

SEXUAL MISCONDUCT QUESTIONNAIRE

Please first fill out the OEO Complaint Form and use this optional questionnaire if you choose.

These questions may provide additional guidance when describing discrimination, harassment or retaliation. For complete definitions, please see [\[Interim\] Rule 1-012](#)

Sexual Misconduct is a broad term used to describe multiple behaviors:

- **Sexual or Gender-Based Harassment:** someone offering an academic or job benefit in exchange for sexual favors or a hostile environment based upon your sex or gender. This can be conduct of a sexual nature or gender-based.
- **Non-Consensual Sexual Contact:** non-consensual physical touching of an intimate body part
- **Non-Consensual Sexual Penetration:** non-consensual penetration of a bodily opening
- **Sexual Exploitation:** taking sexual advantage of another person. Some examples may be: recording, photographing, sharing images of private sexual acts; indecent exposure; purposely incapacitating someone for sex; etc.
- **Stalking:** following, monitoring, observing, communicating about someone, etc., that causes a person to fear for their safety or the safety of others or causes substantial emotional distress
- **Intimate Partner Violence:** violence in a dating or domestic relationship which can be a casual or more serious romantic involvement
- **Sexual Violence:** any physical sexual act that is done against someone's will or when they cannot give consent.

Many times, sexual misconduct may also involve someone not giving their consent – or not giving their permission to do a sexual act. The University defines consent as: affirmative, unambiguous, and voluntary. For additional information on consent, please see Guideline 1-012A.

1. When did the sexual misconduct occur?

2. Is the conduct ongoing? If Yes No

If yes, how often?

3. Where did the sexual misconduct occur?

4. Who committed the sexual misconduct?

5. Is the person someone in a position of authority? (i.e. supervisor, mentor, teacher, etc.)?

6. Consent: If you are alleging nonconsensual sexual contact or nonconsensual sexual penetration, please describe how or why the behavior was nonconsensual (you may use additional pages if needed). University policy defines consent as “affirmative, unambiguous, and voluntary agreement.” [Rule 1-012\(II\)\(E\)](#) and [Guideline 1-012A](#). For a non-exhaustive list of situations in which consent has not been given, see [Utah Code Ann. § 76-5-406](#).

Law Enforcement Questions: Complaints filed with the OEO/AA are for the purposes of determining whether there has been a violation of university policy. In some situations, incidents may also violate criminal laws. These are two separate processes and individuals can choose to file with one, both or neither.

Have you reported the incident to law enforcement? Yes No

- a. If you answered 'yes', please provide the case number and jurisdiction (University of Utah Police Dept, Salt Lake City Police Dept., West Valley City Police Dept., etc.

If you answered 'no' and you would like to report to law enforcement, we can support you in that process. We will not report to law enforcement without your permission unless there is a threat to the safety of members of the community or legal requirements requiring reporting.

Would you like assistance in reporting to law enforcement? Yes No