Policy 8.2
Sexual Assault

This policy version was not current at the time of printing. Please see http://policies.emory.edu/8.2 for the current version.

Responsible Official: SVP and Dean for Campus Life
Administering Division/Department: Campus Life
Effective Date: August 31, 2005
Last Revision: March 28, 2007

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Overview

The community Emory University expects its students to treat other persons with respect and dignity and will not tolerate any form of sexual assault. Sexual activity should be agreed upon explicitly by both parties. Verbal communications of non-consent, non-verbal acts of resistance or rejection, or mental impairment of the victim due to any cause including the victim’s use of alcohol or drugs constitute lack of consent. The use of alcohol or drugs will not be accepted as an explanation for the actions of the student charged with a violation of this policy.

Applicability

Students

Policy Details

Under this policy, sexual assault includes, but is not limited to:

Rape or Attempted Rape: The crime is defined in the Georgia Code as follows: “A person commits the offense of rape when he has carnal knowledge of a female forcibly and against her will. Carnal knowledge in rape occurs when there is any penetration of the female sex organ by the male sex organ.”

Sexual Battery: Any harmful, insulting or non-consensual physical contact of sexual nature with another person, including touching or fondling of a person’s intimate parts. Forcing or intimidating a person to touch another person’s intimate parts shall constitute this offense.

Other: Any physical act of a sexual nature that is accomplished toward another without his/her consent including any such act performed by means of actual or implied force, threat, intimidation, or helplessness of which the accused was aware or should have been aware.

The University shall proceed with disciplinary and/or remedial actions as needed when it appears that the University’s prohibition against any form of sexual abuse has been violated. A student charged with sexual assault may be disciplined under the University’s code of student conduct as well as prosecuted under Georgia’s criminal statutes.
Whether or not a criminal prosecution occurs, the University retains the right to proceed with disciplinary action at any time, and the University will not await the disposition of any such criminal prosecution. Such disciplinary action shall be handled in accordance with the conduct code of the accused student’s school or college of Emory University. The University also has in place procedures to provide the victim with emotional and medical support once a report is made. Any person wishing to report a possible violation of this policy may contact Leslie Campis, Coordinator of Sexual Assault Response and Education Services; Public Safety (404.727.6111); a University Housing staff member (404.727.4364); a Campus Life staff member (404.727.4359); or the Office of the dean of any school or college of the University. Mental health/medical assistance is available from the Counseling Center (404.727.6111), Student Health (404.727.7551), and the DeKalb Rape Crisis Center (404.377.1428).

Related Links

- Current Version of This Policy: [http://policies.emory.edu/8.2](http://policies.emory.edu/8.2)

Contact Information

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<th>Subject</th>
<th>Contact</th>
<th>Phone</th>
<th>Email</th>
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</thead>
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<tr>
<td>Clarification of Policy</td>
<td>Sexual Assault Response Coordinator</td>
<td>404-727-1514</td>
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<tr>
<td>Clarification of Policy</td>
<td>Office of Student Conduct</td>
<td>404-727-7190</td>
<td></td>
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<td>Policy Posting</td>
<td>Campus Life Central</td>
<td>404-727-4364</td>
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Revision History

*Emory University policies are subject to change at any time. If you are reading this policy in paper or PDF format, you are strongly encouraged to visit policies.emory.edu to ensure that you are relying on the current version.*