

2019 Minnesota Sexual Assault Data Report for the Minneapolis College of Art and Design (Fall of 2020)

Institutions Required to Submit Data

Postsecondary institutions are required to submit sexual assault data if they:

- Offer in-person courses on a campus located in Minnesota;
- Are eligible institutions as defined in Minn. Stat. § 136A.103; and,
- Have system-wide enrollment of 100 students or greater in the prior academic year.

Reporting Schedule

The data collection schedule is set by Minn. Stat. § 135A.15, Subd. 6(c). Institutions' reports must be submitted to the Office of Higher Education by October 1 of each year. Each report must contain the required sexual assault data from the previous calendar year, January 1 to December 31. Data on sexual assaults that were reported during that time are due to the Office of Higher Education by October 1 the following year.

Institutions are also responsible for publishing on their own website the data elements submitted to the Office of Higher Education.

Sexual Assault Data Element Definitions

Rape – The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim...

Sex Offenses:

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

Fondling – The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.

Statutory Rape – Sexual intercourse with a person who is under the statutory age of consent.

Timeframe

The timeframe of incidents in institutions' reports to OHE is incidents of sexual assault reported to the institution during the prior calendar year. For the first data submission to OHE, incidents reported to the institution between January 1, 2019 and December 31, 2019 will be included in the data submission due to OHE by October 1, 2020.

Note that the report of the incident must have occurred between January 1, 2019 and December 31, 2019, not the incident itself. Additionally, though the report of an incident must have occurred between January 1, 2019 and December 31, 2019, the institutional responses and processes detailed by the categories do not have to be concluded during that timeframe. Institutional responses can include those actions taken until the beginning of the data submission window, August 1, 2019.

Incident was reported to institution:
Between January 1, 2019 – December 31, 2019

Data submission due to OHE:
Between September 1 and October 1, 2020

Scope of Incidents:

The report must include, but not be limited to, the **number of incidents of sexual assault reported to the college** in the previous calendar year in which:

- Either the alleged victim or respondent was a member of the campus community (employee or student) at the time of the incident; or,
- The incident occurred on the college campus (or property owned/leased by MCAD); or,
- The incident occurred at an MCAD- sponsored event.

Number
of cases

2019* Category

<5	1) Sexual assaults reported to the Minneapolis College of Art and Design during prior calendar year within the scope defined above.
<5	2) Of those in #1, the number that were investigated by the college to determine whether the college’s policy was violated.
<5	3) Of those in #2, the number that were referred for disciplinary process at the college.
<5	4) The number of incidents (category 1) in which the alleged victim chose to report to local law enforcement, to the extent that the college was aware.
0	5) Disciplinary process is pending, but has not reached a final resolution as of August 1 st , 2019
<5	6) The respondent was/were found responsible for sexual assault by the disciplinary process at the college.
<5	7) The number that resulted in any action by the college greater than a warning issued to the respondent.
<5	8) The number of <u>investigations</u> that resulted in a disciplinary process at the college that closed without resolution.
0	9) Of those in #8, the number of investigations that resulted in a disciplinary process at the college, but closed without resolution - because the respondent withdrew from MCAD.
<5	10) Of those in #8, the number that resulted in a disciplinary process at the college that closed without resolution because the alleged victim chose not to participate in the remainder of the process.
0	11) The number of incidents in which the alleged victim chose not to participate in the institution’s investigation or disciplinary process <u>prior</u> to a disciplinary process beginning
0	12) Reports made through the college on-line reporting system established in Minnesota statute 135.A15, subd. 5, excluding reports submitted anonymously.

*In an attempt to maintain confidentiality, the number of cases above that is less than five will show “<5”.

Previous Calendar Year updates: 2018 (no changes)

-	Investigated by MCAD
-	Referred for disciplinary proceeding at the college
-	Where the victim chose to report their incident to state or local law enforcement
-	Current campus disciplinary proceeding is pending; not reached final resolution
-	The alleged perpetrator was found responsible by the disciplinary proceeding by the college
-	Disciplinary proceedings that are closed with no resolution
-	Disciplinary proceedings that are closed with no resolution because the accused withdrew from MCAD
-	Disciplinary proceedings that are closed with no resolution because the victim chose not to participate in the procedure
-	Reports of sexual harassment and or sexual violence made through the MCAD on-line reporting site