

# AFFIRMATIVE CONSENT: Safe & Simple

1. Rep. Thomson:
  - Why this legislation? This legislation protects our children by detecting, responding to, and preventing sexual violence.
2. Alexandria Taylor, NMCSAP & Marisa Esquivel, student advocate:
  - How this bill prevents sexual violence
3. Claire Harwell, NMCSAP:
  - What does the affirmative consent legislation do?
4. Omar Torres, Together for Brothers:
  - What impact does this have on young people?

# Why affirmative Consent?

The most effective way to **prevent sexual violence** is to stop it before it happens”, however “this can be difficult because of **community** and **culture norms**”

**25 %** of women and **5%** of men in NM **WILL** experience an Attempted or Complete Rape In their life time.

“New Mexico Sexual Violence Free”NMDH Dec-2015

**PREVENT** sexual violence

**PROMOTE** healthy relationships

**Only Yes** takes away ambiguity of **consent** and gives a straight forward, comprehensive and a clear communicative avenue to make healthy life decision that will allow for happier New Mexicans

**CONFUSION AND LACK OF CLARITY** is dangerous

# Affirmative consent...simple & effective



Affirmative  
Consent  
**PREVENTS**  
sexual violence

Alexandria  
Taylor, NMCSAP  
Marisa Esquivel,  
student

## **Current rates of sexual violence**

- 3,655 sex crimes reported by participating law enforcement agencies, service providers from rape crisis centers and mental health centers served
- 1,850 victims of sexual assault
- SANE Programs served 1,348 sexual assault victims/patients in 2017, a 7% increase

## **Current services**

- There are currently 13 Sexual Assault Service Providers across NM
- 38.6% report having had sexual intercourse
- 9.9% report having been sexually assaulted in the last 12 months.

Youth and Resiliency Survey from high school aged young people (grades 9 - 12).

Analysis of 2017 Data from The New Mexico Interpersonal Violence Data Central Repository)

# What does the bill do?

- I. **Consensual sexual conduct shall be referenced, in health education and in student conduct proceedings, as sexual conduct which is the product of “Affirmative Consent.”**
  - voluntary, affirmative, conscious consent to sexual activity, procured without coercion and offered by a person who is able to consent by law as described in the criminal law.
- II. **Schools shall develop detailed, complainant-centered policies**
  - apply to students, faculty, employees, contractors, school volunteers and regents
  - provide privacy and confidentiality
  - Witnesses and complainants shall have limited immunity
  - include a description of the role of staff supervision, and trauma informed training for staff
- III. **Other Activities**
  - MOUs with community services for student assistance
  - Comprehensive prevention Programming
  - Range of prevention approaches
  - Awareness activities to acquaint students with policies and implications of affirmative consent
  - Awareness and prevention in all new student orientation
- IV. One class in grade 7, and one in grades 8-11.
- V. Application: All schools, public and private, that receive state funds for student financial aid.
- VI. Definitions: sexual assault, domestic violence, stalking and harassment as defined in criminal law.
- VII. Dating violence defined as a romantic or intimate relationship measured by duration and frequency of contact between the parties.

What this means  
for boys and  
young men

Omar Torres,  
Together for  
Brothers

- The messages men and young boys get now are confusing and dangerous
- UNM as a case example for educating men on clear expectations
- Why affirmative consent protects boys and men

# QUESTIONS?

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