



Category:
Student Affairs

Responsible Office:
[University Life](#)

Policy Title:
Sexual Assault Prevention Policy

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This policy item applies to:
Community Colleges
State-Operated Campuses

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Summary

It is the policy of the State University of New York (University) to comply with legal requirements of 20 USC §1092 (f) and §6432 of Article 129-A of NYS Education Law. Accordingly, the Board of Trustees of the University has adopted written rules for campuses for providing information to incoming students regarding sexual assault and its prevention.

Policy

Sexual Assault Prevention

It is the policy of the State University of New York (University) to comply with legal requirements of §6432 of Article 129-A of NYS Education Law. Accordingly, the Board of Trustees of the University has adopted written rules for campuses for providing information to incoming students regarding sexual assault and its prevention:

A. Education and Information - Each campus shall inform incoming students about sexual assault prevention measures through programs which may include workshops, seminars, discussion groups, and film presentations, in order to disseminate information about sexual assault, promote discussion, encourage reporting of incidents of sexual assault, and facilitate prevention of such incidents. Specifically, the campuses shall provide education programs to promote the awareness of rape, acquaintance rape and other sex offenses. Specifically, these education and informational programs should include, but not be limited to, the following subjects:

1. the applicable state laws, ordinances, and regulations regarding sex offenses.
2. the penalties under state law for commission of sex offenses as well as on-campus disciplinary

sanctions for the same;

3. the procedures in effect at the college for dealing with sex offenses;
4. the availability of counseling and other support services for the victims of sex offenses on campus and off-campus;
5. the nature of and common circumstances relating to sex offenses on campuses; and
6. the methods the campus employs to advise and to update students about security procedures.

Definitions

The following link to FindLaw's [New York State Laws](#) is provided for users' convenience; it is not the official site for the State of New York laws.

For definitions of specific sex offenses see [NYS Penal Law §130](#).

In case of questions, readers are advised to refer to the New York State Legislature site for the menu of [New York State Consolidated](#).

Other Related Information

[Rules for the Maintenance of Public Order](#)

Procedures

[Campus Conduct & Other College Property used for Educational Purposes](#)

[Student Consumer Information and Disclosures](#)

Forms

There are no forms relevant to this policy.

Authority

[20 USC §1092 \(f\)](#) (Institutional and financial assistance information for students)

[§6432 of New York State Education Law – Article 129-A](#) (Regulation by Colleges of Conduct on Campuses and Other College Property Used for Educational Purposes)

Chapter 739, Laws of 1990

State University of New York Board of Trustees Resolution, 90-238, adopted October 25, 1990

History

Memorandum to presidents from office of student affairs and special programs dated March 4, 1994, advising

campuses of amendment to 1992 Campus Security Act. Specifically, campuses are required to include sexual assault statistics and report on policies that address prevention, procedures for reporting and campus judicial procedures related to sexual assault.

Memorandum to presidents from the office of University counsel and the vice chancellor for legal affairs dated December 30, 1992, outlining new requirements under selected provisions of the Higher Education Amendments of 1992.

Memorandum to presidents from office of student affairs and special programs dated September 10, 1991, outlining State Education reporting requirements on sexual assault prevention information.

In the Memorandum to Presidents, Vol. 91, No. 3, dated August 2, 1991; campuses were advised of the passage of the Campus Security Act, which requires institutions to collect statistics on specific campus crimes, including rape, and to gather information on their own security policies for dissemination in an annual security report to current and prospective students and employees.

Memorandum to presidents from office of student affairs and special programs, dated December 21, 1990, explained that the Board of Trustees had updated the policy on personal safety advisory groups to conform to an amendment to §6450 of New York State Education Law (Chapters 457 and 739 of the Laws of 1990). This amendment required certain changes in the composition of University campus personal safety committees, and there were new requirements for providing sexual assault prevention information to entering students during campus orientation programs.

Memorandum to presidents from the office of the chancellor, dated January 12, 1989, announcing a teleconference on acquaintance/date rape

Appendices

There are no appendices relevant to this policy.