

insertion of a finger or foreign object causes injury to the other person. The penalties for violation of these sections range from imprisonment for a period not to exceed seven years up to imprisonment for a period not to exceed 25 years.

If you are sexually or otherwise assaulted on campus:

- Get to a safe place as soon as you can.
- Try to preserve all physical evidence; do not bathe, douche, or change your clothes.
- Contact College at Old Westbury University Police immediately (516-876-3333 or ext. 3333 on campus or use a Blue Light or other campus emergency phone).

Remember, assaults – sexual or otherwise – are crimes; they are not the victims' fault. Victims have the right to pursue adjudication of crimes that occur on the College at Old Westbury campus through criminal courts and/or through the University's internal disciplinary process (under the campus Code for Student Conduct). SUNY University Police are trained to assist with prosecution in both systems.

The University Police Department at the college is a member of the Nassau County Police Department's Sexual Assault Nurse Examiner (S.A.N.E) program. S.A.N.E. is a victim sensitive program in which trained forensic nurses are involved in the handling and questioning of victims.

XVI. Sexual Assault Information (Aid to Victims of Violence)

If you are a victim of sexual assault, immediately report the assault to the police. Call ext. 3333 on campus, or 911 off campus. Police cannot investigate the incident as a crime unless you file a formal report. Reporting a crime to the police or to another campus office does not necessarily obligate you to follow through with criminal prosecution. A victim may choose to consult with other departments at the college mentioned previously relative to the incident and seek their assistance.

The University Police Department is a member, with the surrounding local Police Departments and the Nassau County Police Department, in the Sexual Assault Nurse Examiner program (S.A.N.E.). The S.A.N.E. program governs the methodology for dealing with the subject of and investigation of Sexual Assault crimes. The program has at its core, the utilization of specially trained nurses to deal with the victims of sexual assault and special provisions at North Shore Hospital where the program is based. The victims of sex-related crimes are treated with utmost respect, and caution is taken to secure all valuable evidence related to the crime. Guidance will be given to victims concerning the aftermath of the crime relative to tests for sexually transmitted diseases, pregnancy, etc..

Training and educational programs relative to rape awareness and prevention of sexual assault are initiated and sponsored by the Office of Counseling Services and the Office of Student Health and are available to all students and staff of the College.

XVII. Sexual Offender Community Notifications

Pursuant to an amendment to New York State's Megan Law signed by Governor Pataki on March 11, 2002, New York State University Police Departments will receive direct notifications from the New York State Division of Criminal Services if a registered sexual offender enrolls at or is employed at our institution. Such information will be available at the University Police Department, documented on strategically located postings throughout the campus, and identified on e-mail alerts to the College community. This information is also available at the following New York State web site: <http://criminaljustice.state.ny.us> subdirectory for Level 3 Sex Offenders.

No matter when or where the assault occurred, support and referral resources are available to help you. Contact at least one of the offices previously mentioned in this report.

XVIII. Bias Hate Related Crimes

It is a SUNY College at Old Westbury University Police mandate to protect all members of the College community by preventing and prosecuting bias or hate crimes that occur within the campus jurisdiction.

Hate crimes, also called bias crimes or bias-related crimes, are criminal activity motivated by the perpetrators bias or attitude against an individual victim or group based on perceived or actual personal

characteristics such as race, religion, ethnicity, gender, sexual orientation, or disability. Hate based crimes have received renewed attention in recent years, particularly since the passage of the federal Hate/Bias Crime Reporting Act of 1990 and the New York Hate Crimes act of 2000 (Penal Law Article 485). Copies of the law are available from the Office of University Police at the College.

Penalties of bias-related crimes are very serious and range from fines to imprisonment for lengthy periods, depending on the nature of the underlying criminal offense, the use of violence, or previous convictions of the offender. Perpetrators who are students will also be subject to campus disciplinary procedures where sanctions including dismissal are possible.

In addition to preventing and prosecuting hate/bias crimes, the University Police Department at SUNY College at Old Westbury, in concert with other entities on campus, also assists in addressing bias-related incidents that do not rise to the level of criminal activity. These activities, referred to as bias-related incidents and defined by the University as acts of bigotry, harassment, or intimidation directed at a member or group within the College at Old Westbury community based on national origin, ethnicity, race, age, religion, gender, sexual orientation, disability, veteran status, color, creed, or marital status, may be addressed through the State University's Discrimination Complaint Procedure or the Code for Student Conduct. Bias incidents can be reported to the University Police as well as to the Affirmative Action Officer at ext. 3130.

If you are a victim of, or a witness to, a hate/bias crime on campus, report it to the University Police by calling the Department at 516-876-3333 from an outside phone or ext. 3333 from any campus phone, using any Emergency Phones on campus, or stopping by University Police Headquarters in the Academic Village, Room D 100.

The University Police will investigate the incident and follow the appropriate adjudication process.

Victims of bias crimes or bias incidents can avail themselves of counseling and support from the campus by contacting Counseling services at 516-876-3053 or in person in Room 107 of the Student Union.

XIX. *Statement of Victims' Rights*

1. Victims have the right to choose counseling and medical treatment and to prosecute and report their case through the university judicial system and/or the off-campus court system. They also have the right to refuse all these options without reproach from any university personnel.
2. Victims have the right to be treated with dignity and seriousness by campus personnel.
3. Victims of crimes against an individual have the right to be reasonably free from intimidation and harm.
4. College personnel are encouraged to inform all victims of the following:
Victims are not responsible for crimes committed against them.
Victims are not negligent toward their own well being and thus do not assume the risk of crime.
Victims should always report their crime, despite the possibility of adverse publicity for the College.
5. Victims will be made aware of appropriate student services, including counseling.
6. Victims are entitled to the same support opportunities available to the accused in a campus disciplinary proceeding.
7. If the accused is prohibited from contacting the victim or entering the victim's residence, the victim will be notified that the ban is in effect.
8. Any victim who does not wish to remain in his/her present residence hall or class section may be granted a transfer to other housing or another class section if available.
9. The victim has the right to information regarding the status of his/her case.