

BERKELEY COLLEGE
Student Bill of Rights – New Jersey Campuses

Purpose

This Student Bill of Rights articulates the College's commitment to protect victims of sexual assault, intimate partner violence and/or stalking, and to foster a culture of support and mutual respect.

Scope

The following rights apply to incidents of sexual assault, intimate partner violence, and/or stalking (i) occurring on one of the Berkeley College New Jersey campuses; and (ii) when either the victim or alleged perpetrator is a Berkeley College student; and/or (iii) when a Berkeley College student attending one of the New Jersey campuses (or enrolled in an Online New Jersey education program) is the victim of an off-campus sexual assault, intimate partner violence or stalking incident.

Human Dignity Rights

1. To be free from any suggestion that victims must report the crimes to be assured of any other right guaranteed under this policy;
2. To have any allegation of sexual assault treated seriously;
3. To be treated with dignity;
4. To be free from any suggestion that victims are responsible for the commission of crimes against them;
5. To be free from any suggestion that victims were contributorily negligent or assumed the risk of being assaulted;
6. To be free from pressure from campus personnel to: refrain from reporting crimes; to report crimes as lesser offenses than the victims perceive the crimes to be; or to report crimes if the victim does not wish to do so; and
7. To be free from any suggestion that victims should refrain from reporting crimes in order to avoid unwanted personal publicity.

Rights to Resources On and Off Campus

1. To be notified of existing medical, counseling, mental health or student services for victims of sexual assault, both on campus and in the community whether or not the crime is reported to campus or civil authorities;

- a. Students should direct incidents of sexual assault, intimate partner violence, and/or stalking to the Deputy Title IX Coordinator for Students or the Title IX Coordinator.
2. To have access to counseling under the same terms and conditions as apply to other students seeking such counseling from appropriate campus counseling services;
3. To be informed of, and assisted in exercising, any rights to be confidentially or anonymously tested for sexually transmitted diseases or human immunodeficiency virus; and
4. To be informed of, and assisted in exercising, any rights that may be provided by law to compel and disclose the results of testing of sexual assault suspects for communicable diseases.

Campus Judicial Rights

1. To seek legal assistance, and the right to have others present, in any campus disciplinary proceeding, that the College permits to the accused; and
2. To be notified of the outcome of any disciplinary proceeding against the accused.

Legal Rights

1. To have any allegation of sexual assault investigated and adjudicated by the appropriate criminal and civil authorities of the jurisdiction in which the crime occurred (in addition to any campus disciplinary proceedings);
2. To receive full and prompt cooperation and assistance of campus personnel in notifying the proper authorities; and
3. To receive full, prompt, and victim-sensitive cooperation of campus personnel in obtaining, securing, and maintaining evidence, including a medical examination if it is necessary to preserve evidence of the assault.

Campus Intervention Rights

1. Require campus personnel to take reasonable and necessary action, and or to provide supportive measures, to prevent further unwanted contact of victims with their alleged assailants, including but not limited to, notifying the victim of options for and available assistance in changing academic and living situations after an alleged sexual assault incident if so requested by the victim and if such changes are reasonably available.

For additional information on how to file a report or a Formal Complaint, confidential options, and available resources see:

- [Berkeley College's Title IX Website](#)
- [Title IX \(and Non-Title IX Sexual Harassment and Sexual Misconduct Policy](#)

- [Title IX Sexual Harassment and Sexual Misconduct Procedures](#)
- [Non-Title IX Sexual Harassment and Sexual Misconduct Procedures for Students](#)
- [Resource Brochure](#)