

Confidentiality

Victims may be concerned about confidentiality and people becoming aware of what has happened. There are varying levels of anonymity within SMART services.

SMART is victim controlled. The victim will decide where and when to report.

Anonymous resources exist in order to provide a safe space for individuals to explore their options, learn about resources, and discuss concerns before deciding to take next steps. According to UNM policy, individuals who consult with anonymous resources are advised that their discussions are not considered reports of misconduct and the University will not take action to resolve their concerns without decision by the individual. Unless there is imminent risk of serious harm, **anonymous resources cannot share information without expressed consent.**

UNM strives to maintain **confidentiality** to the extent permitted by state and federal laws. However, the institution has an obligation to investigate and resolve civil rights claims. Therefore, the Office of Equal Opportunity must share information with persons who have a legitimate "right to know". All participants involved with internal civil rights investigations have a strict duty to keep information confidential. **Other than the below mentioned anonymous resources, all University faculty and staff are considered mandatory reporters;** therefore they have an obligation to report knowledge/instances of sexual misconduct to the Office of Equal Opportunity.

*It is not your fault. You are not alone.
There is help. Please call us.*

Anonymous Resources:

LoboRESPECT Advocacy Center - 505.277.2911

Women's Resource Center - 505.277.3716

LGBTQ Resource Center - 505.277.5428

Student Health and Counseling - 505.277.3136

Counseling and Referral Services - 505.272.6868

Ombuds Office - 505.277.2993

What is SMART?

The University of New Mexico's (UNM) Sexual Misconduct and Assault Response Team (SMART) is a victim centered, victim controlled, coordinated response team composed of community and university organizations to quickly respond to cases of sexual assault or abuse while providing appropriate services. SMART responders make services for victims a priority. Sexual assault and abuse can cause tremendous distress and greatly impact the well-being of a victim.

Victims of sexual assault or abuse may choose to activate one, or all, components of the response team: medical, counseling, law enforcement, and/or the student conduct process.

UNM is committed to maintaining a respectful campus environment that is free from sexual misconduct.

Sexual misconduct incorporates a range of behaviors, including sexual assault, sexual harassment, intimate partner violence, stalking, voyeurism, and any other conduct of a sexual nature that is nonconsensual, or has the purpose or effect of threatening, intimidating, or coercing a person.

In an effort to meet obligations under Title IX, UNM staff, faculty, Teaching Assistants, and Graduate Assistants are considered "responsible employees" by the Department of Education. This designation requires that any report of gender discrimination which includes sexual harassment, sexual misconduct and sexual violence made to "responsible employees" must be reported to the Title IX Coordinator at the Office of Equal Opportunity.

Additional information on sexual misconduct can be found in UNM Policy 2740

SMART Services

Medical:

Albuquerque Sexual Assault Nurse Examiner (SANE)
Off Campus. Located at 625 Silver Ave SW
505.884.SANE (7263) (24-hr dispatch)
24-hr free medical and forensic exams by trained nurses, emergency contraceptive, treatment for sexually transmitted infection, evidence collection, forensic photography and follow-up services

Medical and Counseling:

Student Health & Counseling (SHAC)
505.277.3136 (24-hr number)
Counseling, crisis intervention and medical services for eligible students. Can help expedite referrals to SANE

Academic Assistance, Accommodations & Advocacy

LoboRESPECT Advocacy Center
505.277.2911 (24-hr number)
Confidential/anonymous reporting location for students to receive support and advocacy services for a number of areas

Counseling/Advocacy:

Rape Crisis Center of Central New Mexico
Off Campus. Located at 9741 Candelaria NE
505.266.7711 (24-hr hotline)
505.266.7712 (Counseling)
Victim advocates, free counseling & 24-hr hotline

Counseling and Referral Services

505.272.6868

Free counseling services for eligible staff, faculty, and their spouses/partners and retirees

Women's Resource Center

505.277.3716

Free counseling and advocacy

LGBTQ Resource Center

505.277.5428

Victim advocates

Campus Reporting Entities:

UNM Police Department (UNMPD)

505.277.2241 (24-hr number)

Specially trained SMART officers that will respond to and investigate sex crimes cases on campus, and will forward cases to the District Attorney's Office as appropriate

Office of Equal Opportunity (OEO)

505.277.5251

Investigates reports of Title IX and policy violations

Frequently Asked Questions

If I am a student, will the University tell my parents?

No. Because the University's primary relationship is with students – rather than their parents – the University will not inform parents of either the complainant or the accused student. However, the University strongly encourages students to inform their parents, especially if the student faces major medical, disciplinary, or academic jeopardy.

Do I have to name the alleged offender?

You can choose whether to identify the alleged offender or not. If you want the University to pursue formal disciplinary action against that individual, you must name the individual. If you choose to not file a formal complaint, you do not need to name the individual. However, you should be aware that failure to name the alleged offender may limit the University's ability to respond comprehensively to the alleged sexual misconduct.

How long do I have to file a report regarding an incident of sexual misconduct?

The University encourages individuals to immediately report incidents of sexual misconduct, but recognizes that individuals may be reluctant at first. Although there is no specific time limit, we recommend reporting as soon as possible. Anonymous reporting locations are available to discuss your options without making a formal report.

Amnesty from Disciplinary Action:

UNM grants amnesty to students who may have violated the Student Code of Conduct's prohibition on the use or possession of alcohol or drugs at the same time he or she experienced sexual violence or misconduct. Therefore, no drug or alcohol-related charges under the Student Code of Conduct are applied to students who report that they were using drugs or alcohol at the time they experienced sexual violence or misconduct.

Additional information on the amnesty policy can be found in UNM Policy 2740.

What to Do

If someone you know tells you they have been sexually assaulted or abused, it is important to **believe** them and **listen**. Support your friend and provide them with the available resources outlined in this brochure. **Allow** them to make the decision about what to do next.

Steps to Consider

Preserving Evidence

It is important to preserve physical evidence of an assault even if you do not yet know whether you want to report the assault or pursue filing a complaint. Evidence is best collected as soon as possible, or at least within 5 days or 120 hours of the incident. You can also preserve evidence by saving clothing, bedding, text messages, instant messages, and other forms of communication that may be useful to investigators.

Seeking Medical Attention As Soon As Possible

If you do not seek medical and or forensic services at SANE, your healthcare professional can treat injuries and take the necessary steps to address concerns of pregnancy and/or sexually transmitted infections. If you are unsure about reporting to law enforcement, seeking services from Albuquerque SANE is highly recommended for evidence collection purposes. Evidence can be stored by SANE for up to 18 months while you decide.

Reporting the Sexual Misconduct

Although the University strongly encourages all members of the community to immediately report sexual misconduct to law enforcement, you have a choice to make such a report, or you can decline to involve the police. Refer to SMART Services on the reverse side for information on available services.

Seeking Accommodations and Other Assistance

To request accommodations and other assistance with academic, campus housing, or financial aid matters, contact the LoboRESPECT Advocacy Center at (505) 277-2911 or loborespect@unm.edu.

Additional information & resources:

smart.unm.edu

loborespect.unm.edu

Information and Resources for Individuals Affected by Sexual Misconduct

AT THE UNIVERSITY OF NEW MEXICO

SMART - A coordinated response team to support those affected by sexual misconduct



Sexual Misconduct & Assault Response Team (SMART)

	Medical & Forensic Examination	Other Medical Care	Crisis Intervention Survivor	Crisis Intervention Family/Friends	Law Enforcement	UNM Disciplinary Action	Survivor Advocacy	Legal Advocacy	Financial Assistance	Resource Referral	Education & Prevention
Anonymous Reporting											
LoboRespect Advocacy Center University Advisement and Enrichment Center, Room 262 (505) 277-2911	NO	NO	YES	YES	NO	NO	YES	NO	YES Emergency short term loans	YES	YES Various educational workshops
Women's Resource Center Mesa Vista Hall 1160, Bdg 56 (505) 277-3716	NO	NO	YES Free counseling and advocacy	YES	NO	NO	YES	NO	NO	YES	YES Various educational workshops
LGBTQ Resource Center 608 Buena Vista Dr NE, Bldg 20A (505) 277-5428	NO	NO	YES	YES	NO	NO	YES	NO	NO	YES	YES
Student Health and Counseling (SHAC) UNM Student Health Center, Building 73 (505) 277-3136	NO	YES	YES Ongoing therapy is provided for survivor (by appointment)	YES Counseling services are available to UNM students	NO	NO	YES	NO	NO	YES	YES Various educational workshops
Counseling and Referral Services (CARS) 1800 Mesa Vista NE (505) 277-6868 <i>UNM faculty and staff</i>	NO	NO	YES	YES	NO	NO	YES	NO	NO	YES	YES
Mandatory Reporters											
Dean of Students Office University Advisement and Enrichment Center, Room 280 (505) 277-3361	NO	NO	NO	NO	NO	YES	NO Can issue No Contact Orders	NO	YES Emergency short term loans	YES	NO
Office of Equal Opportunity 609 Buena Vista Drive NE (505) 277-5251	NO	NO	NO	NO	NO	Investigates UNM policy and Title IX violations	NO	YES	NO	YES	YES
UNM Police Department 2500 Campus Blvd NE, Albuquerque, NM 87131 (505) 277-2241	NO	NO Emergency medical care if necessary	NO	NO	YES Full authority to jail and prosecute perpetrator	Cannot determine disciplinary action, but can enforce sanctions	NO	NO	NO	YES	YES Crime prevention workshops
Additional Community Resources											
Albuquerque Sexual Assault Nurse Examiner (SANE) 625 Silver Ave SW (505) 884-7263 (24-hr dispatch)	YES Medical exam, evidence collection, and treatment. Reporting to police not required	YES Follow up – clinic assists with discharge instructions and medical care	NO	NO	SANE nurses are trained to testify in court	NO	NO	NO	NO	YES	NO
Rape Crisis Center of Central New Mexico 9741 Candelaria Rd NE, (505) 266-7711 (24-hr hotline)	NO	NO	YES 24-hours hotline and counseling	YES	YES Counselors willing to testify	NO	YES	YES	YES Applying for financial reparation	YES	YES
Crime Victims Reparation 8100 Mountain Rd PI NE #106 (505) 841-9432	NO	NO	NO	NO	NO Law enforcement (APD) onsite and can be contacted with consent	NO	YES	YES	YES	NO	NO
New Mexico Legal Aid 301 Gold Avenue SW (505) 243-7871 - Office 1-888-416-1992 - Toll Free	NO	NO	NO	NO	NO Law enforcement (APD) onsite and can be contacted with consent	NO	YES	YES	NO	NO	NO
Domestic Violence Resource Center (505) 243-2333 625 Silver SW #200	NO	NO	YES	YES	NO	NO	YES	YES	NO	YES	NO
Agora Crisis Center 1820 Sigma Chi Rd NE Albuquerque, NM 87106 (505) 277-7855	NO	NO	YES	YES	NO	NO	YES	NO	NO	YES	YES