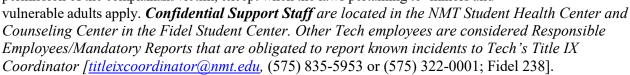
NMT Sexual Misconduct Reporting Options & Procedures

If you or someone you know is a victim of sexual misconduct, including sexual harassment, sexual assault, intimate partner violence, stalking or other forms of gender-based discrimination, please consider telling someone what happened and obtaining available resources:

- Notify New Mexico Tech Campus Police at (575) 835-5555; Campus Police Department is located in the Student Activities Center (SAC).
- Notify Tech's **Title IX Coordinator** (T9C) at (575) 835-5953 or (575) 322-0001; Fidel Student Center 238.
- Notify Tech's Dean of Students (DOS) at 575-835-5548: Fidel 241.
- Notify Tech's Dean of Graduate Studies (DGS) at (575) 835-5513; Fidel 280.
- Notify Tech's Human Resources Director (HRD) for employees and work-related incidents at (575) 835-5955; Brown Hall 118D.
- Notify Tech's Affirmative Action/Equal Employment Opportunity Commission (AA/EEOC) at (575) 835-5005; Cramer Hall, Room 115.
- Notify a Residential Life staff member (575) 835-5900, a Resident Assistant (RA), or talk to a trusted professor or administrator.
- <u>Talk Confidentially</u> to one of Tech's Counselors or Health Care Providers at the Student Health Center (575-835-5094) or Counseling Center (575-835-6619); both located together in a suite on the 1st floor of Fidel Student Center, Suite 151.
- Complete and submit Tech's online <u>Title IX & Sexual Misconduct Reporting Form</u> by clicking the URL below or by cutting and pasting this URL into your browser https://cm.maxient.com/reportingform.php?NewMexicoTech&layout id=1
- Contact the NM Sexual Assault Program 505-883-8020.

Please note- In order for New Mexico Tech to officially respond to a report or complaint, the Title IX Coordinator (T9C) must be informed of the incident. Names and specific details of a report to the T9C will remain confidential and only disclosed with the permission of the complainant/victim, except when the laws pertaining to minors and vulnerable adults apply. Confidential Support Staff are located in the NMT Student Heal



Students and Employees Options and Procedures

Option #1- Pursue internal (University) disciplinary action.

- Reporting options, support, and Complainant Right's will be explained by the T9C.
- Legal options can be explained in detail by NMT's T9C or Campus Police.
- The T9C can explain NMT's student conduct process, options and support.
- The T9C, HRD, and AA/EEOC can explain NMT's employee conduct process, options and support.
- Federally mandated notice may be sent to campus community by Campus Police.* *Name(s) of complainant(s)/victim(s) won't be disclosed.*
- Physical evidence can be collected by police.
- All relevant witnesses can be interviewed by police, Title IX Investigator or AA/EEOC.
- Investigation can take several days to several weeks, based on circumstances. Parties will be updated.
- Upon completion of the investigation, reports are forwarded to an Administrative Adjudicator for an informal resolution or to a Hearing Panel for a formal resolution of the matter.
- Victims, suspects, and witnesses are notified of any University adjudication.
- Complainants and respondents are equally entitled to have one (1) advisor/advocate present to

- support them during any University interviews or disciplinary proceeding.
- Both the complainant and the respondent shall be informed of the outcome of any institutional disciplinary proceeding alleging sexual misconduct or gender-based discrimination.
- If either party disagrees with the finding of the initial informal process, they have a right to a formal hearing and request an appeal if needed.
- Either party has the right to request a formal hearing and bypass the informal process.
- The T9C can help establish a "No Contact Order" or other interim preventative measures or accommodations until the matter is resulted.

Option #2- Pursue criminal charges

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

Option #3- Pursue both internal and criminal charges

- The process outlined in Option 1 & 2 occur simultaneously. Tech may be asked to temporarily delay its investigation until some initial work can be completed by the police.
- Internal University judicial and criminal adjudication processes occur independently.

Option #4- Report incident/assault, but choose not to pursue charges at present time

- Reporting options and support will still be explained by the Title IX Coordinator.
- Complainants can change their mind and pursue charges at a later day. Please be aware if you delay to pursue the case internally, some of your options may be reduced.
- A campus "No Contact Order" may be issued between the complainant and respondent/suspect.
- 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.
- Complainants may elect to continue with the process, stop at the current time or initiate the process at any time.
- Complainants may choose not to participate in the process and instead decide to approach a counselor.
- Contact Tech's T9C or review <u>Tech's Title IX Website</u> (<u>https://www.nmt.edu/titleix/index.php</u>) for additional details.
- Contact the New Mexico Crime Victims Reparations Board at 1-800-306-6262 to determine if you are eligible for assistance with financial losses due to the crime.
- * 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.