

UNIVERSITY OF WASHINGTON, BOTHELL POLICIES AND PROCEDURES MANUAL

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SEXUAL ASSAULTS

15.9

REV 01-05

Security & Campus Safety

352.5359

Sexual Assaults

OVERVIEW

Our campus is committed to providing its students with an environment conducive to the pursuit of knowledge. Admission to the institutions on this campus carries with it the presumption that students will conduct themselves as responsible members of the community, refraining from actions that would endanger the health, welfare, or safety of others. Conduct constituting a sexual offense, whether forcible or non-forcible, will not be tolerated. Students committing sexual offenses in any form can be prosecuted under the Washington State criminal statutes and/or subject to disciplinary action under the student conduct codes ([WAC 478-120-010](#)) ([WAC 132Z-115-090](#)).

The Washington State Criminal Code ([RCW 9A](#)) defines rape as engaging in sexual intercourse with another person by forcible compulsion; or when the victim is incapable of consent by reason of being physically helpless or mentally incapacitated (e.g., when the victim has consumed alcohol and/or other drugs, either voluntarily or involuntarily); or when the victim does not consent to sexual intercourse with the perpetrator and such lack of consent was expressed by the victim's words or conduct.

In some instances the victim may know the assailant (“acquaintance rape”) and often does not realize the incident meets the legal definition of rape. The definition of sexual assault is not limited to rape, and may include other acts as defined in RCW 9A. A sexual assault may involve any unwanted touching with a sexual motivation.

Acquaintance rape may fall into any of the following categories: First or second degree rape, Class A felonies punishable under the Washington State Criminal Code by up to life in prison and/or a \$50,000 fine; third-degree, Class C felony punishable by up to five years in prison and/or a \$10,000 fine.

POLICY

When they occur on campus, rape and other forcible or nonforcible sex offenses also violate the Student Conduct Code and may result in a variety of disciplinary actions, including suspension or permanent dismissal from the institution. In cases involving an alleged sexual offense, the accuser and the accused have the same right to have others present during a campus disciplinary hearing. Both the accuser and accused shall be informed of the outcome of any campus disciplinary proceeding as a result of an alleged sexual assault. The victim's academic and living situations (if in campus housing) will be changed upon request if reasonably available.

PROCEDURE

If you or someone you know is the victim of a sexual assault, report it immediately to the police. Except in cases involving domestic violence offenses, reporting the incident to the police does not mean that charges will be pressed, but it will be easier if you decide to do so later. There are on and off-campus resources to help you. Trained staff members assist victims in coping with the aftermath of assaults and in exploring available options confidentially. You are encouraged to tell someone and to seek help from the resources listed on the Security & Campus Safety web site:

<http://www.uwb.edu/safety>

Evidence Preservation

If a sexual offense should occur, the victim should take the following actions:

- Go to a safe place.
- Call the Security & Campus Safety Department if the incident occurred on campus; call the local police if the incident occurred off campus. The Security & Campus Safety Department will notify the local police of the incident.
- The Security & Campus Safety Department or the police will contact counseling and victim's advocate services.
- Contact a friend or family member.
- Do not shower, bathe, or douche.
- Do not urinate, if possible.
- Do not eat, drink liquids, smoke or brush teeth if oral contact took place.
- Keep the clothes worn during the offense. If clothes are changed, place clothes in paper bag (evidence deteriorates in plastic).
- Get prompt medical attention.

- Do not destroy the physical evidence that may be found in the area of the crime. The victim should not clean or straighten until the police have had an opportunity to collect evidence.
- Tell someone all details remembered about the assault.
- Write down all details remembered as soon as possible.

Following an incident, victims are encouraged to make a report to Security & Campus Safety or the local police. This action does not obligate prosecution, but it does make legal action possible if the decision to prosecute is made at a later date. The earlier an incident is reported, the easier it is to collect valuable evidence.

Victims have the option of keeping their report of sexual assault in complete confidence, protecting their right to anonymity, when making a report through the campus Security & Campus Safety Department.

ADDITIONAL INFORMATION

To contact the Bothell Police, go to their web site:

<http://www.ci.bothell.wa.us/dept/pd/pdindex.html>

Call them at: (425) 486-1254, or visit them at:

18410 101st Avenue, NE
Bothell, WA 98011

For additional information, please contact the Security & Campus Safety Department.

Contact Officer: Security & Campus Safety Director

Phone: 425.352.3562

E-mail: kjones@uwb.edu

