

I think I may have experienced some type of sexual violence but I am not sure...

Consent is:

An affirmative act that is informed, conscious, voluntary, and mutually agreed to. It is the responsibility of each person involved in the sexual activity to ensure that they have the affirmative consent of the other participant(s) to engage in the sexual act. Lack of protest or resistance is not consent, nor is silence consent. Affirmative consent must be voluntary, given without coercion, force, threats, or intimidation. Consent can be withdrawn at any time. Once consent is withdrawn, the sexual activity must stop immediately. If a person is mentally or physically incapacitated so that the person cannot understand the fact, nature, or extent of the sexual activity, there is no consent; this includes incapacitation due to alcohol or drug consumption or being asleep or unconscious. Consent to one form of sexual activity (or one sexual act) does not constitute consent to other forms of sexual activities (or other sexual acts). The existence of a dating relationship between the persons involved, or the fact of past sexual activity, should never be assumed to be an indicator of consent.

YES MEANS YES.

Sexual Misconduct is:

Engaging in any sexual activity without first obtaining affirmative consent, whether by an acquaintance or by a stranger. All people regardless of their gender, sexual orientation, gender identity or expression, perceived or otherwise, can be victims of Sexual Misconduct.

Dating/Relationship Violence is:

Abuse committed against someone. It is about power and control and can occur regardless of the length of the relationship or gender of the individuals in the relationship. Physical violence frequently is accompanied by other forms of abuse including emotional, psychological, financial, and/or sexual, and relies on the use of threats, isolation, and intimidation.

Stalking is:

Engaging in a repeated course of conduct directed at a specific person that would cause a reasonable person to (a) fear for their safety or the safety of others or (b) suffer substantial emotional distress.

Persons who report, assist someone in reporting, and/or who have participated in an investigation/proceeding of sexual misconduct and relationship violence are protected from retaliation under University policy.

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Student Resources & Reporting Options for: Sexual Assault, Dating and Domestic Violence, Sexual Misconduct and Stalking



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I Want... I Need...

EMERGENCY/URGENT ASSISTANCE FOR MY SAFETY

- Call **911**
- Call **(408) 924-2222 or 4-2222** from a campus phone, or use a campus Bluelight phone to reach the University Police Department.

MEDICAL HELP

Medical centers, including the Student Health Center on campus, provide treatment of injuries, STI screenings, and pregnancy tests. If you wish to have an evidence medical exam ("rape kit") collected, visit the Santa Clara Valley Medical Center. To preserve evidence try not to: shower, brush your teeth, urinate, eat, drink, or change clothes.

SUPPORT/TALK ABOUT OPTIONS

Confidential resources (refer to the next page) are required by law to maintain near or complete confidentiality. They can provide information about your rights and options, and support you through the process. If you are unsure if what happened to you might be considered Sexual Misconduct, you can speak with anyone on the list of Confidential Resources.

REPORT A CONCERN

SJSU's primary concern is your safety, and the safety of the campus community. There are several reporting options available to you. These options will assist you in receiving necessary protection(s) (e.g., safety and interim measures) and support (e.g., academic and housing accommodations).

You may pursue one or more of these reporting options at any time; reporting options can proceed before, simultaneously with, or after one another. You have the right to have a friend, partner, family member, sexual assault victim advocate (survivor advocate), or other representative present while reporting the incident and throughout the SJSU and/or criminal process. You should not be deterred from reporting the incident out of concern that you might be disciplined for related policy or criminal violations.

SJSU REPORTING PROCESS

You have the right to report any Sexual Misconduct to SJSU's Title IX Coordinator. They will inform you of your rights and options, review the complaint procedures for investigating and addressing the incident, and provide you with campus and local resources for support.

CRIMINAL PROCESS

Sexual assault and relationship violence are crimes. SJSU encourages you to contact the University Police Department at (408) 924-2222 for more information about how to report a crime and the criminal process. A criminal investigation does not relieve the University of its obligation to respond under Title IX.

WHAT IF I WANT TO BE LEFT ALONE?

Remember that on campus and off campus resources and support are always available to you. Friends and family can offer support as well.

Confidential Counseling Resources & Medical Centers*

ON CAMPUS

SJSU/YWCA Survivor Advocate

On Campus: 9 AM to 5 PM
(408) 924-7300
Crisis: Call YWCA 24/7 Support Line
(800) 572-2782
survivoradvocate@sjsu.edu

Counseling and Psychological Services (CAPS)

(408) 924-5910

OFF CAMPUS

YWCA Silicon Valley

24-hour Sexual Assault and Domestic Violence Support Line
(800) 572-2782

Next Door Solutions to Domestic Violence

24/7 Hour Hotline
(408) 279-2962

Santa Clara Valley Medical Center**

Emergency Services
(408) 885-5000
This is the only hospital that provides comprehensive sexual assault response services.

**These resources are required by law to maintain near or complete confidentiality.*

***Under CA law, medical clinicians are required to report to the police instances in which they observe physical injury caused by assaultive conduct.*

Non-Confidential Resources & Reporting Options

Title IX Coordinator

(408) 924-7290
titleix@sjsu.edu

Student Conduct & Ethical Development

(408) 924-5985

Office for Equal Opportunity

(408) 924-2250

University Police Department

(408) 924-2222

Student Health Center

(408) 924-6122
After hours nurse advice line
(866) 935-6347

Behavioral Intervention Team

(408) 924-6303

PRIDE Center

(408) 924-6500

Gender Equity Center

(408) 924-6500

University Ombudsperson

(408) 924-5995

Wellness & Health Promotion

Violence Prevention & Sexual Wellness
(408) 924-6118

