UW-Madison Rights and Resources for Victims of Sexual Assault, Domestic Violence, Dating Violence and/or Stalking

A student or employee who reports to an institution of higher education that the student or employee has been a victim of domestic violence, dating violence, sexual assault, or stalking, whether the offense occurred on or off campus, shall be provided with a written explanation of the student or employee’s rights and options. This document outlines those rights and options and should be provided to any student or employee who reports.

**Victim Rights**

- Victims have the right to report to law enforcement and to be assisted by UW-Madison campus authorities in so doing.
- Victims have the right to decline to report to law enforcement.
- Victims have the right to report the crime to UW-Madison and are encouraged to report to the offices designated to receive complaints: the [Dean of Students Office](https://www.ustudent.wisc.edu/dean-of-students/), the [Office for Equity and Diversity](https://equitydiversity.wisc.edu/), and the Title IX Coordinator.
- Victims have the right to a victim advocate of their choosing. [UHS End Violence on Campus](https://www.wisc.edu/endviolence/), the [Rape Crisis Center](https://www.rapecrisis.org/), and [Domestic Abuse Intervention Services (DAIS)](https://www.dais.org/) all provide free and confidential victim advocacy services. For more information: [www.evoc.wisc.edu](http://www.evoc.wisc.edu)
- Victims have the right to be notified, in writing, of existing resources for counseling, mental health, health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available both on campus and in the community.
- Victims shall be notified of options for, and available assistance in, changing academic, living, transportation, and working situations or protective measures, if so requested by the victim and such accommodations are reasonably available, regardless of whether the victim chooses to report the crime to campus police or local law enforcement.
- Victims have the right to request confidentiality from the accused.
- The right to be free from retaliation for filing an institutional complaint/report.
- The right to file a complaint with the U.S. Department of Justice and/or the U.S. Department of Education Office for Civil Rights
Rights when a victim reports to a Wisconsin Law Enforcement Agency

- All victims of crime in Wisconsin who report to law enforcement are entitled to crime victim rights outlined in Chapter 950 of the Wisconsin Statute. These rights include: the right to be treated with fairness, dignity, and respect for his or her privacy by public officials, employees, or agencies; the right to have his or her interest considered when the court is deciding whether to grant a continuance in the case; the right to be provided with appropriate intercession services to ensure that employers of victims will cooperate with the criminal justice process in order to minimize an employee's loss of pay and other benefits resulting from court appearances; and the right to have the opportunity to consult with the prosecution in a case brought in a court of criminal jurisdiction.
- Crime victims in the state of Wisconsin have the right to apply for Crime Victim Compensation, which helps pay for unreimbursed expenses that are the result of crimes causing personal injury or death, including lost wages, counseling, medical costs, and replacement of property held as evidence.

Rights when seeking Sexual Assault Nurse Examiner (SANE) Services:

- Victims may obtain a sexual assault medical forensic examination without incurring full out of pocket costs for that exam regardless of their decision to report to law enforcement. In Madison, this exam can be obtained from the Meriter Hospital Sexual Assault Nurse Examiner program; if you seek additional medical attention, other hospital charges may be applied.
- Victims of sexual assault who seek emergency services at a hospital have the right to be provided with the option to receive emergency contraception at the hospital per Wisconsin Statute 50.375.

Rights when alcohol is involved:

- Per UW–Madison’s Responsible Action Guidelines, “In those cases where a student has been a victim of sexual assault and/or a violent crime while under the influence of alcohol, neither the Dean of Students, University Housing nor UW–Madison Police will pursue disciplinary actions against the student victim (or against a witness) for his or her improper use of alcohol (e.g., underage drinking). A student victim who is under the influence of alcohol at the time of a sexual assault is entitled to university and community assistance and encouraged to seek help.”

Rights in the Student Disciplinary Process

UW-Madison uses Chapter UWS 17 and its own policies for campus student disciplinary proceedings of sexual assault, dating violence, domestic violence, and stalking.

- The right to have options for offering victim testimony in a campus disciplinary hearing, including via phone or with a room partition. The right to have questions in a disciplinary hearing posed through an advisor or the hearing committee.
- Disciplinary proceedings that provide a prompt, fair, and impartial investigation and resolution.
- The same opportunity to have others present throughout disciplinary proceedings as the accused, including the opportunity to be accompanied to any related meeting or proceeding by an advisor of their choice.
- The complainant* and the respondent** have an equal opportunity to participate in the investigation and any subsequent hearing.
Disciplinary proceedings that are conducted by panel members who receive annual training on the issues related to domestic violence, dating violence, sexual assault and stalking and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.

Both parties shall be simultaneously informed, in writing, of the outcome of any disciplinary proceeding; UW-Madison’s procedures for the accused and the victim to appeal the results of the proceeding; of any change to the results that occurs prior to the time that such results become final; and of when such results become final. At no time can a victim be required to keep the outcome confidential, or be prohibited from discussing the case.

The complainant* shall have the same rights to appeal as the respondent**.

The right to know the range of sanctions the institution can impose on a student respondent**.

If you choose to participate in a UW-Madison disciplinary proceeding, the following sanctions, in accordance with UWS 17.10, may be imposed following a final determination of responsibility for sexual assault, domestic violence, dating violence and/or stalking: written reprimand, denial of specified university privileges, payment of restitution, educational or service sanctions (including community service), disciplinary probation, imposition of reasonable terms and conditions on continued student status, removal from a course in progress, enrollment restrictions on a course or program, suspension and/or expulsion.

*Complainant is the person alleging the misconduct

**Respondent is the student accused of misconduct

Confidentiality

To the extent permissible by law, UW-Madison will endeavor to keep victim information private. However, once a report is made to the University, or the University has notice of an incident of sexual assault, domestic violence, dating violence, or stalking, confidentiality cannot be guaranteed unless that information is reported directly to one of the confidential resources listed below. For victims aged 18 and older who report to non-confidential sources, relevant information will be shared only with those who need to know, such as Title IX Coordinators and Deputy Coordinators, complaint investigators, and other individuals who are responsible for handling the school’s response to incidents of sexual violence. In the case of minors, UW-Madison employees must report child abuse to Child Protective Services or local law enforcement.

In an effort to protect victim safety and privacy, UW-Madison maintains information about sexual violence in a secure manner. If the University has notice of an incident, UW-Madison will balance the victim’s request to keep identifying information confidential with Title IX’s mandate to investigate hostile environments. UW-Madison will redact a victim’s identifying information when responding to requests for information pursuant to the Wisconsin Public Records law and the federal Family Educational Rights and Privacy Act (FERPA), which governs the disclosure of student education records. The University also will not disclose identifiable information about research subjects if prohibited by an NIH-issued Certificate of Confidentiality, HIPAA regulations and state laws pertaining to the privacy of health information or promises of confidentiality made to research subjects pursuant the federally required consent form and authorization form. UW-Madison must respond to court ordered subpoenas that are not prohibited by other applicable law, and may not be able to redact information when responding to a subpoena. Victims have the option to access confidential resources such as UHS Counseling and Consultation, UHS EVOC, UHS Clinical Medicine, a Sexual Assault Nurse Examiner, Domestic Abuse Intervention Services,
the Rape Crisis Center, UW-Madison Ombuds and the Employee Assistance Office. Other licensed healthcare providers, counselors and social workers employed by the University follow the confidentiality requirements of their profession when they providing care to a patient or a client. Additionally, staff from the McBurney Disability Resource Center, campus Disability Coordinators, Divisional Disability Representatives and interpreters do not disclose reports of prior victimization that they become aware of as part of the disability accommodation process or when providing translation services.

OFFICIAL REPORTING

If you choose to report, please note the following:

- The preservation of evidence may strengthen investigations, which may result in a better chance of holding the accused responsible for the crime or obtaining a restraining order. Evidence may include the clothing you were wearing at the time, a record of threatening text messages and emails, or bodily fluids.
- Although it is best not to shower, if you have showered or changed clothes, you can still file a police report, get a medical exam, (including a forensic medical exam from the SANE program described below) or report the incident to UW-Madison.

Making an official report to UW-Madison or UWPD may result in a report of an annual crime statistic with the victim’s name withheld. It may also result in a formal investigation of the incident(s).

Reporting to Law Enforcement

University of Wisconsin Police Department (UWPD)  
9-1-1 (on-campus), 608-264-2677  
1429 Monroe St., Madison, WI  
www.uwpd.wisc.edu

Madison Police Department  
9-1-1 (off-campus), 608-255-2345  
211 S. Carroll St., Madison, WI  
www.cityofmadison.com/police

UW-Madison Disciplinary and Title IX Complaints

Dean of Students Office  
500 Lincoln Drive, 70 Bascom Hall, Madison, WI  
608-263-5700  
students.wisc.edu

Title IX Coordinator, David Blom  
500 Lincoln Dr., 190 Bascom Hall, Madison, WI  
608-890-3788  
dblom@wisc.edu

Office for Equity and Diversity  
500 Lincoln Drive, 179-A Bascom Hall, Madison, WI  
608-263-2378  
oed.wisc.edu

Wisconsin Telecommunications Relay Service for the hearing impaired, dial 7-1-1
RESOURCES

Confidential Reporting, Advocacy, Emotional Support and Medical Services *

ON CAMPUS:

UHS EVOC: End Violence on Campus (victim advocacy, emotional support, support groups, assistance in coordinating/requesting services and accommodations)
608-265-1483 (business hours only)
www.evoc.wisc.edu
evoc@uhs.wisc.edu

UHS Counseling and Consultation (mental health)
uhs.wisc.edu/services/counseling

Contact all University Health Services (UHS) by phone: (608) 265-5600 (24 hours)
Visit UHS: 333 East Campus Mall, Madison, WI 53715

UHS Medical Services offers a range of medical services for persons affected by sexual assault, domestic violence, dating violence and stalking including treatment of injuries, emergency contraception, pregnancy testing, HIV testing and screening and treatment for other STIs. UHS clinical medicine does NOT complete toxicology tests or forensic medical exams.

333 East Campus Mall, Floors 5 and 6, Madison, WI
608-265-5600
http://www.uhs.wisc.edu/services/medical/

Employee Assistance Office (employees only)
610 Langdon Street, Lowell Center, Room 226, Madison, WI 53703
(608) 263-2987 or toll-free (877) 260-0281
eao.wisc.edu
eao@mailplus.wisc.edu

OFF CAMPUS:

Meriter Hospital Sexual Assault Nurse Examiner (SANE) provides medical and forensic examination for victims of sexual assault, domestic violence and dating violence. Nurses will examine for injuries, collect evidence, and offer medications to prevent STIs and/or pregnancy. Evidence can be collected within 5 days of an assault. There is no requirement to report to law enforcement.

Meriter Hospital, Sexual Assault Nurse Examiner
202 S. Park St., Madison, WI (Use Emergency Room entrance)
608-417-5916
www.meriter.com/sane
Domestic Abuse Intervention Services (DAIS)
24-hour line: (608) 251-4445 or toll-free (800)747-4045
http://www.abuseintervention.org

Rape Crisis Center (RCC)
2801 Coho Street #301, Madison, WI, 53703
24-hour line: 608–251-RAPE (7273)
www.danecountyrcc.org
info@danecountyrcc.org

Deaf Unity
Victim advocacy for victims of sexual assault, intimate partner violence, and/or stalking provided by staff who are Deaf and use American Sign Language (including text helpline) and provide emotional support, and accompaniment to medical appointments and court dates.
help@deafunitywi.org
Text helpline: 608-466-2881, M-F 9am-10pm
http://deafunitywi.org/

Freedom, Inc.
Victim advocacy services for victims of sexual assault and intimate partner violence that are language/gender/generation and culture-specific to wimmin, gender non-conforming, and youth in African American and Southeast Asian families.
601 Bay View, Madison, WI 53715
Office: 608-661-4089, M-F 9am-5pm
refugeeproject@hotmail.com
http://freedom-inc.org

UNIDOS Against Domestic Violence
Victim advocacy services for Latina and non-Latina survivors of sexual assault and domestic violence.
Toll Free: 1-800-510-9195
http://www.unidosagainstdv.org

*Exceptions to confidentiality include reports of child abuse (victims 17 or younger), elder abuse, and threats of imminent harm to self or others. Reports and disclosures made to these offices will not result in a formal institutional response from UW-Madison.

Requesting an Accommodation

UW-Madison will make every effort to make accommodations for academic, living, transportation, working situations, or protective measures if requested and reasonably available. Victims do not need to report to law enforcement to receive these accommodations.

UHS EVOC can help a student to request and/or coordinate requests for accommodations or services on their behalf.

UHS EVOC (End Violence on Campus)
608-265-1483 (business hours only)
The following offices may also assist you with requesting accommodations or services*:

**Dean of Students Office**
500 Lincoln Drive, 70 Bascom Hall, Madison, WI
608-263-5700
www.students.wisc.edu

**University Housing**
625 Babcock Dr., Madison, WI
608-262-2522
www.housing.wisc.edu
(For people living in on-campus housing)

**Title IX Coordinator**, David Blom
500 Lincoln Dr., 190 Bascom Hall, Madison, WI
608-890-3788
dblom@wisc.edu

**Office of Human Resources**
21 N. Park St., #5101, Madison, WI
608-265-2257
www.ohr.wisc.edu
(For employees)

**Office for Equity and Diversity**
500 Lincoln Drive, 179-A Bascom Hall, Madison, WI
608-263-2378
Wisconsin Telecommunications Relay Service for the hearing impaired, dial 7-1-1
www.oed.wisc.edu

*Making an accommodation request to UW-Madison may result in a report of an annual crime statistic with the victim’s name withheld. It may also result in a campus investigation of the incident(s).

**Financial Aid and Visa and Immigration Resources**

For financial aid and visa and immigrations services for victims of sexual assault, domestic violence, dating violence or stalking, please contact the following offices:

**Office of Student Financial Aid**
333 East Campus Mall #9701, Madison, WI
608-262-3060
http://finaid.wisc.edu/
finaid@finaid.wisc.edu

**International Student Services**
716 Langdon St., 217 Red Gym, Madison, WI
608-262-2044
http://iss.wisc.edu
iss@studentlife.wisc.edu

Making a request for services to UW-Madison may result in a report of an annual crime statistic with the victim’s name withheld. It may also result in a campus investigation of the incident(s).

**Legal Assistance**

UW-Madison does not provide legal assistance or attorneys. There are legal resources available in the Madison community.
Dane County District Attorney’s Office, Victim Witness Unit (For criminal cases that are referred to the District Attorney for prosecution)
215 S. Hamilton St. #3000
(608) 266-9003

DAIS has a legal advocacy program for victims of domestic violence, dating violence and/or stalking:
Domestic Abuse Intervention Services (DAIS)
Office: (608) 251-1237
(608) 251-4445 or toll-free (800) 747-4045 (24 hours)
info@abuseintervention.org
www.abuseintervention.org

State Bar of Wisconsin Lawyer Referral and Information Service is offered by the State Bar of Wisconsin and is a public service that helps identify the most appropriate resource for legal needs.
State Bar of Wisconsin Lawyer Referral and Information Service
(800) 362-9082

Restraining/No Contact Orders Issued By a Court of Law

UW-Madison and UWPD will enforce active no contact and restraining orders issued by a court of law. If you are a student and have a court-issued restraining order and wish to inform the University, please contact the Dean of Students office or UWPD. If you are a student and need to be provided additional accommodations regarding your restraining order, please contact the Dean of Students office. If you are an employee and have a court issued restraining order, please notify the Office for Equity and Diversity or UWPD. Please be aware that if you notify the University of an existing court-ordered restraining order, the Dean of Students Office or the Title IX Coordinator may follow up with you as prescribed by Title IX.

No Contact Directives Issued by the Dean of Students Office

Staff members of the Dean of Students Office approach their work in a proactive manner whenever possible. There are times in which students seek our assistance, guidance, and support involving a variety of complex situations, including but not limited to: relationship struggles, victimization, safety concerns, privacy concerns, bias incidents, criminal investigations, and court-ordered restraining orders. One tool the Dean of Students Office uses to support a safe, respectful, and responsible educational environment, either as a proactive measure or in response to and prevention of additional incidents, is a no contact directive.

A Dean of Students Office no contact directive is a university-issued directive that prohibits the student who receives it from having contact with -in any form- the individuals or individuals named in the directive. The no contact directive is different than a restraining order/civil injunction issued by a court of law and may be issued by the Dean of Students Office independent of the student disciplinary process.
A no contact directive may include the following language: “Be advised that you are not to have contact with First Name, Last Initial of any kind, direct or indirect, until further notice. This includes, but is not limited to: face-to-face/in-person, telephone, e-mail, text message, social networking sites, written communication, video and other electronic communication, and contact through third parties. Any attempt to contact this person may be construed as harassment and result in disciplinary and/or legal action.”

A no contact directive is issued when the Dean of Students Office staff member assigned to a pending matter or disciplinary action determines that an individual should be prohibited from having contact with other parties. The individuals listed in a no contact directive can include, but might be limited to, complainants, respondents and witnesses. No contact directives are often issued during the course of investigating cases which involve allegations of sexual assault, dating/domestic violence, and stalking.

A no contact directive is issued in writing via a student’s university email, and when possible, verbally. Recipients of the no contact directive are informed that future contact with the individual or individuals named in the directive may be considered harassment and result in a disciplinary investigation. Individuals are also informed, in writing, of the process to appeal the no contact directive, which is handled by an Associate Dean of Students. If the individuals involved are in student organizations or classes together, the parameters of the no contact directive will be discussed and additional expectations for minimizing contact may be added to the written correspondence. Students will be provided with an opportunity to ask questions about the terms of the no contact directive issued to them.

A copy of the no contact directive email is sent to an Associate Dean of Students, a UWPD Lieutenant, and when there is a connection to University Housing, an Associate Director of Residence Life. When issued, a no contact directive does not have an end date, and can be reviewed by an Assistant Dean of Students by request of the individual(s) involved. The review decision must be issued in writing and include copies to the above mentioned staff members.

Individuals who violate a no contact directive risk being charged and investigated through the nonacademic misconduct process for UWS 17.09(4) Harassment and/or UWS 17.09(11) False Statement or Refusal to Comply Regarding a University Matter.

Information regarding the no contact directive is maintained in a student database and does not appear on an internal or external transcript.

No Contact Directives Issued to Employees

Supervisors, in consultation with Human Resources staff, have the authority to regulate workplace behavior of Academic and University staff, and the Provost may regulate faculty, as long as there is a work-related reason for doing so. UW-Madison may issue no-contact directives to employees when appropriate circumstances arise. Circumstances under which a no-contact directive may be issued include, but are not limited to, pending disciplinary complaints. A no-contact directive may limit an employee’s contact with another employee, a student, or other member of the University community or limit an employee’s contact with a work location for a length of time determined by the employee’s supervisor or the Provost. The following types of contact may be prohibited by a no contact directive:
face-to-face/in-person, telephone, e-mail, text message, social networking sites, written communication, video and other electronic communication, and contact through third parties. Violation of a no-contact directive issued by UW-Madison may result in disciplinary action. Employees may challenge a no-contact directive by using the grievance process for their employment category.