



# What is Consent? Training Recap

Office of Institutional Equity and Compliance  
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## WHAT IS FGCU'S DEFINITION OF CONSENT?



The University's Nondiscrimination, Anti-Harassment and Sexual Misconduct Policy defines Consent as: *the mutual assent by words or actions to engage in a particular sexual activity that must be made voluntarily and competently by all parties.*

1. In order for consent to be given voluntarily, it must be free from threat, force, intimidation, extortion, and undue influence.

2. In order for consent to be given competently, all parties must have the capacity to consent. If one or more of the parties is incapacitated due to, among other things, drug or alcohol use, then that person(s) lacks the necessary capacity, and thus the competency required to consent.

## CONSENT MUST BE PRESENT THROUGHOUT THE SEXUAL ACT IN ORDER TO BE VALID!

### WHAT TYPES OF ACTS REQUIRE CONSENT?

- Sexual Intercourse
- Oral Sex
- Kissing
- Fondling/Sexual Touching
- Recording of Sexual Acts
- Taking Explicit Photos
- **Sharing Explicit Photos** and/or Video/Audio Recordings

### What NO Doesn't Mean...

- No does not mean "try harder"
- No does not mean "he or she is just playing hard to get"
- No does not mean ask again but in a different way
- No does not mean "I can get him or her in the mood"
- No does not mean threaten or shame someone into saying yes
- No does not mean "buy him or her" another shot until they change their mind
- The absence of NO does not mean YES!

## REMEMBER CONSENT CAN BE REVOKED AT ANYTIME!!!

You should cease all sexual activity if has not expressly consented through



there is **ANY** doubt that a participant their words, actions or both!!

**Remember engaging in a sexual act with another without valid consent is SEXUAL ASSAULT!!**

## What are the Consequences for Engaging in a Sexual Act with Someone without their Consent?

- You could be arrested, charged with a crime, and possibly serve jail time.
- You could have to register as a sex offender which severely limits future educational and career opportunities.
- You could be suspended or expelled from FGCU.
- Your actions could cause you not to finish your College Degree.
- You could cost your family thousands of dollars in legal fees.
- You could bring great shame to those who care for you.



## On-Campus Resources

### **Precious Gunter, Title IX Coordinator**

Edwards Hall, Room 114  
Phone: (239) 745-4366  
Email: [pgunter@fgcu.edu](mailto:pgunter@fgcu.edu)

### **University Police Department (UPD)**

Campus Support Complex  
Phone: (239) 590-1900  
In an emergency, dial 911  
Web link: <http://www.fgcu.edu/upd/>

### **Daniel Hoover, Student Affairs Case Manager**

Cohen Center, Room 110  
Phone: (239) 590-1866  
Email: [dhoover@fgcu.edu](mailto:dhoover@fgcu.edu)

### **Counseling and Psychological Services (CAPS)**

(Confidential Counseling Available)  
Howard Hall, 2nd Floor  
Phone: (239) 590-7950; After Hours (239) 745-3277  
Email: [CAPS@fgcu.edu](mailto:CAPS@fgcu.edu)  
Web Link: <http://www.fgcu.edu/caps/>

### **Dean of Students Office**

Cohen Center, Room 288  
Phone: (239) 590-7900  
Email: [doso@fgcu.edu](mailto:doso@fgcu.edu)  
Web Link:  
<http://studentservices.fgcu.edu/DOS/index.html>

### **Student Health Services**

Modular Bldg Centrally located between the Music Building and Parking Garage 2.  
Phone: (239) 590-7966  
Web Link: <http://www.fgcu.edu/studenthelath/>

### **Prevention and Wellness**

Howard Hall, 137  
Phone: (239) 590-7733  
Web Link: <http://www.fgcu.edu/wellness/>

### **Assault and Rape Information Support and Education (ARISE)**

Web Link: <http://www.fgcu.edu/arise/>

## Off-Campus Resources

### **Abuse, Counseling, and Treatment of Fort Myers**

Phone: (239) 939-3112  
Web Link: <http://www.actabuse.com/>

### **Lee County Sheriff's Office Victim Advocate Unit**

Web Link: <http://www.sheriffleefl.org/>

### **Florida Council Against Sexual Violence**

Rape Crisis Hotline: 1-888-956-RAPE (7273)  
Web Link: <http://www.fcasv.org/>

### **Project Help of Naples**

Phone: (239) 262-7227  
Web Link: <http://projecthelpnaples.org/>

## Other Helpful Resources

### **Know your IX (Empowering Students to stop sexual violence)**

<http://knowyourix.org/>

### **Rape Abuse and Incest National Network (RAINN)**

<https://rainn.org/>

### **Not Alone.gov**

<https://www.notalone.gov/>