
§ 160.10 means 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 shall be determined based on the reporting party's statement and with 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 threat of such abuse. Dating violence does not include acts covered under the definition of sexual assault or sexual harassment, including instances where the person is incapable of giving consent.

Sexual assault means taking sexual advantage of another individual's nudity or sexuality without consent and includes, but is not limited to,

- causing, or attempting to cause, the incapacitation of another person in order to make that person vulnerable to sexual acts;
- recording or photographing of private sexual activity and/or an individual's intimate parts (including breasts, buttocks, genitalia, or groin);
- dissemination, streaming or posting of recordings, photos or other images of an individual's sexual acts and/or intimate parts (including breasts, buttocks, genitalia, or groin);
- voyeurism (watching or taking pictures, videos or audio recordings of another person engaging in sexual acts);
- allowing third parties to observe private sexual acts;
- knowingly or recklessly exposing another person to a significant risk of sexually transmitted infection or virus; and/or
- exposing one's genitals to another individual.

If there is reason to believe that Johnson & Wales University's rules prohibiting sexual assault and relationship violence have been violated, either on or off campus, the administration will review and, when appropriate, will pursue disciplinary action. This policy is effective 10/1/2019. (f)1.5 (f)1.5 (c)-1.9 (a)3.2 (m) (o)22 (es)-o5 (e8-1.9 (b)7 (e)2 (i)2 (es)-.1 (i)-4.8 (l)2 (l)2 (t-

comfortable bystander action.

forensic examination information may be helpful if individuals should choose to report to police or the university or otherwise seek to enforce their rights.

3. Try to avoid the following pending a medical examination:

- a. Washing anything (including hands, mouth, and face) or showering;
- b. Going to the bathroom, brushing teeth, eating, drinking, douching, or changing clothes.

4. It is recommended to bring an extra set of clothes to the hospital.

Time sensitive steps: Some actions are more effective or only may be taken within a few days after an incident of sexual harassment. Individuals may wish to consult with medical personnel quickly regarding these items:

- a. Preventative treatments for pregnancy and sexually transmitted infections
- b. Evidence collection
- c. Toxicology testing if there are signs that drugs or alcohol may have facilitated the incident of sexual misconduct.

5. Consider steps to preserve and record physical and other evidence, which may be important to enforce rights or obtain remedies (including pressing criminal charges or seeking a civil protective order).

- a. Details that may be important to identify the allegedly responsible individual include the perpetrator's name (if known) and a description of the perpetrator (including clothing worn and a physical description of the perpetrator), and the details of the incident of sexual harassment (including, for example, the location, possible witnesses, etc.).
- b. If individuals do change or have access to other materials like sheets or blankets present during the assault/violence, those materials can be brought to the hospital or given to law enforcement for evidence collection. Individuals should use a paper bag, not a plastic bag, if they choose to transport them.

If we cannot honor your request to maintain confidentiality, we will inform you and, to the extent possible, only share information with people responsible for handling our response to the incident.

4. We will not prejudge you.
5. We will treat you and your particular situation with courtesy, sensitivity, dignity, understanding, and professionalism.
6. If you feel more comfortable talking with either a counselor or representative of a specific gender, we will do our best to accommodate your request.
7. We will assist you in arranging for any hospital treatment or medical needs.
8. We can assist you in privately contacting local law enforcement officials, counseling, CS&S, advising and other available resources, both on campus and in the community as set forth in [Getting Help](#).
9. We will fully investigate your report with respect and discretion.
10. We will continue to be available for you — to answer your questions, explain the systems and processes involved, and be willing listeners.
11. We will consider your report seriously, without bias based on a protected category.
- 12.

539 Eddy St., Providence, R.I.

Dating and domestic violence services (including criminal justice and protective order advocacy, emergency

Upon receipt of a report of sexual misconduct, confidential resources will not report information shared with them to the police, Campus Safety & Security or college officials without your permission, except for extreme emergency circumstances.

For students to obtain confidential on-campus services

Wales Hall, second floor, 401-598-1016

Appointments are available. In case of an emergency, the on-call counselor is available after hours by calling 1-888-222-4805 or through Campus Safety & Security (401-598-1103).

Harborside Campus: 401-598-1151, Harborside Academic Center

Downcity Campus: 401-598-1104, Wales Hall, third floor

Bridge for Diversity 3.1.3(c) 3.1.3(d) 3.1.3(e) 3.1.3(f) 3.1.3(g) 3.1.3(h) 3.1.3(i) 3.1.3(j) 3.1.3(k) 3.1.3(l) 3.1.3(m) 3.1.3(n) 3.1.3(o) 3.1.3(p) 3.1.3(q) 3.1.3(r) 3.1.3(s) 3.1.3(t) 3.1.3(u) 3.1.3(v) 3.1.3(w) 3.1.3(x) 3.1.3(y) 3.1.3(z) 3.1.3(aa) 3.1.3(ab) 3.1.3(ac) 3.1.3(ad) 3.1.3(ae) 3.1.3(af) 3.1.3(ag) 3.1.3(ah) 3.1.3(ai) 3.1.3(aj) 3.1.3(ak) 3.1.3(al) 3.1.3(am) 3.1.3(an) 3.1.3(ao) 3.1.3(ap) 3.1.3(aq) 3.1.3(ar) 3.1.3(as) 3.1.3(at) 3.1.3(au) 3.1.3(av) 3.1.3(aw) 3.1.3(ax) 3.1.3(ay) 3.1.3(az) 3.1.3(ba) 3.1.3(bb) 3.1.3(bc) 3.1.3(bd) 3.1.3(be) 3.1.3(bf) 3.1.3(bg) 3.1.3(bh) 3.1.3(bi) 3.1.3(bj) 3.1.3(bk) 3.1.3(bl) 3.1.3(bm) 3.1.3(bn) 3.1.3(bo) 3.1.3(bp) 3.1.3(bq) 3.1.3(br) 3.1.3(bs) 3.1.3(bt) 3.1.3(bu) 3.1.3(bv) 3.1.3(bw) 3.1.3(bx) 3.1.3(by) 3.1.3(bz) 3.1.3(ca) 3.1.3(cb) 3.1.3(cc) 3.1.3(cd) 3.1.3(ce) 3.1.3(cf) 3.1.3(cg) 3.1.3(ch) 3.1.3(ci) 3.1.3(cj) 3.1.3(ck) 3.1.3(cl) 3.1.3(cm) 3.1.3(cn) 3.1.3(co) 3.1.3(cp) 3.1.3(cq) 3.1.3(cr) 3.1.3(cs) 3.1.3(ct) 3.1.3(cu) 3.1.3(cv) 3.1.3(cw) 3.1.3(cx) 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(24 hours a day in each residence hall)

Resident Assistants, Residence Director, Central Office Staff, Community Assistants, Community Director

Friedman Center, second floor, 401-598-2848

&
Friedman Center, second floor, 401-598-2885

Wales Hall, 8 Abbott Park Place, Providence, Rhode Island
401-598-1034

Reports may also be made confidentially and anonymously by filling out an via
the [Equity & Compliance Services](#) webpage; or by calling the 0. 0.002. 0.0.002. 0.0. -1

Safe Alliance provides victims of sexual assault, dating/domestic violence and stalking with information, advocacy, counseling, shelter, referral and support services.

704-375-9900 (24-hour rape crisis line)

704-332-2513 (24-hour dating/domestic violence line)

NC – Coalition Against Domestic Violence

1-888-232-9124

Information regarding protective orders can be obtained at the Victim Assistance Office, 720 E. 4th St., Room 204, Charlotte, N.C., at 704-336-4126, Monday through Friday, 8 a.m.–5 p.m.

National Sexual Assault Hotline

1-800-656-HOPE (4673) (24-hour)

National Domestic Violence Hotline

1-800-799-SAFE (7233) (24-hour)

The National Center for Victims of Crime provides online tools and information for victims of stalking, and links to local resources nationwide.

Love is Respect. Text “loveis” to 77054 or 1-866-331-9474 to text with an advocate via loveisrespect for support and information regarding dating violence. You can also visit <http://www.loveisrespect.org/for-yourself/contact-us/> for more information..

Upon receipt of a report of sexual misconduct, confidential resources will not report information shared with them to the police, Campus Safety & Security or college officials without your permission, except for extreme emergency circumstances.

For students to obtain confidential on-campus services

Cedar Hall South, Suite 102

980-598-1710 (by appointment, 8:30 a.m.– 4:30 p.m.)

In case of an emergency, the on-call counselor is available after-hours through Campus Safety & Security (980-598-1900).

Academic Center, second floor

980-598-1700

Bridge for Diversity, Equity & Social Justice 401-598-2248

Bridge for Diversity, Equity & Social Justice, 401-598-1784

For employees to obtain confidential counseling services

Employees may contact the university's employee assistance provider, Coastline EAP, at 1-800-445-1195.

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Johnson & Wales University is committed to complying with the federal legal requirement that it provide a “prompt, fair, and impartial” adjudication process for complainants (the reporting students, employees, or third-parties) and respondents (the responding parties) in sexual misconduct matters (“Fairness”). The concept of Fairness means the university will comply with the explicit provisions in its processes and policies; the concept of Fairness does not give students any rights other than those in the explicit provisions of university processes and policies. Such processes and policies are not intended to, and do not, create a contractual agreement with any student or other individual, and it does not grant any student or other individual any contractual rights. When the university receives a good faith report or other information alleging that a university student or an employee has engaged in sexual misconduct the university may commence an investigation.

2. If you choose to pursue criminal prosecution through the courts, the incident should be reported to the police.

For complaints of sexual assault, sexual exploitation, dating violence, domestic violence and stalking alleged to have been committed by an employee, the parties w5 (s)-t (eged)-5.(c)-2 (2.6 113 (a)3.2 (t)-5.4 (e bhe p)1.5 (-)-1.9 (l)2 (e (e

- (1) The length of time of the relationship;
- (2) The type of the relationship;
- (3) The frequency of the interaction between the parties.

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 appying pessure on the throat or neck or by blocking the nose or mouth of another pson, with the intent to
 cause that person harm.

... .) - . . .) -1.2) ☒ / 10 1 . . 0 . 0 . ☒ 10) ☒ . . / . . ☒ / 12 ☒ 0 0 1 . 0.001 . 0-1. ☒ ☒) 1.

Consent, in reference to sexual activity, is not defined by statute in Rhode Island. However, lack of consent due to force or incapacitation is an element of the crime of sexual assault.

The following definitions and statutes are taken from the Massachusetts State Laws that may be relevant to misconduct described in this policy.

[Indecent Assault and Battery: MGL c.265, s.13h](#)

Section 13H. Whoever commits an indecent assault and battery on a person who has attained age fourteen shall be punished by imprisonment in the state prison for not more than five years, or by imprisonment for not more than two and one-half years in a jail or house of correction.

Whoever commits an indecent assault and battery on an elder or person with a disability, as defined in section 13K, shall be punished by imprisonment in the state prison for not more than 10 years, or by imprisonment in the house of correction for not more than 2 1/2 years, and whoever commits a second or subsequent such offense shall be punished by imprisonment in the state prison for not more than 20 years. A prosecution commenced under this paragraph shall not be placed on file nor continued without a finding.

[Rape: MGL c.265, s.22](#)

Section 22.

(a) Whoever has sexual intercourse or unnatural sexual intercourse with a person, and compels such person to submit by force and against his will, or compels such person to submit by threat of bodily injury and if either such sexual intercourse or unnatural sexual intercourse results in or is committed with acts resulting in serious

person shall have served two-thirds of such minimum sentence or if such person has two or more sentences to be served otherwise than concurrently, two-thirds of the aggregate of the minimum terms of such several sentences. For the purposes of prosecution, the offense described in subsection (b) shall be a lesser included offense to that described in subsection (a).

Massachusetts law does not define the crimes of “dating violence” or “domestic violence”. However, state law defines the crime of “abuse” in [G.L. c. 209A § 1](#) as: “the occurrence of one or more of the following acts between family or household members:

- (a) attempting to cause or causing physical harm;
- (b) placing another in fear of imminent serious physical harm;
- (c) causing another to engage involuntarily in sexual relations by force, threat or duress.”

“Family or household members” is defined as: “persons who

- (a) are or were married to one another;
- (b) are or were residing together in the same household;
- (c) are or were related by blood or marriage;
- (d) having a child in common regardless of whether they have ever married or lived together; or
- (e) are or have been in a substantive dating or engagement relationship, which shall be adjudged by district, probate or Boston municipal courts consideration of the following factors:
 - (1) the length of time of the relationship;
 - (2) the type of relationship;
 - (3) the frequency of interaction between the parties; and
 - (4) if the relationship has been terminated by either person, the length of time elapsed since the termination of the relationship.”

Stalking is defined under [G.L. c. 265, § 43 \(a\)](#)

(3) The person commits the offense aided and abetted by one or more other persons.

(b) Any person who commits an offense defined in this section is guilty of a Class B1 felony.

(c) Upon conviction, a person convicted under this section has no rights to custody of or rights of inheritance from any child born as a result of the commission of the rape, nor shall the person have any rights related to the child under Chapter 48 or Subchapter 1 of Chapter 7B of the General Statutes. (1979, c. 682, s. 1; 1979, 2nd Sess., c. 1316, s. 4; 1981, c. 63; c. 106, ss. 1, 2; c. 179, s. 14; 1983, c. 175, ss. 4, 10; c. 720, s. 4; 1994, Ex. Sess., c. 22, s. 2; 2004-128, s. 7; 2015-181, ss. 3(a), (b); 2017-30, s. 1.)

§ 1-2-22.

(a) A person is guilty of second-degree forcible rape if the person engages in vaginal intercourse with another person:

(1) By force and against the will of the other person; or

(2) Who has a mental disability or who is mentally incapacitated or physically helpless, and the person performing the act knows or should reasonably know the other person has a mental disability or is mentally incapacitated or physically helpless.

(b) Any person who commits the offense defined in this section is guilty of a Class C felony.

(c) Upon conviction, a person convicted under this section has no rights to custody of or rights of inheritance from any child conceived during the commission of the rape, nor does the person have any rights related to the child under Chapter 48 of the General Statutes or Subchapter I of Chapter 7B of the General Statutes. (1979, c. 682, s. 1; 1979, 2nd Sess., c. 1316, s. 5; 1981, cc. 63, 179; 1993, c. 539, s. 1130; 1994, Ex. Sess., c. 24, s. 14(c); 2002-159, s. 2(b); 2004-128, s. 8; 2015-181, ss. 4(a), (b); 2018-47, s. 4(b).)

§ 1-2-2.

(a) A person is guilty of statutory rape of a child by an adult if the person is at least 18 years of age and engages in vaginal intercourse with a victim who is a child under the age of 13 years.

(b) A person convicted of violating this section is guilty of a Class B1 felony and shall be sentenced pursuant to Article 81B of Chapter 15A of the General Statutes, except that in no case shall the person receive an active punishment of less than 300 months, and except as provided in subsection (c) of this section. Following the termination of active punishment, the person shall be enrolled in satellite-based monitoring for life pursuant to Part 5 of Article 27A of Chapter 14 of the General Statutes.

(c) Notwithstanding the provisions of Article 81B of Chapter 15A of the General Statutes, the court may sentence the defendant to active punishment for a term of months greater than that authorized pursuant to G.S. 15A-1340.17, up to and including life imprisonment without parole, if the court finds that the nature of the offense and the harm inflicted are of such brutality, duration, severity, degree, or scope beyond that normally committed in such crimes, or considered in basic aggravation of these crimes, so as to require a sentence to active punishment in excess of that authorized pursuant to G.S. 15A-1340.17. If the court sentences the defendant pursuant to this subsection, it shall make findings of fact supporting its decision, to include matters it considered as egregious aggravation. Egregious aggravation can include further consideration of existing aggravating factors where the conduct of the defendant falls outside the heartland of cases even the aggravating factors were designed to cover. Egregious aggravation may also be considered based on the extraordinarily young age of the victim, or the depraved torture or mutilation of the victim, or extraordinary physical pain inflicted on the victim.

(d) Upon conviction, a person convicted under this section has no rights to custody of or rights of inheritance from any child born as a result of the commission of the rape, nor shall the person have any rights related to the child under Chapter 48 or Subchapter 1 of Chapter 7B of the General Statutes.

(e) The offense under G.S. 14-27.24 is a lesser included offense of the offense in this section. (2008-117, s. 1; 2015-181, s. 5(a), 5(b).)

14-27.24. First-degree statutory rape.

(a) A person is guilty of first-degree statutory rape if the person engages in vaginal intercourse with a victim who is a child under the age of 13 years and the defendant is at least 12 years old and is at least four years older than the victim.

(b) Any person who commits an offense defined in this section is guilty of a Class B1 felony.

(c) Upon conviction, a person convicted under this section has no rights to custody of or rights of inheritance from any child born as a result of the commission of the rape, nor shall the person have any rights related to the child under Chapter 48 or Subchapter 1 of Chapter 7B of the General Statutes. (1979, c. 682, s. 1; 1979, 2nd Sess., c. 1316, s. 4; 1981, c. 63; c. 106, ss. 1, 2; c. 179, s. 14; 1983, c. 175, ss. 4, 10; c. 720, s. 4; 1994, Ex. Sess., c. 22, s. 2; 2004-128, s. 7; 2015-181, s. 6.)

14-27.25. First-degree forcible sexual offense.

(a) A defendant is guilty of a Class B1 felony if the defendant engages in vaginal intercourse with another person who is 15 years of age or younger and the defendant is at least 12 years old and at least six years older than the person, except when the defendant is lawfully married to the person.

(b) Unless the conduct is covered under some other provision of law providing greater punishment, a defendant is guilty of a Class C felony if the defendant engages in vaginal intercourse with another person who is 15 years of age or younger and the defendant is at least 12 years old and more than four but less than six years older than the person, except when the defendant is lawfully married to the person. (1995, c. 281, s. 1; 2015-62, s. 1(a); 2015-181, s. 7(a), (b).)

14-27.26. First-degree forcible sexual offense.

(a) A person is guilty of a first degree forcible sexual offense if the person engages in a sexual act with another person by force and against the will of the other person, and does any of the following:

- (1) Uses, threatens to use, or displays a dangerous or deadly weapon or an article which the other person reasonably believes to be a dangerous or deadly weapon.
- (2) Inflicts serious personal injury upon the victim or another person.
- (3) The person commits the offense aided and abetted by one or more other persons.

(b) Any person who commits an offense defined in this section is guilty of a Class B1 felony. (1979, c. 682, s. 1; 1979, 2nd Sess., c. 1316, s. 6; 1981, c. 63; c. 106, ss. 3, 4; c. 179, s. 14; 1983, c. 175, ss. 5, 10; c. 720, s. 4; 1994, Ex. Sess., c. 22, s. 3; 2015-181, ss. 8(a), (b); 2017-30, s. 2.)

14-27.27. Second-degree forcible sexual offense.

(a) A person is guilty of second degree forcible sexual offense if the person engages in a sexual act with another person:

- (1) By force and against the will of the other person; or

(2) Who has a mental disability or who is mentally incapacitated or physically helpless, and the person performing the act knows or should reasonably know that the other person has a mental disability or is mentally incapacitated or physically helpless.

(b) Any person who commits the offense defined in this section is guilty of a Class C felony. (1979, c. 682, s. 1; 1979, 2nd Sess., c. 1316, s. 7; 1981, c. 63; c. 179, s. 14; 1993, c. 539, s. 1131; 1994, Ex. Sess., c. 24, s. 14(c); 2002-159, s. 2(c); 2015-181, ss. 9(a), (b); 2018-47, s. 4(c).)

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(a) A person is guilty of sexual battery if the person, for the purpose of sexual arousal, sexual gratification,

(e) Jurisdiction. - Pursuant to G.S. 15A-134, if any part of the offense occurred within North Carolina, including the defendant's course of conduct or the effect on the victim, then the defendant may be prosecuted in this State. (2008-167, s. 2.)

North Carolina Criminal Law prohibits engaging in sexual activity by force and against the will of the other person or acts that are against people who are mentally incapacitated or physically helpless. Against a person's will can iint.9 (r(c)-1.9 (a)3.2 (d)-5.6 ()10.6 n)2.9 (t5.7 (a)3.3)-3.5 (.re)-3.5 () (21)(v)-59-4.8 (n)2.6 (a)3b 0BD7w(erai et.9 (fj-0.001