**Sexual Violence Campus Climate Survey**

**Glossary**

**Affirmative Consent** is an affirmative, knowing, voluntary and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. Consent may be initially given but withdrawn at any time. Consent to any sexual act or prior consensual sexual activity between or with any party does not necessarily constitute consent to any other sexual act. The definition of consent does not vary based on a participant's sex, sexual orientation, gender identity, or gender expression. Consent cannot be given when a person is incapacitated, which occurs when an individual lacks the ability to knowingly choose to participate in sexual activity. Depending on the degree of intoxication, someone who is under the influence of alcohol, drugs, or other intoxicants may be incapacitated and therefore unable to consent. Consent to any sexual act or prior consensual activity between or with any party does not necessarily constitute consent to any other sexual act. Consent cannot be given when it is the result of any coercion, intimidation, force or threat of harm. Consent may be intentionally given but withdrawn at any time.

**Confidential:** All survey responses are compiled together and analyzed as a group. Individual student responses are not identified.

**Consent:** is an affirmative, knowing, voluntary and mutual decision among all participants to engage in sexual activity. See Affirmative Consent above.

**Dating Violence** is violence or sexual assault committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. Dating violence can be a single act or a pattern of behavior, based on the frequency, nature, and severity of the conduct. A relationship may be romantic or intimate regardless of whether the relationship was sexual in nature. Dating violence includes the threat of sexual or physical abuse.

**Domestic Violence** is any violence or sexual assault committed by (1) a current or former spouse or intimate partner of the victim; (2) a person with whom the victim shares a child; (3) a person who cohabits or cohabited with the victim as a spouse or intimate partner; or (4) anyone else covered by applicable domestic violence laws. Domestic violence can be a single act or a pattern of behavior, based on the frequency, nature, and severity of the conduct.

**Forcible Touching/Fondling** is intentionally touching the sexual or other intimate parts of another person without the latter's consent for the purpose of degrading or abusing such person; or for the purpose of gratifying the actor's sexual desire.

**Incapacitated** is impaired by illness, injury, the use of drugs or alcohol, or otherwise so as to lack the understanding to make rational decisions.

**Intimate Partner Violence ("IPV")** includes both domestic violence and dating violence.

**Off-campus CUNY-affiliated events** are CUNY off-campus education programs and activities. Examples of CUNY education programs not on campus include a seminar at a local museum or a weekend math intensive held at a conference center. Examples of CUNY activities not on a campus include CUNY-sponsored trips such as athletic team travel; a debate team trip to another school; or a year-end party sponsored by the senior class held at a local restaurant.

**Retaliation** is adverse treatment of an individual as a result of that individual's reporting sexual harassment, gender-based harassment or sexual violence, assisting someone with a report of sexual harassment, gender-based harassment or sexual violence, or participating in any manner in an investigation or resolution of a sexual harassment, gender-based harassment or sexual violence report. Adverse treatment includes threats, intimidation and reprisals by either party or by others such as friends or relatives of either party.

**Sexual assault** includes forcible touching and sexual penetration without your consent.

**Sexual harassment** is unwelcome conduct of a sexual nature. The harasser may make submission to the conduct a condition of a student's grade, recommendation, or other academic benefit, or in the case of an employee, a condition of employment or employment decisions such as evaluations (quid pro quo harassment). Additionally, the unwelcome conduct may substantially interfere with a person's educational or work experience (hostile environment harassment).

**Sexual misconduct** includes sexual harassment, intimate partner violence, or sexual violence.

**Sexual penetration without your consent** or nonconsensual penetration is sexual penetration, no matter how slight, without your consent, including vaginal, oral, or anal, with any body part or with an object.

**Sexual violence** includes (1) sexual activity without affirmative consent, such as sexual assault, rape/attempted rape, and forcible touching/fondling; (2) dating, domestic and intimate partner violence; (3) stalking based on gender or sex; and (4) voyeurism (the unlawful surveillance and includes acts that violate and individual's right to privacy in connection with her/his body and/or sexual activity).

**Stalking** is a pattern of repeated and unwanted attention.