

# Information for Survivors of Sexual Violence, Domestic Violence, Dating Violence and Stalking



Louie Mercer, Director  
Daytona State College  
Campus Safety Department

Russell Gibbons, Manager  
Daytona State College  
Campus Safety Department



**DAYTONA**  
**STATE COLLEGE**

[DaytonaState.edu](http://DaytonaState.edu)

## Table of Contents

Introduction .....	2	Important Phone Numbers for Reporting	
Definitions .....	3	Sexual Misconduct .....	10
Sexual Assault.....	3	Law Enforcement Contacts .....	10
Consent .....	3	Daytona State College.....	10
Relationship Abuse and Stalking.....	3	Campus Safety Office Locations.....	10
Relationship Abuse .....	3	Rights of Survivors of Sexual Misconduct .....	11
Domestic Violence.....	3	Resources and Assistance.....	11
Dating Violence .....	4	Protective Measures .....	12
Stalking .....	4	Safety Measures on Campus.....	12
Sexual Harassment.....	4	Injunctions for Protection .....	12
Florida Statutes Concerning Sexual Misconduct .....	4	Confidentiality .....	13
Immediate Steps to Take for Survivors of		Academic, Living, Transportation and	
Sexual Misconduct.....	5	Working Situations .....	13
If You Are a Survivor/Victim of a Recent		Disciplinary Procedures for Allegations of	
Sexual Assault.....	5	Sexual Misconduct .....	14
Sexual Assault/Rape Crisis Hotlines .....	5	Definitions .....	14
If You Are a Survivor/Victim of Domestic or		Procedures.....	14
Dating Violence .....	5	Rights Associated with the Disciplinary Process.....	15
Crisis Hotlines for Domestic Abuse Survivors .....	5	Summary of Resources for /Survivors	
Emergency Shelter .....	5	of Sexual Misconduct .....	16
Safety While Living In a Violent Home and/or		Counseling, Health, Victim Advocacy,	
Preparing To Leave .....	6	Protective Measures .....	16
Things To Have Ready In Case You Need To Flee....	6	College Resources .....	16
Safety When Living Alone In Your Home .....	7	Community Resources.....	17
Safety On the Job and In Public.....	7	State and National Resources .....	17
Safety When Children Are Involved .....	7	Legal Assistance and Assistance Obtaining	
If You Believe You Are Being Stalked.....	8	Injunctions for Protection .....	17
Procedures for Reporting Sexual Misconduct.....	9	Community Resources.....	17
Campus Security Authorities.....	9	Changes to Academic, Living, Transportation	
Tips for Reporting Crimes or Emergencies .....	9	and Working Situations.....	18
		Campus Safety.....	18
		Student Financial Aid and Student Visas.....	18
		Office of Student Development /Judicial Affairs....	18
		Office of Admissions.....	18

# Introduction

Daytona State College does not tolerate any form of sexual misconduct on College property or at any College-sponsored function. Survivors who report sexual misconduct are guaranteed rights and assistance in finding help and resources, even if the reported misconduct does not occur on College property or at a College-sponsored function. Daytona State College Policy 3.11 and Procedure 311 address the prohibition and College response to sexual misconduct and sexual harassment.

The term sexual misconduct refers to sexual assault or any unwelcome behavior of a sexual nature committed without consent, by force, intimidation, coercion or manipulation. Sexual misconduct also includes domestic violence, dating violence and stalking.

These acts are always considered crimes by Daytona State College whether or not they are considered a crime by the law enforcement jurisdiction in which they occur. If you report any act of sexual misconduct, you have rights guaranteed under Daytona State College policy and a federal law entitled the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, (commonly referred to as the Clery Act). These rights are listed in this document and will be provided to anyone who reports sexual misconduct to the College no matter where the sexual misconduct occurs. You may also learn more in the Daytona State College Annual Security Report and Campus Safety Guide available online at [https://www.daytonastate.edu/campus\\_safety/security\\_report/](https://www.daytonastate.edu/campus_safety/security_report/) or by requesting a copy through the DSC Campus Safety Department at (386) 506-4444, or by mail at Daytona State College Campus Safety, Bailey Hall (Building 540), 1200 W. Int'l Speedway Blvd. Daytona Beach, FL 32114.

Incidents of sexual misconduct, as well as any form of sexual harassment, are considered sex-based discrimination, which is prohibited by Daytona State College and Title IX of the Education Amendments of 1972. Any Title IX violation, including sexual misconduct and sexual harassment, should be reported to the Title IX Coordinator. The Daytona State College Title IX Coordinator is Lonnie Thompson, Director of Equity and Inclusion, Wetherell Center (Bldg. 100), room 316, (386) 506-3973.

## **COLLEGE MISSION STATEMENT**

The mission of Daytona State College is to advance teaching, learning and innovation. Daytona State College, a comprehensive public college, provides access to a range of flexible programs, from community enrichment to the baccalaureate degree, emphasizing student success, embracing excellence and diversity, as well as fostering innovation to enhance teaching and learning.

# Definitions

---

**SEXUAL ASSAULT** includes any sexual act directed against another person, forcibly and/or against that person's will, or not forcibly or against the person's will where the victim is incapable of giving consent, including forcible rape, forcible sodomy, sexual assault with an object and forcible fondling. Sexual assault includes unlawful, non-forcible sex offenses, including incest (non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law) and statutory rape (non-forcible sexual intercourse with a person who is under the statutory age of consent).

**CONSENT** is an intelligent, voluntary, informed decision by someone capable of making such a decision. Consent is based on choice. In order for there to be consent in a sexual situation, there must be an affirmative statement or action by each participant. Consent does not exist if coercion, threats, intimidation, or physical force are used. Consent is not the lack of resistance. There is no duty to fight off a sexual aggressor. Consent can be withdrawn at any time, as long as the withdrawal is clearly communicated by the person withdrawing consent through words or actions. If someone is mentally or physically incapacitated or impaired such that they are temporarily or permanently incapable of appraising the sexual situation or controlling their own conduct, there can be no consent in the situation. This includes such impairment or incapacitation resulting from the consumption of alcohol or other drugs. Whether a person has used a position of authority or influence to take advantage of another person will be a consideration in determining whether consent exists in a sexual situation. A person is legally incapable of giving consent if he or she is:

- Under 18 years of age or;
- Incapacitated or impaired as described above by alcohol or other drugs or;
- Developmentally disabled or;
- Temporarily or permanently mentally or physically unable to do so.

**RELATIONSHIP ABUSE AND STALKING** are prohibited on any Daytona State College campus, property controlled by the College or College-sponsored event. Relationship Abuse consists of a pattern of abusive or coercive behavior used to exert power and control over a current or former intimate partner. Abuse can be emotional, psychological, financial, sexual, or physical, and can include threats, isolation and intimidation. Relationship abuse includes domestic violence and dating violence.

**DOMESTIC VIOLENCE** is a felony or misdemeanor crime of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies under the Violence Against Women Act, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction. Domestic violence is a crime defined in Fla. Stat. § 741.28 and ss. 741.28-741.31.

## COLLEGE EQUITY STATEMENT

Daytona State College prohibits discrimination and provides equal access/equal opportunity to all persons regardless of age, ancestry, belief, color, disability, ethnicity, genetic information, gender, marital status, national origin, political affiliation, race, religion, sex, and veteran status.

If you have any questions or concerns regarding equity or equal access, contact Lonnie Thompson, Director of Equity and Inclusion, (386) 506-3973, or [ThompsL@DaytonaState.edu](mailto:ThompsL@DaytonaState.edu).

The Office of Equity and Inclusion is located at 1200 W. International Speedway Blvd., Daytona Beach, FL 32114.

## Definitions (continued)

**DATING VIOLENCE** is violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship is determined based on statements given by the person reporting the violence and consideration of the length of the relationship, the type of relationship and the frequency of interaction between the persons involved in the relationship. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating Violence is a crime defined in Fla. Stat. § 784.046 (1) (d).

**STALKING** is a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial emotional distress. A “reasonable person” under the definition of stalking means a reasonable person under similar circumstances. Acts of stalking may include acts in which the stalker, either directly, indirectly, or through a third party, follows, monitors, observes, threatens, communicates to or about a person, or interferes with a person’s property. Stalking may include communication through electronic communication such as text messages or social media (“cyberstalking”). Stalking is a crime defined in Fla. Stat. § 784.048.

**SEXUAL HARASSMENT** includes unwelcome sexual advances, requests for sexual favors, and other visual, verbal or physical conduct of a sexual nature when it is implicitly or explicitly suggested that submission to or rejection of the conduct will be a factor in academic or employment decisions or evaluations or permissions to participate in a college activity OR the conduct has the purpose or effect of unreasonably interfering with an individual’s academic or work performance by creating an intimidating or hostile academic, work or student living environment.

### FLORIDA STATUTES CONCERNING SEXUAL MISCONDUCT

A Summary of the Florida Statutes Concerning sexual assault, consent, domestic violence, dating violence and stalking can be found at: [http://www.DaytonaState.edu/campus\\_safety/files/Florida\\_statutes\\_sexual\\_violence.pdf](http://www.DaytonaState.edu/campus_safety/files/Florida_statutes_sexual_violence.pdf).

Access the Florida Statutes online at:  
<http://www.leg.state.fl.us/statutes>.

# Immediate Steps to Take for Survivors of Sexual Misconduct

---

## IF YOU OR SOMEONE YOU KNOW IS IN IMMEDIATE DANGER, CALL 911.

### IF YOU ARE A SURVIVOR/VICTIM OF A RECENT SEXUAL ASSAULT:

- Get to a safe place
  - Immediate safety is the first priority. If you or someone you know is in danger, you should call 911. Stay on the phone as long as you can until help arrives. Remember that the police will help you whether or not you choose to prosecute the assailant. Call a trusted friend or family member for support and/or the victim-assistance services offered by community or law enforcement agencies.
- Get medical attention
  - A medical examination is to check for physical injury, the presence of sexually transmitted disease or pregnancy as a result of the assault. Forensic evidence can be collected during a medical examination, which will aid in the police investigation and legal proceedings; however, if a victim/survivor chooses not to have forensic evidence collected, health-care providers will still treat injuries and address concerns such as pregnancy and sexually transmitted diseases.
- Preserve evidence
  - Avoid bathing, douching, smoking, changing your clothing, cleaning the bed/linen/area where the assault occurred, or altering the crime scene.
  - Some of these actions may be the first thing you want to do, but you may be destroying evidence that could aid in prosecuting the assailant and obtaining a protection order.
  - In Florida, evidence may be collected even if you choose not to make a report to law enforcement.
  - Save and document all communication with the assailant and/or related to the assault such as texts, social media messages and photos.

### SEXUAL ASSAULT/RAPE CRISIS HOTLINES

- Volusia: 1-800-503-7621
- Flagler: 386-437-3505
- National Sexual Assault Hotline: (800) 656-4673 (HOPE)  
<https://www.rainn.org/> (Live chat available online)
- Reporting abuse or exploitation of a child: Florida Abuse Hotline (800) 962-2873, TTY (800) 453-5145

Find more information on resources, assistance and counseling for survivors of sexual assault in the Resources and Assistance for Survivors of Sexual Misconduct section of this document on page 16.

### IF YOU ARE A SURVIVOR/VICTIM OF DOMESTIC OR DATING VIOLENCE

- If you or your children are in immediate danger, call 911.
- Get medical attention for injuries.

### CRISIS HOTLINES FOR DOMESTIC ABUSE SURVIVORS

- Florida Domestic Violence Hotline: (800) 500-1119 TTY (386) 872-4976
- Domestic Abuse Council of Volusia County Crisis Line: (386) 255-2102
- Family Life Center of Flagler County Crisis Hotline: (386) 437-3505
- National Domestic Violence Hotline: (800) 799-7233  
<http://www.thehotline.org/> (Live chat available online)

### EMERGENCY SHELTER

- Emergency shelter can be arranged via the above-listed crisis lines.

Find more information on resources, assistance and counseling for survivors of domestic and dating violence in the Resources and Assistance for Survivors of Sexual Misconduct section of this document on page 16.

**GET TO A  
SAFE PLACE**

**CALL 911  
IMMEDIATELY**

**SAFETY WHILE LIVING IN A VIOLENT HOME AND/OR PREPARING TO LEAVE:**

- Tell a TRUSTED friend about the violence and have them call the police when violence erupts.
- Establish a code word for your children, trusted friends and family to call for help when you use your code word.
- When an argument erupts, move to a safer room – kitchens are not safe!
- Open a savings account in your own name.
- Leave money, extra keys, copies of important papers and extra clothes with someone you trust, so you can leave quickly. Do not leave these items in your car.
- Determine who would let you stay with them or lend you money. Keep in mind the availability of domestic violence shelters.
- Plan a safe place to leave pets. <http://www.hushpuppyhaven.org>
- Keep the Domestic Abuse Council, Inc. phone number (386-255-2102) close at all times (if this is safe to do) and keep some change or a calling card on you at all times for emergency phone calls. Crisis hotline numbers are in the front cover of Volusia County phone books. The statewide hotline number is: 1-800-500-1119.
- Review your safety plan as often as possible in order to plan the safest way to leave.
- Obtain an Injunction for Protection (Domestic Abuse Council, Inc. has court advocates who can assist you through this process).

**THINGS TO HAVE READY IN CASE YOU NEED TO FLEE:**

- Birth certificates
- Social Security cards
- Marriage license
- Insurance information and forms
- Driver's license or state I.D.
- Medications and prescriptions
- Lease/rental agreements, house deed, mortgage papers
- Car title and/or registration
- Bank account number, credit and ATM cards, savings passbook
- School and health records
- Medical records for you (and children)
- Clothing for you (and children)
- Keys, such as house, car, safety deposit box, storage units
- Comfort items for you (and toys for children)
- Hearing aids, glasses, dentures, any needed medical equipment
- Jewelry
- Welfare and/or immigration documents
- Phone numbers and addresses for family and friends
- Divorce papers or other court documents, such as custody papers or Injunction for Protection (IFP)

## **SAFETY WHEN LIVING ALONE IN YOUR HOME:**

- Change the locks on doors and windows.
- Install security mechanisms, such as window locks, better lighting, smoke detectors, fire extinguishers, cameras.
- In rural areas where only the mailbox may be visible from the street, cover the box with brightly colored paper or paint so that police can more easily locate the home.
- Obtain an Injunction for Protection; keep it with you at all times. Even if you have left the state where the injunction was originally granted, the unexpired injunction is valid in any state in the country.
- Call the police if your abuser violates the Injunction for Protection order.
- Inform neighbors and your landlord that the abuser no longer lives with you and that they should call the police if they see him near your home.

## **SAFETY ON THE JOB AND IN PUBLIC:**

- Decide who at work you will tell. This should include security persons. Provide a photo of your abuser to be used for identification. If you have an Injunction for Protection, you may want to make sure that your employer and/or security at your job has a copy.
- Arrange to have someone screen your phone calls if possible.
- When you leave work, have someone escort you to your car. Use different routes to go home from work. Also vary the times, and use different routes to go places you visit on a regular basis, such as church, the grocery store, school, etc.

## **SAFETY WHEN CHILDREN ARE INVOLVED:**

- If you have children, rehearse an escape route and a safe place for the children to go if there is an emergency (if violence is occurring in the home, if there's a fire, etc.).
- Teach the children how to call the police or a family member if they are taken by the abuser.
- Talk to schools and childcare providers about who has permission to pick up the children, and develop other special provisions to protect the child. If you have an Injunction for Protection that includes the children, make sure that your child's school or day care provider has a copy.
- Find a lawyer knowledgeable about family violence to explore custody, visitation and divorce provisions that protect the children and yourself.

## **LAW ENFORCEMENT CONTACTS**

**Daytona Beach Police**  
**(386) 671-5100**

**Volusia County Sheriff**  
**(386) 248-1777 (Daytona)**  
**(386) 736-5999 (DeLand)**

**New Smyrna Beach Police**  
**(386) 424-2220**

**Edgewater Police**  
**(386) 424-2425**

**Flagler County Sheriff**  
**(386) 437-4116**



## If You Believe You Are Being Stalked

**REPORT  
SUSPICIOUS OR  
CRIMINAL ACTIVITY**

**DAYTONA  
STATE COLLEGE  
CONFIDENTIAL  
HOTLINE**

**506-4500**

**ALL CALLS ARE  
CONFIDENTIAL AND  
INVESTIGATED**

Stalking is unpredictable and dangerous. No two stalking situations are alike. There are no guarantees that what works for one person will work for another, yet you can take steps to increase your safety.

- If you are in immediate danger, call 911.
- Trust your instincts. Don't downplay the danger. If you feel you are unsafe, you probably are.
- Take threats seriously. Danger generally is higher when the stalker talks about suicide or murder, or when a victim tries to leave or end the relationship.
- The above listed crisis hotlines for sexual assault or domestic violence can help you devise a safety plan, give you information about local laws, weigh options such as seeking a protection order and refer you to other services.
- It is best to contact the police. Every state, including Florida, has stalking laws, and the stalker may have broken other laws by assaulting and threatening you or damaging your property. Daytona State College will help you in making a police report.
- Get an Injunction for Protection (commonly referred to as a restraining order). Daytona State College officials can advise you on how to obtain an Injunction for Protection. Find out about obtaining a restraining order in the Resources and Assistance for Survivors of Sexual Misconduct in this document on pages 16 & 17.
- Develop a safety plan, including things like changing your routine, arranging a place to stay and having a friend or relative go places with you. Also, decide in advance what to do if the stalker shows up at your home, work, school or somewhere else. Tell people how they can help you. Find out more about developing a safety plan at <https://www.victimsofcrime.org/our-programs/stalking-resource-center/help-for-victims/stalking-safety-planning>
- Initially, you may tell the person that you wish to be left alone if you don't believe you are in danger; however, once you have made that clear, or if you believe you are in danger, don't communicate with the stalker or respond to attempts to contact you.
- Keep evidence of the stalking. When the stalker follows you or contacts you, write down the time, date and place. Keep emails, text messages, phone messages, letters or notes. Photograph anything of yours the stalker damages and any injuries the stalker causes. Ask witnesses to write down what they saw. Keep an incident log recording for each incident, including a description of the incident, the date, time, location, witness names and contact information, police report number and responding police officers' names and badge numbers. [http://www.victimsofcrime.org/docs/src/stalking-incident-log\\_pdf.pdf?sfvrsn=4](http://www.victimsofcrime.org/docs/src/stalking-incident-log_pdf.pdf?sfvrsn=4)
- Tell family, friends, roommates and co-workers about the stalking and seek their support.
- Tell Campus Safety. They can provide safety escorts while you are on campus. Tell security at your job. If you are in immediate danger, call 911.
- Report the stalking to the police, Campus Safety, or a college official as soon as possible.
- If the person communicates with you, be clear that you wish to be left alone.
- Document the date, time, location and a detailed description of each incident.
- For evidence, save any communications such as text messages, emails, letters, notes and gifts or other objects sent to you.

## PROCEDURES FOR REPORTING SEXUAL MISCONDUCT

You may contact Daytona State College Campus Safety 24 hours a day, 7 days a week at (386) 506-4444. Campus Safety will respond immediately to emergencies.

Please note that Campus Safety officers are not sworn law enforcement officers and are not empowered as such. If you are in immediate danger and need law enforcement assistance, call 911.

If you are a survivor/victim of sexual misconduct, you have several options for reporting. It is your choice whether or not to report sexual misconduct to law enforcement. You may also choose to make a report anonymously. Daytona State College encourages all survivors of sexual misconduct to make a report with law enforcement and Campus Safety. Daytona State College officials will assist you in contacting law enforcement should you wish to do so. Reporting the incident to law enforcement will result in a more effective response and investigation. Law enforcement personnel are trained to understand that survivors of sexual misconduct may be dealing with emotions such as guilt, embarrassment and fear, and are trained to handle these situations with sensitivity and compassion. Also be aware that making a report with law enforcement is not the same as prosecution, and you may determine later whether or not you want to go through with prosecution. If you choose not to make a report with law enforcement, you still have rights and will receive assistance from the College.

### CAMPUS SECURITY AUTHORITIES

It is understood that survivors of sexual misconduct may be reluctant to speak to a police officer or Campus Safety officer; however, they may feel more comfortable reporting to a college official they know such as a coach, a faculty advisor to a student group, or a dean of student activities. Campus Security Authorities (CSA's), are College officials who have significant responsibility for student and campus activities and the authority and the duty to take action or respond to particular issues on behalf of the College. To encourage the reporting of sexual misconduct and to ensure that reports are handled correctly, Campus Security Authorities are trained to take reports of sexual assault, domestic violence, dating violence and stalking. Survivors who choose to report sexual misconduct to any Campus Security Authority or College official will receive rights and assistance from the College. You can find more information about Campus Security Authorities at [http://www.DaytonaState.edu/campus\\_safety/Campus\\_Security\\_Authorities.html](http://www.DaytonaState.edu/campus_safety/Campus_Security_Authorities.html)

### TIPS FOR REPORTING CRIMES OR EMERGENCIES

- Don't hang up - Stay on the line unless doing so places you in immediate danger. 911 operators are trained to get as much information as possible to determine the nature of the problem and its seriousness. On emergency calls, the operator already has sent the information to a dispatcher while continuing to ask additional questions. Stay on the line and answer the operator's questions until he or she terminates the call.
- Be ready to give your location - Learn the campus, especially the areas you frequent. Take note of parking lot names (e.g. Orange C) building numbers and landmarks that will help a law enforcement officer or Campus Safety Officer find you.
- Provide as much detail as possible - When describing a person, try to take note of age, height, weight, hair color, clothing description, mode and direction of travel. When describing a vehicle, try to include the make, model, color, license plate number, etc. If your property is stolen, provide a complete description, times you left the property and discovered it missing, serial and model numbers (if known), estimated value and any other information that could assist in recovery.

If the situation changes before help arrives, call 911 or Campus Safety again and update the operator.

To report a crime or suspicious activity confidentially, call the **Daytona State College Confidential Hotline at (386) 506-4500** and leave a message.

Messages are checked daily. (This is not for immediate concerns or incidents in progress.)

### OTHER IMPORTANT PHONE NUMBERS

The following offices will refer reports of criminal activity to Campus Safety.

**Daytona State College Switchboard - 506-3000**

**Student Government Association (SGA) - 506-3877**

**Student Activities Director - 506-4417**

**Counseling (Daytona Beach) - 506-3038**

**The Center for Women and Men - 506-3068**

**Student Disability Services - 506-3238**

**International Student Services - 506-3565**

# Important Phone Numbers for Reporting Sexual Misconduct\*

**CALL 911 IF YOU  
HAVE RECENTLY  
BEEN THREATENED,  
HURT OR ABUSED  
OR ARE BEING  
STALKED BY YOUR  
CURRENT OR  
FORMER INTIMATE  
PARTNER.**

## LAW ENFORCEMENT CONTACTS

- Daytona Beach Police - (386) 671-5100
- Volusia County Sheriff  
(386) 248-1777 (Daytona)  
(386) 736-5999 (DeLand)
- New Smyrna Beach Police - (386) 424-2220
- Edgewater Police - (386) 424-2425
- Flagler County Sheriff - (386) 437-4116

## DAYTONA STATE COLLEGE

- Daytona State College Campus Safety (All Campuses) - (386) 506-4444  
Non-emergency Confidential Message Line (Checked daily) - 506-4500
- Daytona State College Switchboard - 506-3000
- Lonnie Thompson, Title IX Coordinator and  
Director of Equity & Inclusion - 506-3973
- Counseling (Daytona Beach) - 506-3038
- The Center for Women and Men - 506-3068
- Student Disability Services - 506-3238
- Student Government Association (SGA) - 506-3877
- Student Activities Director - 506-4417

## CAMPUS SAFETY OFFICE LOCATIONS

- Daytona Beach Campus - Bailey Hall (Bldg. 540), Rm. 116
- Advanced Technology College - Bldg. 1, Rm. 106
- DeLand Campus - Student Services Hall (Bldg. 7), Rm. 118
- Deltona Campus - Fathi Hall (Bldg. 1), Rm. 113
- Flagler/Palm Coast Campus - Student Center (Bldg. 3), Rm. 114A
- New Smyrna Beach-Edgewater Campus - Bldg. 1, Rm. 132
- The News-Journal Center at Daytona State College - Rm. 102

\*Numbers for resources such as crisis hotlines, emergency shelters and other assistance are included in the Summary of Resources for Survivors of Sexual Misconduct and Immediate Steps to Take for Survivors of Sexual Misconduct sections of this document.

# Rights of Survivors of Sexual Misconduct

---

Any student, staff or faculty member of Daytona State College who reports sexual misconduct will be afforded the following rights regardless of whether the misconduct occurred on College property or at a College event, or whether or not they choose to make a report to law enforcement.

- Daytona State College will ensure that your immediate safety needs are addressed.
- We will ensure that your immediate medical needs are addressed by contacting or assisting you in contacting the appropriate emergency services.
- You will be treated with courtesy, respect, dignity and sensitivity.
- We will notify you of your options for contacting law enforcement. (Campus Safety Officers do not have law enforcement authority and are not sworn law enforcement officers.) These options include the right not to make a report to law enforcement. If you want to make a police report, we will contact the appropriate law enforcement on your behalf and assist you in making the report.
- We will ensure that a College victims' advocate is available throughout the process to address your concerns as well as those of significant others.
- If you wish to be interviewed, you will be interviewed in a private location. You can request to be interviewed by a person of the same gender.
- We will investigate all reports of sexual misconduct thoroughly.
- If there is a crime scene on College property, we will preserve the crime scene until an investigation is completed.

## RESOURCES AND ASSISTANCE

- Daytona State College will notify you of and assist you with obtaining College and community resources that provide services such as:
  - Mental health and crisis counseling;
  - 24-hour crisis hotlines;
  - Emergency shelter services;
  - Support and education groups;
  - Accompaniment during forensic exams;
  - Court advocacy services and legal assistance;
  - Assistance with immigration and student visas;
  - Student Financial Aid assistance.

See the Summary of Resources for Survivors of Sexual Misconduct and Immediate Steps to Take for Survivors of Sexual Misconduct sections of this document for more information on available assistance and resources.

## RESOURCES

### Daytona State College Counseling Services

(386) 506-3038

[DaytonaState.edu/Counseling](http://DaytonaState.edu/Counseling)

---

### Rape Crisis Hotline for Adults, Adolescents and Children

1-800-940-7273

Daytona Beach residents may  
also call (386) 258-7273

---

### National Sexual Assault Hotline

(800) 656-4673 (HOPE)

<https://www.rainn.org/>

(Live chat available online)

# PROTECTIVE MEASURES

The following protective measures are available to students, staff or faculty who report sexual misconduct. These protective measures will be provided regardless of whether or not the person(s) reporting sexual misconduct wishes to make a report with law enforcement.

## SAFETY MEASURES ON CAMPUS

- Safety Escorts - Daytona State College strongly encourages students, staff and faculty who report sexual misconduct and are concerned about their safety on campus to request safety escorts. To request a safety escort, please call the [Campus Safety Department at \(386\) 506-4444](#).

- Restrictions from College property and events - After investigating a report of sexual misconduct, if Daytona State College ascertains that a person is a threat to the safety of a student, staff or faculty member, the College will take one of the following actions:

- [Notice of Campus Restriction \(NCR\)](#) - Issued to students. Students issued a Notice of Campus Restriction must contact the Office of Judicial Affairs before returning to the area indicated. Violation of a Notice of Campus Restriction will result in further action such as a

- [Trespass Warning from local law enforcement](#) - Daytona State College can request that a Trespass Warning be issued to students and non-students by the local law enforcement agency with jurisdiction. The Human Resources Department can notify an employee not to return to a specified area until the matter is resolved. Violation of such a notification will result in further action such as a Trespass Warning from local law enforcement. Violation of a Trespass Warning from local law enforcement can result in arrest.

## INJUNCTIONS FOR PROTECTION

Daytona State College will provide assistance and instruction in obtaining protective orders, referred to in Florida as injunctions for protection. We will honor and comply with Florida law regarding injunctions for protection which include:

- [Sexual Violence Injunctions](#) - You may file a Sexual Violence Injunction if there has been an incident of violence wherein a sexual act is committed or attempted. In order to receive an injunction, you must have reported the sexual violence to law enforcement and be cooperating in any resulting criminal proceeding.

- [Domestic Violence Injunctions](#) - You may file a Domestic Violence Injunction if there has been an incident of violence and the Respondent is your spouse, former spouse, related to you by blood or marriage, living with you or has lived with you in the past or is the other parent of your child(ren) whether you have been married or lived together.

- [Dating Violence Injunctions](#) - You may file a Dating Violence Injunction if there has been an incident of violence between individuals who have had a continuing relationship of a romantic and intimate nature. The relationship must have existed within the past six months.

- [Stalking Violence Injunctions](#) - You may file a Stalking Violence Injunction if someone purposely follows or harasses you repeatedly over a period of time for no legitimate reason.

- [Repeat Violence Injunctions](#) - You may file a Repeat Violence Injunction if two or more incidents of violence have been committed against you or a member of your immediate family by another person. At least one of those acts of violence must have occurred within the last six months of filing a petition.

To find information on how to obtain an injunction for protection please refer to the Summary of Resources for Survivors of Sexual Misconduct section of this document.

# CONFIDENTIALITY

Daytona State College will maintain the confidentiality of a person who reports sexual misconduct to the extent permissible by law. Measures protecting your confidentiality include the following:

- The Family Educational Rights and Privacy Act (FERPA). Information protected by FERPA will not be released without a student's permission. For more information on FERPA, visit <http://www2.ed.gov/policy/gen/guid/fpco/ferpa/index.html>.
- Privileged and confidential conversations with Daytona State College staff members who are investigating a report sexual misconduct or providing services to the victim/survivor are kept confidential, but information about the nature, date, time, and general location of the incident of sexual misconduct, excluding the identity of the victim/survivor must be shared with relevant administrators. Information is shared with the Title IX coordinator, and in some cases law enforcement, so that action can be taken for reasons of safety. In planning any response, the wishes of the person reporting sexual misconduct are given full consideration.
- Confidential reports and conversations with Campus Security Authorities and the Title IX coordinator must maintain confidentiality at the survivor's/victim's request with some exceptions. The Campus Security Authority or Title IX coordinator must weigh the confidentiality request against other factors, including whether the victim is a minor, the seriousness of the conduct and the increased risk that the alleged perpetrator will commit additional acts of violence against the victim or others. Please note that if a person reporting sexual misconduct insists that her or his identity is kept confidential, a full investigation and disciplinary action by the College may not be possible.
- At the survivor's/victim's request, we will exclude the identifying information from written reports of sexual misconduct.
- Florida law allows for conversations with law enforcement to remain confidential. Police reports with personally identifiable information removed may be available to the public upon request.
- Privileged and confidential conversations with professional, licensed counselors, pastoral counselors and health-care providers are confidential and, except in rare or extreme circumstances, no information will be shared without your explicit permission.
- You have specific rights regarding disciplinary procedures. See the Disciplinary Procedures for Sexual Misconduct section of this document.

Please note that the outcome of any institutional disciplinary hearing, as a result of an allegation of a sexual offense, must be provided to both the accuser and the accused. Release of this information does not violate FERPA and is required by the Clery Act.

## ACADEMIC, LIVING, TRANSPORTATION AND WORKING SITUATIONS

Survivors have the right to request reasonable changes to academic, living, transportation and working situations.

- Students can request these changes through the Office of Student Development, Wetherell Center, Bldg. 100 room 210; (386) 506-3562.
- Employees can request changes through the Human Resources Department by contacting the Human Resources Department, Wetherell Center, Bldg. 100, Rm. 303; (386) 506-3942.

# Disciplinary Procedures for Allegations of Sexual Misconduct

## DEFINITIONS

**Proceeding** - All activities related to a non-criminal resolution of an institutional disciplinary complaint, including, but not limited to, fact finding investigations, formal or informal meetings and hearings. A proceeding does not include communications and meetings between officials and victims concerning accommodations or protective measures to be provided to a victim.

**Result** - Any initial, interim, and final decision by any official or entity authorized to resolve disciplinary matters within the institution. The result must include any sanctions imposed by the institution.

**Advisor** - Any individual who provides the accuser or accused support, guidance or advice.

## PROCEDURES

The Office of Student Judicial Affairs investigates and seeks to resolve student discipline issues and allegations of violations of the Daytona State Student Code of Conduct Rules.

A person wishing to file any disciplinary complaint, including sexual misconduct, may contact the Campus Safety Department (386) 506-4444, or contact the Office of Student Judicial Affairs directly (386) 506-3562. Violations that are reported to other Campus Security Authorities are forwarded to Campus Safety, and when requested or appropriate, will be referred to the Office of Student Judicial Affairs.

Daytona State College disciplinary proceedings include an administrative meeting, disciplinary hearing and student appeal via an administrative review with the Vice Presidents of Enrollment, Student Development & Academic Affairs. Depending on the circumstances, the Campus Safety Director, Deputy Director and the Judicial Affairs Officer will review the complaint to determine the appropriate proceeding. All disciplinary proceedings will include a prompt, fair and impartial process from the initial investigation to the final result and will provide the accuser and the accused with the same opportunities to have others present during any institutional disciplinary proceeding, including the opportunity to be accompanied to any related meeting or proceeding by the advisor of their choice.

In cases of sexual misconduct, disciplinary proceedings will be conducted by officials who receive annual training on:

- The issues related to sexual assault, domestic violence, dating violence, and stalking;
- How to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.

# Rights Associated with the Disciplinary Process

---

- Accuser and accused will be provided a prompt, fair and impartial disciplinary proceeding designated by Daytona State College policy, including a process that allows for the extension of timeframes for good cause and with written notice to the accuser and the accused of the delay and the reason for the delay.
- Disciplinary proceedings will be conducted in a manner that:
  - is consistent with Daytona State College policies and transparent to the accuser and accused;
  - includes timely notice of meetings at which the accuser or accused, or both, may be present; and
  - provides timely and equal access to the accuser, the accused and appropriate officials to any information that will be used during informal and formal disciplinary meetings and hearings.
- Disciplinary proceedings will be conducted by officials who do not have a conflict of interest or bias for or against the accuser or the accused.
- Accuser and accused will be provided with the same opportunity to have others present during any Daytona State College disciplinary proceeding, including the opportunity to be accompanied to any related meeting or proceeding by the advisor of their choice.
- Daytona State College will simultaneously notify, in writing, both the accuser and the accused of:
  - The result of any institutional disciplinary proceeding that arises from an allegation of sexual assault, domestic violence, dating violence or stalking;
  - The College's procedures for the accused and the victim to appeal the result of the institutional disciplinary proceeding.



# Summary of Resources for Victims/Survivors of Sexual Misconduct

## **COUNSELING, HEALTH, VICTIM ADVOCACY, PROTECTIVE MEASURES**

### **COUNSELING SERVICES - (386) 506-3038**

Daytona State College Counseling Services provides confidential short-term counseling services to students, and links them to local community mental health professionals for long-term counseling, treatment, or therapeutic intervention. Counselors are licensed and experienced mental health professionals. Services include assessment, crisis stabilization and community referral. These services are available for free to all students on the Daytona Beach Campus and all regional campuses. Find out more at <https://www.DaytonaState.edu/counseling/>

### **CAMPUS SAFETY - (386) 506-4444**

The Campus Safety Department can assist you in contacting law enforcement, emergency medical services, and can direct you to the other College and community resources listed here such as emergency shelters, crisis hotlines and counseling services and resources for obtaining an injunction. Students and employees can request safety escorts while on campus. To request safety escorts, please call (386) 506-4444. Campus Safety will issue a Notice of Campus Restriction to any student who poses a potential threat to the safety of others on Campus. Campus Safety will request a trespass warning be issued through local law enforcement to non-students and in certain instances to students who pose a threat to the safety of others on Campus.

[http://DaytonaState.edu/campus\\_safety/](http://DaytonaState.edu/campus_safety/)

### **TITLE IX COORDINATOR - (386) 506-3973**

The DSC Title IX Coordinator, Lonnie Thompson, can refer you to counseling, health and victim advocacy services at the College and in the community. <http://DaytonaState.edu/equity/>

### **THE CENTER FOR WOMEN AND MEN - (386) 506-3068**

The Center for Women and Men provides services to survivors of sexual assault, domestic violence, dating violence and stalking and administers programs to reduce these crimes on campus. In addition to providing assistance in obtaining community resources, the Center for Women and Men provides services that can help survivors gain life skills, employability tools, computer and financial literacy, and self-confidence. The Center for Women and Men can provide guidance for those wishing to pursue education and job skills, including assistance with child care, access to health care, a food pantry, clothing closet, school supplies, free printing, bus passes for students with an emergency transportation crisis, school/faculty mentors and homeless services.

Call the number above or visit <https://www.Daytonastate.edu/CenterforWomenandMen/> to learn more about the wide variety of resources and services available.

### **OFFICE OF STUDENT DEVELOPMENT/JUDICIAL AFFAIRS - (386) 506-3562**

The Office of Student Development/Judicial Affairs can refer you to counseling, health and victim advocacy services at the College and in the community. Students can request changes to academic, travel and living situations through the Office of Student Development/Judicial Affairs. The Office of Student Development/Judicial Affairs is responsible for disciplinary proceedings at the College and will issue a Notice of Campus Restriction to any student who poses a threat to the safety of others.

[https://www.DaytonaState.edu/student\\_dev/](https://www.DaytonaState.edu/student_dev/)

### **HUMAN RESOURCES DEPARTMENT - (386) 506-3942**

The Daytona State College Human Resources Department can assist employees in identifying resources at the College and in the community. Employees may inquire about the Employee Assistance Program through Human Resources.

<https://www.DaytonaState.edu/hr/>

### **STUDENT DISABILITY SERVICES - (386) 506-3238**

Provides accommodations and support services for students with disabilities.

1-800-955-8771 (TTY)

1-800-955-8770 (Voice)

<https://DaytonaState.edu/SDS/>

## Community Resources

- Daytona Beach Police Department - (386) 671-5100
- Volusia County Sheriff's Department - (386) 248-1777 (Daytona); (386) 736-5999 (DeLand)
- Flagler County Sheriff's Department - (386) 437-4116
- New Smyrna Beach Police Department - (386) 424-2220
- Edgewater Police Department - (386) 424-2425
- Stewart-Marchman ACT Behavioral Healthcare - <http://www.smabehavioral.org/>  
24 Hour Hotline - (800) 539-4228
- Victims' Advocate Office/State Attorney - (386) 239-7710
- Domestic Abuse Council of Volusia County, Florida  
<http://www.domesticabusecouncil.com/index.htm>  
24-Hour Crisis Line - (800) 500-1119
- Flagler County - Family Life Center (386) 437-3505  
<http://www.familylifecenterflagler.org/>
- Volusia Rape Crisis Center  
Sexual Assault Helpline - (800) 503-7621  
[www.volusiarapecrisiscenter.org/](http://www.volusiarapecrisiscenter.org/)

### STATE AND NATIONAL RESOURCES

- FloridaHealth.gov Sexual Abuse or Violence Prevention  
<http://www.floridahealth.gov/programs-and-services/prevention/sexual-violence-prevention/index.html>
- Florida Department of Children and Families -  
<http://www.myflfamilies.com/service-programs/domestic-violence>
- Florida Abuse Hotline - (800) 962-2873, TTY (800) 453-5145
- Florida Coalition Against Domestic Violence - <http://www.fcadv.org/>
- NotAlone - A national program launched to protect students from sexual assault. NotAlone.gov offers references to several local, state and national resources.  
<https://www.notalone.gov/>
- National Sexual Assault Hotline - (800) 656-4673 (HOPE)  
<https://www.rainn.org/>  
(Live chat available online)
- National Domestic Violence Hotline - (800) 799-7233  
<http://www.thehotline.org/> (Live chat available online)

### LEGAL ASSISTANCE AND ASSISTANCE OBTAINING INJUNCTIONS FOR PROTECTION AND COMMUNITY RESOURCES

- Daytona Beach Police Department - (386) 671-5100
- Volusia County Sheriff's Department - (386) 248-1777 (Daytona) (386) 736-5999 (DeLand)
- New Smyrna Beach Police Department - (386) 424-2220
- Edgewater Police Department - (386) 424-2425
- Flagler County Sheriff's Department - (386) 437-4116
- Stewart-Marchman ACT Behavioral Healthcare - <http://www.smabehavioral.org/>  
24 Hour Hotline - (800) 539-4228
- Victims' Advocate Office/State Attorney - (386) 239-7710
- Clerk of Circuit Court Volusia County - (386) 736-5915  
<https://www.clerk.org>
- Domestic Abuse Council of Volusia County, Florida  
<http://www.domesticabusecouncil.com/index.htm>  
24-Hour Crisis Line - (800) 500-1119
- Flagler County - Family Life Center - (386) 437-3505  
<http://www.familylifecenterflagler.org/>
- Clerk of Circuit Court Flagler County - (386) 313-4400  
<https://flaglerclerk.com/>

# Changes to Academic, Living, Transportation and Working Situations

## CAMPUS SAFETY

(386) 506-4444

Students and employees can request escorts while on campus from Campus Safety. To request escorts, please call (386) 506-4444.

## OFFICE OF STUDENT DEVELOPMENT/JUDICIAL AFFAIRS

(386) 506-3562

Students can request changes to academic, travel, and living situations through the Office of Student Development/Judicial Affairs.

## STUDENT FINANCIAL AID AND STUDENT VISAS

### OFFICE OF STUDENT DEVELOPMENT/JUDICIAL AFFAIRS

(386) 506-3562

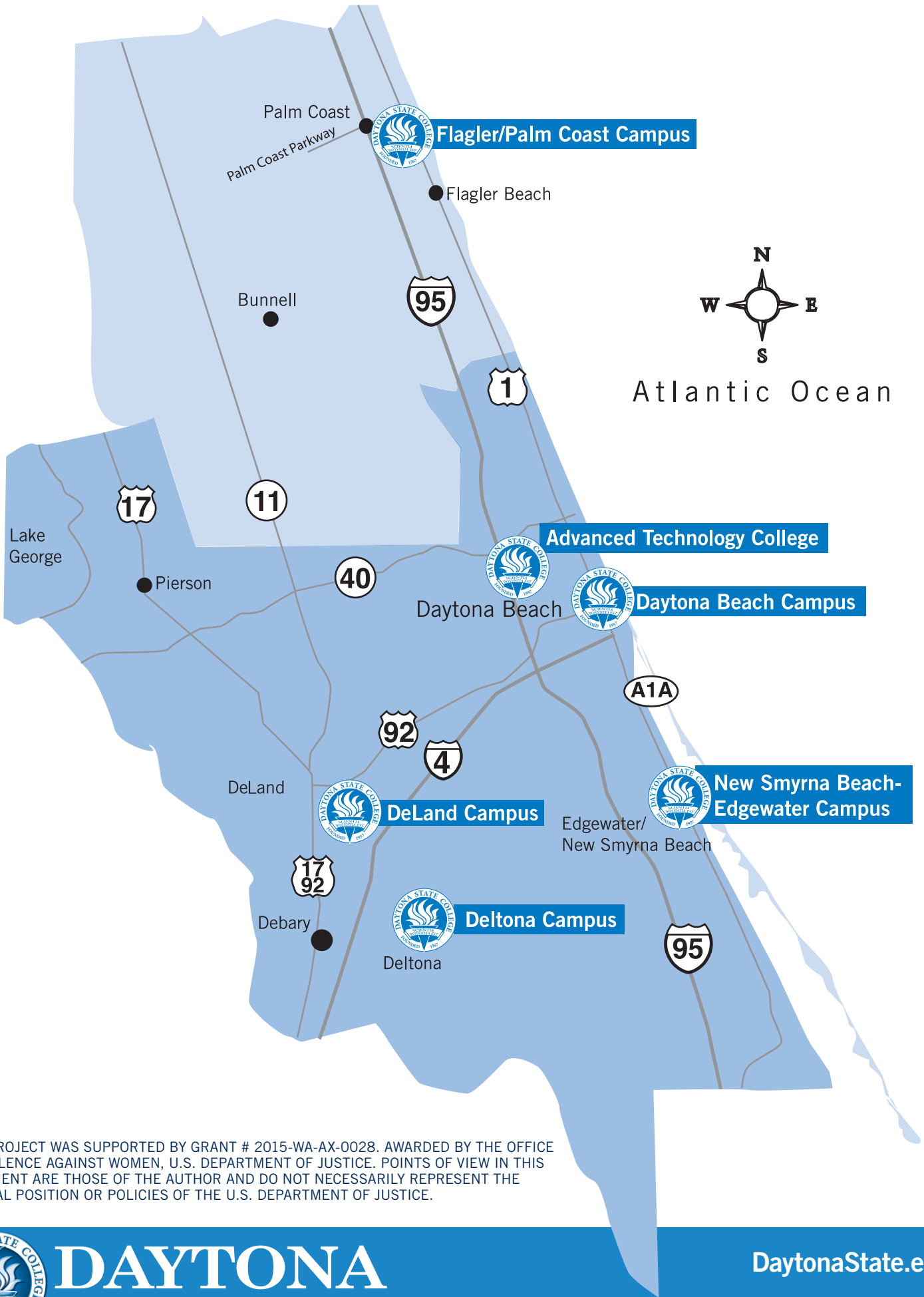
The Office of Student Development/Judicial Affairs will advise students who report sexual misconduct on their options for student financial aid and student visas and refer them to assistance at the college.

### OFFICE OF ADMISSIONS

(386) 506-3642

Assistance with student visas.

<https://www.DaytonaState.edu/admissions/>



THIS PROJECT WAS SUPPORTED BY GRANT # 2015-WA-AX-0028. AWARDED BY THE OFFICE ON VIOLENCE AGAINST WOMEN, U.S. DEPARTMENT OF JUSTICE. POINTS OF VIEW IN THIS DOCUMENT ARE THOSE OF THE AUTHOR AND DO NOT NECESSARILY REPRESENT THE OFFICIAL POSITION OR POLICIES OF THE U.S. DEPARTMENT OF JUSTICE.

98151BL\_015\_DSC CREATIVE 518



**DAYTONA STATE COLLEGE**

[DaytonaState.edu](http://DaytonaState.edu)

A MEMBER OF THE FLORIDA COLLEGE SYSTEM