

Consolidated Notice of Victims' Rights

Pertaining to

Title IX of the Civil Rights Act of 1964

The Clery Act as Amended by the Violence Against
Women Act

The Kentucky Crime Victim Bill of Rights



**The Murray State University Police
Department**

Consolidated Victims' Rights and Resources

TITLE IX RIGHTS AND OPTIONS

(Sexual Discrimination/Harassment Offenses) Title IX of the Education Amendments of 1972 is a federal law that prohibits discrimination on the basis of sex in any federally funded education program. MSU Police, in their role as, "Responsible Employees" under Title IX, are required to report all incidents of sexual violence and other sexual discrimination to the University. Additionally, MSU Police are required to advise students of their right to file a complaint with the University, regardless of their desire to continue an investigation with law enforcement. You may do so by contacting the Office of Equal Opportunity (OEO) at 270-809-3155 or in 103 Wells Hall.

CLERY / VAWA VICTIMS' RIGHTS AND OPTIONS

When a student or employee reports being the victim of dating violence, domestic violence, sexual assault, or stalking, whether on or off campus, the following rights and options will be provided.

1. Procedures victims should follow if dating violence, domestic violence, sexual assault, or stalking has occurred:

- Report the Incident - Emergencies: 911 or 270-809-2222 for MSU Police. You may also report to Student Affairs: 270-809-6831, the OEO & Title IX Office: 270-809-3155, or the Housing Office: 270-809-2310, if you're a resident student.
- Preserve Evidence - Preserving evidence in all cases is imperative. For example, avoid showering, douching, eating, drinking, or brushing your teeth, if at all possible, after a sexual assault; this can destroy vital evidence. Bedding or clothing worn during or after the assault should be preserved and collected by law enforcement.
- Law Enforcement Involvement - Victims have the right to notify police or decline police involvement. If the victim chooses to notify the police, campus security authorities can assist with the notification, if needed.
- Protection Orders and No-Contact Orders - Where applicable, the MSU Police Department will assist with the acquisition, service, and enforcement of domestic violence and civil no-contact orders. You may also request a "No Contact Order" from Student Affairs if you feel threatened or unsafe.

2. How will Murray State Protect Victim Confidentiality?

- Mostly Confidential– The conversations regarding these incidents are kept as confidential as possible, but information about certain crimes and misconduct must be shared with relevant administrators and the Title IX Coordinator so that the University can take action, if necessary, for safety reasons. In planning a response, the wishes of the survivor are given full consideration.

3. What are the existing counseling, health, mental health, victim advocacy, legal assistance, and other services available both within Murray State and in the community?

- MSU Counseling Services– C104 Oakley Applied Science Bldg. 270-809-6851. Email us at msu.counselingcenter@murraystate.edu to request the paperwork to start counseling.
- MSU Psychological Center – 401 Wells Hall, 270-809-2504
- MSU Counseling and Assessment Center- 3rd Floor Alexander Hall, 270-809-6305
- TimelyCare- Download TimelyCare app or call 833-4-Timely
- Employee Assistance Program (Wayne Corporation)- 502-451- 8262, 800-441-1327
- MSU Police Department– 270-809-2222
- MSU Oakley Resource Center– C102 Oakley Applied Science Bldg. 270-809-3016, msu.oakleyresourcecenter@murraystate.edu
- MSU Campus Health Services– Wells Hall, 270-809-3809
- MSU Office of Disability Services– 4th Floor Wells Hall, 270-809 -2018.
- International Student Services– B0019 Blackburn Science Bldg., 270-809-3089
- MSU OEO & Title IX Office– 103 Wells Hall, 270-809-3155

OFF-CAMPUS RESOURCES:

- Murray City Police– 104 N 5th., 270-753-1621
- Calloway County Sheriff's Office- 701 Olive St., 270-753-3151
- Four Rivers Behavioral Health– 270-753-6622, 24-Hour Crisis Line: 800-592-3980
- Lotus (formerly PASAC)– 800-928-7273 (24-Hour help line), 270-534-4422 (Office), website: hopehealgrow.org
- Merryman House Domestic Violence Center 24-Hour Crisis Line: 800-585-2686, website: merrymanhouse.org
- Murray Psychiatric Associates- 270-761-0043
- Murray Calloway County Hospital– 803 Poplar St., 270-762-1100
- Calloway County Health Department– 270-753-3381

4. What options and assistance is available to victims in changing academic, living, transportation, and working situations?

The Title IX Coordinator or Student Affairs representative can speak to you about possible assistance like changing academic, living, and transportation situations. These remedies may be made if they are reasonably available, regardless of whether or not you choose to

report the incident of sexual misconduct or interpersonal violence to campus police or local law enforcement.

5. What are the procedures for disciplinary action in cases of alleged dating violence, domestic violence, sexual assault, or stalking?

Victims may choose to file conduct charges for violations of the university policy. Student Affairs Staff members are available to guide you through the conduct process and answer any questions.

INFORMATION ON AVAILABLE RIGHTS AND OPTIONS THROUGH THE KENTUCKY VICTIMS' BILL OF RIGHTS

Provisions of the Victims Bill of Rights apply to all felony and misdemeanor proceedings in a district or circuit court of the Commonwealth, and to individuals who have suffered direct or threatened physical, financial or emotional harm as a result of the commission of a crime classified as any of the following:

Stalking

Unlawful Imprisonment

Terroristic threatening

Menacing

Harassing Communications

Intimidating a witness

Assault

Wanton endangerment

Criminal homicide

Robbery

Burglary

Rape

Sodomy

Kidnapping

Sexual abuse

Criminal abuse

CRIME VICTIM COMPENSATION:

The Kentucky Victims Compensation Board (CVCB) is responsible for ensuring an impartial and fair review of all claims, compensating qualifying victims of criminally injurious conduct for losses incurred due to the physical and psychological injury or death resulting from a violent crime. In the process, victims will be treated with respect, compassion, and dignity. The CVCB is located at 500 Mero St., 2SC1, Frankfort, KY 40601. They can be reached by telephone at 502-782-8255. Website: <https://kycc.ky.gov/>

ROLE OF VICTIM / WITNESS IN CRIMINAL JUSTICE PROCESS:

The prosecution of a criminal case is a partnership between the victim / witness, law enforcement, and the Commonwealth Attorney. The role of the Murray State Police is to investigate the crime, complete accurate reports, and assist the Commonwealth Attorney in the presentation of factual testimony. The Commonwealth Attorney may call upon victims and witnesses to provide information ahead of trial and to testify in court. Both the MSU PD and the Commonwealth Attorney make every effort to keep all prosecution members informed in advance.

ARREST OF THE ACCUSED:

The Murray State Police Department or other law enforcement agency with jurisdiction will notify the victim of the arrest of the accused.

Such notification will be advised in a reasonable amount of time after the arrest. Victims are encouraged to notify the law enforcement conducting the investigation of any changes in address or phone number.

NOTIFICATION OF ACCUSED RELEASE FROM CUSTODY:

A victim may register to be notified when a person has been released from prison, jail, a juvenile detention facility, or a psychiatric facility or forensic psychiatric facility if the case involves a violent crime. Victim Information Notification Everyday (VINE) is a solution that lets victims of crime and other concerned citizens access timely and reliable information regarding offenders. It is offered free of charge to registrants, is completely confidential, and features multiple language support. In order to use this service, you must register by calling 800-511-1670 or register online at

<https://corrections.ky.gov/Victim-Services/Pages/VINE-Info.aspx>

PROTECTION FROM INTIMIDATION, HARASSMENT, AND RETALIATION AS DEFINED IN KRS 524.240, 524.045, OR 524.055:

A suspect is guilty of intimidation, harassment, or retaliation of a participant in the legal process by threatening, attempting to influence testimony, or hindering prosecution efforts with the participant. Each of these instances are felony crimes. If convicted of a felony crime, the defendant can be incarcerated for one calendar year or more, depending upon the severity of the means used to intimidate, harass, or retaliate.

The Court may order the defendant to refrain from further intimidation, harassment, or retaliation as part of any judgment. If this occurs after the report of a crime or arrest/conviction of the suspect, immediately notify the Murray State Police Department at 270-809-2222.

RETURN OF PROPERTY:

Upon approval of the courts, the Murray State Police will promptly return a victim's property held for evidentiary purposes unless there is a compelling reason for retaining it.

NOTIFICATION OF EMPLOYERS:

The Murray State Police will, upon request of the victim or witness, assist in informing employers of the need for victim or witness cooperation in the prosecution of the case and that such cooperation may necessitate absences from work.

NOTIFICATION FROM COMMONWEALTH / COUNTY ATTORNEY:

If victims so desire and if they provide the attorney for the Commonwealth with current address and telephone number, they shall receive prompt notification, if possible, of judicial proceedings relating to their case, including but not limited to: defendant's release on bond, charges filed, defendant's plea, trial date, changes in custody of defendant, changes to trial dates, trial verdict, sentencing date, and any parole board hearings held for the defendant.

In order to receive the further notices, you are responsible for notifying the police department of any changes in your name, address and telephone number. When referencing your case, please refer to the Incident Number. Such new information should be sent by mail to:

Murray State Police Department

**101 Police Building
Murray, KY, 42071**

or by phone at 270-809-2222.

This document was created to fulfill the law enforcement duty requirements of the Kentucky Crime Victim Bill of Rights, KRS 421.500 to 421.575, Title IX of the Civil Rights Act of 1964, and the provisions of the Clery Act as amended by the 2013 changes to the Violence Against Women Act of 1994. It is the goal of the Murray State Police Department to treat victims of crimes with compassion and professionalism.