

TITLE IX DEFINITIONS

DATING/RELATIONSHIP VIOLENCE

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim, and where the existence of such a relationship shall be determined based on a consideration of the following factors: a) the length of the relationship, b) the type of relationship, and c) the frequency of interaction between the persons involved in the relationship.

DOMESTIC VIOLENCE

Violence committed by a) a current or former spouse or intimate partner of the victim, b) a person with whom the victim shares a child in common, c) a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner, d) a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or e) any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction receiving grant monies.

GENDER-BASED HARASSMENT

Includes harassment based on gender, sexual orientation, gender identity, or gender expression, which may include acts of aggression, intimidation, or hostility, whether verbal or non-verbal, graphic, physical, or otherwise, even if the acts do not involve conduct of a sexual nature.

Examples of conduct that may constitute sexual or gender-based harassment include, but are not limited to:

- Sexual assault, sexual exploitation, relationship violence, or stalking, as defined by this policy;
- Physical conduct, including unwelcome touching or sexual advances within the working, living, or learning environment;
- Verbal conduct, including lewd or sexually suggestive comments, jokes, or innuendoes or unwelcome comments about an individual's sexual orientation or gender identity; or
- Written conduct, including letters, notes, or electronic communications containing comments, words, jokes, or images that are lewd or sexually suggestive or relate in an unwelcome manner to an individual's sexual orientation or gender identity.

SEXUAL ASSAULT

An offense classified as a forcible or non-forcible sex offense under the uniform crime reporting systems of the Federal Bureau of Investigation, including actual or attempted sexual contact with another person without that person's consent.

Examples of sexual assault include, but are not limited to:

- Involvement in any sexual contact when the victim is unable to consent;
- Intentional and unwelcome touching of, or coercing, forcing, or attempting to coerce or force another to touch, a person's intimate parts (defined as genital area, groin, inner thigh, buttocks, or breast);
- Sexual intercourse without consent, including acts commonly referred to as rape, statutory rape, or incest.

SEXUAL EXPLOITATION

Sexual exploitation refers to specific forms of sexual misconduct that involve non-consensual use of another individual's nudity or sexuality, excluding behavior that constitutes one of the other sexual misconduct offenses.

Examples of sexual exploitation include, but are not limited to,

- Voyeurism (such as watching or taking pictures, videos, or audio recordings of another person engaging in a sexual act without the consent of all parties);
- Disseminating, streaming, or posting pictures or video of another in a state of undress or of a sexual nature without the person's consent;
- Administering alcohol or drugs to another person for the purpose of making that person vulnerable to non-consensual sexual activity;
- Exposing one's genitals to another person without consent;
- Prostituting another individual; or
- Knowingly exposing another individual to a sexually transmitted infection or virus without the individual's knowledge.

STALKING

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or to suffer substantial emotional distress. Stalking includes repeatedly following, harassing, threatening, or intimidating another by telephone, mail, electronic communication, social media, or any other action, device, or method that purposely or knowingly causes substantial emotional distress or reasonable fear of bodily injury or death.

OFFICE FOR EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

Title IX Coordinator: Laura Carlson

Location: Utah Valley University Room # BA 203a

800 W University Parkway - Mail Stop # 272-Orem, UT 84058

Phone: 801-863-5704

E-Mail: lcarlson@uvu.edu