Faculty Led Education Abroad: The Risks That Accompany the Rewards (and How to Address Those Risks)

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Session agenda

Introductions
Ultra-Brief Overview Clery, Title IX, VAWA
Overview of NYU Faculty Training
Case Study
Questions
Introductions

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Ultra-Brief Overview of Clery, Title IX, VAWA

Let’s imagine the following scenario...out of the country and off the grid
Ultra-Brief Overview of Clery, Title IX, VAWA

• Clery in Brief
• Crime and safety policy reporting, three years of statistics of certain crimes and incidents, as well as other allied requirements such as timely warnings, emergency notifications, missing persons policies, etc.
Ultra-Brief Overview of Clery, Title IX, VAWA

• Four Geographic Locations
  • On Campus
  • On Campus Residential
  • Public Property (adjacent to and accessible from)
  • Non-Campus
  • “Campus Security Authority” distinction

Clery cares about where crimes occur, not who the victim or assailant is… but what of Title IX?
Brief Overview of Clery, Title IX, VAWA

• **Title IX**
  • “Prompt and effective response to complaints of sex discrimination, including sexual violence.”
  
• Not based on geography, based on **who**.
• “Responsible Employee” distinction

• Clery and Title IX look **backwards**, VAWA looks **backward & forward**:
  • Training requirements
  • Reporting requirements
Ultra-Brief Overview of Clery, Title IX, VAWA

• A chain is only as strong as its weakest link.

• For the college to do the right thing, we need to know of the incidents that occur. We need faculty to do the right thing.

• Faculty cannot handle reports “in house.”
  • Disservice to victim and accused
  • Violates Federal (and sometimes state) law
Extra-Territorial Applications of these U.S. Laws

- Conflicts where local law overrides or conflicts with U.S. expectations
  - VAWA tells us we need to inform students of law enforcement options
    - What if it’s not a crime in that country?
    - What if reporting to the police puts the student at risk for arrest, even as the survivor?

- What do initial remedies really look like abroad?
- Local privacy laws that may impact data sharing ability
A model - NYU

- Responsible Employees AND Campus Security Authorities when taking students abroad
- Departmental-based approach (train the trainer)
- Pair with presentations about responding to disruptive students
- Resource and liaison relationships with local site staff and central office in NYC
Sexual Assault scenario

While in Morocco, a group of 12 students and the faculty advisor travel forty miles outside of the nearest town. The group sets up camp the night before an important archeological dig to begin the next morning. Late that night a student approaches the professor to say she was sexually assaulted by a fellow student on the trip. The result...
At your tables:

1. Discuss if your faculty leaders are currently prepared to deal with this situation
2. What are your campus policies?
3. Make a list of your 5 most pressing questions in addressing Clery, Title IX and VAWA

While in Morocco, a group of 12 students and the faculty advisor travel forty miles outside of the nearest town. The group sets up camp the night before an important archeological dig to begin the next morning. Late that night a student approaches the professor to say she was sexually assaulted by a fellow student on the trip.
Ask the Experts
Fun fact
Or something to keep you up at night...

THE CHRONICLE OF HIGHER ED
February 3, 2015
What Obama's 2016 Budget Means for Higher Ed
By Paul Basken, Brock Read, Madeline Will, and Brad Wolverton, Washington
Resources

- SUNY Clery and Title IX Procedure for International Programs [http://system.suny.edu/media/suny/content-assets/documents/compliance/international/SUNY-Clery-Policy-for-Council-on-International-Programs-FINAL.pdf](http://system.suny.edu/media/suny/content-assets/documents/compliance/international/SUNY-Clery-Policy-for-Council-on-International-Programs-FINAL.pdf)
- Brief Analysis of the Violence Against Women Act (VAWA) and Changes to the Clery Act & Title IX Compliance [http://www.nacua.org/documents/VAWASummary.pdf](http://www.nacua.org/documents/VAWASummary.pdf)
More resources

- **Who Are You?** Video about sexual assault, and how students can look out for each other [https://www.youtube.com/watch?v=iUj2OHLAG3w&feature=lp](https://www.youtube.com/watch?v=iUj2OHLAG3w&feature=lp)
- **Think About It:** A Title IX Program that combines sexual assault and substance abuse prevention via a comprehensive harm-reduction model [https://www.campusclarity.com/](https://www.campusclarity.com/)
- **Lost in the Translation: Helping Study Abroad Students Understand Sexual Violence** DVD and companion guide, 2008, Rutgers Study Abroad *Single copies of this curriculum are available by request at no cost. Email your request to RU_Abroad@email.rutgers.edu*
THANK YOU!

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