

Title IX Orgs



Red Zone

- When students new to campus are more likely to be assaulted than at any other point in their college career.
 - New environment
 - New people
 - New to alcohol/drug consumption
 - Don't understand the campus culture
- Between late August and Thanksgiving break.



Ways to Limit Risk

Hosting a Party

- You can be a Sober Host
- Provide a “Jungle Juice” has alcohol warning
- Lock/limit access to secluded areas (bedrooms)

Accidental Sharing of Information

- Posting your location through pictures and updates on social media
- Turn off Geo Tags in photos
- Blind positioning can limit or allow persons to see inside depending on the direction

Meet Cute

- Meet at the Location so you have transport
- Tell a friend the location/person
- Pay attention for red flags (bad gut feelings) when meeting someone for the first time

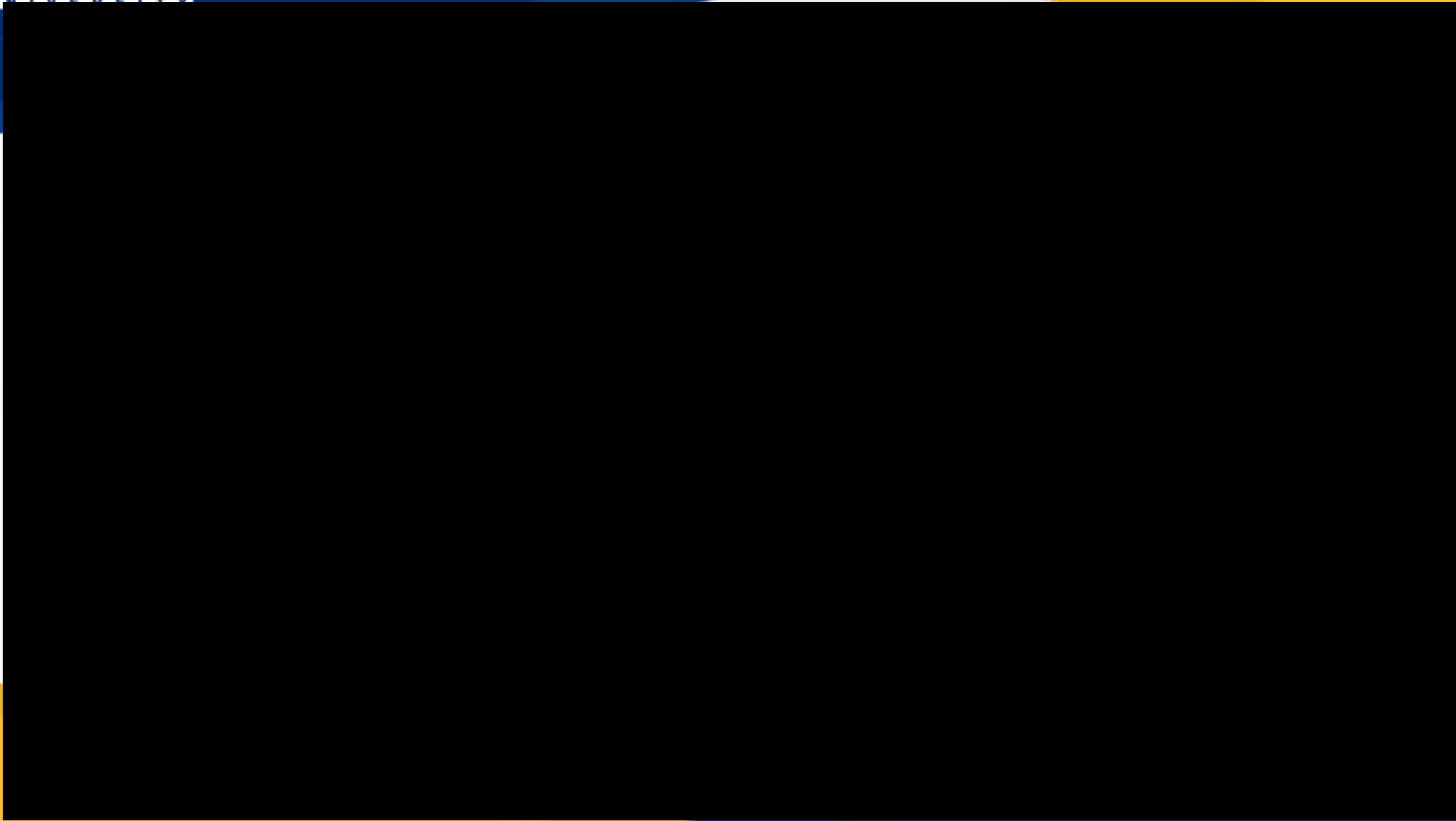


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Relationships



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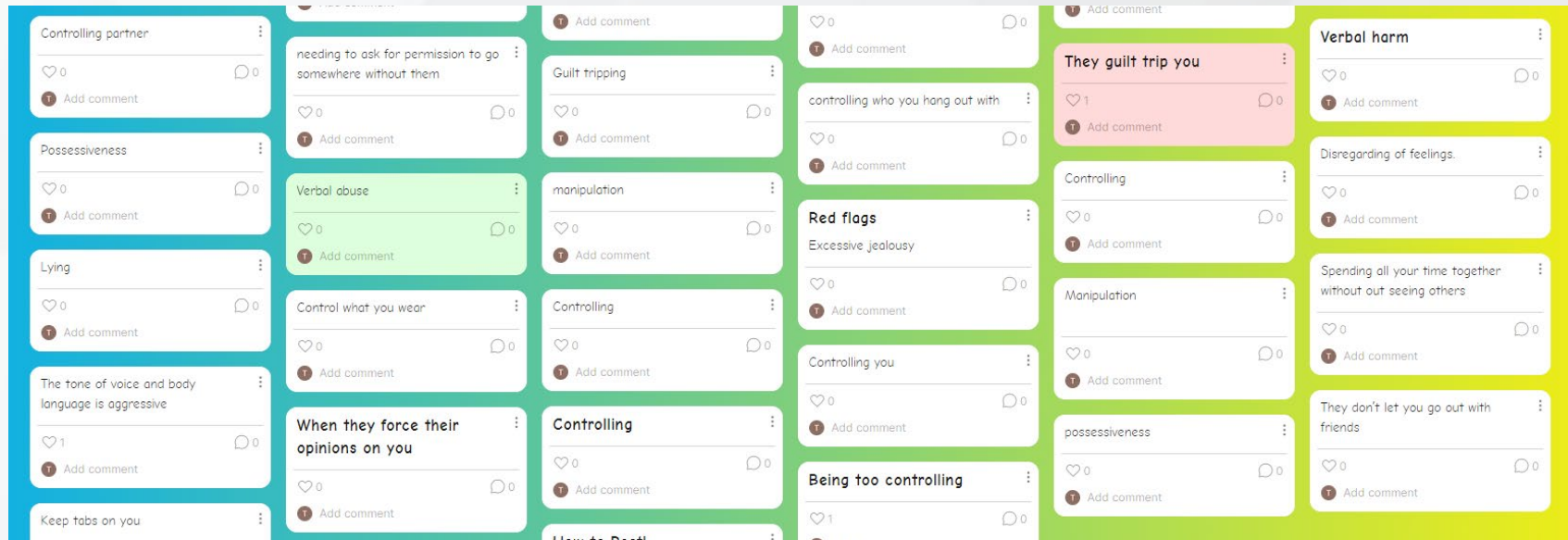




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What are the Warning Signs of Unhealthy Relationships?

Answers



More info at: <https://www.joinonelove.org/signs-unhealthy-relationship/>



Yeardley Love

- Warning signs that occurred before her death:
 - threatening emails and text messages that were sent post-breakup
 - a violent encounter between the couple that was broken up by several visiting lacrosse players
 - an incident in which Hugueley attacked Love while drunk but did not recall having hit her.

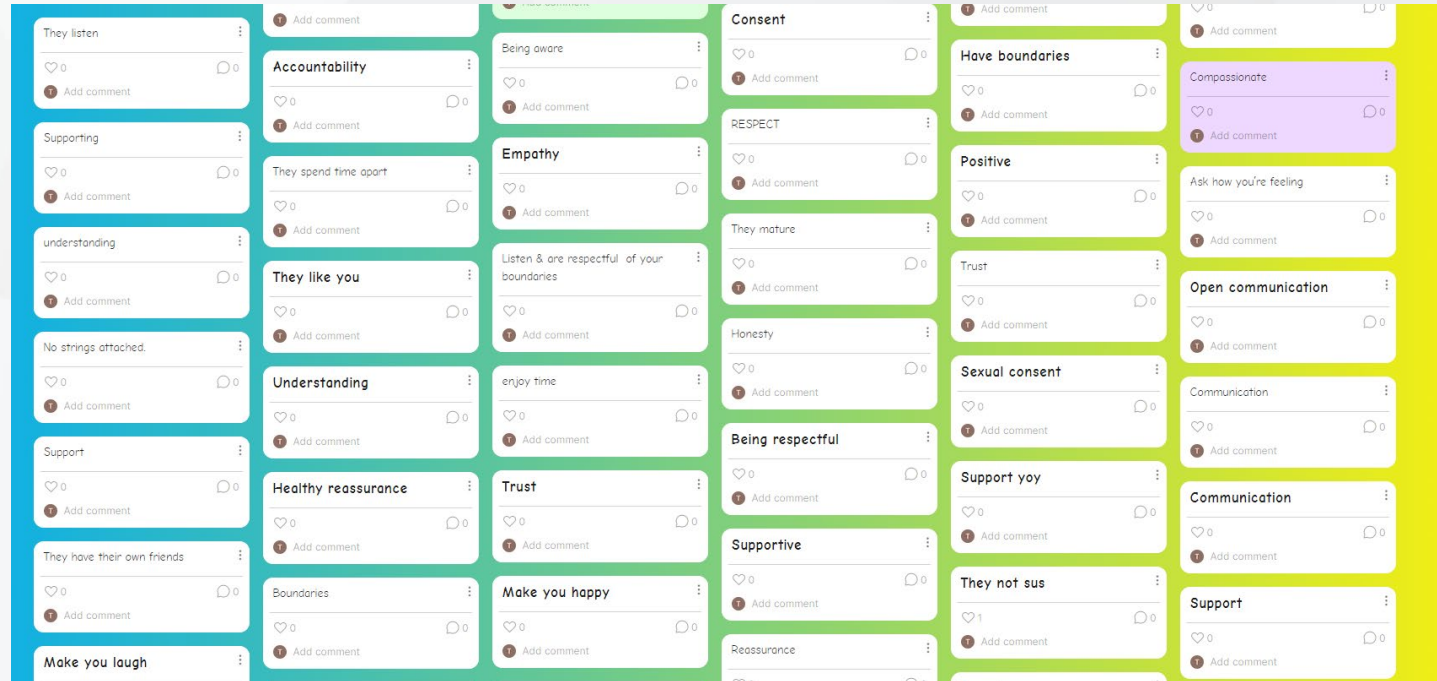
More info at: <https://www.joinonelove.org/about/>



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What are the Signs of Healthy Relationships?

Answers



More info at: <https://www.joinonelove.org/signs-healthy-relationship/>



Argument De-escalation Techniques

- Breathe deeply and/or exit the situation
- Hear your partner out
- Be open minded
- Don't yell or scream
- Keep your conversation relevant



If you notice multiple warning signs of a friend going through an unhealthy relationship, what can you do?

- Avoid making judgments
- Let your friend know that you're there to listen and when they're ready you have access to resources
- You can always report concerns to the Office of Compliance – 361-593-4758

TAMUK Definitions

Domestic Violence is...

a felony or misdemeanor crime of violence committed by:

- (a) a current or former spouse or intimate partner of the victim;
- (b) a person with whom the victim shares a child in common;
- (c) a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
- (d) a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or
- (e) any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Domestic violence is explicitly prohibited under this regulation. Aiding another in the commission of domestic violence is also prohibited under this regulation. Domestic violence is a form of sexual harassment or sex-based misconduct.

Dating Violence is...

violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

- (a) The existence of such a relationship will be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- (b) For the purposes of this definition:
 - (1) Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
 - (2) Dating violence does not include acts covered under the definition of domestic violence.

Dating violence is explicitly prohibited under this regulation. Aiding another in the commission of dating violence is also prohibited under this regulation. Dating violence is a form of sexual harassment or sex-based misconduct.



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Consent



TAMUK Definitions

Consent is...

clear, voluntary and ongoing agreement to engage in a specific sexual act. Persons need not verbalize their consent to engage in a sexual act for there to be permission. Permission to engage in a sexual act may be indicated through physical actions rather than words. A person who is asleep or mentally or physically incapacitated, either through the effect of drugs or alcohol or for any other reason, or whose agreement was made by threat, coercion, or force, cannot give consent. Consent may be revoked by any party at any time.

Consent is...

CONSENT IS

- Clear, voluntary and ongoing
- Words or actions that create mutually understandable permission
- Active, not passive
- Required for each sexual act
- May be withdrawn at any time

CONSENT IS NOT

- Lack of protest/resistance
- Assumed/implied due to prior or existing relationship
- Obtained by force, coercion, or threat
- Incapacity—*asleep, unconscious*
- Taking pictures/filming consensual sexual acts without permission



Sexual Exploitation

Taking sexually explicit Pictures and/or Video require consent.

Sharing sexually explicit Pictures and/or Video require consent, too.

TAMUK Definitions

Sexual Exploitation is...

a situation in which an individual(s) takes non-consensual or abusive sexual advantage of another for his or her own advantage or benefit, or to benefit or advantage anyone other than the one being exploited. For example, sexual exploitation could include such actions as secretly videotaping sexual activity, voyeurism, sexually-based stalking, invasion of sexual privacy, exposing one's genitals or causing another to expose one's genitals, and knowingly exposing another person to a sexually transmitted infection or disease. Sexual exploitation is a form of sex-based misconduct.

Communication is Key

Talk with your partner about what sexual acts they feel comfortable with. Look for enthusiasm in their responses.

If they say, “I guess,” “maybe,” or just lay there... that’s not enthusiasm

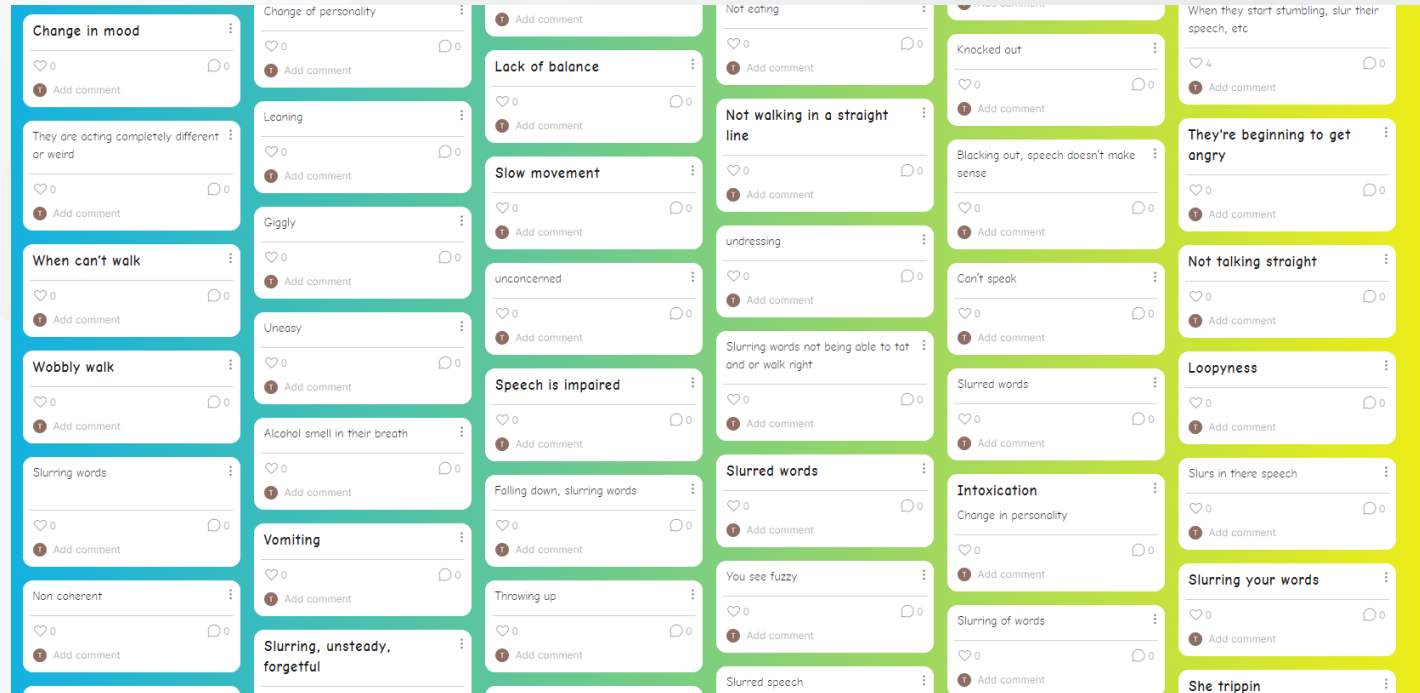
If you have to talk them into it... still not enthusiasm



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What are the Warning Signs of Intoxication?

Answers



The image displays a grid of 30 cards, each representing a sign or symptom of alcohol overdose. Each card includes a title, a heart icon with a '0', and an 'Add comment' button. The cards are organized into four columns and seven rows. The first column has a teal border, the second and third columns have green borders, and the fourth column has a yellow border. The symptoms listed include: Change in mood, Change of personality, Lack of balance, Leaning, Giggly, Uneasy, Vomiting, Slurring, unsteady, forgetful, When can't walk, Wobbly walk, Slurring words, Non coherent, Change of personality, Not eating, Knocked out, Blocking out, speech doesn't make sense, Can't speak, Slurred words, Intoxication, Slurring of words, Slurred speech, When they start stumbling, slur their speech, etc., They're beginning to get angry, Not talking straight, Loopyness, Slurs in there speech, Slurring your words, and She trippin'.

More info at: <https://www.niaaa.nih.gov/publications/brochures-and-fact-sheets/understanding-dangers-of-alcohol-overdose>

DRINKING FACTS

One Red-solo cup of Jungle Juice contains about 6 standard drinks.

It takes about one hour to process one standard drink

If someone is incapacitated, they cannot consent. If they make the first move, but they exhibited symptoms above...

IT IS BEST TO WAIT!



TAMUK Definitions

Incapacitation is...

a state in which a person, due to a disability, the use of alcohol or drugs, being asleep, or for any other reason, is not capable of making rational decisions about consent to sexual activity and recognizing the consequences of their decision.

IN AN EMERGENCY

- Get to a safe spot
- Dial 911
- When able seek medical care
 - Sexual Assault Evidence Exam (SANE)
 - Doctors Regional – 361 – 761 -1000



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Bystander Intervention



Options to intervene:

- Direct – speak to the event taking place and the likely outcome
- Delegate – seek help from friends and/or authority figures to help you intervene
- Distract – Interrupt the situation with a distraction that doesn't bring attention to the situation
 - May be used to split-up two people



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**What are some
examples of how you
can intervene?**

Answers

<p>Keep an eye out for people ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Say, "oh there you are! Let's go :)" ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Count drinks ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Take them away ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Call out your friends' behavior ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Pulling the person away from a situation ⋮</p> <p>♡ 1 💬 0</p> <p>🗨️ Add comment</p>
<p>Comfort them and offer to help in any way you can ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Stopping them from leaving the place with a stranger. ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Discombobulate ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Code words ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>"Hey this situation came up let me tell you" ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Tell the person that you need to talk to them and escort them away from the person who is trying to pressure them ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>
<p>Take them home ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Get authorities involved ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Get them to a safe and secure place ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Get both parties friends involved ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Make up a story to give opportunity to leave quickly. ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>	<p>Change the conversation ⋮</p> <p>♡ 0 💬 0</p> <p>🗨️ Add comment</p>
<p>Say hey girl/boy with a story ⋮</p>	<p>Interrupting the conversation or interaction ⋮</p>	<p>ask people to leave the party ⋮</p> <p>♡ 0 💬 0</p>	<p>"hey i need to show you something over here" ⋮</p>	<p>Take their drinks away ⋮</p>	

More info at: https://www.nsvrc.org/sites/default/files/2018-02/publications_nsvrc_tip-sheet_bystander-intervention-tips-and-strategies_1.pdf



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Campus Title IX/Sex-based Misconduct Info

TAMUK Definitions

- Title IX (Sexual Harassment)
 - A form of sex discrimination. Unwelcome conduct on the basis of sex (of a sexual nature or otherwise):
 - (1) by an employee of the member who conditions the provision of an aid, benefit, or service of the member on an individual's participation in that unwelcome sexual conduct;
 - (2) determined by a reasonable person to be so severe and pervasive and objectively offensive that it effectively denies a person equal access to the member's education program or activity; or
 - (3) sexual assault or dating violence, domestic violence, or stalking based on sex.
- Sex-based Misconduct
 - Unwelcome conduct on the basis of sex that is severe, persistent, or pervasive enough to create a work, educational, or campus living environment that a reasonable person would consider intimidating, abusive, or offensive. Sex-based misconduct is explicitly prohibited under this regulation. Aiding another in the commission of sex-based misconduct is also prohibited under this regulation.
 - Sex-based includes, but is not limited to, sexual assault, sexual exploitation, dating violence, domestic violence, and stalking based on sex.

Report

- On-campus Incidents
- Off-campus Incidents
- Student Complainant; Third-party Respondent/Employee
- Student Respondent; Third-party/Employee Complainant
- No time limits; although time may limit the availability of evidence



On-Campus Reporting Options

Faculty and Staff are required to report incidents to Title IX Coordinator. School is on notice when an official with authority to institute corrective measures has been notified: Title IX Coordinator, Deputy Title IX Coordinators, HR, Student Affairs, Office of the Provost or President.

Title IX Deputy Coordinator: Dean of Students Kirsten Compary

Phone: 361-593-3606

Title IX Coordinator: Tasha Clark

Phone – 361-593-4761

Email – titleix@tamuk.edu

Police: UPD

Phone – 361-593-2611

Student Health and Wellness (Confidential) – 361-593-3991

Anonymous Reporting: tamuk.edu

Resources (as appropriate)

- Free counseling
- Forensic Evidence (SANE exam)
- On Campus Housing
- Schedule Changes
- Notice of Absences
- Orders of No Contact
- Schedule Accommodations
- UPD Assistance
- Connect you to other community organizations
 - Protective Orders
 - Off Campus Housing
 - Crime Victim Compensation Fund



Sanctions

- Relationship Violence/Sexual Assault = minimum one year suspension
 - Ineligible to represent the university or gain an institutional scholarship
- With Predation = expulsion
- For other sexual harassment and sex-based misconduct student code of conduct rule violations:
 - Warning, probation, suspension, expulsion
 - Hearing panel will determine if a student would be able to represent the university



TAMUK Definitions

Predation is...

an intent to engage in acts of misconduct prior to their occurrence demonstrating premeditation, planning or forethought, and is reflected in communicated intent (physical, verbal, visual, or written), threats directed at a party, attempts to incapacitate a party, attempts to isolate a party, utilizing physical force or violence, or other actions that a reasonable person would construe as a pre-meditation to engage in actions that are unwanted by/against the recipient. Committing any of these actions with an individual under the age of consent is also considered predatory.

A finding of responsibility of predation may result in expulsion.



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Review



Scenario

A met B through a dating app.

They met up at B's apartment to watch a movie.

During the movie B leaned in to kiss A, and A met B to complete the kiss.

A and B had sex, including oral sex that night. A stayed over.

The next morning, A woke up before B.

A really enjoyed the night before, so A decided to wake up B with oral sex.



Red Flags

A met B through a dating app.

They met up at B's apartment to watch a movie.

During the movie B leaned in to kiss A, and A met B to complete the kiss.

A met B in the kiss, so the kissing may be consensual. However, how enthusiastic was A.

Remember, verbal consent is best practice.

A and B had sex, including oral sex that night. A stayed over.

The next morning, A woke up before B.

A really enjoyed the night before, so A decided to wake up B with oral sex.

B is incapacitated (asleep) and cannot consent. Consent is also necessary for each sexual encounter.



Scenario

A and B met at a bar/club.

They were both drinking.

Toward the end of the night, B decided to help A home.

In the parking lot, A threw-up and was a bit wobbly on their feet.

At A's dorm, B asked if they could stay the night. A said no.

B asked again emphasizing that they are really tired. A said fine.

A fell on the bed and was close to passing out when A felt B start to kiss and undress them.

A felt their body freeze. B noticed that A did not tell them no or try to stop them.



Red Flags

A and B met at a bar/club.

They were both drinking.

Toward the end of the night, B decided to help A home.

As a friend looking on, are A and B showing signs of intoxication? Should they be allowed to leave without supervision?

In the parking lot, A threw-up and was a bit wobbly on their feet.

Warning signs of intoxication.

At A's dorm, B asked if they could stay the night. A said no.

A may be attempting to establish a boundary which should be respected.

B asked again emphasizing that they are really tired. A said fine.

While people can change their mind and consent, repeated attempts to change someone's mind could be coercive.

A fell on the bed and was close to passing out when A felt B start to kiss and undress them.

There is a lack of clear words and actions to establish consent, and even if A did enthusiastically participate, are they too incapacitated to consent?

A felt their body freeze. B noticed that A did not tell them no or try to stop them.

A may be unable to physically stop someone if they are freezing due to chemicals flooding their brain as a result of the situation. B needs to pay attention to A's level of participation/enthusiasm. A's lack of no does not mean consent was granted.

TAMUK Title IX Survey

UPD
361-593-2611

Dean of Students
361-593-3606



SHW
361-593-3991

Compliance
361-593-4758

<https://forms.gle/xs4LzSrJDk9fvNvz8>