Dear Emporia State University Community:

I am pleased to introduce the Emporia State University *2016 Annual Security and Fire Safety Report* for the 2015 calendar year. This report is prepared by the Dean of Students and reviewed by the departments of Police and Safety, Residential Life, and Emergency Management. Not only does this report comply with the Jeanne Clery Disclosure of Campus Policy and Campus Crime Statistics Act, it is part of our ongoing effort to inform you of the safety programs and services available and the best practices to assist you in maintaining safety and the security of others.

The safety and well-being of our students, faculty, staff, and visitors are paramount. A strong law enforcement presence; an aware, informed, alert campus community; and a commitment to reporting suspicious activities and using common sense when carrying out daily activities are the best protections against campus crime.

Emporia State University works diligently to reduce risk and the potential for crime. Safety and security is a shared responsibility, and we expect all current and prospective community members to contribute to the safety and security of our campus.

If you have any questions or suggestions regarding this publication, please contact the Dean of Students at 620-341-5269.

Best wishes,

Dr. James E. Williams
Vice President for Student Affairs
Published September 21, 2016

Table of Contents

Quick Reference Resources p. 3

The Clery Act p. 4 - 6
- Compliance with the Clery Act
- The Annual Security Report

Campus Safety p. 6 – 10
- Access to and Security of Campus Facilities and Grounds
- University Police Department
- Relationships with Other Police Departments
- Accurate and Timely Reporting of Criminal Offenses
- Daily Log
- Safety and Security Education and Awareness
- Emergency Blue Light Phones
- Operation Identification
- Courtesy Escort Service
- Campus Safety Committee
- Crime Prevention Tips
- Registered Offenders
- Weapons on Campus

Sexual Violence Information p. 10 - 14
- *Think About It* Campus Clarity On-Line Education
- Violence Against Women Act Brochure
- THRIVE (The Healthy Relationships and Interpersonal Violence Education)
- NFormd On Sexual Assault
- Alcohol/Drug Abuse Prevention (ADAP)
- Nationally Recognized Speakers
- Campus Presentations
- Campus Community Partner
- Steps to follow after a sex offense, domestic violence, dating violence, sexual assault, or stalking
- Statement of Victims' Rights
- How to be an Active Upstander

Institutional Response to Reported Sexual Violence p. 14 - 16
- Sexual Misconduct
- Dating Violence
- Domestic Violence
- Stalking
- Consent

Alcohol Policy p. 16 – 17

Drug Free Workplace Act Policy p. 17

Emergency Preparedness p. 17 – 18
- Timely Warning and Emergency Notification

Security in Residence Halls p. 18 – 20
- Residential Halls
- Residence Halls Fire Prevention Information
- Missing Person Policy and Procedures for Residential Life
- Staff Procedures
- Resident Notification Procedures

Campus Crime Statistics p. 20 – 22
- Procedures Used for Collecting, Compiling and Reporting Crime Statistics
- Counting and Classifying Crimes
- Definitions of Criminal Offenses

Annual Fire Safety Report p. 23 - 25

Quick Reference Resources:

Emporia State University Police (On-campus)

Emergency	911
Non-emergency	620 341 5337

http://www.emporia.edu/police/

Local Law Enforcement (Off-campus)

Emergency	911
Non-emergency:	
Emporia Police Department	620 343 4200
Lyon County Sheriff's Department	620 342 5545

Fire Department (Off-campus)

Emergency	911
Non-emergency	620 343 4230

Student Wellness

Student Health Services	620 341 5222
Room 250 Southeast Morse Hall	
Counseling Center	620 341 5222
Room 250 Southeast Morse Hall	

Additional Campus Offices

Title IX, Human Resources	620 341 5379
Title IX Deputy Coordinator	620-341 5518
Student Affairs	620 341 5269
Residential Life	620 341 5264
Diversity, Equity & Inclusion	620 341 5269
Emergency Management	620 341 5331

Emporia Community Resources

Crosswinds Counseling and Wellness	620 343 2211
Toll Free '1'	800 279 3645
After Hours Emergency	620 343 2626
Toll Free '1'	620 330 3310
SOS	620 343 8799
Newman Memorial Hospital	620 343 6800
Lyon County Health Department	620 342 4864
Lyon County Crimestoppers	620 342 CARE (2273)

National and Statewide Hotlines

Kansas Domestic/Community Abuse '1'	800 922 5330
National Suicide Prevention Lifeline '1'	800 273 TALK (8255)
Poison Control '1'	800 222 1222

Emporia State University is committed to maintaining an environment in which students, faculty, staff, and guests can learn and work together free from all forms of harassment, exploitation, and intimidation. Emporia State University strictly prohibits any and all criminal and policy violations associated with acts of sexual assault, dating violence, domestic violence, and stalking. The University will act to prevent, discourage, correct, and, if necessary, discipline behavior that violates this standard of conduct. Emporia State University recognizes the importance of establishing and maintaining a safe and secure environment in which academic and social endeavors can be fully accomplished. The university holds the success of each student as highly important. Students contribute to the environment in which success is most readily realized. Therefore, each student is responsible to be an active participant in the exercise of personal safety. The university encourages all crimes to be reported to its Office of Police and Safety. By accepting this responsibility, members of the university community foster a safe and secure academic and living environment.

To keep the university community prepared for and informed during campus emergencies, Emporia State University maintains a campus alert button in its homepage. Members of the community receive emergency alerts at www.emporia.edu, on their mobile device, by email, and by subscribing to the RSS emergency alert feed by using http://www.emporia.edu/alerts/

The Clery Act

In 1991, the U.S. Congress passed the Student Right-to-Know and Campus Security Act, which requires colleges and universities to report the three previous years of crime statistics and campus security information and policies. The act was amended in 1992, 1998, and 2000. Further, in October of 1998, President Clinton signed an amendment renaming the **Student Right-to-Know and Campus Security Act**, the "**Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.**" Additionally, this amendment required campuses to report specific crimes motivated by hate or bias and include such reports in the campus statistics.

The **Clery Act** requires institutions to disclose crime statistics for the following offenses: Murder/Non-Negligent Manslaughter, Negligent Manslaughter, Sex Offenses-Forcible, rape or fondling, Sex Offenses-Non-forcible, incest or statutory rape, Robbery, Aggravated Assault, Burglary, Motor Vehicle Theft, Arson, Larceny-Theft, Simple Assault, Intimidation, Vandalism of Property motivated by bias, Illegal weapons possession, and Violation of drug and liquor laws.

The **Higher Education Opportunity Act of 2008** added additional reporting requirements including but not limited to: emergency response and evacuation procedures, expanding the list of crimes motivated by hate or bias, reporting of fire safety information, and establishing a missing student notification policy.

In 2013, **The "Violence Against Women Reauthorization Act" (VAWA)** was signed into law requiring additional crime reporting of domestic violence, dating violence, sexual assault, and stalking. In addition to the new categories associated with crime reporting, the VAWA requires institutions of higher education to create policies and practices that address reporting, investigation, discipline, and care for victims associated with acts of sexual harassment including sexual violence.

Compliance with the Clery Act

The **Clery Act** requires Emporia State University to provide timely warnings of crimes that represent a threat to the safety of students or employees and to make their campus security policies available to the public. The act also requires Emporia State to collect, report, and disseminate crime data to on and off-campus students, faculty, and staff and to the Department of Education annually.

When the Higher Education Opportunity Act (HEOA) was signed into law in 2008, it amended the Clery Act by adding a number of safety and security related requirements to the Higher Education Act of 1965. To be in full compliance with the law, Emporia State University must do the following:

1. Publish and distribute an Annual Security Report to current and prospective students and employees by October 1st of each year. The report must provide crime statistics for the past three years, detailed campus and community policies about safety and security measures, describe campus crime prevention programs, and list procedures to be followed in the investigation and prosecution of alleged sex offenses.

2. Provide students and employees with timely warnings of crimes that represent a threat to their safety. Emporia State University Police and Safety must also keep and make available to the public a detailed crime log of all crimes reported to them in the past 60 days. Crime logs must be kept for seven years, and logs older than 60 days must be made available within two business days upon request.

3. Keep the past three years of crime statistics detailing crimes that have occurred: on-campus; in university residential facilities; in public areas on or near campus; and in certain non-campus buildings, such as fraternities/sororities and remote classrooms. Emporia State University must also report liquor and drug law violations and illegal weapons possession if they result in a disciplinary referral or arrest.

4. Disclose missing student notification procedures that pertain to students residing in on-campus student housing facilities.

5. Disclose fire safety information related to any on-campus student housing facilities. This includes maintaining a fire log that is open to public inspection and publishing an Annual Fire Safety Report containing policy statements and fire statistics associated with each on-campus student housing facility. These statistics must include the location, cause, injuries, deaths, and property damage of each fire.

6. Submit the collected crime and fire statistics to the Department of Education each fall.

7. Inform prospective students and employees about the availability of the Annual Fire Safety Report.

Emporia State University has a vested interest in campus security and the personal safety of its students and employees. The following pages contain specific information, including crime prevention programs, fire safety and fire safety programs, law enforcement authority, crime reporting policies, disciplinary procedures, and other matters of importance related to security and safety on campus. The report also contains campus crime statistics.

Members of the campus community are encouraged to use this report as a guide for safe practices on and off campus. The report is available at http://www.emporia.edu/right2know/documents/ESU_Annual_Security_Report.pdf. Every member of Emporia State University receives an email that describes the report and provides its web address. For more information, contact the Dean of Students at 620-341-5269.

The Annual Security Report

The purpose of this report is to provide students, faculty, staff, and other stakeholders with campus safety information including crime statistics and procedures to follow to report a crime. This report is prepared by the Dean of Students and is available electronically at www.emporia.edu. Requests for printed copies and any questions regarding this report should be directed to the Office of Student Affairs, telephone 620-341-5269, or e-mail at jbrinkm1@emporia.edu

This report does not include privileged counseling or medical information from Student Health Services or the Counseling Center. Emporia State University does not have a policy which encourages pastoral or professional counselors, at their discretion, to inform those they counsel to report crimes voluntarily and confidentially. Lyon County operates Crimestoppers – a confidential and anonymous reporting system available to anyone who elects to report crimes or suspicious activity.

Campus Safety

This report contains emergency management information, campus crime statistics, and critical campus safety information such as policies, crime prevention, crime reporting, and resources to aid you in becoming more safety-minded. The best protections against campus crime are: an aware, informed, and alert campus community; a strong law enforcement presence; and a commitment to reporting suspicious activities and using common sense when carrying out daily activities. Emporia State University strives to be a safe place to learn, live, work, and grow.

Emporia State University enrolls approximately 6,000 students and employs 744 full-time and part-time faculty and staff members. Approximately 900 undergraduate students reside in two residence hall complexes on the main campus.

All students, faculty, staff, and guests should report any criminal activity, accidents, suspicious persons, suspicious activity, or emergencies immediately to Emporia State University Police and Safety at 620-341-5337 or by dialing 911. Individuals may also report incidents in person by visiting the Emporia State University Police and Safety office located near the northeast corner of Welch Stadium. Witnesses and victims of crimes may report them on a voluntary basis and in a confidential manner.

Allegations of unlawful discrimination based on age, race, color, religion, sex, marital status, national origin, physical handicap or disability, status as a Vietnam veteran, gender identity, gender expression, genetic information, or sexual orientation can be reported to the Associate Affirmative Action Officer & Title IX Deputy Coordinator housed in the Office of Human Resources, 620-341-5518, Plumb Hall Room 212N.

Access to and Security of Campus Facilities and Grounds

Emporia State University is a public institution and, with the exception of restricted areas, is accessible to the public during normal building hours (time, place, and manner restrictions apply). After normal building hours, with the exception of essential personnel and services, and others as designated, buildings are locked and access is permitted only with proper authorization and identification. Building hours may vary. Buildings will be secured according to schedules developed by the department responsible for the building. University Facilities maintains campus buildings and grounds with a focus on safety and security. It inspects campus facilities regularly, promptly makes repairs affecting safety and security, and responds immediately to reports of potential safety and security hazards, such as broken windows and locks. Efficient bright LED lighting has been installed throughout campus outdoor areas. For concerns about the physical safety of campus buildings and grounds, call University Facilities, Monday through Friday, 8:00 a.m. to 5:00 p.m., at 620-341-5331.

In order to protect the safety and welfare of students and employees of the University and to protect the property of the University, all persons on property under the jurisdiction of the University behaving in a suspicious or threatening manner may be asked to identify themselves by a University official. A person identifies himself/herself by giving his/her name, complete address, and stating truthfully his/her relationship to the University. A person may be asked to provide proof of identification which is subject to verification.

If any person refuses or fails upon request to present evidence of his/her identification and proof of his/her authorization to be in the building or on the campus, or if it is determined that the individual has no legitimate reason to be in the building or on campus, the person will be asked to leave and may be removed from the building or campus. Emporia State University Police and Safety is available to assist with this request. Persons who behave in a suspicious or threatening manner or are involved in suspicious or threatening activities should be reported to Emporia State University Police and Safety. For emergencies during non-business hours, call Emporia State University Police and Safety at 620-341-5337 or 911.

University Police Department

Emporia State University Police and Safety is a full-service law enforcement agency that operates 24 hours a day, 365 days a year, from its headquarters in the Police and Safety Building. The department employs sworn Kansas Law Enforcement officers who patrol the campus. Emporia State University police officers are qualified commissioned officers who have

attended the Kansas Law Enforcement Training Center (KLETC) where they receive fourteen weeks of formal basic training. After KLETC certification, Emporia State University officers complete an intensive field training program supervised by certified Field Training Officers. Additionally, all officers must attend a minimum of forty hours of continuing education training annually. University police officers have the same training, authority, and responsibilities as police officers employed by City of Emporia and Lyon County law enforcement agencies.

The objective of this department is to help provide and foster a safe, secure environment conducive to living and learning; and to protect the lives and property of the students, faculty, staff, and visitors of Emporia State University. This objective is pursued within the framework of Emporia State University's rules and regulations as well as local, state, and federal laws. The investigation of crimes committed on campus falls under the jurisdiction of the Emporia State University Police and Safety.

Relationships with Other Police Departments

Emporia State University Police and Safety works closely with the City of Emporia police department, Lyon County Sheriff's department, Kansas Highway Patrol and various other state and federal law enforcement agencies.

Criminal activity at off-campus locations occupied by students is monitored by Emporia State University Police and Safety in cooperation with the City of Emporia Police and the Lyon County Sheriff's Department. These agencies may also assist Emporia State University Police and Safety.

Note, students in off-campus situations involving alcohol/drug offenses or other criminal activities may be referred to the campus judicial program.

Accurate and Timely Reporting of Criminal Offenses

Prompt and accurate reporting of criminal offenses aids in providing a timely response and timely warning notices to the community when appropriate, and assists in compiling accurate crime statistics. Community members, students, faculty, staff, and guests are encouraged to report all crimes and public safety related incidents in an accurate and timely manner to Emporia State University Police and Safety local law enforcement.

To report a crime or an emergency on the Emporia State University campus, call 911. To report a non-emergency security or public safety related matter, call Emporia State University Police and Safety at 620-341-5337.

Dispatchers are available at this telephone number 24 hours a day. In response to a call, Police and Safety will take the required action, dispatching an officer or asking the complainant to come to Police and Safety to file an incident report. Individuals on campus may also report crimes to a designated campus security authority (CSA):

- Dean of Students or designee (620-341-5269)
- Professional staff Center for Student Involvement (620-341-5481)
- Coordinator for Fraternity and Sorority Life or designee (620-341-5481)
- Director, Residential Life or designee (620-341-5264)
- Medical providers in Student Health Services (620-341-5222)
- Director of Athletics or designee (620-341-5350)
- Senior Associate Athletic Director or designee (620-341-5354)
- Title IX coordinator or designee (620-341-5379)

These designated individuals have significant responsibility for student and campus activities, and are provided notice by Emporia State University as to the extent of their responsibility and how to report crimes to Police and Safety. Student privacy concerns are weighed against the needs of Emporia State University when responding to certain incidents and crimes. To the greatest extent possible, all reports will remain private. However, information may be shared with appropriate departments and agencies under a need-to-know basis when it pertains to investigative needs and safety concerns of the campus community. Information reported to Emporia State University Police and Safety is treated as confidential during the investigative phase, except as required by law.

Campus professional counselors are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion in the annual crime statistics. Emporia State University does not employ campus pastoral counselors.

Medical providers, when acting as such, are considered to be CSAs and are required to report crimes for inclusion in the annual disclosure of crime statistics.

Daily Log

Emporia State University Police and Safety maintains a daily crime log. The log is available for public view at the Police and Safety office which is located near the northeast corner of Welch Stadium. This daily log documents police activity and all crimes reported to Emporia State University Police and Safety. Information is recorded by date and time and includes general location as well as complaint disposition. Logs are created on a daily basis and are typically made available for public view the following day. Weekend activity logs are generally posted on Monday mornings.

Safety and Security Education and Awareness

Members of the campus community are urged to secure their valuables and be aware of their surroundings at all times. To assist in this endeavor, Emporia State University Police and Safety, the Department of Student Wellness, Residential Life, and Associated Student Government hold educational programs each semester on a variety of topics including personal safety awareness and security, sexual assault awareness and prevention education, operation identification, and security surveys. Information on safety and security is shared often with students and regularly provided upon request to students and employees via presentations, posters, brochures, college student newspaper, and other printed materials.

Students are also informed of many personal safety services available on campus. Such services include campus escort, sexual assault counseling, personal counseling services, emergency medical care, and operation identification.

Crime Prevention Brochure

Staying Safe on Campus brochures are provided to students living in the residence halls and through Emporia State University for students living off campus. This brochure provides helpful information on how to stay safe in various situations and also provides helpful tips on keeping your belongings secure.

Emergency Blue Light Phones

Emporia State University has ten emergency blue light telephones strategically located around campus. They allow an individual in need of assistance to speak directly to Emporia State University Police and Safety. For information on where the emergency blue lights are located, visit *http://www.emporia.edu/police/general.html*

Courtesy Escort Service

Any student, faculty, or staff on or off campus may call Emporia State University Police and Safety for an escort if he or she feels endangered. On campus, the escort service may take the form of the officer walking with the person to his or her destination. If a student is off campus and feels threatened and has no other means of transportation, the individual may call the Emporia State University Police and Safety and request an escort.

Emergency Messages Delivered

Emporia State University Police and Safety is open 24 hours a day 365 days a year. In the event of a family emergency, the department will deliver emergency messages to students.

Courtesy First **Aid** Service

When students, faculty, or staff are injured or become seriously ill on campus, phone 911 and request ambulance service. Then, immediately call 620-341-5337 and report the incident to Emporia State University Police and Safety. All officers have first aid training and will transport individuals with minor injuries.

Operation Identification

The "Operation Identification" program encourages engraving personal identification numbers on valuable property. If an item is stolen and later recovered, the identification number will assist law enforcement agents in returning it to its rightful owner. An engraver is available for use at Emporia State University Police and Safety; or individuals can purchase engravers at most hardware or discount stores.

When marking valuables, students are encouraged to use their driver's license number with first letter state identifier (K00-00-0000). Engrave the number on an area that cannot be easily dismantled, and which is not easily seen.

After marking property, students are encouraged to make a list of valuables and keep a copy of the list in a safe place where the information can be accessed quickly.

Campus Safety Committee

The Campus Safety Committee was established in the spring of 2002 to meet and discuss issues regarding the safety of the University community and its guests.

Each year members of Associated Student Government invite University personnel to participate in a campus safety walk and complete a security survey. Generally, this group consists of 25 – 30 volunteers, primarily students, with the primary goal of surveying the campus to identify areas in need of repair as well as areas where an individual's safety may be at risk.

A report of the findings is submitted to the Emporia State University administration. The University Facilities Department follows through with addressing any identified concerns and associated safety upgrades.

Crime Prevention Tips

Being safe on campus is a community responsibility. Faculty, staff, students, and visitors are reminded and encouraged to be aware of their surroundings and report any suspicious activity immediately to Emporia State University Police and Safety.

<u>To prevent theft and protect personal safety</u>:

- Recognize and become familiar with how to operate the emergency blue-light phones on campus.
- Exercise and walk with a friend, use the buddy system.
- Use the Emporia State University Police and Safety escort program.
- Use well-lit and direct routes at night.
- Ask visitors to identify themselves before allowing access to your residence.
- Engrave valuable items: stereos, televisions, computers, etc.
- Park your vehicle in lighted areas.
- Always lock the door to your residence.
- Always lock your car, bike, and other valuables.

- When returning to your vehicle, have your keys out and ready to open the door.
- Never prop open exterior doors to buildings.
- Always be fire safety conscious.
- TRUST YOUR INSTINCTS! If you feel uneasy about a situation, take action immediately.

Registered Offenders

The Campus Sex Crimes Prevention Act requires states to obtain information concerning the enrollment or employment of registered offenders at institutions of higher education and to provide this information to campus police.

The Kansas Bureau of Investigation provides Emporia State University Police and Safety with a list of registered offenders who are enrolled or employed at the institution. The list is available at the Police and Safety Office, located at the northeast corner of Welch Stadium.

A list of all registered offenders in Kansas is available from the KBI at www.emporia.edu/right2know/offenders.html

Weapons on Campus

To the extent allowed by law and except as otherwise necessary for the conduct of university approved academic programs, activities, or practices; or by university police or security officers acting within the scope of their employment, the campus of each Regents university shall be weapons-free. Emporia State University Police and Safety enforce laws regulating weapons in violation of local, state, and federal law.

In certain cases, the release of information may jeopardize or hamper investigatory activities. The office of the Chief of Emporia State University Police and Safety may classify an incident "confidential" to protect the identity of victims/witnesses and/or the integrity of a case.

Sexual Violence Information

Emporia State University prohibits all forms of harassment and violence including domestic violence, dating violence, sexual assault, and stalking. The institution has educational and training programs designed to prevent such offenses. Educational/prevention programs designed for students are generally developed within Student Affairs. Training programs directed toward faculty and staff focusing on prevention are generally implemented by Human Resources and/or Student Affairs. The following are examples of educational initiatives at Emporia State University.

***Think About It* CAMPUS CLARITY ON-LINE EDUCATION:** This course includes an extensive discussion about what constitutes sexual assault. It also covers sexual harassment, and includes information aimed at encouraging students to report incidents of sexual violence to the appropriate school and law enforcement authorities. Additionally, *Think About It* provides students with a copy of Emporia State University policies on sexual harassment and discrimination. Students must review and acknowledge these policies before completing the course. *Think About It* uses a harm reduction model designed to encourage bystander intervention. The course uses rich media to educate students about options for bystander intervention, and it includes real-world interactive exercises for students to practice these techniques. The course also covers prevention, as well as disciplinary procedures and consequences of policy violations.

As required by the Campus SaVE Act, *Think About It* also contains a statement that unequivocally communicates that these offenses are prohibited: domestic violence, dating violence, sexual assault, and stalking.

VIOLENCE AGAINST WOMEN ACT BROCHURE: A brochure entitled "*Sexual Assault, Dating Violence, Domestic Violence & Stalking on Campus"* is provided to all new students, student athletes, and all members of Fraternity and Sorority Life accompanied by a program presented by the Dean of Students regarding the content of the brochure.

THRIVE (The Healthy Relationships and Interpersonal Violence Education): Educational outreach and prevention programming designed to promote the awareness of rape, acquaintance rape, domestic violence, dating violence, sexual assault, and stalking are implemented by THRIVE. The program includes both primary prevention, ongoing prevention, and awareness campaigns for the campus community. THRIVE educates individuals about safe and positive options a bystander can employ when he or she witnesses potential domestic violence, dating violence, sexual assault, or stalking.

NFORMD ON SEXUAL ASSAULT: This program features pre-and post-test to measure learning. The learning modules include a discussion about rape myths, differences between male and female communication styles, cultural forces (media, language, peer pressure), that contribute to the prevalence of rape). Further, alcohol (the number one date rape drug) and other date rape drugs, aggressive cues in potential rapists, bystander intervention tactics, exit strategies when facing a potentially dangerous situation, and what to do in the case of sexual assault are also included in this program.

ALCOHOL/DRUG ABUSE PREVENTION (ADAP): This program is facilitated through the Student Wellness Center in 250 Southeast Morse Hall. The program supports students, faculty, and staff in creating and maintaining a campus environment that encourages and supports healthy lifestyles. In order to foster a learning community focused on student academic success, ADAP educational programs are designed to minimize student misuse or abuse of alcohol and drugs. The University requires newly enrolled, degree seeking students under the age of 22 to complete the AlcoholEdu program.

A comprehensive drug and alcohol information and resources page can be found at: http://www.emporia.edu/student-wellness/counseling-services/adap/

The Alcohol Drug Education Class facilitated by ADAP is eight hours of instruction which meets the requirements for Alcohol Information School required by court orders. For more information, call 620-341-5222 or e-mail scrawfo4@emporia.edu

Nationally Recognized Speakers: Programs focusing many presentations on dialogue associated with healthy relationships, Upstander intervention techniques, and the development of culture based on safety and respect, are facilitated each semester.

Campus Presentations: Trained professional Student Affairs staff meet with all new student athletes and fraternity and sorority members regarding healthy relationships, legal definitions of consent, sexual intercourse, and rape, as well as the University's responsibility for investigating reports of sexual harassment and sexual violence.

Campus Community Partner SOS: A local United Way agency providing services for rape victims and battered women, collaborates with Emporia State University to house a Sexual Assault Educator/Advocate on campus. This individual works with the Emporia State University Student Wellness Center staff and helps advise the Emporia State University student organization S.A.F.E. This organization is dedicated to promoting awareness and information to the campus and the community on such topics as human trafficking, dating violence, and abuse as well as providing support for SOS, through volunteer work.

Steps to follow after a sex offense, domestic violence, dating violence, sexual assault, or stalking

A guiding principle in the reporting of domestic violence, dating violence, sexual assault, and stalking is to avoid possible re-victimizing of the complainant by forcing the individual into any plan of action. It is recommended that a person who has experienced domestic violence, dating violence, sexual assault, or stalking consider each of the following:

- Go somewhere safe as soon as possible.
- **Do not** bathe, shower, douche, brush your teeth, or change clothes, and if possible, do not urinate. If you agree, a forensic exam will be done to collect medical evidence.

- Go to a hospital emergency room as soon as possible. (Evidence can be collected several hours after an attack, but its value may be diminished.) Bring a full change of clothing because the clothing worn at the time of the attack may be collected and kept as evidence.

- Follow-up medical care is crucially important. Tests for sexually transmitted diseases and pregnancy are important.

Many survivors of sexual violence say counseling helped them and recommend it for others. Reactions to sexual violence can vary from person to person, and counseling can be very beneficial in the healing process. Confidential counseling services are available at the Emporia State University Student Wellness Center 620-341-5222. Counselors will not report incidents of sexual violence for further investigation but can assist and support survivors who want to pursue further action. No matter when or where the assault occurred, support and referral resources are available.

Consider reporting the incident. Contact Emporia State University Police and Safety 620 341-5337 and/or Emporia Police Department (620-343-4200) to report the incident. The sooner the better! Collection of evidence at the scene and the examination of evidence is time sensitive. Consider obtaining a protection order which is facilitated at the Lyon County Courthouse, 430 Commercial Street in the Office of the Clerk of the District Court or with the assistance of an SOS advocate.

Create a Plan. Are accommodations needed in order to feel safe on campus? If so, Emporia State University can help! By reporting the incident to the Associate Affirmative Action Officer & Title IX Deputy Coordinator, 620-341-5518, assistance with reporting the incident, adjusting on-campus living arrangements, managing academic obligations, and arranging emotional support and medical care will be provided. The Title IX Deputy Coordinator will launch an investigation of the incident and pursue prompt and effective remedial actions.

Emergency Off-Campus	911
Human Resources, Title IX Coordinator	620-341-5379
Title IX Deputy Coordinator	620-341-5518
Student Affairs	620-341-5269
Student Wellness (Counseling/Health)	620-341-5222
Lyon County Crimestoppers	620-342-CARE (2273)
Residential Life	620-341-5264
SOS	620-343-8799
Newman Memorial Hospital	620-343-6800
Emporia Police Department	620-343-4200
Lyon County Sheriff's Department	620-342-5545

Statement of Victims' Rights

1. Victims have the right to choose counseling and medical treatment, to and report their case through the university Title IX Coordinator/or the off-campus court system. They also have the right to refuse all these options without reproach from any university personnel.

2. Victims have the right to be treated with dignity and seriousness by campus personnel.

3. Victims of crimes against an individual have the right to be free from intimidation and harm.

4. University personnel are encouraged to inform all victims that: victims are not responsible for crimes committed against them; victims are not negligent toward their own and thus do not assume the risk of

crime; victims should always report their crime despite the possibility of adverse publicity for the university.

5. Victims will be made aware of appropriate student services, including counseling and community support services.

6. Victims are entitled to the same support opportunities and process available to the accused in a campus disciplinary proceeding.

7. If the accused is prohibited from contacting the victim and/or entering the victim's place of residence, notification will be made that an Emporia State University No Trespassing ban is in effect. If the victim obtains a protection order through the court of jurisdiction, they will be instructed to provide a copy of the official order to Emporia State University Police and Safety who will be responsible for enforcement of the order if a violation occurs on campus.

8. Any victim who does not wish to remain in his/her present residence hall or class section may be granted a transfer to other housing or another class section if available.

9. The victim has the right to information regarding the status of his/her case, including the final outcome.

How to be an Active Upstander

Upstanders play a critical role in the prevention of sexual and relationship violence. They are individuals who observe violence or witness the conditions that perpetuate violence. They are not directly involved but have the choice to intervene, speak up, or do something about it. We want to promote a culture of community accountability where Upstanders are actively engaged in the prevention of violence without causing further harm. We may not always know what to do even if we want to help. Below is a list of some ways to be an active Upstander. If you or someone else is in immediate danger, dial 9-1-1. This could be when a person is yelling at or being physically abusive towards another and it is not safe for you to interrupt.

- Watch out for your friends and fellow students/employees. If you see someone who looks like they could be in trouble or need help, ask if they are ok.
- Confront people who seclude, hit on, try to make out with, or have sex with people who are incapacitated.
- Speak up when someone discusses plans to take advantage of another person.
- Believe someone who discloses sexual assault, abusive behavior, or experience with stalking.
- Refer people to on or off campus resources listed in this document for support in health, counseling, or with legal assistance.

(Upstander intervention strategies adapted from Stanford University)

Institutional Response to Reported Sexual Violence

Emporia State University is committed to providing an environment where all individuals may pursue studies, activities, and careers in an atmosphere free of threat of unwelcome and unwanted sexual actions. The University will respond promptly, fairly, and decisively to all reports of sexual violence. When the university receives any report of sexual harassment/violence, the University's Title IX Deputy Coordinator will immediately be notified of the allegation by the office receiving the report. The Emporia State University Title IX Coordinator is Judy Anderson. The Title IX Coordinator's office is 212 Plumb Hall and the email address is jander21@emoria.edu. The University Associate Affirmative Action Officer & Title IX Deputy Coordinator's office is 212N Plumb Hall and the email address is lmoritz@emporia.edu. Reports of sexual violence will be investigated by the Title IX Deputy Coordinator. The University policy on Harassment, Sexual Violence, and Discrimination Prevention can be found at
http://www.emporia.edu/acadaff/pdf/EmployeePolicyManual.pdf

The Title IX Deputy Coordinator will promptly begin an investigation to determine what occurred. The University will investigate all complaints providing for prompt, fair, and impartial investigations and resolutions. If the victim requests confidentiality or asks that the complaint not be pursued, the University will take all reasonable steps to investigate and

respond to the complaint consistent with the request for confidentiality or request not to pursue an investigation. If a victim insists that his or her name or other identifiable information not be disclosed to the alleged perpetrator, the University's ability to respond may be limited.

The following definitions provide a context in which the University operates when conducting investigations of sexual harassment.

Sexual Misconduct: Any unwelcome behavior of a sexual nature that is committed without consent or by force, intimidation, coercion, or manipulation. Sexual misconduct can occur between persons of the same or different sex and is represented by a continuum of conduct from forcible rape and sexual assault to non-physical forms of pressure that compel individuals to engage in sexual activity against their will. It includes any physical contact of a sexual nature that is committed either by force, coercion, intimidation, or manipulation or through the use of a person's mental or physical incapacity, including incapacitation caused by the use of drugs or alcohol.

Dating Violence: Violence that occurs between individuals who are in a dating relationship. For the purposes of this definition, "dating relationship" means a social relationship of a romantic nature. In addition to any other factors the university may consider the following when making a determination of whether a relationship exists or existed: Nature of the relationship, length of time the relationship existed, frequency of interaction between the parties and time since termination of the relationship, if applicable.

Domestic Violence: The act or threatened act of violence against a person with whom the offender is involved or has been involved in a dating relationship, or an act or threatened act of violence against a family or household member by a family or household member. Domestic violence also includes any other crime committed against a person or against property, or any municipal ordinance violation against a person or against property, when directed against a person with who the offender is involved or has been involved in a dating relationship or when directed against a family or household member by a family or household member.

Stalking: (1) Recklessly engaging in a course of conduct targeted at a specific person which would cause a reasonable person in the circumstances of the targeted person to fear for such person's safety, or the safety of a member of such person's immediate family and the targeted person is actually placed in such fear; **(2)** Engaging in a course of conduct targeted at a specific person with knowledge that the course of conduct will place the targeted person in fear for such person's safety or the safety of a member of such person's immediate family; or **(3)** After being served with, or otherwise provided notice of, any protective order included in K.S.A. 21-3843, prior to its repeal or K.S.A. 2013 Supp. 21-5924, and amendments thereto, that prohibits contact with a targeted person, recklessly engaging in at least one act listed in subsection (f)(1) that violates the provisions of the order and would cause a reasonable person to fear for such person's safety, or the safety of a member of such person's immediate family and the targeted person is actually placed in such fear.

Consent: A freely and affirmatively communicated willingness to participate in sexual activity, expressed either by words or clear, unambiguous actions. It is the responsibility of the initiator of the sexual activity to ensure he or she has the others person's consent to engage in sexual activity. Consent must be present throughout the sexual activity by all parties involved. At any time, a participant can communicate that he or she no longer consents to the continuing activity.

Consent may never be:

A. Obtained through the use of force, coercion, intimidation, or manipulation or if the individual is mentally or physically disabled or incapacitated, including through the use of drugs and/or alcohol, or
B. Assumed because of the existence of a dating relationship between the persons involved or due to the existence of a current or previous sexual relationship between the persons.

The University will strive to complete complaint investigations, including issuance of a report of the findings to the complainant and respondent, in as timely and efficient a manner as possible within sixty (60) calendar days of receipt of

a complaint. However, this timeframe may be extended based on factors such as, but not limited to, schedule and availability of witnesses, holidays or semester breaks including summer break, and the complexity of the complaint. If an investigation cannot be completed within sixty (60) days of receipt of the complaint, the investigator(s) will notify the complainant and respondent of that fact and provide a timeframe for completing the investigation.

All parties involved will be made aware that the standard of evidence that applies to the investigation is one of **"preponderance of the evidence"** and that each party has the right to have an advisor present during the investigation process. Further both the accuser and the accused will receive simultaneous written notice regarding the outcome of an investigation/hearing, the appeals process, any change to the results before the results are final and when the results become final.

Emporia State University will control access to information pertaining to reports, investigations, and outcomes of sexual harassment complaints by means appropriate to the circumstances. The institution follows all local, state, and federal mandates regarding privacy and confidentiality.

Retaliation against persons who file discrimination complaints or persons who participate in an investigation of a complaint, whether by an individual directly involved or by his/her associates, is a violation of University and Board of Regents policy as well as State and Federal law. Retaliation may take the form of unwanted personal contact from the respondent or giving additional assignments that are not assigned to others in similar situations, poor grades or unreasonable course assignments. Phone calls, e-mail or other attempts to discuss the complaint may be perceived as retaliation under certain circumstances. Disciplinary action, harassment, unsupported evaluations, or other adverse changes in the conditions of employment or the educational environment may also constitute retaliation. Retaliation will not be tolerated and could result in suspension, reassignment, salary reduction, termination, expulsion or other disciplinary action. Should any type of retaliation against someone filing a sexual or racial harassment complaint occur, it will be treated as an additional violation of the sexual or racial harassment policy.

Allegations of sexual assault or rape occurring off campus should be reported immediately to the Emporia Police Department or the Lyon County Sheriff's department. Telephone numbers for these agencies are listed above.

Reporting may help to prevent other assaults from occurring. Reporting does not obligate the victim to follow through with criminal prosecution. When requested by the victim, University personnel will assist in notifying authorities. Efforts will be made to ensure the confidentially of all reports, except as necessary and required to investigate the alleged offenses.

University authorities may issue a safety alert to the university community identifying the area and nature of the crime. Victims may provide information to Emporia State University Police and Safety or local police agencies, and may choose either criminal prosecution and/or adjudication through office of the Title IX Coordinator. During the disciplinary hearing process both the accused and the accuser are entitled to the same opportunities to have an advisor present. When investigations involve students, the Title IX Coordinator manages the process and may use sanctions related to on-campus discipline as outlined in the Student Code of Conduct. Sanctions for violations include disciplinary warning, probation, suspension, and expulsion from the University. The accused and accuser will be informed, in writing, of the outcome of institutional proceedings. In addition, if requested, the University will disclose the results of disciplinary proceedings against a student who is the alleged perpetrator of any crime of violence or a non-forcible sex offense to the next of kin if the victim is deceased.

Alcohol Policy

Upon approval of the President, Emporia State University permits the service or consumption of alcoholic liquor on campus according to the guidelines found in the University Alcohol Policy is permitted: http://www.emporia.edu/acadaff/pdf/EmployeePolicyManual.pdf section 3R.01.

Emporia State University follows all Kansas, federal, and local laws regarding the service and consumption of alcohol. Event sponsors as well as the individual consumers are to adhere to the law. Sponsors of events, and not Emporia State University, will be responsible for determining and fulfilling all federal, state, and local requirements for their events.

Employees of Emporia State University are required to sign the State of Kansas Substance Abuse Policy Affirmation Form upon their employment. The form in its entirety can be found at http://www.da.ks.gov/ps/documents/affirm417.pdf.

Resources available to employees of Emporia State University through the State of Kansas Employee Assistance Program include short-term counseling and/or referrals for concerns that include alcohol and drug problems. Detailed information regarding the Employee Assistance Program can be found at http://kdheks.gov/hcf/healthquest/eapservices.html.

Emporia State University Police and Safety enforce local, state and federal laws regulating underage drinking.

Drug Free Workplace Act Policy

According to the requirements of the federal Drug-Free Workplace Act of 1988: It is the policy of Emporia State University that the unlawful manufacture, distribution, dispensing, possession or use of controlled substances is prohibited in buildings, facilities, or grounds controlled by the University (hereafter referred to as workplace). Any officer or employees of the University, including faculty, other unclassified staff, classified staff, and student employees, found to be illegally manufacturing, distributing, dispensing, possessing or using controlled substances at the workplace of the University regardless of the site of the workplace, shall be subject to disciplinary action in accordance with applicable policies of the State of Kansas, the Board of Regents, and Emporia State University. Officers and employees are reminded that illegal manufacture, distribution, dispensing, possession or use of controlled substances may also subject individuals to criminal prosecution.

As a condition of employment, all employees of Emporia State University shall abide by the terms of this policy statement and will notify the University of any criminal drug statute conviction for a violation occurring in the workplace no later than 5 days after such conviction. The University will, in turn, notify, as appropriate, the applicable federal agency of the conviction within 10 days of its receipt of notification of the conviction. For purposes of this policy, conviction means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the federal or state criminal drug statutes.

The term controlled substances as used in this policy means those substances included in Schedules I through V of section 202 of the Controlled Substances Act and as further defined by regulation 21 CFR 1300.11 through 1300.15 (a listing of controlled substances is maintained in Human Resources). The term does not include the use of a controlled substance pursuant to a valid prescription or other uses authorized by law. In accordance with University policy and applicable law, violations of this policy may result in an employment action up to and including termination.

Emporia State University Police and Safety enforce laws regulating the use or possession of controlled substances in violation of local, state, and federal law.

Students in need of *prescription* or *over-the-counter drugs* should contact the Health Services, 250 Southeast Morse Hall at: 620-341-5867, or e-mail www.emporia.edu/student-wellness/health-services/

Emergency Preparedness

Under the guidance of the University's Critical Incident Planning Group a detailed Emergency Operations Plan has been developed to prepare for, prevent, respond to, and recover from emergency situations. In addition to community and state first responders, the University is well-prepared to respond to a full range of critical incidents. The University emergency operations plan can be found at http://www.emporia.edu/dotAsset/547e8b50-d70a-4752-a603-8a68772d5641.pdf

The Critical Incident Planning Group and its sub-committees work with offices and departments to ensure emergency protocols and plans are updated as needed, and are applicable as new risks are identified.

Emporia State University uses an Emergency Alert service for sending timely information to students, faculty, staff, and other members of the campus community via email, text messaging, Facebook, RSS feed, Twitter, and the University main web page. Students, faculty, and staff are automatically set up to receive emergency notifications and may update their information by logging into their Buzz-In accounts and following the instructions in the Emporia State University Emergency Alerts link or by going http://www.emporia.edu/alerts/.

Timely Warning and Emergency Notification

Emporia State University Police and Safety and other law enforcement attempt to identify crime patterns and trends in and near the University community, which pose a safety threat to the University community. In the event a situation arises, on or off campus, that constitutes an ongoing or continuing threat to the University community a timely warning will be issued to the University community. This determination is made jointly by Emporia State University Police and Safety and the members of the Emergency Notification Team. Depending on the type of situation, consultation with the Vice President of the affected area and University General Counsel may occur. When issuing any Timely Warning as required by the Clery Act, Emporia State University withholds the names of victims.

If circumstances dictate an urgent campus wide notification, an alert stating the event, location, approximate time, and recommended course of action by individuals will be sent via email, text message, RSS feed, Twitter, Facebook and placed on the University homepage **www.emporia.edu/** to all subscribers of the alert platform. All students are automatically subscribed to the alert platform and can only discontinue to receive the alerts by “opting out”.

Security in Residence Halls

The Emporia State University Department of Residential Life is committed to providing a safe environment in the residence halls. Students are made aware of safety concerns as well as tips on prevention through floor meetings and presentations. *While there are many safeguards in place for residence hall students, each student must do his/her part to assure a safe and secure environment by adhering to the safety related policies and procedures.*

Residential Halls

Each residential complex is supervised by a Complex Coordinator (CC) who is a member of the Residential Life professional staff. The CCs live and work in the residential complexes.

Each residence hall floor has a Resident Assistant (RA). A (RA) is an upper-class student who has received extensive training related to the responsibilities of the position. Topics covered in training include enforcing residence hall safety and security policies as well as being aware of potential safety hazards and concerns. The Department of Residential Life provides an "on-duty" Complex Coordinator for the entire system and an "on-duty" RA in each complex every night and on weekends for assistance with any problems.

Every residence hall student is issued a room key and a coded Student ID card for convenience and community safety. Exterior doors of all residential complexes are locked at all times, requiring residents to access the building using their Student ID cards.

To ensure the safety of all residents, no doors in the halls are to be propped open at any time.

Residence Halls Fire Prevention Information

Students on the Emporia State University Campus are housed in two separate complexes- Morse Complex and Towers Complex. Fire detection/alarm systems are tied directly to Emporia State University Police & Safety. Residential Life conducts a minimum of two fire drills during the academic year, one per semester.

The Morse Complex is protected by a single detection and alarm system. 20 lb. dry chemical extinguishers are located in all areas of the Morse Complex in addition to one trash chute with sprinkler suppression.

The Towers Complex consists of two eight-story towers, connected at the bottom two levels. The Towers use a single detection and alarm system, and a wet sprinkler suppression system. Each tower of the complex contains a trash chute with sprinkler suppression.

Singular/Trusler Hall sits beside the Towers and is connected by an enclosed bridge on the second level. Singular/Trusler Hall is protected by a single detection and alarm system and a wet sprinkler suppression system throughout.

The detection/alarm systems and trash chute sprinkler suppression units are tested annually. The dry chemical extinguishers are inspected monthly; and the Towers and Singular/Trusler sprinkler systems are inspected on a quarterly basis.

The University requires complete evacuation of buildings during a fire alarm. Individuals who ignore fire alarms and required evacuations may face disciplinary action.

Missing Person Policy and Procedures for Residential Life

A faculty, staff, student, or community member who is concerned a resident of on-campus housing (hereafter, resident) may be missing can notify the Department of Residential Life at 620-341-5264. This notification will initiate missing person procedures.

Any resident can register a confidential contact who will be contacted in the event the resident is determined to be missing for a period of more than 24 hours. Prior to this contact being made, Residential Life will establish communication with Emporia State University Police and Safety.

Any resident under the age of 18 who is not an emancipated individual, will provide contact information for a custodial parent or legal guardian. This custodial parent or legal guardian will be contacted within 24 hours of determination the resident is missing.

Staff Procedures

- Resident Assistant must notify Complex Coordinator immediately with any missing resident concerns.
- Upon receipt of a missing person report, Residential Life professional staff will attempt to determine the length of time in which the resident has been missing and will go to the resident's room to see if the resident is present.
    - If contact with resident is made, missing person procedures terminate.
    - If contact with resident is not made, designated Residential Life staff will attempt to establish contact via phone, e-mail, written notice (at room and in mailbox), roommate(s), and may key into the room if communication with resident is not established through other means. Residential Life staff will maintain a timeline, showing attempted communications and procedures followed.
- If contact is not made with the resident within 24 hours after the resident is reported to be missing for 24 hours, Residential Life staff will notify Police and Safety regarding the missing resident and the procedures that were followed up to that point. This will lead to completion of an official missing person report.
- Appropriate Emporia State University administrators will be notified once the missing person report has been filed.
- Communication with designated contact person(s).
    - Residential Life staff will notify the resident's Missing Persons Contact. If the missing person contact person cannot be reached, Residential Life will contact the Emergency Contact Person.
    - If the resident is under 18 years of age, Residential Life staff will notify the resident's custodial parent or legal guardian.

- Police and Safety will notify other appropriate law enforcement agencies.

Resident Notification Procedures

1. Each resident is required to complete a data card which requires a designated emergency contact.
2. Data card will inform resident of the missing person notification and allow resident to designate a missing person contact in addition to emergency contact. They can be one in the same contact.
3. Emergency contact for residents under the age of 18 will be custodial parent or legal guardian. Contact will be mandatory if resident is determined to be missing.

Campus Crime Statistics

Procedures Used for Collecting, Compiling and Reporting Crime Statistics

Information about Clery crimes is compiled from statistics obtained from reports filed with the following offices: Emporia State University Police and Safety, Dean of Students, Affirmative Action Officer, Director of Residential Life, and Director of Athletics.

Crime statistic information for areas defined as "public property" and "non-campus buildings and property" are requested from the Emporia Police Department, Lyon County Sheriff's Office, and police agencies at distance learning locations.

Counting and Classifying Crimes

The Clery Act requires institutions to classify and count crime data based upon three general crime categories: 1) types of offenses; 2) hate crimes; and 3) arrests and disciplinary referrals.

The Uniform Crime Reporting (UCR) crime definitions:

Definitions of Criminal Offenses (presented alphabetically)

Aggravated assault is 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.

Arson is any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property, etc.

Burglary is 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.

Dating violence is violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim and the existence of such relationship shall be 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.

Domestic violence is a felony or misdemeanor crime of violence committed by a current or former spouse or intimate partner 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 or intimate partner; by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, 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.

Drug abuse violations are defined as the 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, methadones); and dangerous non-narcotic drugs (barbiturates, benzedrine).

Hate crimes are committed against a person or property which is motivated, in whole or in part, by the offender's 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, national origin, or disability.

Liquor law violations are defined as 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.)

Motor vehicle theft is the theft or attempted theft of a motor vehicle.

Murder and non-negligent manslaughter is the willful (non-negligent) killing of one human being by another.

Negligent manslaughter is the killing of another person through gross negligence.

Robbery is 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.

Sex offenses are defined as any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

- **Rape** is 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. This definition includes any gender of victim or perpetrator.
- **Fondling** is 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.
- **Incest** is sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- **Statutory rape** is sexual intercourse with a person who is under the statutory age of consent.

(For Clery purposes sex offenses are categorized as **Forcible** any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent OR **Non-forcible-** unlawful, non-forcible sexual intercourse).

Stalking is engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for the person's safety or the safety of others or to suffer substantial emotional distress.

Weapons violations are defined as 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.

Once classified and counted, data are presented for review according to: 1) on-campus locations; 2) non-campus buildings or properties, and 3) public property immediately adjacent to and accessible from campus; 4) Arrests & Disciplinary referrals; and 5) Hate crimes. A map of campus can be found on the Emporia State University web site at: http://www.emporia.edu/esu/esumap/campus.htm

On-campus statistics include all incidents occurring in any building or property on the Emporia State University campus, including incidents occurring in the residence halls. Therefore, residential facilities are a *subset* of On-Campus statistics.

Non-campus statistics are reported for properties owned and/or controlled by the university outside the campus boundaries that appear on the map. Other non-campus buildings or property may also be owned or controlled by a student organization that is officially recognized by the institution such as fraternity and sorority houses.

Public Property includes thoroughfares, streets, sidewalks, and parking facilities within campus or immediately adjacent to and accessible from the campus. *Private homes or businesses, areas surrounding non-campus properties, and property separated from campus by barriers or fences are not public property.* (Information regarding crime rates in the Emporia community may be obtained from the Emporia Police Department at 620-343-4200.)

Arrests & Disciplinary Referrals section of the crime statistics report also includes arrests and disciplinary referrals made to campus authorities for alcohol, drugs, and illegal weapons possession. The Clery Act defines a disciplinary referral as the referral of a person to any campus official who initiates a disciplinary action of which a record is kept and which may result in the imposition of a sanction.

Hate Crimes. Emporia State University is also required to report hate crimes in the annual security report. For this reporting, a hate crime occurs when a person is victimized intentionally because of his or her actual or perceived race, gender, religion, sexual orientation, ethnicity or disability. There were no offenses that were classified as hate crimes in 2014.

	ON CAMPUS			**RESIDENTIAL FACILITIES			NON CAMPUS			PUBLIC PROPERTY			TOTAL		
	2013	2014	2015	2013	2014	2015	2013	2014	2015	2013	2014	2015	2013	2014	2015
MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SEX OFFENSES, FORCIBLE	0			0			0			0			0		
RAPE		0	1		0	0		0	2		1	0		1	3
FONDLING		1	0		0	0		0	0		1	1		2	1
SEX OFFENSES, NON-FORCIBLE	0			0			0			0			0		
INCEST		0	0		0	0		0	0		0	0		0	0
STATUTORY RAPE		0	0		0	0		0	0		0	0		0	0
ROBBERY	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	1	0	0	1	0	0	0	0	0	0	0	0	1
BURGLARY	11	6	2	10	3	2	2	1	0	0	0	0	13	7	2
MOTOR VEHICLE THEFT	0	1	0	0	0	0	0	0	0	0	0	0	0	1	0
ARSON	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
LIQUOR LAW ARRESTS	18	5	0	9	0	0	0	0	0	5	2	0	23	7	0
LIQUOR LAW VIOLATIONS REFERRED FOR DISIPLINARY ACTION	27	66	49	27	66	49	0	0	0	0	0	0	27	66	49
DRUG LAW ARRESTS	2	7	4	2	2	3	0	1	0	2	1	0	4	9	4
DRUG LAW VIOLATIONS REFERRED FOR DISCIPLINARY ACTION	2	0	0	2	0	0	0	0	0	0	0	0	2	0	0
ILLEGAL WEAPONS POSSESSION ARRESTS	0	1	0	0	0	0	0	0	0	0	0	0	0	1	0
ILLEGAL WEAPONS POSSESSION VIOLATIONS REFERRED FOR DISCIPLINARY ACTION	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
HATE CRIMES	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
HATE CRIMES BASED ON GENDER IDENTITY OR NATIONAL ORIGIN	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DOMESTIC VIOLENCE	0	0	0	0	1	0	0	0	0	1	1	0	1	2	0
DATING VIOLENCE	0	0	0	0	2	0	0	0	0	0	0	0	0	2	0
STALKING	0	2	2	0	0	0	0	0	1	0	0	0	0	2	3

****CRIMES REPORTED IN THE RESIDENTIAL FACILITIES COLUMN ARE INCLUDED IN THE ON-CAMPUS CATEGORY.**

In compliance with the Higher Education Reauthorization Act

2015 Emporia State University Annual Fire Safety Report

Students on the Emporia State University Campus are housed in two separate complexes: Morse Complex and Towers Complex. Fire detection/alarm systems are tied directly to Emporia State University Police & Safety, and Residential Life conducts at least two fire drills during the academic year, one per semester.

MORSE COMPLEX consists of five buildings connected end to end. The oldest was built in 1923 and the newest in 1965. All are of brick and mortar construction with flat, built up roofs except the oldest which has a pitched wood and shingle roof. All are protected by a single detection and alarm system which was installed in 2001. Twenty pound dry chemical extinguishers are located in all areas of the Morse complex, and there is one chute with sprinkler suppression.

TOWERS COMPLEX consists of two eight-story towers connected at the bottom two levels, and Singular/Trusler Hall. Singular/Trusler Hall sits beside the Towers and is connected by an enclosed bridge on the second level. Towers was built in 1971 and completely remodeled in 2007. It is brick and mortar construction with built up flat roofs. Both Towers use a single detection and alarm system, and wet sprinkler suppression system which were installed in 2007.

Singular (built -1959) and Trusler (built-1963) are connected end to end and are of brick and mortar construction with built up flat roofs. The most recent renovation project for both facilities was completed in August 2014. Both are protected by a single detection and alarm system installed in 2000 and a wet sprinkler suppression system which were installed in 2014. There are two trash chutes with sprinkler suppression.

Emporia State University has discontinued the operation of its Family Housing which consisted of 96 apartments in eight separate two-story buildings. The University owns the property but does not house students on the premises any longer. The apartments were officially closed on August 12, 2012. All are of brick and mortar construction and have built-up flat roofs. Four twenty-pound dry powder extinguishers are located in external walkways of each building. Each apartment has an independent hard wired smoke detector and CO detector.

All systems report locally and to Emporia State University Police & Safety. The detection/alarm systems and trash chute sprinklers are inspected and tested annually. All fire extinguishers are checked monthly.

Residence Hall Policy for Fire Emergency

Any emergency call involving fire should be made through the Residential Life staff person on-duty. In cases of emergency, students are instructed to contact one of the following:

1. Police and Safety at 620-341-5337
2. 911
3. A Resident Assistant on the floor
4. The Professional Staff Member on duty

Fire Safety Education

Residents and staff receive fire safety education and training through a variety of methods in the residence halls. Educational methods include, but are not limited to: floor meetings, in-services, fire and evacuation drills, in-hall programs (active and passive), presentations by fire safety experts, electronic and hard copy communication.

Fire Alarms

State law, as well as residence hall policy, requires all students to leave their room and/or public areas and evacuate the building when a fire alarm is sounded. Failure to do so may result in disciplinary and/or legal action. If the fire alarm sounds, take the following action:

1. Wear a coat or blanket and hard-soled shoes.
2. Leave room, take your key and close and lock door.
3. Go to your nearest exit, walking swiftly: do not run or push.
4. Assemble outside of the hall at least 50 feet from the building.
5. Do not return to the building until a university official has given an all-clear signal.

Falsely activating a fire alarm or tampering with alarm equipment is a violation of state and local law. It is viewed as an extremely serious offense and disciplinary action will be taken generally resulting in termination of a housing contract with full cancellation charges as well as the possibility of criminal charges. Unnecessary use or misuse of a fire extinguisher or fire safety equipment will result in disciplinary action and a possible monetary fine. Any student found responsible for starting a fire will be removed from housing immediately.

Candles/Incense/Open Flames/Fireworks/Flammable Liquids Policy

Candles, incense, open flames, fireworks and/or firecrackers; and flammable liquids such as gasoline, kerosene, propane, naphtha or benzene are not permitted at any time in the residence halls.

Electrical Appliances Policy

Students are limited in the type of electrical appliances used in the residence hall rooms. Only items with enclosed heating elements that are UL approved are permitted. These include portable electric hair dryers, portable refrigerators (not to exceed 5 cubic feet), razors, radios, computers, TVs, stereos, air popcorn poppers, coffee makers, crock pots, and microwaves (not to exceed 700 watts). Both the appliance and any cord used in connection with it must have a UL approved label. Power strips, surge protectors, or appliance drop cords should be used for refrigerators, microwaves, computers, and electronic equipment. When using these appliances, care should be taken to ensure that no damage is done to university property. *Amplifiers, toasters, George Foreman-type grills, toaster ovens, hotplates, and sun/halogen lamps or lamps which produce heat sufficient enough to create a fire hazard (250 watts) are not permitted in the residence halls*.

Space heaters are not allowed unless provided by Residential Life staff. Tampering with electrical systems (dimmer switches, circuit breaker boxes, wiring, etc.) is not permitted to ensure the safety of all residents.

Smoking is prohibited in the residence halls and within 30 feet of the building.

Fire Safety Improvements

To ensure the safety of all residents, the Department of Residential Life assesses equipment and system needs on a routine basis. Any improvements in fire safety are determined in cooperation with Residential Life professionals and University Facilities staff.

Fire Log and Statistics

The annual fire log for Residential Life is maintained in the main Residential Life office, 308 South Morse Hall. The fire log for the most recent 60-day period is open to public inspection, upon request, during normal business hours. Any portion of the log that is older than 60 days will be available within two business days of a request for public inspection.

During calendar year 2015 there were not any fires reported within the Residential Complexes.