

University of Colorado Boulder
Office of Institutional Equity and Compliance
Fiscal Year 2016-2017 Statistical Report for Student Respondents

The Office of Institutional Equity and Compliance (OIEC) addresses all sexual misconduct, protected class discrimination and harassment, and related retaliation complaints against University of Colorado Boulder (CU Boulder) students pursuant to the University of Colorado Sexual Misconduct Policy and the University of Colorado Boulder Discrimination and Harassment Policy.

This report includes data on sexual misconduct, protected class discrimination and harassment, and related retaliation complaints received by the OIEC between July 1, 2016 and June 30, 2017. This report contains data involving complaints that identified a CU Boulder student as the alleged offender, even if the individual was not identified by name. Any complaint identifying a CU Boulder or System Administration *employee, contractor, volunteer, visitor, or student employee acting in their employment role* as the alleged offender is outlined in the OIEC's Fiscal Year 2016-2017 Statistical Report for Employee Respondents.

The OIEC is a neutral, fact-finding office responsible for addressing and investigating alleged misconduct pursuant to specific Process and Procedures updated on an annual basis. <http://www.colorado.edu/institutionalequity/process-procedures> The OIEC reviews the facts of each case objectively in order to effectively resolve issues and to determine whether a violation of University or campus policy occurred based on a preponderance of the evidence standard. The complaints range from low level, non-physical sexual or protected class harassment to sexual assault or discrimination based on protected class status.

Between July 1, 2016 and June 30, 2017, the OIEC received 193 complaints against students under the Sexual Misconduct Policy and the Discrimination and Harassment Policy. The Sexual Misconduct Policy includes allegations of sexual misconduct and/or related retaliation including non-consensual sexual intercourse, non-consensual sexual contact, sexual exploitation, and sexual harassment, intimate partner abuse, and/or stalking. The Discrimination and Harassment Policy includes allegations of protected class discrimination, harassment, and/or related retaliation.

Of these 193 complaints, 31 were resolved via formal investigation, two of which were pending at the time of this report. The remainder were resolved informally¹, or are referred to as "other" meaning that they were referred to another office², that they resulted in a conclusion of no basis to proceed because the complaint did not include sufficient identifying information to address the concern, or that the OIEC did not have the authority to address the complaint (i.e., complaints against non-CU students).

¹ Informal resolutions are remedies-based resolutions that allow the University to tailor the response to the unique facts and circumstances of an incident, particularly in cases where there is not a broader threat to individual or campus safety. Often this includes conduct alleged that, even if true, would not rise to the level of a policy violation.

² Pursuant to federal guidance if a complainant discloses an incident of alleged misconduct to a responsible employee or directly to the OIEC, but requests that no investigation into the incident be conducted, the Title IX Coordinator will weigh the Complainant's request against CU-Boulder's obligation to provide a safe, non-discriminatory environment for all students, including the complainant. In these cases, the OIEC always refers the complainant to resources on campus for confidential advocacy and support, and offers to assist the complainant in obtaining accommodations as reasonably available and/or interim protective measures as needed.

**ALLEGATIONS IN EACH PROTECTED CLASS
UNDER THE DISCRIMINATION AND HARASSMENT POLICY**

Category/ Protected Class	# of Formal Charges	# of Responsible Findings	# of Informal or Other Resolutions
Age	0	0	1
Color	0	0	0
Disability	0	0	5
Sex and Gender	0	0	17
Gender Expression/Gender Identity	0	0	1
National Origin	0	0	2
Pregnancy	0	0	0
Race/Ethnicity	0	0	15
Religion/Creed	0	0	9
Sexual Orientation	0	0	7
Veteran Status	0	0	0
Political Affiliation/Philosophy	0	0	4
Retaliation	0	0	0

Total number of formal charges resulting in a *Responsible* finding under the Discrimination and Harassment Policy: 0

Total number of formal charges resulting in a *Not Responsible* finding under the Discrimination and Harassment Policy: 0

ALLEGATIONS OF SEXUAL MISCONDUCT

Category of Sexual Misconduct	# of Formal Charges	# of Responsible Findings	# of Informal or Other Resolutions
Non-consensual Sexual Intercourse	15	10	12
Non-consensual Sexual Contact	12	6	10
Sexual Exploitation	7	4	3
Sexual Harassment	15	10	31
Stalking	9	6	13
Intimate Partner Abuse	7	4	26
Retaliation	0	0	1

Total number of formal charges resulting in a *Responsible* finding under the Sexual Misconduct Policy: 40

Total number of formal charges resulting in a *Not Responsible* finding under the Sexual Misconduct Policy: 23

SANCTION/ACTION TAKEN IN CASES WHERE A POLICY WAS VIOLATED

Sanction/ Action Taken	Protected Class Cases	Sexual Misconduct Cases
Expulsion	0	8
Suspension ³	0	11

³ Suspension will often include additional sanctions such as removal from the Residence Halls, mandatory behavioral assessments, and education sanctions. An individual Respondent may receive multiple sanctions.