



## **VICTIM STATEMENT OF RIGHTS**

For all students and employees who report an incident of sexual violence covering sexual assault, domestic violence, dating violence and stalking.

Victims are entitled to specific rights whether they pursue a formal complaint or not. Additionally, written notice of these rights must be provided to a student or employee when they report their victimization. Institutions must afford any student or employee who reports that they have been the

**IMMEDIATE STEPS TO TAKE**  
**IF YOU ARE A VICTIM OF SEXUAL ASSAULT**

**Call the Crime Victim/Rape Crisis Hotline** at 845-452-7272. They will ensure that a trained advocate is available to assist you at the hospital and will work directly with the hospital staff to enlist the services of a Sexual Assault Forensic Examiner (SAFE) Nurse. The nurse can provide pregnancy tests and preventative treatment for some sexually transmitted infections (STI) free of charge. **Inform the nurse if you suspect being drugged.**

**Mid-Hudson Regional Hospital**

241 North Road, Poughkeepsie

845-483-5000

## **For Students Only - New York State Education Law 129-B**

law, which requires students attending school in the state to be informed of the following rights, and institutional responsibilities.

**Section 6443** All students have the right to:

- g. human resources authority or the right to request that a confidential or private employee assist in reporting to appropriate human resources authority;
  - h. Receive assistance from appropriate institution representatives in initiating legal proceedings in family court or civil court; and
  - i. Withdraw a complaint or involvement from the institution process at any time.
- 2.

arrangements in order to help ensure safety, prevent retaliation and avoid an ongoing accused or respondent and the reporting individual shall, upon request and consistent with the circumstances, of the need for and terms of any such interim measure and accommodation that directly affects him or her, and shall be allowed to submit in support of his or her request.

4. Every institution shall ensure that every student be afforded the following rights:
  - a. The right to request that student conduct charges be filed against the accused in rules.
  - b. The right to a process in all student judicial or conduct cases, where a student is accused of sexual assault, domestic violence, dating violence, stalking or sexual activity that may otherwise violate the code of conduct, that includes at a minimum: (i) notice to a respondent describing the date, time, location and factual allegations concerning the violation, a reference to the specific code of conduct provisions alleged to have been violated, and possible sanctions; (ii) an opportunity to offer evidence during an investigation, and to present evidence and testimony at a hearing, where appropriate, and have access to a full and fair record of any such hearing, which shall be preserved and maintained for at least five years from such a hearing and may include a transcript, recording or other appropriate record; and (iii) access to at least one level of appeal of a determination before a panel, which may include one or more students, that is fair and

- v. To review and present available evidence in the case file, or otherwise in the possession or control of the institution, and relevant to the conduct case, consistent with the institution policies and procedures.
- vi. To exclude their own prior sexual history with persons other than the other party in the judicial or conduct process or their own mental health diagnosis and/or treatment from admittance in the institution disciplinary stage that determines responsibility. Past findings of domestic violence, dating violence, stalking, or sexual assault may be admissible in the disciplinary stage that determines sanction.
- vii. To receive written or electronic notice, provided in advance pursuant to the college or university policy and reasonable under the circumstances, of any meeting they are required to or are eligible to attend, of the specific rule, rules or laws alleged to have been violated and in what, and the sanction or sanctions that may be imposed on the respondent based upon the outcome of the judicial or conduct process, at which time the designated hearing or investigatory officer or panel shall provide a written statement detailing the factual findings supporting the determination and the rationale for the sanction imposed.
- viii. To

