REGULATION XIV

POLICY PROHIBITING DISCRIMINATION AND HARASSMENT BASED ON GENDER, INCLUDING SEXUAL HARASSMENT, SEXUAL MISCONDUCT, DATING AND DOMESTIC VIOLENCE, AND STALKING

CSULB prohibits Discrimination and Harassment based on Gender, including Sexual Harassment, Sexual Misconduct, Dating and Domestic Violence, and Stalking. All sexual activity between members of the CSU community must be based on Affirmative Consent. Engaging in any sexual activity without first obtaining Affirmative Consent to the specific sexual activity is Sexual Misconduct and constitutes a violation of CSU’s Executive Orders 1096 (Revised) and/or 1097 (Revised), whether or not the sexual activity violates any civil or criminal law. Employees and Students who are found to have violated this policy shall be subject to discipline commensurate to the violation.

Sexual Misconduct is a form of Sexual Harassment and may create a sexually hostile environment that affects access to or participation in CSU programs and activities. Sexual Misconduct is any sexual activity without Affirmative Consent; sexual activity includes but is not limited to kissing, touching intimate body parts, fondling, intercourse, penetration of any body part, and oral sex.

Affirmative Consent means an informed, affirmative, conscious, voluntary, and mutual agreement to engage in sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that Affirmative Consent has been obtained from the other participant(s) to engage in the sexual activity. Lack of protest or resistance does not mean consent nor does silence mean consent. Affirmative Consent can be withdrawn or revoked.

Affirmative Consent cannot be given by a person who is incapacitated.

A person with a medical or mental Disability may also lack the capacity to give consent.

Sexual activity with a minor (under 18 years old) is never consensual because a minor is considered incapable of giving legal consent due to age.

Duty to Report: Except in the case of a privilege recognized under California law (i.e. physicians; psychotherapists; professional licensed counselors; licensed clinical social workers, etc.) any Employee who knows or has reason to know of allegations or acts that violate this policy shall promptly inform the Title IX Coordinator. These Employees are required to disclose all information, including the names of the Parties, even where the person has requested anonymity. The Title IX Coordinator will determine whether such confidentiality is appropriate given the circumstances of each such incident. Students involved in, or possessing knowledge of, campus-related Sexual Misconduct, Dating or Domestic Violence, or Stalking are strongly encouraged.

Employee/Student Relationship: CA CSU Employee shall not enter into a
consensual relationship with a Student or Employee over whom that employee exercises or influences direct or otherwise significant academic, administrative, supervisory, evaluative, counseling, or extracurricular authority. In the event such a relationship already exists, each Campus shall develop a procedure to reassign such authority to avoid violations of this policy.

**Pregnant and Parenting Students:** Title IX Coordinator facilitates accommodations for pregnant students to ensure a pregnant student’s access to educational programs.

**COMPLAINT PROCESS**

The University has designated a Title IX Coordinator to provide you with assistance and support, and to monitor and oversee overall compliance with laws and policies related to sexual misconduct, dating and domestic violence, and stalking. Your Campus Title IX Coordinator is available to explain and discuss your rights, options, and resources.

**CSULB Title IX Coordinator:**
Larisa Hamada, Assistant Vice President for Equity & Diversity
Foundation Building, Suite 220
larisa.hamada@csulb.edu | (562) 985-8256 | www.csulb.edu/titleix

Individuals may file a complaint online at http://www.csulb.edu/titleix or by contacting the Title IX Coordinator directly. If this matter is an emergency or time sensitive, please contact University Police (562) 985-4101 or 911.

The University shall respond promptly and effectively to all complaints of Discrimination, Harassment, Retaliation, Sexual Misconduct, Dating and Domestic Violence, and Stalking, and will take appropriate action to prevent, correct, and discipline conduct that violates this policy.

To report alleged violations, individuals may submit a formal written complaint to the Title IX Coordinator. The Title IX Coordinator will determine whether to open an investigation after making a preliminary inquiry into the allegations. In some cases, where a Complainant does not want to pursue an investigation, the campus may determine that the circumstances warrant an investigation based on the risk posed to the campus community. In addition, cases of sexual misconduct may be forwarded to a University Hearing per the revised Executive Orders (effective March 29, 2019) and the relevant addendums.

**RETRALIATION**

The CSU prohibits Retaliation for exercising rights under this policy, opposing Discrimination or Harassment because of a Protected Status, or for participating in any manner in any related investigation or proceeding.
TO FILE A FORMAL COMPLAINT

Campus Title IX Coordinator
Larisa Hamada, Title IX Coordinator
Location: Foundation Building, Suite 220
larisa.hamada@csulb.edu | (562) 985-8256 | www.csulb.edu/titleix

University Police (For Emergencies, dial 911)
Location: 1250 Bellflower Blvd. Long Beach, CA 90840
(562) 985-4101 (non-emergency) | www.csulb.edu/police

Local Police (For Emergencies, dial 911)
Long Beach Police Department
www.longbeach.gov/police/contact-us | Phone: (562) 570-7260

U.S. Department of Education, Office for Civil Rights:
(800) 421-3481 | ocr@ed.gov
http://www2.ed.gov/about/offices/list/ocr/complaintintro.html

CAMPUS SERVICES

Campus Sexual Assault Victim’s Advocate
Jacqueline Urtez, YWCA Sexual Assault Victim’s Advocate
Student Health Services (SHS) | advocate@csulb.edu | (562) 985-2668

Linda Peña, ATOD/Violence Prevention & Sexual Misconduct Counselor
Student Health Center (SHS) | linda.pena@csulb.edu | (562) 985-1732

Student Health Services (SHS)
Corner of Merriam Drive and Beach Drive
(562) 985-4771 | http://www.csulb.edu/divisions/students/shs/

Health Resource Center
Student Health Services (SHS), Room 268
(562) 985-4609 | www.csulb.edu/divisions/students/shs/

Counseling & Psychological Services (CAPS) - Students
Brotman Hall, Room 226 | (562) 985-4001 (24hrs) | www.csulb.edu/caps

Faculty & Staff Assistance Program (FSAP) - Employees
Foundation, Room 151 | (562) 985-7434 | www.csulb.edu/fsap

OFF CAMPUS SERVICES

SEXUAL ASSAULT:
Community Hospital of Long Beach
1720 Termino Avenue, Long Beach, CA 90804 | (562) 933-9000

Community Service Programs (Orange County Rape Crisis Hotline)
Phone: (714) 957-2737 or (949) 831-9110 | https://ocrcc.org

Little Company of Mary Hospital San Pedro
1300 West 7th Street, San Pedro, CA 90732 | (310) 832-3311

Long Beach YWCA GLA Sexual Assault Crisis Services
24-hr Sexual Assault Crisis Hotline (877) 943-5778
https://ywcagla.org/what-we-do/programs/sexual-assault/
Long Beach Trauma Recovery Center  
St. Mary’s Medical Center | Phone: (562) 491-7977  
1045 Atlantic Ave Suite 801, Long Beach, CA 90813

East Los Angeles Women’s Center Rape Hotline  
(800) 585-6231  [elawc.org]

California Coalition Against Sexual Assault (CALCASA)  
(916) 446-2520  [calcasa.org]

Rape, Abuse & Incest National Network (RAINN)  
(800) 656-6084 (4673)  [www.rainn.org]

DATING & DOMESTIC VIOLENCE:

Interval House Crisis Shelter  
Hotlines: (562) 594-4555 or (714) 891-8121 | [www.intervalhouse.org]

Laura’s House  
Hotline: (866) 498-1511 | [https://www.laurashouse.org]

Neighborhood Legal Services of Los Angeles  
(800) 433-6251 | [http://www.nlsla.org/]

Su Casa  
Hotline: (562) 402-4888 | [www.sucasadv.org]

Women's Shelter of Long Beach  
Hotline: (562) 437-4663 | [www.womensshelterlb.org]

National Organization for Victim Assistance (NOVA)  
(800) 879-6682 | [www.trynova.org]

National Domestic Violence Hotline  
1-800-799-SAFE (7233)

OTHER CAMPUS RESOURCES

Women’s & Gender Equity Center  
Student Success Center, Room 240B | (562) 985-8576

Bob Murphey Access Center  
Student Success Center, Room 110 | (562) 985-5401

Veterans Services  
Brotman Hall, Room 270 | (562) 985-4279

Center for International Education  
Foundation Building, Room 180 | (562) 985-8090

Dream Success Center  
Student Success Center, Room 290 | (562) 985-5869

University Ombuds  
Foundation Building, Room 140 | (562) 985-5983  [www.csulb.edu/ombuds]