the clothes you are wearing as evidence.

- Typically, police will be called to the hospital to take custody of the forensic kit, but it is up to you whether you wish to speak with them or file a criminal complaint.
- Seeking medical treatment, in general, can be essential, even if it is not for the purpose of collecting forensic evidence.

For instances of Stalking/Dating Violence/Domestic Violence/ Sex-Based Harassment:

- Evidence in the form of text and voice messages will be lost, in most cases, if the impacted individual changes their phone number.
- Make a secondary recording of any voice messages and/or save the audio files to a cloud server.
- Take screenshots and/or a video recording of any text messages or other electronic messages (e.g., Instagram, Snapchat, Facebook).
- Save copies of email and social media correspondence, including notifications related to account access alerts.
- Take time-stamped photographs of any physical evidence, including notes, gifts, etc., in place when possible.
- Save copies of any messages, including those showing any request for no further contact.
- Obtain copies of call logs showing the specific phone number being used rather than a saved contact name if possible.

5. Contacting Law Enforcement: The College will provide assistance contacting law enforcement, if the impacted individual wishes to do so. Contacting law enforcement is not required to receive support or to engage other options for resolution through the College. Local law enforcement can assist with evidence collection, evidence preservation, taking statements, pressing criminal charges, and obtaining protective or restraining orders. Local law enforcement agencies include:

Farmington Police Department, non-emergency number 505-334-6622

The College will also help facilitate contact with any other law enforcement

agencies not listed above if those agencies would have jurisdiction over the alleged misconduct or could otherwise provide support for or information to the impacted individual.

6. **Resolution Options:** Impacted parties have a variety of procedural options for resolution of a complaint of sex-based misconduct at the College. Informal Resolution is a College administrative process, not a criminal or civil process. For more information, see the Equal Opportunity, Harassment, and Non-Discrimination policy at <https://www.sanjuancollege.edu/about/consumer-info/title-ix> or contact the Title IX Coordinator at TitleIX@sanjuancollege.edu or call 505-566-3515.

Initiate a Complaint and Investigation with a Decision-maker: An impacted party may initiate a complaint with the Title IX Office and request an investigation into the allegations. The assigned investigator(s) will interview parties and relevant witnesses, collect evidence, and write an investigation report OR provide a summary of evidence for the parties' review. After the investigation is complete, individual meetings with a Decision-maker will take place, and the Decision-maker will determine whether a violation of College policy occurred. This is a College administrative process, not a criminal or civil process.

Informal Resolution: An impacted party may seek to resolve the allegations through an Informal Resolution, according to the parameters set out in policy. All involved parties and the Title IX Coordinator must consent to Informal Resolution. The College offers approaches to Informal Resolution:

- **Supportive Resolution:** The College can provide individualized support measures to maintain or restore the impacted individual's access to the College's education program and activities.
- **Educational Conversation:** The Title IX Coordinator can resolve the allegations informally by having a conversation with the person alleged to have committed the policy violation to discuss the allegations and institutional expectations. If the impacted individual wishes to have this conversation, the Title IX Coordinator or Dean of Students may accompany them, if desired.
- **Accepted Responsibility:** The person alleged to have committed the policy violation is willing to accept responsibility for violating policy and accept sanctions, and the impacted individual and College accepts the resolution terms.
- **Alternative Resolution:** Could include, but is not limited to agreement to

pursue individual and community remedies included targeted and broad-based educational programming and training, mediation and facilitated dialogue as a means to reaching an agreed-upon resolution.

- If the impacted party chooses to initiate an investigation, Informal Resolution is available at any time during an investigation (see above) prior to a final determination. No investigation is required, though, to have access to Informal Resolution options.
- **No Action Taken:** Unless a severe and imminent threat to the health or safety of the impacted individual, or the wider College community exists, if the impacted individual declines to pursue College action to resolve the allegations of sex-based harassment, the College will provide support but not pursue resolution. The impacted individual may pursue any of the above resolutions at any time.

Impacted individuals may also seek criminal charges or civil remedies, outside the administrative resolution options the College offers, as outlined above. For more information on criminal charges or civil remedies, please contact a victim advocate off campus at the Farmington Police Department by calling 505-599-1004 or 505-599-1005 or an advocate at the Family Crisis Center by calling 505-325-3549; hotline (505) 564-9192; 888-440-9192. Link to file police report with FPD; <http://www.fmtn.org/734/File-a-Police-Report>.

7. **Protection Orders.** The Title IX Coordinator, Department of Public Safety, or local law enforcement can provide information for obtaining a protection order, if desired. A protection order, imposed by a court, would prohibit proximity and/or contact between individuals.

Supportive Measures And Rights In The Resolution Process

Supportive Measures

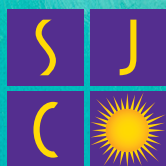
- The College will assist any impacted party with accessing counseling, advocacy services, health care, legal support, student financial aid, and visa and immigration assistance, both on campus and in the community.
- The Title IX Coordinator will discuss the availability of supportive measures after an alleged incident of discrimination, harassment, and/or retaliation. No complaint or investigation, either campus or criminal, needs to occur before this option is available.
- Be informed of options for, available assistance in, and how to request

changes to academic, living, transportation, and working situations as well as protective measures offered by the College.

Rights of Parties in the College Title IX Resolution Process

Under the policy and procedures, the parties have the right to:

- An equitable investigation and resolution of all credible allegations of prohibited discrimination, harassment, retaliation, and other prohibited conduct, when reported in good faith to College officials.
- A fundamentally fair resolution as defined in College procedures.
- Timely written notice of all alleged violations, including the identity of the parties involved (if known), the specific misconduct being alleged, the date and location of the alleged misconduct (if known), the implicated policies and procedures, and possible sanctions.
- Be able to select an Advisor of their choice to accompany and assist the party in all meetings and/or interviews associated with the resolution process.
- Have College policy and procedures followed without material deviation.
- Be treated with respect by College officials.
- Have the Department of Public Safety, and/or other College officials respond promptly to alleged policy violations.
- Have the College maintain supportive measures for as long as necessary, ensuring they remain confidential, provided confidentiality does not impair the College's ability to provide the supportive measures or comply with the law.
- Preservation of confidentiality/privacy, to the extent possible and permitted by law.



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San Juan College does not discriminate on the basis of actual or perceived race, color, national origin, ancestry, religion, sex, pregnancy or related conditions, sexual orientation, gender identity, disability, age, genetic information, spousal affiliation, veteran's status, or on the basis of any other category protected under federal, state and local laws, in any educational programs and activities, or its employment and admission decisions. Inquiries should be directed to the Title IX Coordinator at (505) 566-3515.