

# 2010 Emporia State University Annual Security and Fire Safety Report

In compliance with the “Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act” formerly known as the “The Student Right to Know and Campus Security Act” and the Higher Education Reauthorization Act.

This report does not include privileged counseling or medical information from Student Wellness or Student Health 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.

*Emporia State University is committed to maintaining an environment in which students, faculty, staff, and guests can work together free from all forms of harassment, exploitation and intimidation. The University will act as needed to discourage, prevent, correct, and if necessary discipline behavior that violates this standard of conduct.*

The purpose of this report is to provide our faculty, staff, and students with campus safety information including crime statistics and procedures to follow to report a crime. The report is prepared by the Associate Vice President for Student Life and is electronically available at this web site. Requests for printed copies and any questions regarding this report should be directed to the Office of Student Life, telephone 620-341-5267, or e-mail [mbuchele@emporia.edu](mailto:mbuchele@emporia.edu)

## **General Security Information**

Emporia State University enrolls approximately 6000 students and employs 766 full-time and part-time faculty and staff members. Approximately 800 undergraduate students reside in two residence hall complexes on the main campus. A 96-unit apartment complex is also managed by Residential Life and is available to graduate students and students with children.

All students, faculty, staff, and guests should report any criminal activity, accidents, suspicious persons, or emergencies immediately to ESU Police & Safety at 620-341-5337 or by dialing 911. Individuals may also report incidents in person by visiting the ESU Police & Safety office located on the northeast corner of Welch Stadium.

## **Access to Campus Facilities and Residence Halls**

Students, faculty, and employees have access to academic, recreational and administrative facilities on campus during regular hours of operation. The public can attend cultural and recreational events on campus with their access limited only to the facilities in which these events are held.

Access to residence halls is limited to students and their guests according to the guest procedure found in the Residential Life Student Handbook & Policies; and authorized university employees on an “as needed” basis, incorporating strict key control procedures through University Facilities and Hornet card procedures through Residential Life and the University ID Center.

To report any violations of this policy; to report suspicious persons or report criminal activity on campus contact University Police at 620-341-5337 immediately, or one of the offices listed below:

-Emergency off-campus	911
-Student Life	620-341-5267
-Student Wellness	620-341-5222
-Student Health Center	620-341-5222
-Lyon County Crimestoppers	620-342-CARE (2273)
-Residential Life	620-341-5264
-SOS Rape	620-342-1870
-Newman Memorial Hospital	620-343-6800
-Emporia Police Department	620-342-1766
-Lyon County Sheriff’s Department	620-342-5545

### **University Police**

Campus safety and security are coordinated by the university police department, which employs a force of nine full-time armed officers. 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, ESU 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 yearly. University police officers have the same training, authority, and responsibilities as police officers employed by city and county law enforcement agencies across the state.

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 rules and regulations as well as local, state and federal laws.

The investigation of crimes committed on campus falls under the jurisdiction of the University police department.

Allegations of unlawful discrimination based on age, race, color, religion, sex, marital status, national origin, physical handicap or disability, status as a Vietnam veteran or sexual orientation can be reported to the Office of Human Resources, 620-341-5379, Plumb Hall Room 212, the Office of the Associate Vice President for Student Life, 620-341-5267, Plumb Hall Room 205 and/or University Police, 620-341-5337.

### **Relationships with Other Police Departments**

The University police work closely with the 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 apartments occupied by students is monitored by the University police department in cooperation with the city police and Lyon County Sheriff's Department. These agencies may also assist the University police as needed.

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

### **Daily Log**

The University police maintain a daily activity/crime log which 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 university police. 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.

The office of the chief of university police may classify an incident "confidential" to protect the identity of victims/witnesses and/or the integrity of a case. In certain cases, the release of information may jeopardize or hamper investigatory activities.

### **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 the Emporia State University Police & Safety Office with a list of registered offenders who are enrolled or employed at the institution. The list is available at the Police & Safety Office, at the northeast corner of Welch Stadium.

A list of all registered offenders in Kansas is available from the Kansas Bureau of Investigation at [www.emporia.edu/right2know/offenders.html](http://www.emporia.edu/right2know/offenders.html)

### **Campus Facilities and Grounds**

University Facilities maintains campus buildings and grounds with a concern for 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. If you have 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 extension 5331. For emergencies that occur during non business hours, call the university police department at 341-5337.

Efficient brighter LED lighting is being installed throughout campus outdoor areas. This project is scheduled for completion in February 2012.

### **Crime Prevention 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, University police, Student Wellness, the Women's Resource Center, 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 provided on request to students and employees regularly via presentations, posters, brochures, college student newspaper, and other printed materials.

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

### **Crime prevention brochure**

*Staying Safe on Campus* brochures are provided to students living in the residence halls and through the Parking offices 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 ESU Police & Safety. For information on where the emergency blue lights are located, visit <http://www.emporia.edu/police/general.htm>

### **Courtesy Escort Service**

Any student, faculty or staff on or off campus may call the university police for an escort if he or she feels endangered in any way. 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 university police and request an escort.

### **Emergency Messages Delivered**

ESU Police and Safety is open 24 hours a day year-round. 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 341-5337 and report the incident to Police and Safety. All officers have first aid training and will transport individuals with minor injuries.

### **Operation Identification**

The 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 ESU Police & Safety; or individuals can purchase engravers at most hardware or discount stores.

When marking valuables, students are encouraged to use you're their driver's license number with two letter state identifier (KS00000000). Engrave the number on an area that cannot be easily dismantled, and which is not easily seen.

After marking property, make a list of your valuables and keep a copy of the list in a safe place. If you become a burglary victim, you will be able to quickly describe the stolen property from the list.

### **Campus Safety Committee**

The Campus Safety Committee was established in the Spring of 2002 to meet and discuss issues facing the university 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. The primary goal of the survey is to identify areas on campus in need of repair as well as areas where an individual's safety may be at risk.

A report is submitted to administration which addresses concerns noted in the survey.

### **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 to University Police immediately.

To prevent theft and protect personal safety:

- Recognize and become familiar with how to operate the emergency blue-light phones on campus.
- Exercise and walk with a friend.
- Use the most well-lit and direct route 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.

## **Policy Information**

### **Timely Warning Policy**

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 ESU Police and Safety and the Office of Student Life in consultation with the University General Counsel.

If circumstances dictate an urgent campus wide notification, an email stating the event and recommended course of action by individuals will be forwarded to all email addresses on campus. Its subject line will be: **“Urgent Message From Emergency Response Group.”** The message will also be posted to the University’s main webpage [www.emporia.edu/](http://www.emporia.edu/) and the University emergency web site [www.emporia.edu/emergency](http://www.emporia.edu/emergency); will be submitted to the University text messaging vendor for issuance to all individuals who have subscribed to the text messaging plan as specified in the Emporia State University Emergency Operations Plan.

### **Emergency preparedness:**

Under the guidance of the University’s Executive Policy Group and 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 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 Rave Emergency Alerting service for sending timely information to students, faculty, staff, and other members of the campus community via email and mobile phone text messaging. Students, faculty, and staff may subscribe to the

Rave messaging system by logging into their Buzz-In accounts and following the instructions to subscribe.

### **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: <http://www.emporia.edu/acadaff/pdf/EmployeePolicyManual.pdf> section 3Q.01.

ESU 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 ESU, will be responsible for determining and fulfilling all federal, state, and local requirements for their events.

The *Alcohol/Drug Abuse Prevention (ADAP) Program*, facilitated through the Student Wellness Center in 250 Southeast Morse Hall, seeks to support students, faculty, and staff in creating and maintaining a campus environment that encourages and supports healthy lifestyles where the misuse or abuse of alcohol, and the use of tobacco and other drugs has minimal impact on the academic progress of individual students and the learning environment of the campus community.

*The Prime For Life: On Campus Talking About Alcohol* class is eight hours of instruction which meets the requirements for Alcohol Information School required by the courts. Other services provided include tobacco cessation and a resource center which includes both print and non-print materials available for check-out. Information regarding 12-step support groups and community resources is also available. For more information, call 341-5222 or e-mail [ddrake2@emporia.edu](mailto:ddrake2@emporia.edu).

The University police enforce laws regulating underage drinking in violation of local, state and federal law.

### **Drug Policy:**

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. Any officer or employees of the University, including faculty, other unclassified staff, classified staff, and students found to be illegally manufacturing, distributing, dispensing, possessing or using controlled substances at the University shall be subject to criminal prosecution and disciplinary action in accordance with applicable laws and policies of the State of Kansas, the Board of Regents, and Emporia State University.

The University police 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 341-5222, or e-mail [rx@emporia.edu](mailto:rx@emporia.edu). A complete description of alcohol and other drug programs for our campus appears in a publication

"Know Your 3 R's" and is available at the Student Wellness Center, 250 Southeast Morse Hall.

### **Sexual Violence Information**

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.

Emporia State University implemented a sexual assault prevention program entitled *Student Success* prevention program in the fall semester 2008. This on-line program features pre- and post-testing metrics that have demonstrated strong learning outcomes and includes but is not limited to a discussion about rape myths; differences between male and female communication styles; cultural forces—media, language, peer pressure, etc. that contribute to the prevalence of rape; the role of alcohol as the number one date rape drug; 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.

Victims of sexual violence should immediately report an assault to University police at 620-341-5337, or one of the offices listed below:

-Emergency off-campus	911
-Human Resources, Title IX Coordinator	620-341-5379
-Student Life	620-341-5267
-Student Wellness	620-341-5222
-Health Services	620-341-5222
-Lyon County Crimestoppers	620-342-CARE (2273)
-Residential Life	620-341-5264
-SOS Rape	620-342-1870
-Newman Memorial Hospital	620-343-6800
-Emporia Police Department	620-342-1766
-Lyon County Sheriff's Department	620-342-5545

The Emporia State University Title IX Coordinator is Judy Anderson, whose office is 212 Plumb Hall and the email address is [jander21@emoria.edu](mailto:jander21@emoria.edu). Reports of sexual violence will be investigated by the Title IX Coordinator.

Allegations of sexual assault or rape occurring off campus should be immediately reported to the city police or the county sheriff's department. Telephone numbers for these agencies are listed above.

Reporting may help to prevent other assaults from occurring, and 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 confidentiality of all reports, except as necessary and required to investigate the alleged offenses.

University authorities may issue a safety alert to those areas of the university community affected by the crime. Victims may provide information to University Police or local police agencies, and they may choose either criminal prosecution and/or adjudication through the Student Code of Conduct.

Procedures and possible sanctions related to on-campus discipline are discussed in the Student Code of Conduct. Sanctions for violations of the Code range from disciplinary warning to expulsion from the University. The accused and accuser will be informed of the outcome of any institutional proceeding. The Code may be viewed in its entirety at <http://www.emporia.edu/csi/conduct.htm>

#### Steps to follow after an assault:

- Go somewhere safe as soon as possible.
- Do not wash, change clothing, or otherwise "clean up."
- 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 clothes you were wearing at the time of the attack may be collected and kept as evidence.
- Follow-up medical care is crucially important. You may need tests for sexually transmitted diseases and pregnancy.
- No matter when or where the assault occurred, support and referral resources are available to help you.

#### Statement of Victims' Rights

1. Victims have the right to choose counseling and medical treatment, and to prosecute and report their case through the university judicial system and/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 reasonably 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.
6. Victims are entitled to the same support opportunities available to the accused in a campus disciplinary proceeding.

7. If the accused is prohibited from contacting the victim or entering the victim's residence, the victim will be notified that the ban is in effect.
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.

### **Sexual and/or Racial Harrassment**

Emporia State University does not tolerate behavior by administration, faculty, staff, or students which constitutes sexual or racial harassment of other students, faculty, staff, or administrators. The University finds harassing conduct directly opposed to the goals of an academic institution. Whenever a specific report of sexual or racial harassment is received by the Office of Student Life, it will be promptly investigated and when appropriate will be referred to the Office of Human Resources. Corrective action will be taken if deemed necessary.

Conduct will be considered harassment when it interferes with an individual's work and/or academic performance, or when it creates an intimidating, hostile, or offensive work and/or academic environment.

In addition to the work-setting possibilities for discrimination or harassment of staff and students, other possible areas of discrimination concerning students may include housing, employment, organizational membership, university services, evaluation, and recognition.

Any type of retaliation against someone filing a sexual or racial harassment complaint will be treated as an additional violation of the sexual or racial harassment policy.

Students, faculty, staff and administrators at this university who have grievances regarding sexual and/or racial harassment may express them according to established procedures published in University Policy Manual and facilitated by Emporia State University Human Resource office, 211 Plumb Hall.

### **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.

The University police enforce laws regulating weapons in violation of local, state and federal law.

### **SECURITY IN RESIDENCE HALLS AND ESU FAMILY HOUSING**

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. Typically, each residence hall floor also has a Resident Assistant. A Resident Assistant (RA) is an upper-class student who has received extensive training in many different aspects of residence hall living. The CCs and RAs undergo training in 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" CC or for the campus 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.

### **ESU Family Housing**

The 96-unit University operated family housing apartment complex is located 5 blocks east of the ESU campus at 1201 Triplett Drive. One and two-bedroom apartments provide affordable and convenient housing for qualified students. The apartment complex is maintained by a Complex Coordinator, maintenance staff, and student staff. The area is regularly patrolled by ESU Police and Safety.

Any suspicious persons/activity should be reported immediately to ESU Police & Safety at 341-5337.

### **Residence Halls Fire Prevention Information**

Students on the ESU Campus are housed in two separate complexes- Morse Complex and Towers Complex. Fire detection/alarm systems are tied directly to ESU Police & Safety. Residential Life conducts 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 two trash chutes with sprinkler suppression.

The Towers Complex consists of two eight-story towers, connected at the bottom two levels. Singular/Trusler Hall sits beside the Towers and is connected by an enclosed ramp on the second level. The Towers use a single detection and alarm system, and a wet sprinkler suppression system. Singular/Trusler Hall is protected by a single detection and alarm system and utilizes 20 lb. dry chemical extinguishers in all areas and two trash chutes with sprinkler suppression.

The detection/alarm systems and trash chute sprinkler suppression units are tested annually. The dry chemical extinguishers are inspected monthly; and the Towers sprinkler system is 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 to be notified 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 ESU Police and Safety.

Any resident under the age of 18 yrs. 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**

1. If a faculty, staff, or student member at Emporia State University is legitimately concerned a resident may be missing, he/she should notify Residential Life (or Police and Safety if outside normal business hours).
2. In events when a student notifies an Emporia State faculty or staff member other than Residential Life or Police and Safety, that faculty or staff member will notify Residential Life (or Police and Safety if outside normal business hours).
3. Upon receipt of notification, designated Residential Life staff will go to the resident's room and determine if the resident is present. This may include accessing room with master key if resident does not answer to repeated knocking.
4. If resident is present in the room, missing person procedures terminate. If resident is not present in room, Residential Life staff will attempt to establish contact via phone, e-mail, written notice (at room and in mailbox), roommate(s), and additional room checks.
5. If contact is not made within 24 hours, designated Residential Life will notify Police and Safety regarding missing resident and procedures followed. This will lead to completion of an official missing person report. Appropriate Emporia State University staff will be notified at this point.
6. Within 24 hours of the official missing person report being filed:
  - a. Residential Life staff will notify resident's designated missing person contact (if student has designated a missing person contact). If resident is under 18 years of age, Residential Life staff will notify resident's custodial parent or legal guardian.
  - b. Police and Safety will notify 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: University Police and Safety, Associate Vice President for Student Life, 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:

#### **1. Criminal Homicide**

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

**-Negligent Manslaughter-** The killing of another person through gross negligence.

#### **2. Sex Offenses**

**-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.

**-Non-forcible-** unlawful, non-forcible sexual intercourse.

**3. 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.

**4. Aggravated Assault** - An unlawful attack by one person upon another for inflicting severe or aggravated bodily injury. This type of assault is usually 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 and probably would result in serious personal injury if the crime were successfully completed.)

5. **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 felony; breaking and entering with intent to commit a larceny; housebreaking; safe-cracking; and all attempts to commit any of the aforementioned.
6. **Motor Vehicle Theft** - The theft or attempted theft of a motor vehicle. (Classified as motor vehicle theft: all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned, including joyriding.)
7. **Arson** - 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 of another, etc.

**Hate Crimes** – include any of the above crimes, in addition to larceny-theft; simple assault; intimidation; and destruction, damage, or vandalism of property where the victim was intentionally selected because of the perpetrator's bias of race, gender, religion, sexual orientation, ethnicity/national origin, disability.

#### **Arrests & Disciplinary Referrals:**

##### **- 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; and all attempts to commit any of the aforementioned.

##### **- 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, heroine, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non narcotic drugs (barbiturates, Benzedrine).

##### **- Liquor Law Violations**

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

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 ESU's 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 include properties owned or controlled by student organizations officially recognized by the institution and those owned or controlled by the university outside the campus boundaries that appear on the map.

**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 620-342-1766.)

**Arrests & Disciplinary referrals.** A 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 2010.

OFFENSE	ON CAMPUS			**RESIDENTIAL FACILITIES			NONCAMPUS			PUBLIC PROPERTY			TOTAL		
	2008	2009	2010	2008	2009	2010	2008	2009	2010	2008	2009	2010	2008	2009	2010
MURDER/NON-NEGLIGENT	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	1	2	1	0	1	0	0	1	0	0	0	0	1	3	1
SEX OFFENSES, NON-FORCIBLE	0	0	1	0	0	1	0	1	0	0	0	0	0	1	1
ROBBERY	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
BURGLARY	7	9	2	6	6	1	0	2	0	0	0	0	7	11	2
MOTOR VEHICLE THEFT	0	1	0	0	0	0	0	1	0	0	0	0	0	2	0
ARSON	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
LIQUOR LAW ARRESTS	23	16	2	6	3	2	0	1	0	10	28	21	33	45	23
LIQUOR LAW VIOLATIONS REFERRED FOR DISCIPLINARY ACTION	32	32	43	32	32	43	0	0	0	0	0	0	32	32	43
DRUG LAW ARRESTS	2	5	4	2	5	4	1	0	4	5	0	2	8	5	10
DRUG LAW VIOLATIONS REFERRED FOR DISCIPLINARY ACTION	1	0	10	1	0	10	0	0	0	0	0	0	1	0	10
ILLEGAL WEAPONS POSSESSION	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ILLEGAL WEAPONS POSSESSION VIOLATIONS REFERRED	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

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

**2010 Emporia State University**  
**Annual Fire Safety Report**  
In compliance with the Higher Education Reauthorization Act

Students on the ESU Campus are housed in two separate complexes: Morse Complex and Towers Complex. Fire detection/alarm systems are tied directly to ESU Police & Safety, and Residential Life conducts two fire drills during the academic year, one per semester. A 96-unit apartment facility is available off campus to upperclassmen and students with children.

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 are two trash chutes 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 ramp 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. Both are protected by a single detection and alarm system installed in 2000. Twenty pound dry powder extinguishers are located in all areas of Singular/Trusler, and there are two trash chutes with sprinkler suppression.

ESU Family Housing consists of 96 apartments in eight separate two-story buildings. 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 ESU 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 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). *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.*

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.

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.

There were no fires or fire-related incidents in the residential halls in 2010.