



Western Oregon
UNIVERSITY

Annual Security and Fire Safety Report
2016

Western Oregon University
Campus Public Safety
503-838-8481 – Office 24/7
503-838-9000 – Emergency 24/7
www.wou.edu/admin/safety

In compliance with the Jeanne Clery Disclosure of Campus Security Policy
and Campus Crime Statistics Act
And
The Higher Education Opportunity Act – 2010 Revisions

Clery Act Table of Contents:

Crime Reporting Resources.....	3
Residence Hall Safety.....	3
Security and Access to Campus Facilities.....	4
Campus Public Safety and Monmouth Police Department.....	5
Confidential Reporting.....	5
Reporting Options.....	5/6
Timely Warnings.....	6/7
-Emergency Notification	
-Evacuation procedures	
Domestic Violence, Dating Violence, Sexual Assault and Stalking.....	7
-Definitions.....	7
-Consent.....	8
Risk Reduction.....	9
-CPS Crime Prevention Programs	
If You Are Sexually Assaulted.....	9/10
Sanctions Process.....	11
-Disciplinary Process	
Sex Offender Statement.....	11/12
Campus Policy on Controlled Substances and Alcohol.....	12
Missing Student.....	13
WOU Public Safety Activity Report- Crime Chart.....	14/15
Safety Systems.....	16
-Reported Fires in Residence Halls.....	16
-Fire Drills.....	17
-Policy on Smoking, Electric Appliances and Open Flames.....	17
-Inspections and Code Violations.....	18
Fire Evacuation Procedure.....	18
Fire Life Safety Equipment, PASS.....	19
Definitions of Clery Crimes.....	20-25

This report has been prepared by Western Oregon University (WOU) Campus Public Safety (CPS). These statistics are reported to the Department of Education in its annual safety report, in the same manner as the current regulations require of the annual security act. In compliance with the regulations, this fire safety report is being combined into the annual Clery Report information that WOU publishes on an annual basis and the report will become the *Annual Security and Fire Safety Report in compliance with the Jeanne Clery Act*.

These are the place to report crimes to. Every crime should be reported as soon as possible. This is the most effective way to ensure the well-being of our campus community.

Business Telephone:	503-838-8481
Emergency Telephone:	503-838-9000
Fax:	503-838-8100
Officer cell phone:	503-932-3419 or 503-932-3420
Monmouth PD	503-838-1190
EMERGENCY	9-911
Division of Student Affairs	503-838-8221
Student Health & Counseling	503-838-8313
Dean of Students	503-838-8220
Title IV Coordinator	503-838-8490
Abby's House	503-838-8219

Reporting

WOU encourages the prompt reporting of all crimes that you witness or have information about, even minor crimes, incidents, and/or suspicious activity. *It is your observation and willingness to help that makes a difference.* If we don't know or are not informed about crime, we can't inform the university community and shift our resources and/or patrols to high-risk areas. Please report all crimes!

All reports will be investigated by the appropriate authorities. Reports made to licensed counselors, campus clergy, and Abby's House confidential advocates are exempt from reporting requirements, however, anonymous reports can be filed through the Vice President for Student Affairs.

Residence Hall Safety

CPS officers routinely patrol the residence halls with the student Resident Assistants (RA) and respond to requests and assist students as needed. Officers are generally within a couple of minute's response time. Public areas of the halls are accessible to hall residents and their visitors. Ackerman 1st floor is open 8am-10pm; all rooms and wings are locked 24 hours/day. Heritage and Landers halls are locked 24 hours a day, and Barnum, Butler and Gentle lock at 12 a.m., Sunday through Thursday and at 2 a.m. on Friday and Saturday. After these times, doors are locked and only persons with keys to the halls can enter. However, all residents must be certain doors are locked and they should watch for unusual persons or circumstances.

The halls have student RAs on duty in the evening. They also make routine rounds and hall checks and have someone on call at all times (access is limited only to the extent residents abide by the procedures). Visitors and guests are to be escorted and checked pursuant to residence hall rules. Students should call CPS at 503-838-9000 whenever they observe unusual circumstances or need safety assistance.

Academic building security

Most academic and administrative facilities are open to all members of the university community and public from 8 a.m. to 5 p.m. Monday through Friday, but they are closed on weekends. Some buildings can be open for longer periods to accommodate evening classes, research or other special program needs. Each academic and administrative department is responsible for unlocking its respective area. CPS locks down the campus beginning at 5 p.m. except where evening classes or business are conducted. All buildings are locked after the evening activity is completed.

Building Access

Unauthorized entry to or use of the university facilities, including buildings and grounds, is prohibited. Each building on campus property has a designated building manager. Use of any building and/or access for special use during non-business hours requires the building manager's approval. In the event you are working alone or are going to be in your building after normal work hours, please contact CPS to notify us of your time and location of entry. We encourage everyone to immediately report all strangers or suspicious activity in any building to CPS at 503-838-8481. After-hours access will require photo ID to be shown prior to access.

Keys

Members of the university community are issued keys to help access their place of business on campus. If an issued key is lost, misplaced or stolen, you are required to report it to CPS immediately. University keys may not be duplicated transferred or loaned to others and should be regarded as the highest level of university-wide security. Report all key issues immediately.

Exterior/grounds/doors

The university maintains a strong commitment to the campus exterior safety and security. Maintenance of lighting, shrubbery, trees and other vegetation is important to all security efforts. Parking lots, pedestrian walkways, high-traffic areas and building exterior lighting and grounds are checked nightly during routine foot patrols. Doors are locked and secured each evening and shrubs, trees and vegetation are trimmed regularly and surveyed annually by the Physical Plant.

Members of the university community are encouraged to immediately report all hazards, exterior lighting deficiencies or grounds problems to the Physical Plant at 503-838-8239.

Responsibility

The primary responsibility of Campus Public Safety is to protect our university community by providing general assistance to students, employees, and visitors.

Campus Public Safety Authority

- The CPS is generally considered the first responder to campus incidents. All uniformed officers at WOU CPS are state of Oregon employees. Under O.R.S. 164.205 and pursuant to O.A.R. Chapter 574, Division 80 WOU, all officers are designated as "lawful persons in charge" with authorization to direct unwanted persons off campus and initiate subsequent law enforcement intervention for crime and university violations.
- The jurisdiction of WOU officers is limited to the land, structures, streets, roadways, parking facilities, and all other property and facilities under the control of and designated use by WOU.
- The officers of WOU CPS are designated by O.R.S. 352.385 as Special Campus Public Safety Officers with peace officer powers of probable cause arrest, stop and frisk, and investigations.

Monmouth Police

WOU Campus Public Safety and the City of Monmouth Police Department have a long history of coordination and cooperation responding to crime on university property and the surrounding areas.

The Monmouth Police Department is the primary law enforcement agency in Monmouth. They have jurisdiction and will respond, upon our request, to all crimes against the state of Oregon Revised Statutes and Oregon Administrative Rules Violations. They have sworn officers who patrol the city 24 hours a day and seven days a week.

All major crime incidents on campus will generally be handled by or include the Monmouth Police Department in cooperation with CPS. As a general operating procedure, Monmouth Police will conduct all investigations or arrests as the responsible law enforcement jurisdiction. This response to calls for criminal investigation currently is handled by mutual agreement.

To Report a Crime:

To report a crime or an emergency, members of the campus community should call CPS at 503-838-9000 on campus and/or 9-111 to reach the Monmouth Police Department. One or more of our agencies will respond immediately.

Phones - in the event you do not have immediate access to an office phone, several phones are located around campus in or near the residence halls and in many of the student rooms.

Emergency phones - these phones are located near the Administration Building , parking Lot A, parking Lot M, Maple Hall, Lot H behind MNB, the Stadium, Landers and Heritage Loop (near garbage), Public Safety, parking Lot S, the north side of Ackerman near Butler and the service drive, and three in parking Lot J.

Confidential Reporting:

WOU Vice President for Student Affairs Office may be reached at 503-838-8221. This office can help you explore potential university judicial disciplinary actions that could follow an incident of sexual assault or relationship violence in compliance with the WOU Code of Student Responsibility, which governs internal disciplinary sanctions and procedures.

WOU takes sexual and interpersonal violence very seriously. Reports of unwanted sexual contact/misconduct can also be filed using the anonymous reporting form available on line. The form is used to gather information regarding the incidences of sexual and dating violence of our students on or around campus, and to help WOU staff plan a response to violence in our campus community.

www.wou.edu/student/sexual_misconduct_anonymous_report.php.

Consider contacting Abby's House for referral services. An Advocate will explain reporting options and help you find the on and off-campus services you may need. Contact Abby's House at 503-838-8219 or <http://www.wou.edu/abbyshouse/>.

Student Health and Counseling provides confidential services to all students. Contact them at 503-838-8313 or <http://www.wou.edu/student/health/counseling.php>.

Explore Reporting Options

- If you contact the police or CPS, you can choose to make either an "informational (informal) report" or a formal report. A formal report initiates a criminal investigation. An informational report is not activated until you file a formal complaint and ask police to do so. All informal as well as formal reports are forwarded to the Dean of Students for review and appropriate action.

- You can explore reporting options with CPS at 503-838-8481 or 503-838-9000. Ask to speak with an officer. You do not have to fill out a report or press charges against the offender. A campus administrative investigation will be conducted based upon the information received.
- You can report a sexual assault any time, no matter how long ago it occurred. Call 503-838-8481 and ask to speak with an officer.
- You have the right to have someone present with you (an Advocate) during a medical examination, police report, or meeting with CPS.
- When reports are made relative to domestic violence, dating violence, sexual assault and stalking, the Office of Student Conduct works with CPS to investigate the incident, assigns charges, invokes interim sanctions (including, but not limited to, removal from residence hall, reassigning classes, removal from campus and interim suspension) when necessary, conducts a hearing and determines an outcome based on preponderance of evidence. Following a report of domestic violence, dating violence, sexual assault or stalking, a survivor is provided a letter from the Office of Student Conduct that identifies campus and community resources, and explains the student conduct process should a survivor wish to participate in the process. The contact name and number of a person in the office of Student Conduct who will assist the survivor through the process is also provided.

Timely Warning:

In the event a situation arises either on or off campus, that, upon confirmation of a significant emergency, constitutes an ongoing or continuing threat to the campus community, a *timely warning* alert will be sent out campus wide. The alert may be disseminated by, WOU Alert, electronic medium (e-mail system), posters on bulletin boards, or inclusion in the campus news media-whichever is appropriate for the information. Timely warnings shall be made without delay, and taking into account the safety of the community

Campus emergency notification and evacuation procedures

- WOU is committed to maintaining a safe and secure environment for the students, faculty, staff and visitors to enjoy the campus community. In order to maintain this safe environment, WOU has instituted an updated emergency procedures manual as well as an emergency notification system. A copy of the Emergency Response Guide and the WOU Alert System information can be found at www.wou.edu/safety .
- It is the intent of the WOU administration that the campus community shall be notified immediately upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students, faculty or staff occurring on campus. In the event issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency, then the emergency notification will not be made until safe to do so. This notification shall be made using the most appropriate method, to include the regular campus email system, telephone trees, and the WOU Alert Emergency Notification System, which includes cell phone, text messaging, emails, fax, and land line telephones.
- Upon notice of a potential event or issue, Campus Public Safety (CPS) shall be notified and will make every effort to confirm that the event is occurring and that emergency notification should be considered. If the event is confirmed, CPS shall notify one or more of the following campus administration – Office of the President, Office of the Vice Presidents' for Finance and Administration, Student Affairs, Academic Affairs (Provost), or Dean of Students. A decision will be made to initiate the emergency notification system and the alert sent out immediately, unless as stated above, there are exigent circumstances that prevent the immediate notification being sent. Notification shall also be made to the local law enforcement and fire services by CPS. Media outlets will be notified by the WOU Public Relations Department.
- The notification shall advise persons as to whether or not they should evacuate or remain in place, where to avoid and where to safely exit the campus. All building managers shall have posted in their facilities an evacuation map showing safe routes to take when exiting the building.

- Reasonable efforts will be made to provide follow-up information on an active event using the WOU website in order to keep the campus community up to date. Upon the culmination of the event an all clear notice will be sent out using the same notification system as used to initiate the original alert.
- The University shall annually review the policies and procedures and make any changes necessary for the protection of the campus community. Annual drills and exercises are to be conducted and the results of these will be documented and assessed for changes and or modifications of the policy and procedures.
- Quarterly fire drills at Residence Halls
- Annual fire and earthquake drills for campus

Building evacuation

- Familiarize yourself with evacuation procedures for the building; locate the nearest exits and fire extinguishers.
- Find the Emergency Assembly Point (EAP) for your building. Ask your Building Manager or Resident Assistant.
- If you live off campus, set up a meeting place with housemates or fellow tenants.
- Participate in all drills when you hear the alarms ring in a university building.
- Exit the building quickly and safely
- Wear shoes if possible.
- Never use elevators – always use the stairs.
- Help others evacuate – knock on doors, check bathrooms as you leave the building. Help those with a physical disability evacuate the building.
- Be alert for suspicious activity – an alarm may be part of a crime in progress.
- Call 503-838-9000 immediately and explain the situation if the alarm in a building has been set off by accident.
- Immediately report any vandalism or tampering with the alarm.

DATING VIOLENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT, STALKING

During new student week, information is provided to students on the prevention of and issues around dating violence, domestic violence, sexual assault, and stalking.

Dating Violence

The term “dating violence” means violence committed by a person—

(A) who is or has been in a social relationship of a romantic or intimate nature with the victim; and
 (B) where the existence of such a relationship shall be determined based on a consideration of the following factors:

- (i) The length of the relationship.
- (ii) The type of relationship.
- (iii) The frequency of interaction between the persons involved in the relationship.

Domestic Violence

The term “domestic violence” includes felony or misdemeanor crimes of violence committed by a current or former spouse of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person’s acts under the domestic or family violence laws of the jurisdiction.

Sexual Assault

Sexual assault is any non-consensual sexual contact. It includes any intentional sexual touching, however slight, that is without consent and/or by force. Anyone can be the target of sexual assault, regardless of age, gender, race, ethnicity, sexual orientation, sexual history or social class. Sexual assault is also a form of sexual harassment.

Stalking

The term “stalking” means engaging in a course of conduct directed at a specific person that would cause a reasonable person to— (A) fear for his or her safety or the safety of others; or (B) suffer substantial emotional distress. The O.R.S defines Stalking as:

163.732 Stalking. (1) A person commits the crime of stalking if:

- (a) The person knowingly alarms or coerces another person or a member of that person’s immediate family or household by engaging in repeated and unwanted contact with the other person;
- (b) It is objectively reasonable for a person in the victim’s situation to have been alarmed or coerced by the contact; and
- (c) The repeated and unwanted contact causes the victim reasonable apprehension regarding the personal safety of the victim or a member of the victim’s immediate family or household.

Sexual Harassment

Sexual harassment is unwelcomed conduct of a sexual nature. WOU is committed to providing a respectful environment for all its members. Sexual harassment of students, faculty or staff by other members of the university community is prohibited and will not be tolerated.

Sexual harassment is a violation of Federal Law (Titles VII and IX) and the O.R.S 580-015-0015 prohibiting any form of discrimination and Oregon Administrative Rule 574-10-080(2)(4) which defines discrimination and sexual harassment as an act of discrimination. Unwanted sexual activity by persons abusing positions of economic, supervisory or academic power is undesirable and oppressive. Sexual harassment is also sex discrimination which is against the law and administrative rules.

If you believe you are being or have been sexually harassed, please contact the Human Resources Director. The HR Director is also the Affirmative Action officer/Title IX Coordinator for Western Oregon University and can be reached at 503-838-8131, and will deal with all harassment matters directly and confidentially. For more information, go to www.wou.edu/sexualharassment.

Consent

One of the most important areas for someone to be aware of is the area of consent. It is the responsibility of the parties to both give and receive consent in a clear, concise and mutually understood manner. Consent, once given, can be revoked at any time. Just because consent was given in the past each new contact should clearly establish consent between everyone involved. The Oregon Revised Statutes defines the inability to consent as:

O.R.S. 163.315 Incapacity to consent; effect of lack of resistance. (1) A person is considered incapable of consenting to a sexual act if the person is:

- (a) Under 18 years of age;
- (b) Mentally defective;
- (c) Mentally incapacitated; or
- (d) Physically helpless.

(2) A lack of verbal or physical resistance does not, by itself, constitute consent but may be considered by the trier of fact along with all other relevant evidence. [1971 c.743 §105; 1999 c.949 §2; 2001 c.104 §52]

Risk Reduction

Domestic Violence, Dating Violence, Stalking and Sexual Assault are issues that impact both women and men. Because the largest percentage of all university related rapes, dating violence and stalking are committed by acquaintances, it is important that you decide what you want to happen in intimate situations.

Both women and men should consider the following:

- Pay close attention to what is happening around you. Clearly communicate your desires, limits and intentions to your date, partner, or friend.
- Intercourse becomes rape when a person is under the influence of any intoxicating or controlled substance and is thereby prevented from resisting or consenting to the sexual contact. Be aware that alcohol and other drugs can impair your judgment; make you slow or unable to escape from a dangerous situation.
- Previous sexual contact, regardless of frequency, does not constitute consent for sexual activity in the present or future. A current or previous dating relationship does not constitute the basis for implied consent.
- Do not assume that sexual intercourse is permissible if a person is dressed in a certain way or is incapacitated and does not give consent.
- Being turned down for sexual activity is not necessarily a personal rejection. It should be accepted as expressed because "NO" means "NO."
- Assaultive behavior is never acceptable.

Campus Public Safety Crime Prevention Programs

Campus Public Safety generally offers a variety of programs around the topics of sexual assault, dating violence, stalking and more. Through these programs and information provided to the campus community, WOU encourages all to report related offenses. Additional presentations are made by Abby's House during Domestic Violence Awareness Month (October), Stalking Awareness Month (January) and Sexual Assault Awareness Month (April). Abby's House also offers the student group, "Students Advocating for Healthy Masculinity". Several related programs are offered throughout the year by the Residence Life and the Student Health Educators. One such program is the Green Dot Program that is coordinated and offered campus wide through the Health Educators office of the Student Health and Counseling Center and includes bystander intervention training.

If You Are Sexually Assaulted

Remember that you are not to blame--no one deserves to be sexually assaulted.

You should contact one of the following offices: CPS, Vice President for Student Affairs, Student Health Services, or the Monmouth Police Department.

- For CPS assistance, dial 503-838-9000.
- For the Vice President for Student Affairs office, dial 503-838-8221.
- For Student Health Services, dial 503-838-8313.
- For police assistance, dial 9-911 (on campus) or 911 (off campus).

- Talk to someone you trust about the incident--a good friend, a family member, and/or a member of the university community. Talking to someone can help you clarify your options.
- Do not wash, shower, douche, change, destroy or clean the clothes you wore during the assault. These provide vital evidence should you later decide to prosecute. Place items for evidence in a paper bag, not a plastic bag.
- Contacting the police department does not mean you must press charges. Ask about filing an "informational" (informal) report, which covers the expenses for a rape exam and provides a record of the incident if you later decide to file charges.

Whether or not criminal charges are filed, a campus administrative investigation will be conducted and handled through the Office of Student Conduct and/or the Dean of Students and campus sanctions can be imposed regardless of the criminal investigation.

Rape Evidence Collection Examination

A rape exam provides essential treatment for exposure to sexually transmitted diseases and pregnancy. It also collects evidence to be used against your assailant should you choose to press charges. Public Safety will assist in reporting to the Monmouth Police Department. The exam should be completed within 84 hours of the sexual assault. The examination will be conducted at a local hospital by a certified Sexual Assault Nurse Examiner (S.A.N.E.).

General Medical Attention

You can receive medical attention from the following areas:

Student Health Service: 503-838-8313
 Salem Hospital: 503-561-5200
 West Valley Hospital in Dallas: 503-623-8301
 Good Samaritan Regional Hospital in Corvallis: 541-768-5111

For Immediate Counseling

- WOU Counseling Center at 503-838-8396. The counseling center is open Monday through Friday from 8:00 a.m. to 5:00 p.m. to schedule appointments. Contact CPS at 503-838-8481 and they can call out a counselor after business hours.
- Sable House has a 24-hour crisis hotline that provides vital information and support to victims who are in, or attempting to safely escape from, domestic violence in Polk County, Oregon. The hotline also provides support for victims of sexual assault and stalking. The hotline is staffed by trained, supportive individuals who listen and give information that can assist victims who don't know where to turn. The hotline is also a resource for community partners in Polk County, Oregon, including law enforcement agencies who are working with clients who are victims. The crisis hotline is available 24 hours a day, seven days a week: 503-623-4033 or 1-866-305-3030.

If you are sexually harassed, assaulted, or a victim of sexual violence, you should contact the Title IX coordinator at 503-838-8131 or 503-838-8490. (www.wou.edu/sexualharassment). Also, if an employee or employees are involved, please contact Human Resources as well.

Student Health Counseling Center at 503-838-8313 can assist with any medical or counseling resources you may seek (www.wou.edu/student/health).

Abby's House Center for Women and Families has trained Advocates available that can assist you through the process and are located in the Werner University Center Room 106.

Sanctions Process

Following an on-campus disciplinary procedure, university sanctions for domestic or dating violence, rape, acquaintance rape or other sex offenses include actions from probation up to and including expulsion from school. The disciplinary procedures in all alleged sexual assaults include the following:

- The accuser and the accused are entitled to the same opportunities to have others present during a university disciplinary proceeding.
- Both the accuser and the accused shall be informed of the outcome of any university disciplinary proceeding alleging a sexual assault, sexual harassment, domestic violence, dating violence, or any sexual offense.
- Student victims have the option to request assistance in changing academic, working, and living situations after an alleged sexual assault incident if these changes are reasonably available.

Possible sanctions or protective measures imposed can include, but are not limited to, any one or a combination of the following: written warning, disciplinary probation, removal from the residence halls, change in class schedule, reflection paper, research paper, counseling, deferred suspension, suspension, expulsion.

Institutional Disciplinary Process

Procedures for adjudicating student conduct cases are outlined in the Code of Student Responsibility. Hearings are conducted by professional staff and hearing boards, who receive annual training on standards of conduct, adjudication procedures and on issues related to domestic violence, dating violence, sexual assault, and stalking. Hearings are conducted in a manner that is fair, prompt, and impartial, and protects the safety of the survivor. All hearings are closed to the public. What is stated in a hearing is confidential. The survivor has the option to attend the entire hearing with the exception of the committee's deliberation process, and may attend the hearing accompanied by a support person or advocate. The charged student is afforded the same rights in terms of attending the entire hearing and being accompanied by an advisor of the charged student's choosing. Hearing results are provided to both the charged student and the survivor in writing. Both the charged student and the survivor have the right to appeal the results of the hearing.

Procedures for On-Campus Disciplinary Action

Any member of the university community may file charges against a student for violence and misconduct. Charges shall be prepared in writing and directed to the Dean of Students. Detailed filing and hearing procedures and regulations are listed in the Student Handbook. The complainant and the accused have the right to be assisted by an advisor and to have that advisor present during the hearing. Following the final decision of the hearing body, both the victim and the accused will be informed of the determination and any recommended sanctions.

Sex Offender Statement

The federal Campus Sex Crimes Prevention Act of 2000 (CSCPA), which became law October 28, 2000, but which delayed certain provisions until October 27, 2002, amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act.

CSCPA provides special requirements relating to registration and community notification for sex offenders who are enrolled in or work at institutions of higher education. In addition to the Wetterling Act, CSCPA also amended the Clery Act, an annual crime reporting law, and the Family Educational Rights and Privacy Act of 1974 to allow the disclosure of this information regarding students.

As provided in the Wetterling Act, any person required to register under a state sex offender registration program must notify the state regarding each institution of higher education in that State at which the person is employed, carries on a vocation, or is a student and must also alert the state of any change in enrollment or employment status.

Under current state law, computerized sex offender information can be obtained through local law enforcement agencies and the Oregon State Police through their sex offender registration information line at (503) 378-3720, extension 4429. This computerized database can access sex offender information by name, address, zip code or county. The Oregon sex offender website is <http://sexoffenders.oregon.gov>.

Security Awareness

CPS staff is available as resources for questions or comments regarding domestic violence, dating violence, sexual assault and stalking. The self-defense program is used to develop and enhance the options of self-defense, so they may become viable considerations to the person who is attacked. CPS has instructors for the program and offers courses in conjunction with the Health and Wellness Center. Please contact CPS for more information.

Campus policy on controlled substances and alcohol

There are many other issues involved in alcohol or drugs, including: Policy on Controlled Substances and Alcohol - WOU participates in the "Drug Free Schools and Community Act" (20 U.S.C. 7101 et seq.) and is committed to providing an environment that maximizes the potential for a drug and alcohol free lifestyle.

- Possession, consumption or furnishing alcohol beverages is prohibited anywhere on campus with certain exceptions. You should be familiar with local ordinances and university policy that regulate alcohol consumption and possession.
- The use, possession, sale, giving or exchange of illegal drugs or controlled substances is prohibited on campus by state law and university policy. Persons who violate the policy are subject to discipline and corrective intervention by the university, including possible suspension, expulsion and filing of criminal charges.
- Health Risks of Alcohol/Drugs - The health risks associated with the misuse and the abuse of mind-altering drugs, including controlled substances and alcohol, include but are not limited to: physical and psychological dependence; damage to the brain, pancreas, kidneys and lungs; high blood pressure; heart attacks; strokes; birth defects; a diminished immune system; and death.
- Drinking and Driving - In addition to the legal risks, you could be putting the lives of your friends in danger by letting them drive after drinking. If you plan on using alcohol, you should always designate a driver who will not be drinking.
- Sex and Alcohol - Many sexual assaults occur while people are under the influence of alcohol. Judgment, good decision-making skills and the ability to clearly communicate limitations are impaired when a person consumes alcohol. In addition, resistance is difficult and ineffective, thus increasing vulnerability. Alcohol sometimes gives the mistaken message that the survivor of sexual assault was "asking for it." Nobody asks to be sexually assaulted. Intoxication is not an excuse or defense for assaulting another person.
- Help for Addiction - the Student Health and Counseling Center provides assessment and referral services to WOU students as well as serving as an alcohol and other drug information/ education resource. They can be reached at 503-838-8313.

Missing student

Recent changes to the Higher Education Opportunity Act (2008) provide that any student residing in on-campus housing who is believed to be missing, regardless of age, should be reported as a missing person and an investigation into their disappearance will be made.

If a member of the university community has reason to believe that a student has been missing for 24 hours or more, they should report their beliefs to the CPS Department, the Dean of Students Office, the Office of the Vice President for Student Affairs, or the local law enforcement agency where the student resides. All possible efforts will be made to locate the student to determine his or her state of health and well-being through the collaboration of the CPS Department, the Office of Student Affairs, the Office of University Housing, and the Monmouth Police Department. If the student is an on-campus resident, the CPS Department will secure authorization from University Housing officials to make a welfare entry into the student's room. If it's an off-campus student resident, CPS will informally enlist the aid of the police agency having jurisdiction. Concurrently, University officials will endeavor to determine the student's whereabouts through contact with friends, associates, and/or employers of the student. Personnel will make every effort to determine whether or not the student has been attending classes, labs, recitals, scheduled organizational or academic meetings, or appearing for scheduled work shifts.

If located, verification of the student's state of health and intention of returning to the campus is made. When and where appropriate a referral will be made to the university Student Health and Counseling Center.

If it is determined that a student is indeed missing by the CPS Department or local law enforcement, notification will be made to the listed emergency contact person and if none listed, the family will be notified within 24 hours. If the student is an off-campus resident, appropriate family members or associates are encouraged to make an official missing person report to the local law enforcement agency. The CPS Department will cooperate, aid, and assist the primary investigative agency in all ways prescribed by law. If the student is an on-campus resident, CPS will open an official investigation and notify the Monmouth Police Department.

Suzanne's Law requiring local police to notify the National Crime Information Center (NCIC) when someone between 18 and 21 is reported missing was signed into law in the spring of 2003 as part of the national "Amber Alert" bill. The federal law is named after Suzanne Lyall, a State University of New York at Albany student who has been missing since 1998.

Upon closure of the missing person investigation, all parties previously contacted will be advised of the status of the case.

Emergency contact selection

Each student residing in an on campus residential facility has the option to select an emergency contact person for notification in the event the student should become missing. The University will notify the emergency contact within 24 hours if the student is determined to actually be a missing person by CPS or the local law enforcement agency.

At the time the emergency contact will be noted on the emergency contact form that is maintained by the University Housing office and accessible only to the residential staff, CPS or the law enforcement agency investigating the missing person report. In the event the missing student is under 18 years of age and not emancipated at the time the student is reported missing, the University must notify a custodial parent or guardian. The University will also notify the local law enforcement agency of jurisdiction if it is determined that the student meets the missing person criteria and is under 18 years of age.

A part of the Jeanne Clery Act requires that campuses report the last three calendar years of their crime statistics. Listed below are the stats for 2013, 2014, 2015. The 2014 and 2015 stats will show the additional required crime statistics related to Dating Violence, Domestic Violence, Sexual Assault and Stalking. In addition to new Hate Crimes stats, 2014 and 2015 is no longer required to report Larceny-Theft as a category.

WOU Crime Statistics for 2013

Criminal Homicide
 *Murder or Non-negligent
 *Negligent Manslaughter
 Sex Offenses
 -- Forcible
 -- Non forcible
 Robbery
 Aggravated Assault
 Simple Assault **
 Burglary
 Larceny – Theft **
 UUMV (Motor Vehicle Theft)
 Arson
 Criminal Mischief –Vandalism**
 Criminal Trespass **
 Disorderly Conduct **
 Bias Crimes
 - Sexual Orientation
 - National Origin
 - Race
 - Gender
 - Religious
 - Gender Identity
 - Ethnicity
 - Disability
SUBTOTAL
ALCOHOL/DRUG/ WEAPONS VIOLATIONS
 Alcohol Involved Incidents
 -- Alcohol Arrests
 Drug Involved Incidents
 -- Drug Arrests
 Weapons Possessions
 --Weapons Arrests
SUBTOTAL
TOTALS

On Campus	Residential	Public	Non Campus
0	0	0	0
0	0	0	0
3	3	0	0
0	0	0	0
0	0	0	0
0	0	0	0
1	0	0	0
1	0	0	0
60	19	0	3
0	0	0	0
0	0	0	0
11	1	0	0
1	0	0	0
7	4	0	0
2	2	0	0
0	0	0	0
0	0	0	0
0	0	0	0
0	0	0	0
0	0	0	0
0	0	0	0
86	29	0	3
39	31	0	0
10	8	0	0
58	47	0	0
7	3	0	0
2	0	0	0
0	0	0	0
116	89	0	0
202	118	0	3

Legend:

** Denotes statistics not required by Clery Act. #: New anonymous report system instituted 2011; anonymous report forms filed with VPSA office

	2014				2015			
	On Campus	Residential	Public	Non Campus	On Campus	Residential	Public	Non Campus
Criminal Homicide								
- Murder or Non-negligent Manslaughter	0	0	0	0	0	0	0	0
- Negligent Manslaughter	0	0	0	0	0	0	0	0
Sex Offenses								
- Rape	5	1	0	0	2	1	0	0
- Fondling	5	0	2	0	4	4	0	0
- Statutory Rape	0	0	0	0	0	0	0	0
- Incest	0	0	0	0	0	0	0	0
Violence Against Women Act								
- Domestic Violence	7	0	1	0	0	0	0	0
- Dating Violence	2	0	0	0	0	0	0	0
- Stalking	2	0	0	0	2	0	0	0
Robbery	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	1	0	0	0	0	0
Burglary	4	3	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0
Liquor Law Violations								
- Alcohol Arrests	4	0	4	0	0	0	2	0
- Referrals	77	77	0	0	71	45	1	0
Drug Law Violations								
- Drug Arrests	4	1	0	0	0	0	4	0
- Referrals	8	8	0	0	70	27	4	0
Illegal Weapons Possession								
- Weapon Arrests	0	0	0	0	0	0	0	0
- Referrals	0	0	0	0	3	0	0	0
Hate Crimes								
- Race	0	0	0	0	0	0	0	0
- National Origin	0	0	0	0	0	0	0	0
- Gender Identity	0	0	0	0	0	0	0	0
- Religion	0	0	0	0	0	0	0	0
- Sexual Orientation	0	0	0	0	0	0	0	0
- Ethnicity	0	0	0	0	0	0	0	0
- Disability	0	0	0	0	0	0	0	0
- Larceny/Theft	0	0	0	0	0	0	0	0
- Simple Assault	0	0	0	0	0	0	0	0
- Intimidation	0	0	0	0	0	0	0	0
Total	118	90	8	0	152	77	11	0

No reported crimes were considered "unfounded" for the presented years

Descriptions of WOU fire safety systems for Residence Halls and Family Housing

Residence Halls

	On site fire alarm monitoring	Full sprinkler system	Partial sprinkler system	In room/unit smoke detection	Corridor smoke detection	Fire Extinguisher checks
Ackerman Hall	X	X		X	X	X
Barnum Hall	X			X		X
Butler Hall	X			X		X
Gentle Hall	X			X		X
Heritage Hall	X	X		X	X	X
Landers Hall	X		X	X		X
Arbor Park Apartments	X	X		X	X	X

Family Housing

Alder View Townhouses	X		X	X		X
Knox Street Apartments				X		X

Reported Fires in WOU Residential Halls

	Date	Time	Cause of fire	Number of injuries requiring treatment	Number of deaths related to fire	Estimated value of property damage
--	------	------	---------------	--	----------------------------------	------------------------------------

Residence Halls

Ackerman Hall						
Barnum Hall						
Butler Hall						
Gentle Hall						
Heritage Hall						
Landers						
Arbor Park Apartments						

Family Housing

Alder View Townhouses						
Knox Street Apartments	5/5/15	18:46	Electrical	0	0	\$500

** Denotes statistics not required by Clery Act. *** These include responses to alarms caused by smoke detectors due to miscellaneous reasons (i.e., burnt food, kilns smoking, etc.). These were actual alarms, not necessarily fires. This is a new topic inclusion starting 2007.

Campus Public Safety maintains a fire log that records any fire that occurs in an on-campus housing facility. The fire log includes the date and time the fire was reported, the nature of the fire, and the general location. Entries will be made within two business days of the event and are available for public inspection during the normal business hours (8:00 AM to 5:00 PM) Monday thru Friday at the CPS Office.

Fire drills

CPS and University Housing staff, schedule and conduct fire drills in all university housing areas, at various times throughout the academic year. The drills are conducted at a minimum of once a term in each of the residential halls. All residents are reminded that in the event of an alarm they are to immediately evacuate the residence hall or at any other time when advised by either an RA or other University official. Additional fire drills may be scheduled or unscheduled throughout the term.

Residential policy on smoking, electrical appliances, open flames

Each student who occupies one of the on-campus residential units enters into an agreement with the University Housing Department in which the following items and policies are included. For a full copy of the Guide to Residential Living you can go to the following web location:

www.wou.edu/student/residences/contracts.php

- Tobacco Use is strictly prohibited on any property owned or controlled by WOU
- Cooking/Electrical Appliances/Equipment/Open Flames/Flammable Materials and items that are prohibited include but are not limited to:
 - (a) Cooking in any of the residential rooms on campus, excluding those residential facilities which have kitchen or kitchenette spaces.
 - (b) Possession or use of a blender, rice cooker, toasters, or any appliances (i.e.: George Foreman Grills™) with open heating surfaces in rooms without kitchens.
 - (c) Use of a refrigerator larger than 20 inches wide by 20 inches deep by 36 inches high.
 - (d) Possession or use of a halogen light.
 - (e) Possession or use of an electric blanket.
 - (f) Possession or use of a space heater.
 - (g) Possession or use of a single element burner.
 - (h) Storage of flammable liquids/gases and other materials (Propane, gasoline, etc.).
 - (i) The use of open flame devices including but not limited to candles and incense in or around the residence halls.

Fire inspections and fire code violations

Fire Safety Inspections are conducted during Fall Term by the Oregon State Fire Marshal or a person acting on his or her behalf, who will do a fire inspection of every residence hall room. Residents will be notified as to when these inspections will take place, and will be required to allow the Fire Marshal, or his or her designee (residential staff), entrance to the room for inspection. If the residents are not home, the room will be inspected without their presence and a note will be left indicating the status of the room.

Some common violations are as follows:

- Use of lightweight extension cords. Use only approved power strips with circuit breakers.
- Over 50% of walls covered with combustibles (posters, signs, cloth of any kind, etc.).

- Any combustibles on the ceiling.
- Use of unapproved multi-taps. All multi-taps must have a circuit breaker.
- Disconnecting the battery in the smoke detector, or dismantling the smoke detector.
- Storing or placing items within 18 inches of the sprinkler head (Heritage and Arbor Park only), or storing anything within 32 inches of the ceiling in any other hall.

Violation of the fire code or rules pertaining to fire and life safety which may involve the State Fire Marshal and possible criminal action include:

- (a) Tampering with, playing with, intentionally damaging, or accidentally damaging fire alarms, smoke detectors (including disconnecting or removing the battery in the smoke detector in your room), extinguishers, or other fire/life safety equipment.
- (b) False Alarms: Setting off a general and/or smoke alarm in a residence hall for false reasons.
- (c) Failure to evacuate a residential facility under a general alarm or whenever directed to do so by a university official (including Resident Assistants); or unauthorized use of a fire escape at times other than during an evacuation or emergency.
- (d) Storage of flammable liquids/gases and other materials (Propane, gasoline, etc.).

IN CASE OF FIRE, SOUND THE NEAREST FIRE ALARM AND EVACUATE THE BUILDING!

Evacuation procedures are as follows:

- Put on coat and shoes. Make sure you have your keys/fob.
- Check to see if your door is hot or has smoke around it. If so, stay in your room and wait to be evacuated by firefighters (*call 911 and advise them that you are trapped in your room and the residence hall name and room number*).
- Keep your head low and move quickly to the nearest exit.
- If you can, do not breathe the smoke, cover your mouth and nose with a cloth, and if the smoke is heavy drop to your knees and crawl to the nearest exit
- Shut your door tightly when you leave.

Exit your building as follows:

- Butler: exit and move towards the Grove across the fire lane.
- Barnum and Gentle: exit and proceed across the J Loop parking lot to the west side of the fire lane.
- Landers: exit and proceed towards Public Safety to the north side of the fire lane.
- Heritage: exit and proceed to north or south of fire lanes behind pillars.
- Arbor Park and Alder View: exit and proceed to Parking Lot J.
- Knox St. Apartments: exit and proceed east (away from campus) across Knox St.
- Ackerman Hall: the east half of the facility will exit and go to Lot H and the University Center, the west half will exit and go to Lot P (nearest to the NPE and Jensen Arctic Museum).

DO NOT remain in the courtyards or in close proximity to the buildings. Remain in designated locations until cleared for re-entry by either the Resident Director (RD) or a member of the University Housing staff acting on behalf of the RD.

Always be alert for the arrival of emergency services apparatus and equipment, do not stand in driveways or roadways.

Fire life safety equipment

Fire extinguishers are placed throughout the campus and the residence halls for the protection and use by the campus community. The residential staffs (RA's and RD's) are all trained yearly on fire life safety and on the proper use of the extinguishers. In the event you come across a small fire (never attempt to fight a large fire or one that blocks your escape route) and an extinguisher is available, remember the proper use is: **PASS**

Pull - Pull the pin

Aim - Aim at the base of the fire

Squeeze - Squeeze the handle

Sweep - Sweep slowly from side to side

Smoke detectors and alarms are installed in each residential room as well as hallways and common areas for the safety and protection of the residents. The devices are inspected annually as well as on an as needed basis. In the event the smoke detector in your room begins to "chirp" contact Housing maintenance or CPS immediately so that the device can be checked and serviced. In the event the detector activates, leave the area immediately and call CPS (8-9000 or 503-838-9000) and report the activation.

Clery Act Crime Definitions

Murder and Non-Negligent Manslaughter: The willful (non-negligent) killing of one human being by another.

NOTE: Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded.

Negligent Manslaughter: The killing of another person through gross negligence.

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.

A. 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.

B. 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 or physical incapacity.

C. Date Rape Drug

Under Clery, the administration of a date rape drug in an unsuccessful attempt to incapacitate and sexually assault the victim, and investigation determines that the perpetrator's attempt was to commit a sex offense, is a sexual assault. Administration of a date rape drug in which intent cannot be proven is an Aggravated Assault.

Sex Offenses, Nonforcible: Unlawful, nonforcible sexual intercourse.

A. Incest

Nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

B. Statutory Rape

Nonforcible sexual intercourse with a person who is under the statutory age of consent.

Domestic Violence

A. State Definition

Domestic Violence: Abuse between family or household members.

Family or household members: Spouses or former spouses; adults related by blood, marriage or adoption, persons cohabitating or who have cohabitated; persons in a past or present sexually intimate relationship; unmarried parents of a child.

Abuse: The occurrence of one or more of the following acts within a domestic relationship:

- (a) Attempting to cause or intentionally, knowingly or recklessly causing bodily injury.
- (b) Intentionally, knowingly or recklessly placing another in fear of imminent bodily injury.
- (c) Causing another to engage in involuntary sexual relations by force or threat of force.

B. Federal Definition

(1) A felony or misdemeanor crime of violence committed-

- (i) By a current or former spouse or intimate partner of the victim
- (ii) By a person with whom the victim shares a child in common
- (iii) By a person who is cohabitating with or has cohabitated with the victim as a spouse or a partner
- (iv) By a person similarly situated to a spouse of the victim under the domestic violence laws of the jurisdiction in which the crime of violence occurred, or
- (v) By any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Dating Violence

Federal Definition

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

- (1) The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- (2) For purposes of this definition-
 - (i) Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
 - (ii) Dating violence does not include acts covered under the definition of domestic violence.
- (3) For the purposes of complying with the requirements of this section, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

Note: There is no state definition for Dating Violence.

Stalking

A. State Definition

(1) A person commits the crime of stalking if:

- (a) The person knowingly alarms or coerces another person or a member of that persons immediate family or household by engaging in repeated and unwanted contact with the other person;
- (b) It is objectively reasonable for a person in the victims situation to have been alarmed or coerced by the contact; and
- (c) The repeated and unwanted contact causes the victim reasonable apprehension regarding the personal safety of the victim or a member of the victims immediate family or household.

B. Federal Definition

(1) Engaging in a course of conduct directed at a specific person that would cause a reasonable person to-

(i) Fear for the person's safety or the safety of others; or

(ii) Suffer substantial emotional distress

(2) For the purposes of this definition-

(i) Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device or means, follows, monitors, observes, surveils, threatens, or communicates to or about, a person, or interferes with a person's property.

(ii) Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

(iii) Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.

Robbery: The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

Aggravated Assault: An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm. It is not necessary that injury result from an aggravated assault when a gun, knife, or other weapon is used which could or probably would result in a serious potential injury if the crime were successfully completed. Aggravated assault includes poisoning (date rape drug, etc.)

Burglary: The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or a felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle. (Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access, even though the vehicles are later abandoned – including joy riding).

Arson: The willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, or personal property of another kind.

Liquor Law Violations: The violation of laws or ordinance prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; all attempts to commit any of the aforementioned. (Drunkenness and driving under the influence are not included in this definition.)

Drug Abuse Violations: Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Weapon Law Violations: The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; all attempts to commit any of the aforementioned.

(Crime definitions are from the [Uniform Crime Reporting Handbook](#). Sex offense definitions are from the National [Incident-Based Reporting System](#) edition of the Uniform Crime Reporting Program).

Clery Act Hate/Bias Crimes

A hate crime is defined as any crime that manifests evidence that a victim was selected because of his/her actual or perceived race; gender; gender identity; religion; sexual orientation; ethnicity; national origin or disability. A hate crime is not a separate, distinct crime, but is the commission of a criminal offense which was motivated by the offender's bias. If the facts of the case indicate that the offender was motivated to commit the offense because of his/her bias against the victim's perceived race; gender; gender identity; religion; sexual orientation; ethnicity; national origin or disability, the crime is classified as a hate crime. For more information on the definition and classification of hate/bias crimes, see: <http://www.fbi.gov/about-us/cjis/ucr/data-collection-manual>

Bias

Bias is a preformed negative opinion or attitude toward a group of persons based on their race, gender, gender identity, religion, disability, sexual orientation, ethnicity or national origin.

Although there are many possible categories of bias, under Clery, only the following eight categories are reported:

- **Race**

A preformed negative attitude toward a group of persons who possess common physical characteristics (e.g., color of skin, eyes, and/or hair; facial features, etc.) genetically transmitted by descent and heredity, which distinguish them as a distinct division of humankind (e.g., Asians, blacks, whites).

- **Gender**

A preformed negative opinion or attitude toward a group of persons because those persons are male or female.

- **Gender Identity**

A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity, e.g., bias against transgender or gender non-conforming individuals.

- **Religion**

A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being, e.g., Catholics, Jews, Protestants, atheists.

- **Sexual Orientation**

A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived sexual orientation.

- **Ethnicity**

A preformed negative opinion or attitude toward a group of people whose members identify with each other, through a common heritage, often consisting of a common language, common culture (often including a shared religion) and/or ideology that stresses common ancestry. The concept of ethnicity differs

from the closely related term race in that “race” refers to grouping based mostly upon biological criteria, while “ethnicity” also encompasses additional cultural factors.

- **National Origin**

A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs and/or traditions.

- **Disability**

A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments/challenges, whether such disability is temporary or permanent, congenital or acquired by heredity, accident, injury, advanced age or illness.

Larceny-Theft: The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. (Note: Constructive possession is defined by Black’s Law Dictionary, 6th ed. as “where one does not have physical custody or possession, but is in a position to exercise dominion or control over a thing.”)

Simple Assault: An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

Intimidation: To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Destruction/Damage/Vandalism of Property (Except "Arson"): To willfully or maliciously destroy, injure, disfigure, or deface any public or private property, real or personal, without the consent of the owner or person having custody or control by cutting, tearing, breaking, marking, painting, drawing, covering with filth, or any other such means as may be specified by local law.

If a hate crime occurs during an incident involving larceny, simple assault, intimidation or vandalism, Clery law requires that the statistic be reported as a hate crime even though these four crime classifications by themselves are not Clery-reportable crimes.

A hate crime is not a separate, distinct crime, but is the commission of a criminal offense which was motivated by the offender's bias. If the facts of the case indicate that the offender was motivated to commit the offense because of his/her bias against the victim's race, religion, ethnicity, national origin, gender, gender identity, sexual orientation, or disability, the crime is classified as a hate crime.

Clery Geographic Categories

An institution must report statistics for Clery offenses occurring in areas that meet the definitions below. Clery crimes that occur in these areas are listed in the crime statistics tables and reported to the Department of Education according to these categories.

- **On-campus**

(1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and (2) any building or property that is within or reasonably contiguous to the area identified in paragraph (1) of the definition, that is owned by an institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

Residential Facilities: Residential facilities are a subset of the locations that are defined under "on-campus." The crime statistics that are reported in this column are also included in the column under "on-campus"; they are not additional incidents.

- **Non-campus:** (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students and is not within the same reasonably contiguous geographic area of the institution.
- **Public Property:** All public property, including thoroughfares, streets, sidewalks, parking facilities, parks and waterways, that is within the campus, or immediately adjacent to and accessible from the campus.