

MCC CAMPUS GUIDE TO SEXUAL MISCONDUCT POLICIES, SURVIVOR'S RIGHTS, OPTIONS, AND RESOURCES *Revised October 2019*

Midwestern Career College is committed to fostering a community in which every member has the right to safety from the threat of sexual violence. **HOW CAN MCC HELP?** Knowing what options and resources are available will be helpful if you or someone you know experiences sexual misconduct.

EXAMPLES OF SEXUAL MISCONDUCT (See the Sexual Misconduct Policy for full definitions and examples)

➤ **SEXUAL HARASSMENT**

Sexual harassment is unwelcome communication or conduct of a sexual nature, including unwelcome sexual advances, requests for sexual favors and other verbal, written or physical conduct of a sexual nature, without regard to whether the parties are of the same or different genders or gender identities

➤ **SEXUAL ASSAULT**

Sexual assault is a type of sexual harassment that involves actual or attempted sexual contact with another person without that person's consent. Sexual assault may involve individuals who are known to one another or have an intimate and/or sexual relationship or may involve individuals not known to one another. Sexual assault includes, but is not limited to Sexual Penetration without Consent, Sexual Contact without Consent, Incest, Statutory Rape

➤ **INDUCING INCAPACITATION FOR SEXUAL PURPOSES**

Inducing incapacitation for sexual purposes includes using, or causing another person or person to use drugs, alcohol, or other means with the intent to affect the ability of an individual to consent or refuse to consent to sexual contact.

➤ **SEXUAL EXPLOITATION**

Sexual exploitation occurs when a person takes non-consensual or abusive sexual advantage of another for personal benefit, or to benefit anyone other than the person being exploited, and that behavior does not otherwise constitute one of the preceding sexual misconduct offenses.

➤ **STALKING**

Stalking is defined as engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for the person's safety or the safety of others or suffer substantial emotional distress.

➤ **DATING VIOLENCE**

Dating violence is defined as violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

➤ **DOMESTIC VIOLENCE**

Violence or the threat of violence committed by a current or former spouse or intimate partner, by someone with whom the individual shares a child, or someone who is cohabitating with or has cohabitated with the individual as a spouse or intimate partner.

UNDERSTANDING CONSENT (See the Sexual Misconduct Policy for full definition)

➤ **CONSENT IS**

A knowing and voluntary agreement to engage in specific sexual activity at the time of the activity; expressed through affirmative and voluntary words or actions mutually understandable to all parties involved; given for a specific sexual act at a specific time; and can be withdrawn at any time.

➤ **CONSENT CANNOT BE**

Coerced or compelled by duress, threat, or force; given by someone who does not have the capacity to give consent due to age, sleep, incapacitation by alcohol or drugs, or other physical condition or disability, assumed based on silence, the absence of verbal or physical resistance, an individual's manner of dress, a prior or current relationship, or consent to prior sexual activity.

PERSONS WHO MAY HAVE EXPERIENCED SEXUAL MISCONDUCT HAVE OPTIONS:

➤ **CONTACT THE POLICE**

Call 911 for emergency assistance from local police or medical personnel.

POLICE DEPARTMENTS LOCATED NEAR EACH OF THE CAMPUS LOCATIONS

Chicago Main Campus

LaSalle Campus Extension

Address: 1160 N Larrabee St,
Chicago, IL 60610

Phone: (312) 742-5870

Blue Island Campus

Extension

Address: 13031 Greenwood
Ave, Blue Island, IL 60406

Phone: (708) 385-1313

Naperville Campus

Extension

Address: 1350 Aurora Ave,
Naperville, IL 60540

Phone: (630) 420-6666

➤ **SEEK MEDICAL ATTENTION**

It is advisable to seek medical attention as soon as possible if you have been injured or if you believe you may have been exposed to an STI or potential pregnancy.

EMERGENCY ROOMS AVAILABLE TO PROVIDE FORENSIC EXAMINATION NEAR EACH OF THE CAMPUS LOCATIONS

CHICAGO

Chicago Lakeshore Hospital

Address: 4840 N Marine Dr,
Chicago, IL 60640

Phone: (773) 878-9700

**University of Illinois at
Chicago**

Address: 1740 W Taylor St,
Chicago, IL 60612

Phone: (866) 600-2273

BLUE ISLAND

Metro South Medical Center

Address: 12935 Gregory St,
Blue Island, IL 60406

Phone: (708) 597-2000

**Rush University Medical
Center**

Address: 1653 W Congress
Pkwy, Chicago, IL 60612

Phone: (888) 352-7874

**Mercy Hospital and Medical
Center**

Address: 2525 Michigan
Avenue, Chicago, IL 60616

Phone: (312) 567-2000

NAPERVILLE

**University of Chicago
Hospital**

Address: 1020 E Ogden Ave,
Naperville, IL 60563

Phone: (630) 355-4885

**Advocate Illinois Masonic
Medical Center**

Address: 836 W Wellington
Ave, Chicago, IL 60657

Phone: (773) 975-1600

Edward Hospital

Address: 801 S Washington
St, Naperville, IL 60540

Phone: (630) 527-3000

➤ **SEEK CONFIDENTIAL COUNCELLING/ADVISING**

Many confidential psychological or emotional support options are available on campus and in the community. Consulting the following confidential resources will **NOT** result in a report to the College's Title IX Coordinator or law enforcement.

MCC CONFIDENTIAL ADVISOR

Olia Sweiss

100 S. Wacker Dr., LL1-50

Chicago, IL 60606

(312) 236-9000 Ext 1033

osweiss@mccollege.edu

OFF-CAMPUS CONFIDENTIAL RESOURCES

24-Hour Chicago Rape Crisis Hotline:

1-888-293- 2080

24-Hour Sarah's Inn Domestic Violence Crisis

Line: 708-386-4225

**24-Hour City of Chicago Domestic Violence Help
Line:** 1-877-863-6338

**24-Hour Spanish Speaking Domestic Violence
Hotline:** 312-738-5358

The Zacharias Sexual Abuse Center:
847-872-7799.

National Sexual Assault Telephone Hotline:
800-656-HOPE (4673).

**Center on Halsted LGBTQ Violence Resource
Line:** 773-871-CARE (2273).

➤ **FILE A COMPLAINT WITH THE COLLEGE**

MCC is committed to providing a prompt, fair and impartial investigation and resolution process, conducted by individuals who receive annual training on handling issues related to sexual misconduct.

CONTACT MCC'S TITLE IX COORDINATOR

Mary Schmidt

100 S. Wacker Dr., LL 1-50

Chicago, IL 60606

(312) 236-9000 Ext 1051

mschmidt@mccollege.edu

DEPUTY COORDINATOR

Trina Ellis-Childs

12840 Western Ave.,

Blue Island, IL 60406

(312) 236-9000 Ext 1050

tellis@mccollege.edu

FILE ELECTRONIC REPORT

Electronic Reports, including anonymous reports, may be submitted by completing the form found at <https://mccollege.edu/confidential-sexual-misconduct-report-form/>

➤ **ACCESS OFF-CAMPUS RESOURCES
COMMUNITY RESOURCE CENTERS AND
ADVOCACY GROUPS
CHICAGO**

Chicago Children's Advocacy

Address: 1240 S Damen Ave, Chicago, IL 60608

Phone: (312) 492-3700

Rape Victim Advocates

Address: 180 N Michigan Ave #600, Chicago, IL 60601

Phone: (312) 443-9603

BLUE ISLAND

Pillars' Sexual Assault Services

708.PILLARS (708.745.5277)

NAPERVILLE

Family Shelter Service (DuPage County)

www.familyshelterservice.org

(630) 469-5650 HOTLINE

**Guardian Angel Community Services
(Will County)**

www.gacsprograms.org/groundwork

(815) 729-1228 HOTLINE

➤ **PRESERVE EVIDENCE**

A timely medical exam is recommended to collect physical evidence, which may be necessary to criminally prosecute the offender and may be helpful in obtaining an order of protection in court should you choose to do so. To best preserve evidence, it is suggested that you seek medical attention as soon as possible and that you not shower, brush teeth, use the bathroom, eat, or change clothes or bedding before going to the hospital. Inform the hospital or police if you believe a drink may have been drugged. Under Illinois law, the cost of an examination for a sexual violence survivor that is not covered by insurance or public aid will be covered by the State and not billed to the patient. You should also save other potential evidence, including text messages, instant messages, social networking pages, and any other information about the incident.

➤ **REQUEST ACCOMMODATIONS AND/OR PROTECTIVE MEASURES**

Accommodations and/or protective measures may be implemented by the College, when reasonably available, to help provide a more stable and safe environment. Accommodations can be requested through the Title IX Coordinator at any time, regardless of whether you seek resolution of a sexual misconduct complaint. Examples of available accommodations include:

- Referral to counseling and health services
- Modification of work arrangements and/or scheduling
- Campus escorts
- "No Contact Orders" between the parties
- Academic scheduling adjustments;
- Suspension of the alleged student respondent

CONFIDENTIALITY, AMNESTY, AND RETALIATION STATEMENT

Information related to a report of sexual misconduct will be shared only with those who need to know to assist in the resolution of the matter. Reporting students may request confidentiality or that their report not go through a formal resolution process. Generally, the Title IX Coordinator will be able to honor such requests, except where a threat to the community exists based on the use of weapons, violence, pattern, or other threatening conduct by the accused.

A student who reports sexual misconduct, either as a complainant or third-party witness, will not be subject to disciplinary action by the College for their own personal consumption of alcohol or drugs at or near the time of the incident, provided that they did not place the health or safety of any other person at risk. Retaliation against an individual for reporting sexual misconduct or participating in the complaint resolution process is prohibited. Retaliation concerns should be reported to the Title IX Coordinator.

COMPLAINT RESOLUTION PROCESS SUMMARY (See the Sexual Misconduct Policy for full process description)

PRELIMINARY INQUIRY

The Title IX Coordinator will assess the nature of the sexual misconduct report, the safety of the involved individuals and of the campus community, the Complainant's preference for resolution and/or request for confidentiality, and the necessity for any protective measures to maintain the safety of the Complainant or the community.

INFORMAL RESOLUTION

Where appropriate, the Title IX Coordinator will informally resolve complaints by taking action to stop the behavior, address its effects, and prevent recurrence without a formal investigation.

FORMAL INVESTIGATION

When a complaint cannot be resolved through the informal resolution process, the College will conduct a prompt, thorough and impartial investigation. Investigations are typically conducted by the Title IX Coordinator or designee and consist of interviews with the Complainant, Respondent and other identified witnesses and gathering of other relevant evidence. All parties may have a support person

of their choosing present throughout the proceedings.

FINAL DETERMINATION

In most cases, the College investigates and resolves complaints within 60 calendar days. The investigator shall determine whether it is more likely than not (i.e., by a preponderance of the evidence) that sexual misconduct occurred. All parties will be notified, simultaneously and in writing, of the investigator's determination and their right to appeal. If the investigator determines that misconduct has occurred, the report will be forwarded to the appropriate College official for determination of sanctions.

SANCTIONS

Sanctions for sexual misconduct offenses may include: verbal or written warning, mandatory educational programming, probation, suspension from school or employment, and termination of enrollment or employment at MCC.

APPEALS

Either party may appeal the final determination and/or the sanctions. Mere disagreement with the decision is not grounds for appeal.