

Sexual Misconduct Reporting Procedures

If you or someone you know has been sexually assaulted or harassed, please consider telling someone what happened:

- Notify New Mexico Tech Campus Police at: 575.835.5555; CamPo is located in the Student Activities Center (SAC).
- Notify Tech's Vice President for Student University Relations at: 575.835.5880, office located on the 2nd floor of Brown Hall.
- Notify Tech's Dean of Graduate Studies at 575.835.5513; office located on the 2nd floor of Fidel, Room 280.
- Notify Tech's Human Resources Director (work-related incidents) at: 575.835.5955; 1st floor of Brown Hall.
- Notify Tech's Title IX Coordinator Peter Phaiyah at: 575.835.5187; the coordinator is located at Room 21A Brown Hall.
- Notify a Residential Life Coordinator, a Resident Assistant (RA), or talk to a trusted professor or administrator.
- Talk with a Provider or Counselor at the Student Health and Counseling & Disability Services Center, 1st floor Fidel: 575.835.5094 (health center) /575.835.6619 (counseling and disability services). ***Please note, almost all NMT employees have been designated "responsible employees" as defined by the U.S. Department of Education's Office of Civil Rights. NMT faculty and most staff (including RAs) are therefore obligated to report any known information regarding sexual assault or discrimination to our Title IX Coordinator. Confidential support services are available at the Student Health and Counseling & Disability Services Center.***

NMT's PROCESS & OPTIONS FOR STUDENTS

Option 1.

Pursue internal (University) disciplinary action.

- Reporting options and support will be explained by the Title IX Coordinator.
- Legal options can be explained in detail by NMT Campus Police.
- The Vice President for Student University Relations or Dean of Graduate Studies and the Title IX Coordinator will explain NMT's student conduct process, options and support.
- Federally mandated notice may be sent to campus community by Campus Police. * *Name(s) of complainant(s) won't be disclosed.*
- Physical evidence can be collected by police.
- All relevant witnesses can be interviewed by police and Title IX Coordinator.
- Investigation can take several days to several weeks, based on circumstances.
- Upon completion of the investigation, reports are forwarded to the Vice President for Student University Relations or Dean of Graduate Studies for follow-up and possible adjudication.
- Vice President for Student University Relations or Dean of Graduate Studies receives investigation reports and witness testimony in regards to the charges pending.
- Victims, suspects, and witnesses are notified of any University adjudication.
- Complainants and respondents are equally entitled to have others present during any University disciplinary proceeding.
- Both the complainant and the respondent shall be informed of the outcome of any institutional disciplinary proceeding brought alleging sexual misconduct or gender discrimination.

Option 2.

Pursue criminal charges

- Investigation is conducted by NMT Campus Police.
- Upon completion of the investigation, report is forwarded to the Socorro County District Attorney for possible prosecution.

Option 3.

Pursue both internal and criminal charges

- Process outline in Option 1 & 2 occur simultaneously.
- Internal University judicial and criminal adjudication processes occur independently.

Option 4.

Report assault, but choose not to pursue charges at present time

- Reporting options and support will still be explained by the Title IX Coordinator.
- A "no contact order" may be issued between complainants and suspect (if known).
- Housing, classroom and other accommodations can be provided.
- Federally mandated notice may be sent to campus community by NMT Campus Police. *Name(s) of complainant(s) won't be disclosed.*
- The stated time, date and location of the assault and any additional related crimes will be reported in Tech's crime log and statistic records as mandated by The Clery Act*. *Complainant's name will remain anonymous.*

IMPORTANT CONSIDERATIONS:

- ✚ Counseling is strongly encouraged in all cases.
- ✚ Medical treatment is recommended as appropriate.
- ✚ Complainant may elect to continue with the process or stop at any time.
- ✚ Complainant may choose not to participate in the formal process and instead decide to approach a counselor.

*The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, commonly referred to as the Clery Act, requires higher education institutions to collect, report and disseminate crime data to the campus community and U.S. Department of Education; to provide warnings of reported crimes that represent a threat to the safety of students or employees "in a manner that is timely and will aid in the prevention of similar crimes"; and to make public their campus security policies and procedures.

Crime Alerts are usually posted for the following crimes: arson, aggravated assault, homicide, robbery, and sex offenses. Crime alerts may also be posted for other classifications as deemed necessary. Crime Alerts are posted through electronic mail and the posting of bulletins at various locations on campus when a crime has occurred and there is a possibility that an outstanding suspect could pose a danger to the campus community.