STATEMENT OF RIGHTS OF THE RESPONDENT IN CASES INVOLVING SEXUAL MISCONDUCT

A. The right to an investigation and appropriate resolution of all credible complaints of sexual misconduct made in good faith to university administrators;
B. The right to be treated with respect by university officials;
C. The right to be informed of and have access to campus resources for medical, counseling, and advisory services;
D. The right to be fully informed of the nature, rules and procedures of the campus conduct process and to the timely written notice of all alleged violations within the complaint, including the nature of the violation and possible sanctions;
E. The right to a hearing on the complaint, including timely notice of the hearing date, and adequate time for preparation;
F. The right not to have irrelevant prior sexual history admitted as evidence in a campus hearing;
G. The right to make an impact statement during the investigation and to have that statement become a part of the report submitted to the Director of Judicial Affairs or designee;
H. The right to appeal the findings and sanctions given to the respondent, in accordance with the standards for appeal established for sexual misconduct cases;
I. The right to review all documentary evidence provided in the investigative report available regarding the complaint, subject to the privacy limitations imposed by state and federal law and/or cannot be revealed for compelling safety reasons, and least 48 hours prior to the hearing;
J. The right to adequate, reliable and impartial hearing closed to the public;
K. The right to have the university compel the presence of students, and the right to challenge documentary evidence;
L. The right to have complaints investigated and heard by investigators and conduct administrators who have received annual sexual misconduct training;
M. The right to have university policies and procedures followed without material deviation;
N. The right to have an advisor or advocate accompany and assist in the campus hearing process. This advisor can be anyone, including an attorney (provided at the respondent student’s own cost), but the advisor may not take part directly in the hearing itself, though they may communicate with the respondent student as necessary;
O. The right to a campus conduct outcome based solely on evidence presented during the investigation process. Such evidence shall be credible, relevant, based in fact, and without prejudice;
P. The right to written notice of the outcome and sanction of the hearing;
Q. The right to have the disclosure of this information governed by the Family Educational Rights and Privacy Act and to only permit exceptions that are allowed by FERPA legislation.

For Title IX Assistance, Contact:
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