

Drunk Sex or Date Rape?

When your partner is under the influence of alcohol or other drugs to the point where they are incapacitated, legally, they cannot give consent and you can be held accountable for sexual assault.

Rape is...

Rape is sexual intercourse done against the will of a person when the person is unable to give consent (i.e., unconscious, asleep, incapacitated or under the influence of alcohol or drugs.)

Consent is...

- from the roots words of *con* to feel *sentir* with
- to give permission and agree to by free will
- based on choice
- is active not passive = yes means yes, silence means no
- both people must be fully conscious and have clearly communicated their consent
- Consent to some form of sexual activity does not necessarily imply consent to other forms of sexual activity.

Incapacitated is...

determined by the amount of alcohol we consume over a period of time, signs include

1. slurred speech
2. bloodshot eyes
3. smell of alcohol on the breath
4. shaky equilibrium
5. vomiting
6. outrageous or unusual behavior
 - If all of the above symptoms are present, then your partner cannot legally give consent.
 - If someone is in a blackout or unconscious they are unable to give consent to sex.

If you think you or someone you know may have been sexually assaulted please call for help:

On Campus	Off Campus
The SAFE Place 415-338-7233 (Confidential Crisis Counseling) Student Services Building Room 205	Trauma recovery Center/ Rape Treatment Center 415-437-3000
Student Health Services 415-338-1251 (For your protection, medical providers are required by law to confidentially report sexual assaults to local law enforcement. Please ask us about what this may mean for you.	San Francisco Women Against Rape 415-647-RAPE

All reports of sexual assaults are taken seriously at SF State.

To report a sexual assault contact:

University Police Department 415-338-2222

Judicial Affairs 415-338-2033