

# TITLE IX ON CAMPUS

TEXAS A&M UNIVERSITY-KINGSVILLE TITLE IX NEWSLETTER

Fall 2018



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*During Sexual Assault Awareness Month, The Office of Compliance and the Athletics Department hosted the first Teal Tailgate. Organizations from TAMUK and Kingsville provided attendees information about resources they provide to students reporting sexual assaults.*



Tasha Ann Clark

## MESSAGE FROM THE TITLE IX COORDINATOR

I'm excited to see all of our students, faculty and staff, new and returning, back on campus. In the past, I've enjoyed meeting many of you during awareness events sponsored by different organizations. These events help create a positive learning environment and campus culture. I encourage all of our students to participate in the awareness events offered throughout the year.

Last semester, the Office of Compliance worked with organizations at TAMUK and in Kingsville to provide events for Sexual Assault Awareness Month. The Student Government Association helped to host a Fear2Freedom panel to answer questions about what to do when reporting a sexual assault. The Athletics Department, Kingsville Crime Stoppers, the District Attorney's Office, and the County Attorney's Office helped to sponsor the first Teal Tailgate during a baseball and softball double header. Participants were able to learn about community resources, eat hotdogs, and receive awareness shirts and rally towels. Students also had the opportunity to win gift cards by participating in a social media awareness campaign @TAMUKIX.

In April, Texas A&M University System updated System Regulation *08.01.01, Civil Rights Compliance*: <http://policies.tamus.edu/08-01-01.pdf>. One of the biggest changes to the regulation is the definitions related to sexual misconduct offenses. The student handbook has also been updated to reflect these changes: [www.tamuk.edu/dean/dean\\_files/studenthandbook.pdf](http://www.tamuk.edu/dean/dean_files/studenthandbook.pdf).

Students also had the chance to participate in our first Campus Climate Survey. Students were able to share their opinions about sexual misconduct on campus and discuss their experiences.

If you would like to schedule a training for a group or organization please contact the Office of Compliance at (361) 593-4758. To keep up to date with scheduled events visit the Office of Compliance calendar: [http://www.tamuk.edu/compliance/compliance\\_calendar.html](http://www.tamuk.edu/compliance/compliance_calendar.html) or follow us on Twitter: @TAMUKIX.

Best wishes for a successful semester,

Tasha Ann Clark  
Title IX Coordinator

# CAMPUS CLIMATE SURVEY

Last semester, over 1,000 students participated in a Campus Climate Survey on Sexual Harassment and Sexual Violence. The purpose of a Campus Climate Survey is to provide university leadership with a candid understanding of students' perspective on sexual misconduct on our campus, by letting students discuss their experiences anonymously. We can also use the results to better tailor future training and education opportunities to best benefit our campus communities.

## PARTICIPANTS WIN BIG!

Students who participated in the Campus Climate Survey had the option to participate in a prize give away through a random drawing. Participants could win a PS4, a HDTV, or an instant camera. The prizes were donated by the Division of Student Affairs.

Phillip Vaughns (right) won a new PS4. Ibrahim Mohammed (not pictured) won a Kodak instant camera and film. Javier Rodriguez (below) won a HDTV.



Thank you to all of our students who participated, and congratulations to our winners. The information learned from the survey will help determine future learning opportunities for all of our students.

# THE RED ZONE: WHAT IT MEANS AND WHY IT MATTERS

The Red Zone is a time period in the fall that spans from the first day students are on campus until Thanksgiving break. During this time, students at universities are at a higher risk of sexual assault. This is, in large part, due to the arrival of new students who are experiencing a new environment for the first time and have yet to build a social network.

Everyone can help minimize the Red Zone impact by becoming an active bystander. In most situations, when a dangerous situation is occurring in public, witnesses are able to pick up on warning signs. However, if there is a group of witnesses, the individual responsibility to intervene is diminished because of the belief that one of the other witnesses will intervene. This could result in no intervention. An active bystander understands the bystander effect, and makes the decision to intervene.

One way is to directly intervene in a situation by asking someone to stop their behavior. You can also recruit friends or seek help from authority figures if you don't feel safe directly intervening. University police, Kingsville Police, bouncers, bartenders, etc. are examples of authority figures who can provide help. Another option is to provide a distraction, like suggesting an activity such as playing a game.

Bystanders can intervene in a variety of situations, such as, if someone is saying inappropriate comments, following another person, ignoring the signs that someone has had too much alcohol, etc. With the help of all members of the TAMUK community we can maintain a safe and friendly campus culture.

## IN HER SHOES

As part of Domestic Violence Awareness month, students will have the opportunity to participate in an interactive journey through the life of a person experiencing dating and/or domestic violence.

**When: October 2, 2018**

**Location: MSUB Ballroom A**

**Time: 3:00-6:00 p.m.**

A new group will be able to start the journey every 15 minutes.

# EVERFI TRAININGS

Texas A&M University-Kingsville has partnered with EverFi to offer online training for students, faculty, and staff. Currently, students are able to take the following courses: Sexual Assault Prevention for Undergraduates, Sexual Assault Prevention for Graduate Students, Sexual Assault Prevention for Student Athletes, AlcoholEdu, Prescription Drug Abuse Prevention, and Ongoing Sexual Assault Prevention courses through the Campus Resources tab on JNet.

Faculty and staff will find a list of courses available under the Employee tab on JNet. All faculty and staff must take Harassment & Discrimination Prevention during the fall semester. Additionally, athletic staff must take Sexual Assault Prevention for Athletic Staff. Faculty and staff who wish to take additional trainings that are offered must contact the Office of Compliance at 361-593-4761 or through email at [tasha.clark@tamuk.edu](mailto:tasha.clark@tamuk.edu).

Due to new legislative and NCAA requirements, TAMUK has started to require the offered trainings for certain groups of students.

## **First-semester first-year students:**

Students enrolled in UNIV will be required to take Sexual Assault Prevention for Undergraduates and AlcoholEdu for a grade. Additionally, students must complete the Sexual Assault Prevention for Undergraduates before priority registration, October 22, to avoid having a registration hold placed on their account. Students who make below a 50 on the quiz will be expected to retake the training.

## **Undergraduate first-semester transfer students:**

Undergraduate first-semester transfer students are required to complete Sexual Assault Prevention for Undergraduates before priority registration, October 22, to avoid having a registration hold placed on their account. Students who make below a 50 on the quiz will be expected to retake the training.

**Student Athletes:** Student athletes must take Sexual Assault Prevention for Student Athletes before priority registration, October 22, to avoid having a registration hold placed on their account. Students who make below a 50 on the quiz will be expected to retake the training. Training must be successfully completed before the registrations holds will be lifted.

# CAMPUS RESOURCES

If you or someone you know has experienced sexual harassment, sexual assault, dating violence, domestic violence, or stalking, there are resources available to you.

If you need to talk to someone but do not want to file a report with the university, please access our resource page: [www.tamuk.edu/compliance/title\\_9/victims.html](http://www.tamuk.edu/compliance/title_9/victims.html). You may also make an appointment with a Licensed Professional Counselor (LPC) at Student Health and Wellness. LPCs are university employees who are not required to disclose sexual misconduct to the Title IX Coordinator.

The Office of Compliance have a variety of interim measures available depending on each unique situation.

## **File a Criminal Report:**

University Police – 361-593-2611

Kingsville Police – 361-592-4311

## **File a Report of Sexual Misconduct:**

Phone: 361-593-4758

Email: [titleix@tamuk.edu](mailto:titleix@tamuk.edu)

Online (anonymous):

<https://secure.ethicspoint.com/domain/media/en/gui/19681/index.html>

## **Visit Student Health and Wellness:**

Counseling: 361-593-3991

## **Forensic Evidence SANE Exam:**

Doctors Regional: 361-761-1000

(We can provide transportation.)

## SELF DEFENSE TRAINING

The Office of Compliance has partnered with UPD to offer R.A.D. Self-Defense to female students for free. Last semester, female faculty, staff and students participated in the basic training. Training will be held on October 20 and November 3 from 1 - 5:30 at the Memorial Student Union Building room 221.

Please scan the code or visit:  
[www.goo.gl/WepV2M](http://www.goo.gl/WepV2M) to register.



To learn more about the R.A.D. Self-Defense class for women, please visit:  
<https://youtu.be/Z-GKu2HSDPE>.

# TITLE IX NEWS: LEARN MORE ABOUT CURRENT TITLE IX ISSUES

## **Terminology: Defining Incapacity and Blackouts:**

This article, from ATIXA, discusses two issues frequently seen with reports of sexual misconduct on college campuses. What's the difference between incapacity and blackouts? To read more, click this link:

<https://atixa.org/wordpress/wp-content/uploads/2017/11/ATIXA-This-Week-In-the-Playbook-11.2.17.pdf>

## **Making a Determination: Stalking vs. Lurking:**

This article, from ATIXA, discusses the difference between stalking vs. lurking. To read more, click this link:

<https://atixa.org/wordpress/wp-content/uploads/2017/04/ATIXATOW-Making-a-Determination-Stalking-vs.-Lurking.pdf>

## **Real-World Advice for Men on Putting Affirmative Consent into Action:**

This article, by Michael Ellsberg, discusses the dangers of relying on body-language to obtain consent. To read more, click this link:

Please note, some of the articles discuss affirmative consent; however, Texas is not an affirmative consent state. Some of the discussions within the article detail issues relating to obtaining clear words and actions to determine consent for sexual activity.

<https://goodmenproject.com/featured-content/real-world-advice-men-putting-affirmative-consent-action-pgtn/>.

## **How to Ask For & Give Consent Before Sex Without Feeling Awkward, According to a Sexpert:**

This Article, by Jamie Kravitz, discusses how to approach the conversation of consent with your partner. To read more, click this link: <https://www.elitedaily.com/p/how-to-ask-for-give-consent-before-sex-without-feeling-awkward-according-to-a-sexpert-9682990>.

## **45 Stories of Sex and Consent on Campus:**

This article by the New York Times compiled stories by students discussing the grey areas of consent that results from hook-up culture, lack of communication, and intoxication. To read more, click this link:

<https://www.nytimes.com/interactive/2018/05/10/style/sexual-consent-college-campus.html>

# VIDEOS ON IX: WATCH TO LEARN MORE ABOUT TITLE IX

## **Title IX Student Video**

The Texas A&M University System produced this video to explain sexual misconduct system policies and definitions. To learn more about Title IX, click this link:

<https://vimeo.com/105143665>

## **What is Consent?:**

This video, produced by CampusClarity, shows students how to obtain consent using clear words and actions. To watch, click this link:

<https://www.youtube.com/watch?v=kJOKRYbgDh8>

## **Tea Consent (Clean):**

This video, produced by Blue Seat Studios, explains consent using the concept of forcing someone to drink tea. To watch, click this link:

<https://www.youtube.com/watch?v=fGoWLWS4-kU>

## **Who Are You?:**

This video, produced by a campaign in New Zealand, shows the importance of bystander intervention in preventing sexual assaults. To watch, click this link:

<https://www.youtube.com/watch?v=iUj2OHLAG3w>

## **James Is Dead:**

This video, produced by Blue Seat Studios, discusses placing blame of crimes on the people who commit them. To watch, click this link:

<https://www.youtube.com/watch?v=Op14XhETfBw>

## **Violence Against Women – It's a Men's Issue**

This video, by Jackson Katz, discusses violence against women and toxic masculinity. To watch, click this link:

[https://www.ted.com/talks/jackson\\_katz\\_violence\\_against\\_women\\_it\\_s\\_a\\_men\\_s\\_issue](https://www.ted.com/talks/jackson_katz_violence_against_women_it_s_a_men_s_issue)

# SYSTEM REGULATION UPDATE

On August 17, 2018, the Texas A&M University System Chancellor, John Sharp, approved revisions to System Regulation *08.01.01, Civil Rights Compliance*. This update included:

- a new definition of predation with respect to sexual violence (pg. 2);
- a minimum sanction of one-year suspension, in the absence of mitigating factors, for students found responsible for sex-based violence and nonconsensual penetration (Section 4.5.3);
- a minimum sanction of permanent expulsion when students demonstrate predation for the purpose of carrying out sex-based violence and nonconsensual penetration (Section 4.5.3);
- a requirement that TAMUK establish minimum sanctions for other sexual violence and sexual harassment student code of conduct violations (Section 4.5.4);
- new parameters for student participation in extracurricular activities after violating sexual misconduct rules (Section 4.5.6); and
- a requirement that employees found responsible for sexual harassment be dismissed (Section 4.5.7).

To view the document in full visit: <http://policies.tamus.edu/08-01-01.pdf>.

Additionally, Chancellor Sharp approved revisions to System Regulation *07.05.01, Consensual Relationships* to prohibit a system university employee from pursuing or having a consensual relationship with an undergraduate student at that institution. Additional information regarding the changes to Section 3 of this regulation includes:

- notice that a consensual relationship in violation of 07.05.01 sect. 3 may result in disciplinary action against the member employee, up to and including dismissal;
- notice that exemptions may be granted only in exceptional circumstances; and
- notice that documentation of an exemption will be signed by the president or designee and placed in the employee's personal file.

To view the document in full visit: <http://policies.tamus.edu/07-05-01.pdf>.

## TAMUK POLICY AND PROCEDURE STATEMENT

Texas A&M University-Kingsville is committed to ensuring a campus community that is safe for all students and employees. Under Texas A&M System Regulation *08.01.01, Civil Rights Compliance* ([policies.tamus.edu/08-01-01.pdf](http://policies.tamus.edu/08-01-01.pdf)), all Texas A&M University-Kingsville employees are responsible for reporting alleged or suspected incidents of sex discrimination, harassment, assault, misconduct, or violence. Student employees, including but not limited to resident advisors, are considered university employees for purposes of this regulation. Employees are required to inform the Title IX Coordinator of all relevant information, including names, even if the individual who made the disclosure requests privacy. Requests for privacy will be evaluated, by the Office of Compliance, in the context of the university's responsibility to provide a safe and nondiscriminatory environment.

You may contact the Office of Compliance in person (Lewis Hall, Room 130), by phone (361-593-4761), or through email ([titleix@tamuk.edu](mailto:titleix@tamuk.edu)) if you:

- Have questions about university rules and procedures;
- Want to know what resources are available to victims of sexual assault or sexual violence;
- Need guidance accommodating a pregnant or parenting student;
- Want to know more about Title IX;
- Would like to schedule a training program for your organization;
- Would like to file a complaint.

To file an online complaint, visit: <https://secure.ethicspoint.com/domain/media/en/gui/19681/index.html>