



The Jeanne Clery Act ANNUAL SECURITY REPORT 2015

Report based upon statistics and information for the period of:

January 1st 2012 through December 31st 2014



Published in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, by:

Humboldt State University Police Department

1 Harpst Street
Arcata California 95521
Phone: 707-826-5555
Fax: 707-826-4637
Email: hsupd@humboldt.edu

Quick Link to Annual Security Report: http://humboldt.edu/police/Downloads/clery_crime_report.pdf

Table of Contents

The Humboldt State University Police Department	4
Campus Police Authority And Jurisdiction	4
Criminal Activity Monitoring Off-Campus	5
Accurate, Prompt Reporting Of Crimes Strongly Encouraged	6
Reporting Criminal Actions, Suspicious Incidents and/or Emergencies	7
Persons Responsible To Receive/Report Criminal Offenses	7
Special Crime Reporting Procedures For Health Practitioners	8
Confidential And Anonymous Reporting Procedures	9
Timely Warnings	10
Emergency Response And Evacuation	10
Annual Disclosure Of Crime Statistics	13
Notes And Comments About Statistics	14
Security Awareness Programs	15
Crime Prevention Programs	16
Security Of And Access To Campus Facilities	17
Security Considerations Used In Maintenance Of Facilities	19
Alcohol And Drug Policy	20
Campus Drug & Alcohol Programs	20
Weapons Policy	23
Sex Offenses	23
Educational Programs	24
Procedures To Follow If A Sex Offense Occurs	24
Reporting Options To Campus Authorities and/or Law Enforcement	26
Information, Support, and/or Counseling Services Available To Sexual Assault Victims/Survivors	35
University Responsiveness To Make Adjustments In Victim's Academic and/or Living Situations	36

University Policies And Procedures For Disciplinary Action In Cases Of An Alleged Sex Offense	36
Possible University Disciplinary Sanctions Following An Administrative Finding Of Responsibility For Sexual Assault	38
Title IX Reporting	39
Sex Offenders	39
Hate-Motivated Crimes & Incidents	40
Missing Students	41
Availability Of The Fire Safety Report For Campus Housing	43
Campus Map	44
Crime Statistics 2012 Through 2014	45
Appendix	47

THE HUMBOLDT STATE UNIVERSITY POLICE DEPARTMENT

As a recognized California Law Enforcement agency, the Humboldt State University Police Department (HSUPD) has full law enforcement powers and performs all law enforcement responsibilities for the Humboldt State University community 24 hours a day, 365 days a year. HSUPD meets all training requirements mandated by the California Commission on Peace Officers Standards and Training (POST) as well as training designed to meet the needs of the university community. As state peace officers, their police authority extends throughout the state, including concurrent jurisdiction with the Arcata Police Department on the adjacent streets and surrounding community.

The professionally trained staff operates a 9-1-1 Public Safety Answering Point (PSAP) dispatch center; responds to emergency calls; protects life and property; and oversees crime prevention, multi-hazard emergency management, general community-oriented patrol and security. Duties also include proactive law enforcement, criminal and traffic investigation, safety escorts of persons and persons carrying valuables, reporting of safety hazards, assistance to motorists, and assistance to other law enforcement agencies and social service agencies.

Additionally, HSUPD administers LiveScan fingerprinting services; participates in public safety education programs; and supports Residence Hall presentations, Campus Emergency Response Teams (CERT), building security programs, Building Evacuation Teams, crime prevention and alert notices, drug awareness training, Women's Self Defense and property identification.

Mission Statement

The University Police Department is a team committed to providing professional, service-oriented law enforcement, parking/commuter services, and emergency management to the campus community.

All personnel are proactive, accessible and accountable representatives of f Humboldt State University, as well as active partners with local agencies serving the North Coast. We are leaders in creating a safe campus, promoting student success, and educating individuals to be responsible members of society.

CAMPUS POLICE AUTHORITY AND JURISDICTION

Authority as Campus Staff Members: The peace officers of the Humboldt State University Police Department are designated staff members within the Administrative Affairs Division of the University. As such, they have the authority to respond to and investigate possible violations of the Student Code of Conduct, Housing Rules,

and other University rules and regulations. Officers regularly prepare Incident Memorandums to Housing and Student Affairs Judicial personnel documenting evidence of non-criminal policy violations, and of criminal acts. These violations can result in discipline.

Statewide Authority to Arrest: The peace officers of the Humboldt State University Police Department, as appointed pursuant to § 89560 of the California Educational Code, have the authority to enforce the law anywhere in the state in accordance with California Penal Code § 830.2(C) and contemporary court opinions. This authority includes the power to make arrests on or off campus anywhere in the State of California.

Primary Jurisdiction: As per Penal Code § 830.2(C) and § 89560 of the California Educational Code, the primary duty of Humboldt State University Police Officers shall be the enforcement of the law on the main campus and in an area within one mile of the exterior boundaries of the main campus, and also in or about other grounds or properties owned, operated, or controlled by the California State University. The one-mile area around the campus encompasses much of the City of Arcata including downtown and the Plaza.

Generalist Philosophy: The University Police Department assumes primary investigative responsibility for all crimes reported to have taken place upon the University main campus and other University properties. In the event that a serious crime or ongoing pattern of crime requires additional resources, the University Police Department will call on Arcata PD, other local agencies, other California State Universities, and other state and federal agencies for assistance as needed.

Local Relationships and Agreements: HSUPD has positive working relationships and written operational agreements with state and local police departments. HSUPD assists Arcata PD nearly every day, often during incidents where students are present. HSUPD maintains contact with other local agencies through radio monitoring, electronic and voice communication, and regular inter-agency meetings. Arcata PD and HSUPD have an operational agreement delineating responsibilities and jurisdictional understanding published in accordance with California Education Code § 67381 (the Kristin Smart Campus Safety Act of 1998). A copy of this will be made available upon request.

CRIMINAL ACTIVITY MONITORING OFF-CAMPUS

Coordination and Communication with Arcata PD: When a Humboldt State University student is involved in an off-campus offense, HSUPD officers may assist with the initial response and/or the follow-up investigation. On occasion, especially in on-view crimes or limited Arcata PD availability, HSUPD officers may handle the entire

case from beginning to end. Arcata PD officers routinely work and communicate with HSUPD officers regarding any serious crimes/incidents occurring on-campus or in the neighborhoods and business districts within a one-mile radius of the campus.

Policy Code of Conduct Violations Between University Community Members: All members of the campus community, including students, staff, and faculty, may be held accountable by virtue of the various sets of regulations that govern behavior. Policy violations between students, staff, and/or faculty may be investigated on or off campus and discipline may follow. All persons associated with the campus are responsible for adhering to campus-wide regulations regarding conduct, CSU regulations regarding conduct, as well as local, state and federal laws. Violations are subject to disciplinary proceedings through the Office of Student Rights and Responsibilities. Sanctions may include: expulsion, suspension, probation, and removal from the Residence Halls or any University-sponsored program such as athletics or student government, and/or termination from employment. A preponderance of proof is the level of evidence required to impart sanctions for conduct violations.

No Off-campus Housing or Student Organization Facilities Recognized: Humboldt State University does not operate any off-campus housing and recognizes no off-campus Greek community housing or other student organization facilities.

Humboldt State University does operate a number of facilities off-campus:

- First Street Art Gallery (Eureka)
- Humboldt Bay Aquatic Center (Eureka)
- Research Vessel Coral Sea (Docked in Eureka)
- Observatory (Fickle Hill Road)
- Marine Laboratory (Trinidad)

Criminal Activity is monitored at each of these off-campus locations.

ACCURATE, PROMPT REPORTING OF CRIMES STRONGLY ENCOURAGED

As per federal law, the timely and accurate reporting of crimes is of paramount importance to maintain a safe campus environment conducive to personal safety and academic success. All community members, visitors, students, faculty, staff, and guests are strongly encouraged to report all crimes and public safety-related

incidents to the Humboldt State University Police Department (HSUPD) in a timely manner. More information regarding confidential reporting, anonymous reporting, and specific emergency situations and how to report them is located elsewhere in this report. Dispatchers trained in accordance with California's Peace Officers Standards and Training (POST) are at the Department 24 hours a day to handle calls for service. Crimes should be reported to HSUPD not only to ensure effective investigation and increase the chances of an arrest, but also to facilitate "timely warnings" and/or *Crime Alerts* for the rest of the campus community, and to ensure inclusion in the *Annual Security Report*.

REPORTING CRIMINAL ACTIONS, SUSPICIOUS INCIDENTS AND/OR EMERGENCIES

If a crime, suspicious incident, or security problem is observed, all persons, including students and employees, are encouraged and requested to report the information to University Police by dialing 9-1-1 from any phone. All persons are encouraged to contact any campus official to seek their assistance in reporting crimes, suspicious incidents or security problems. For non-emergency or business calls, dial extension 5555 from any campus phone or 707-826-5555 from off-campus. Call 9-1-1 for police, fire or medical emergencies. The HSUPD dispatch center receives cell phone 9-1-1 calls directly from most wireless carriers and continues to work with other carriers to bring them into compliance with the state regulations. Certain areas of campus will route directly to the UPD while others may still be answered by the California Highway Patrol or Arcata Police Department.

The Humboldt State University Police Department is responsible for receiving reports, documenting, follow-up investigation, and resolution of any criminal incident that occurs at the University. Crimes committed in or on off-campus buildings owned or controlled by Humboldt State University (satellite properties) are generally reported to the police agency of jurisdiction where the building or property is located. The University Police Department may be requested to assist or take the lead in the investigation of such incidents as appropriate and/or indicted by interagency agreements.

PERSONS RESPONSIBLE TO RECEIVE/REPORT CRIMINAL OFFENSES

Students, staff, faculty (and others) on campus who receives information of a crime, shall immediately report that information to the University Police Department. In the event that the crime is occurring now, 9-1-1 should be called immediately to make a report. A report may also be reported to a designated "campus security authority". A "**campus security authority**" is defined as:

- A campus police department or a campus security department of an institution

- Any individual or individuals who have responsibility for campus security but who do not constitute a campus police department or a campus security department under paragraph (1) of this definition, such as an individual who is responsible for monitoring entrance into an institutional property
- Any individual or organization specified in an institution’s statement of campus security policy as an individual or organization to which students and employees should report criminal offenses
- An official of an institution who has significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline, and campus judicial proceedings. An official is defined as any person who has the authority and the duty to take action or respond to particular issues on behalf of the institution.

The following, but not limited to, have been identified as “**campus security authorities**”, and as such, are required to receive crime reports from students and others. They also report crime, suspicious incidents or security problems to the University Police: President, Vice Presidents, Provost, Department Heads, Housing Staff including Community Advocates and Residence Life Coordinators, Student Health Staff, Athletic Coaches, Student Affairs, Directors, Co-directors, Coordinators, Faculty Advisors, Deans of Students, Club Advisors, Deans, Managers and Ombudspersons.

In order that they might provide appropriate services without an obligation to report crimes they might have learned about, Professional and Pastoral counselors are exceptions to the above list. To be exempt, however, they must be acting in the role of pastor or professional counselor. Humboldt State University students and staff do have access to professional counseling services on-campus through the Student Health Center. Professionals in the Student Health Center receive training concerning crime reporting. Humboldt State University does not have pastoral counseling services.

SPECIAL CRIME REPORTING PROCEDURES FOR HEALTH PRACTITIONERS

California Penal Code 11160 requires that health practitioners, including the physicians at Humboldt State’s Health Center, must immediately make a report to local law enforcement if in their professional capacity or within the scope of employment, they provide medical services for patients with certain medical conditions such as firearm wounds and injuries caused by assault or abuse. The health practitioner’s report must be received and officially documented in some fashion by local law enforcement.

Although the report must be made by the health practitioner, the patient generally retains the authority to

decide to what degree they wish to cooperate, explain the circumstances to the police, and to express their wishes as to how far they would like law enforcement to document/investigate the situation.

Further details about the victim's different reporting options can be found in the sections on "*Sex Offenses*" that follow. In many cases, a patient who is the victim of a violent crime may seek confidentiality so that their name is not released to the public.

The victim may also be offered counseling and support services from the University's Counseling Department, and/or from private professionals such as representatives of the North Coast Rape Crisis Team.

CONFIDENTIAL AND ANONYMOUS REPORTING PROCEDURES

Confidential Reporting Procedures: If you are the victim of a crime and do not want to pursue formal action within the University administrative judicial system or in the state criminal justice system, you may still want to consider contacting HSUPD and making a confidential report. (NOTE: Certain specified crimes, including those related to domestic violence and child abuse, cannot be guaranteed completely confidential treatment, because state law mandates that the police investigate them and take required action.) With your permission, a sworn officer of the Humboldt State University Police Department can prepare and file a report including a narrative with the details of the incident, without revealing your identity. A confidential report may enhance your safety and others. With such information, the University can keep an accurate record of the number of incidents involving students, determine where there is a pattern of crimes with regard to a particular location, method, or suspect/assailant, and alert the campus community to potential danger with timely "*Crime Alert*" messages and other communications. Credible allegation of crime reports filed in this manner are counted and disclosed in the annual crime statistics for Humboldt State University.

Anonymous Reports and Tips: Anonymous reports or tips can be made electronically at the Anonymous Tips link at http://humboldt.edu/police/programs/anonymous_tip.php, via US Mail to HSUPD, 1 Harpst St, Arcata, CA 95521, via email from the HSUPD Website or directly to hsupd@humboldt.edu, verbally or in writing through any campus official, via an on-campus phone call to 9-1-1 or to the HSUPD business line at 707-826-5555.

Anonymous reports of crime are evaluated individually for location, detail, and veracity prior to being included in the *Annual Security Report*. Anonymous reports for in progress emergencies should be made directly to the University Police Department by calling 9-1-1.

TIMELY WARNINGS

On occasion, an event or reported crime may arise on campus that may trigger a timely warning. On a case-by-case basis the Chief of University Police, in consultation with the Vice President of Administration and Finance, and the Vice President of Student Affairs, will determine the need for a timely warning. When a report is received by a Campus Security Authority AND the crime was reported to have occurred on HSU property specified in the Clery Act AND the crime is considered to be an “ongoing threat” to the safety of students and employees, a campus-wide timely warning may be issued. This timely warning is usually titled a “**Crime Alert**”, however, occasionally “**Safety Alerts**” may be issued (e.g., mountain lion sightings). UPD, with support from campus administration, Marketing and Communications and other departments, will utilize a variety of methods for distribution which include paper notices posted in prominent locations, electronic delivery via web pages, and through media releases. These timely warnings will be issued in a prompt manner, appropriate for the circumstances, without delay.

EMERGENCY RESPONSE AND EVACUATION

Upon receiving information that a significant emergency or dangerous condition exists that involves an immediate threat to the health or safety of students or employees on the campus, HSU will, without delay, take reasonable steps to confirm the information, and taking into account the safety of the community, initiate an emergency alert and notification to the campus community.

HSU shall determine the type of alert and the content and delivery methods of the notification message(s). The alert and notification will be issued in a timely manner, unless issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency. More than one method should be used to alert and/or inform the desired segment(s) of the community. Depending on the type of emergency these methods can include Emergency Public Address System, text messaging, campus wide e-mail, HSU website notices, signage, other methods available and practical for the type of event.

If an evacuation appears to be a reasonable action to mitigate the threat, then the evacuation shall be ordered and initiated. Building evacuation plans are posted in campus buildings and described online. HSU employees should assist in evacuation consistent with their training and responsibility and HSU’s emergency management plans and procedures.

In the event that a significant emergency exists that does not appear to involve an immediate health or safety threat (e.g., one structure fire with all occupants safely evacuated), then HSU will not proactively alert the entire campus, but will ensure that information about the event can be located by interested parties online and on a recorded phone message (826-INFO).

HSU assumes that strong shaking from a major local earthquake that is felt by everyone on campus serves as a very effective emergency “alert”, and HSU will not automatically issue a notification message simply because of an earthquake. Earthquake damage, utility interruptions, and injuries could also impair HSU’s ability to issue timely alerts and notifications.

Emergency Confirmation, Evacuation Authority, and Alert/Notification Procedure

Upon the initial report of a significant emergency or dangerous situation, UPD must be immediately notified.

The UPD Watch Commander is the initial campus authority that determines:

- The location, type, and extent of apparent danger or significant emergency; and
- If there appears to be an immediate threat to the health or safety of anyone on campus.

When time allows, the Watch Commander may gather more information and/or may consult with trained/experienced personnel. If an evacuation appears to be a reasonable action to mitigate the apparent danger or threat, it may be immediately ordered by the Watch Commander, who has authority to initiate evacuation of an individual facility, multiple buildings, or of the entire campus.

The Watch Commander, Incident Commander, or EOC Director is responsible for:

- Classifying the emergency,
- Determining the appropriate segment(s) of the community for additional evacuation and/or emergency alert and notification;
- The alert communication method(s) and the approval of content of the notification message.

This process may include consultation with others. As soon as time reasonably allows, notification must be made to HSU’s divisions and President.

Alert/Notification Responsibilities and Methods

HSU Police Dispatch:

- Activate audible alert tones, strobe lights, and/or emergency public address *
- Update message on 826-INFO recorded phone line (if not handled by the Emergency Management Coordinator or Marketing & Communications)

HSU Marketing & Communications:

- Post information on HSU Emergency Conditions webpage
- Post alert/notification on HSU homepage
- Initiate RSS feed (Really Simple Syndication) to online subscribers
- Initiate social networking messaging (e.g., Facebook)
- Ensure KHSU 90.5 FM is alerted and has access to material to broadcast
- Create and issue news releases to local media
- Update message on 826-INFO recorded phone line (if not handled by HSU Police)

Emergency Management Staff:

- Initiate cellular phone text message to subscribers of HSU emergency text messaging
- Send emergency email message to campus community (as assigned)

HSU Facilities Management:

- Deploy "*Campus Closed – Emergency*" sandwich boards around campus

HSU Emergency Operations Center:

- Utilize administrative emergency "EOC Gold" radios to update on-duty administrators who can forward information to others

Segments of the larger community may be notified by the following units as appropriate:

- HSU Police may notify Arcata Fire; Arcata Police; City of Arcata; County Sheriff; CSU officials; CalFire statewide duty officer (for fire or explosion on campus).
- HSU Marketing & Communications may notify local media; CSU Public Affairs; CSU-Hosted Emergency Website (If HSU website goes down).
- HSU President's Office may notify the Chancellor.
- HSU's alert and notification system shall be tested at least once in the fall and the spring. Tests will

be announced in advance, and publicized via advertisement in the student newspaper, radio announcements, sandwich boards, and posted on-line. Tests shall be coordinated and documented by the Emergency Management unit of Risk Management and Safety Services. Feedback from the campus community will be collected electronically, and an After-Action report shall be created and filed for each test of the system.

ANNUAL DISCLOSURE OF CRIME STATISTICS

The University Police Department prepares this report to comply with the Clery Act. The full text of this report can be located on our web site at http://humboldt.edu/police/Downloads/clery_crime_report.pdf. You will also be able to connect to our site via the HSU Home page at www.humboldt.edu. This report is prepared in cooperation with the local law enforcement agencies surrounding our main campus and satellite facilities, Housing and Residence Life, the Office of Student Rights and Responsibilities, and the Divisions of Student Affairs, Academic Affairs, and Administration and Finance. Each entity provides HSUPD with information on allegations of crime received, referrals for student discipline for violations of the law, and their educational efforts and programs to comply with the Act. Humboldt State does not have any off or on campus fraternity or sorority houses.

Arrests, allegations of crime on and around the main campus, and statistics for satellite properties include those reported to the University Police Department, to applicable local law enforcement agencies, and to designated campus officials defined as “campus security authorities” (refer section on “*Persons responsible to receive/report criminal offenses*” earlier in this report.) Some statistics, especially disciplinary referrals for law violations, are difficult to compare accurately from campus to campus because criminal laws differ at many universities.

The ***Annual Security and Fire Safety Reports*** are published by **October 1 for the previous calendar year**, and made available for free to the public via the HSUPD webpage and through copies at the University Police Department, 1 Harpst St., Arcata CA 95521, or by calling 707-826-5555. All prospective employees may obtain a copy from Human Resources in Siemens Hall Room #211 or by calling 707 826- 3626. The web site address (URL) is attached to employment application information packets, and also listed in the HSU catalog. Prospective students will also be provided a copy of the report upon request.

Informational messages regarding the availability of the annual report are printed on employee paycheck stubs,

in semester class schedules, in University publications, and in a special individual email notice sent to all currently enrolled students (including those attending less than full time and those not enrolled in Title IV programs or course).

NOTES AND COMMENTS ABOUT STATISTICS

Different Statistical Reports Required by Law and Policy: As a recognized California Law Enforcement agency and part of the California State University, the Humboldt State University Police Department is required to report crimes (1) to the federal *Department of Justice* on a monthly basis; additional statistics for crimes, arrests, property loss and recovery are reported annually to (2) the *California State University Chancellor's Office*; the Campus Security Act requires the submittal of a (3) report for the *Department of Education Annual Statistics*; and finally, the (4) "*Humboldt State University Annual Security Report*" is published each fall to comply with the Clery Act.

Clery Act Report Reflects Allegations of Certain Crimes, Not Fully-Substantiated Crime Investigations: The nature of the Clery Act regulations demands that the University Police Department document and report all allegations of certain crimes regardless of whether or not there is evidence or an investigation that substantiates all the elements of the specific crime(s) under California law that would be required for prosecution. Even some confidential reports without any identified suspect or information to confirm the victim's allegation may be included as reported crimes in this report. The only crime allegations that may be excluded from reporting are those that police investigation shows to be false or baseless.

Statistics Can Vary Between Reports: Caution should be used in comparing one type of report to another inasmuch as each report asks for different statistics. However, in the university environment of information and awareness, the crime allegation information reported will enable our campus community to be safety conscious. These statistics are available to students, staff, faculty, and prospective members of our university community. The data is inclusive of crimes that were reported within the past three years on-campus, off-campus and on public property surrounding campus jurisdiction.

Clery Act Reports Can Be Difficult to Compare Between Campuses: There are numerous problems with making campus-to-campus comparisons, including but not limited to: the community where a campus is located, the relative size of each campus, the number and type of satellite properties, the number of students residing on each campus, the type and size of any off-campus University housing or Greek communities, the presence or

absence of proactive police personnel on the campus, the nature of the university/college and police data entry/storage/retrieval systems, and diligent referral and reporting processes. What might be reported and documented on one campus may not be on another campus. Also, it is important to note that on some campuses, there are specific law violations for such offenses as illegal weapons and open containers of alcohol that will result in arrests or documented disciplinary referrals, while other campuses without such laws will not have reportable statistics for the same conduct.

SECURITY AWARENESS PROGRAMS

During freshman and transfer orientation prior to the start of each semester, the Chief of Police or his/her designee presents information regarding security awareness and safety issues to incoming students (and their families) in a panel, at a campus service fair with tabling information, and through the “Health & Safety” program, mentioned below.

Early in the academic semester, resident Community Advocates (CA’s) facilitate special floor meetings in the residence halls where discussions are facilitated regarding safe behavior and security of the residence halls. Emphasis is placed on locking exterior doors and discouraging strangers from entering residence halls.

At the start of some athletic team seasons, officers of the University Police Department present a structured lecture to incoming athletes regarding appropriate, lawful behavior, and encouraging members of the team to watch out for one another.

At least once each academic year, the Chief of Police or his/her designee presents safety and security information to new faculty members. A similar presentation is given to new University staff employees several times a year.

Periodically, upon request, special safety presentations are given to subgroups of employees by the Chief of Police or his/her designee, such as emergency/disaster procedures, security reminders to Housing staff, night time safety tips for campus custodial staff, or “active shooter” instruction given to an academic department.

ResLife Handbook

Part of the mission in Residence Life is to maintain a safe environment within the residential community. Therefore, there are policies and procedures listed in the ResLife Handbook that enable us to help maintain safety and security. All community members play a part, including staff, guest and residents. If someone does

not feel safe in the residence halls, be sure to contact a Residence Life staff member (such as an on-duty CA or your RLC) or the University Police Department (UPD) for assistance.

Campus Health & Safety Program

A special freshman education program is presented prior to the start of a semester, tailored to new students to prepare them for safe, healthy, positive experiences and choices in situations involving parties, alcohol, drugs, and sexual situations. This program discourages dangerous and criminal behavior, unwelcome sexual acts, etc. and includes emphasis on buddy system in party settings, respecting one another and diversity.

This program is presented through the Humboldt Orientation Program (HOP) and HSU Clubs & Activities. Contact HOP at 707-826-3510. A similar program is presented to transfer students in an on-line model through the Humboldt Online Orientation Program (HOOP).

Women's Self-Defense Class

Several times per year, the Humboldt State University Police Department, in partnership with Student Affairs, sponsors a 3-hour intensive women's self-defense class. It is a fast-paced class, focused primarily on physical defense techniques. It's open to students, staff, and faculty. And it's free!

CHECK IT Project

CHECK IT is a student led project and growing movement on campus. It's about rejecting our culture's passive acceptance of harm and making it a norm to CHECK IT (intervene) if we see an absence of consent or a high-risk situation where someone may be hurt. CHECK IT is about making clear to those who commit acts of violence (specifically sexual assault, dating violence, stalking) that it is not acceptable and we are not going to put up with it in our community. CHECK IT is about strategizing as a community different ways we can take action when we see potential moments of violence or harm happening around us so that in those moments we have the tools to do something instead of nothing. CHECK IT is about creating a campus culture that's more rooted within a sense of community where we all look out for one another and have each other's backs.

CRIME PREVENTION PROGRAMS

As part of the regular police services provided daily, University Police also offers a number of other programs for assistance and crime prevention, such as temporary loaning of engravers for students, faculty and staff to engrave personal identification onto their valuables such as laptop computers, calculators, or other electronic

devices. Additionally, officers or Parking Compliance Officers provide motorist assistance for vehicle lockouts and jumpstarts on campus, and HSU PD officers provide safety escorts across the campus whenever needed.

The University Police website offers an Anonymous Tip page for public use as well (refer section on “*Confidential and Anonymous Reporting Procedures*” earlier in this report.)

When time is of the essence, information is released to the University community through timely-warning “*Crime Alerts*” posted prominently throughout campus, through the Department of Public Affairs and media releases, via the campus conditions recording (707-826-INFO).

Periodically, upon request, HSUPD staff may organize and facilitate special crime prevention programs on a contemporary topic, such as sexual assaults, preventing bike theft, active shooter safety tips, etc.

HSUPD participates in an “Adopt a Residence Hall” program where officers meet with Residence Life Coordinators and Community Advocates to promote safety and awareness programs, engage with students in a non-enforcement setting to have informal discussions regarding residence life and safety. UPD officers also coordinate a “Keg Check” program where designated officers check keg distributors for kegs being rented by students. The officer contacts the students and provides educational material regarding alcohol awareness and consequences of over drinking. Officers follow up with the Arcata Police Department regarding incidents involving students with alcohol and other drugs.

Additionally, crime prevention information and materials are distributed through the HSUPD website, via literature racks, and at public club and activities fairs at least twice each year. Some of these materials include crime prevention tips on Identity Theft, Domestic Violence, Sexual Abuse, child abduction and underage drinking.

SECURITY OF AND ACCESS TO CAMPUS FACILITIES

Boundary Security, Staff Reporting, and Patrols: The campus entrances are marked with signs and monuments to identify to visitors that they have entered campus. Police and Parking personnel patrol the campus in uniform in marked police vehicles, on bike, and foot. All personnel of the University Police Department, including 24-hour armed uniformed California peace officers, other full-time staff, and student employees, use cell phones, campus phones, and police radios to call in crimes, security problems and emergency situations as they are discovered. Other staff members do the same, including but not limited to: Student Affairs staff and student employees; Housing custodial, maintenance, residential, and professional staff; and Plant Operations

custodians, maintenance mechanics, and other staff. Arcata Police and Parking personnel regularly traverse the campus on patrols and take on-view action or notify University Police of security problems or suspicious/criminal activity. Arcata Police personnel assist HSUPD promptly upon request.

On-site Police Department: The University Police Department is located on the ground floor of the Student and Business Services Building in the center of campus at Harpst and Rossow Streets. The Department is marked with signs, and is open 24 hours a day as an area of relative safety and refuge. The department is staffed on-site by a trained professional 9-1-1 dispatcher who can personally communicate with a walk-up customer or others who may choose to contact the department by phone.

Telephone Access to HSUPD: There 63 courtesy phones and 69 public assistance “Blue Light” phones (exterior phones and call boxes, which are illuminated at night by blue lights) on campus. These assistance phones have direct-dial emergency access to HSUPD, many with the push of a large red button marked “HELP”. Any member of the community may also call the University Police at ext. 5555 from any campus assistance phone (off campus, 707-826-5555) for an on-campus “Safety Escort”. Police Department staff may provide the escort while on foot, bike, or vehicle patrol.

Security Alarms and Cameras: Many offices, labs, computer rooms, some residences, and other areas of campus have burglary and/or panic alarms that are monitored at the University Police Department. Several public locations on campus have security cameras that serve to deter crime; although they are not continually monitored in real time, the images from these are recorded and can be reviewed by authorities should a need arise.

Residence Hall Security: Entry into University residence halls is controlled and monitored on a 24- hour basis through a combination of card-key security systems, alarms and on-duty Residence Life personnel. Exterior doors automatically lock. Some common areas and the largest, freshman-oriented residence halls also have security cameras. The Housing office employs evening “Walk-Arounds” equipped with radios and flashlights to check the security of residence halls at night, closing and locking doors. Since campus residence halls are locked 24 hours a day, residents, with identification, can request access if locked out. Staff and residents are responsible for securing the facilities and closing any open doors. A professional staff member is always on call and responds to crimes and emergencies around the clock. UPD is also available 24 hours a day and may be pro-actively present in the halls at any time, or may be requested to respond by housing staff.

Campus Building Security: Campus buildings other than residence halls are maintained by Plant Operations and patrolled by the sworn police officers and HSUPD Student Assistants assigned to door-opening duties. Custodians work late evening and occasional early morning hours and report suspicious or criminal activity directly to HSUPD via radio or phone.

Access to Campus Buildings: Most campus buildings and facilities are accessible to students, employees, guests and visitors during normal business hours Monday through Friday and for limited designated hours during special events. After-hours, access to all facilities is by key or electronic key card. Building coordinators and individual departments should be contacted for after-hours access.

Campus Building Closing Schedule and After-Hours Access: All buildings should be secured by 12:00 AM weekdays and weekends except under special circumstances. Custodial staff, officers and part-time student staff may be responsible for locking or unlocking most campus buildings at the proper times at the direction of the building coordinators. It is recognized that there will be some need for after-hour/weekend access to buildings. After hours a faculty or staff I.D. is required. Students working in the building after hours are required to have in their possession a student pass (authorized by building coordinators), together with photo identification. Holiday access scheduling is treated as weekend access. Facility room reservation questions should be directed to the University Center Room Reservations at 707-826-4414.

SECURITY CONSIDERATIONS USED IN MAINTENANCE OF FACILITIES

Residence Hall Community: Residence hall maintenance, including lighting, grounds keeping, windows/doors/locks, is directed through the Housing Office, 707-826-3451. Problems are reported by student residents, resident staff, professional staff, custodians, groundskeepers, walk around security, and maintenance employees.

Campus Buildings and Grounds: Campus buildings and grounds maintenance is directed through Plant Operations, 707-826-3646. Problems are reported by visitors, students, faculty, staff, custodians, groundskeepers, maintenance employees, police, and parking personnel. Employees of the Police Department periodically test emergency assistance phones, identify safety and security needs such as overgrown shrubbery and streetlamps being out, and notify Plant Operations via a Work Request Form emailed or faxed to Plant Operations 24 hours a day. Periodic crime prevention surveys are conducted when a crime trend occurs or upon the physical changes of office space and equipment when requested by an administrator.

ALCOHOL AND OTHER DRUG POLICY

The faculty, staff and administration of Humboldt State University are dedicated to creating an environment that allows students to achieve their educational goals. Humboldt State University believes that awareness through education is necessary to promote a healthy lifestyle for our campus, and that every member of the campus community should be encouraged to assume responsibility for his/her behavior. Humboldt State University subscribes to a drug-free campus and workplace (Drug Free Workplace Act, 1988; Drug-Free Schools and Communities Act Amendment, 1989, PL101-226). Manufacture, sale, distribution, dispensation, possession, or use of alcohol and controlled substances by university students and employees on university property, at official university functions, or on university business is prohibited except as permitted by law, university policy, and campus regulations. Students, faculty and staff violating these policies are subject to disciplinary action which may include expulsion or termination of employment and may be referred for criminal prosecution and/or required to participate in appropriate treatment programs.

The current complete policy regarding use of alcoholic beverages can be found in the University Policy, Executive Memoranda Number: EM: P11-01, Comprehensive University Policy Regarding Use of Alcoholic Beverages on the HSU Policies webpage or directly at: <http://www.humboldt.edu/policy/>

Any questions related to this policy should be addressed to the University President or her designee, as outlined in the Legal Requirements section. Any revision of this policy shall be proposed to the President.

CAMPUS ALCOHOL AND OTHER DRUG PROGRAMS

A key element of alcohol and drug abuse prevention is students working with other students to create healthy norms of behavior on campus. Through the Health Education and Promotion Program in the Recreation and Wellness Center, students can become involved in bringing vital health outreach and leadership in a variety of health topics (including substance use) to the campus community. Contact the University Health Educator at 707-826-5234 for more information. Many self-help groups meet both on campus and in the community. Alcoholics Anonymous and Narcotics Anonymous meet on the HSU campus each week. Check the bulletin board outside the Health Educator's office at the Rec and Wellness Center or at the Counseling Center on the second floor of the Health Center for exact name, places, and times. There are many community resources (public, private nonprofit and private for profit) available.

Housing Assistance to Resident Students: Housing/Residential Life Staff are available to identify, informally counsel, support, and make referrals for students suffering from drug/alcohol abuse issues. These interventions may include referral to on or off-campus professionals, group support, and/or directions to participate in on-line intervention programs.

On-Line Intervention Tools: Students experiencing difficulty with alcohol and other drug use issues may be directed or referred to professional on-line study and educational tools with which to better understand the risks and ramifications of their choices, resulting in healthier behavior and student success. More information on these programs is available from Residential Life, 707-826-3451, the Health Educator, 707- 826-5234. Some on line resources are:

<http://www.everfi.com/alcoholedu-for-college> , <http://web.3rdmilclassrooms.com/courses/college/alcohol-wise> and <http://www.alcoholscreening.org>

Employee Assistance Program (EAP): Whether the source of the problem is psychological, chemical, marital, family, or workplace related, this service puts an employee or their dependents in touch with a skilled counselor who has training and experience in helping people. At no cost, a counselor will assist in defining and recognizing a problem. The counselor will offer two, one-hour sessions of brief counseling and refer you to the appropriate agency or therapist if further help is necessary. This may range from a no-cost support group to private counseling. When assistance is requested, no information is reported to supervisors, deans, chairs, or the Human Resources Department. To ensure confidentiality this service is provided by Humboldt Family Service Center. They can be contacted at 707-443-7358.

Additional assistance resources include:

On-campus

Counseling & Psychological Services	707-826-3236
Student Health Center	707-826-3146
Rec & Wellness Center	707-826-5234

Off Campus

AA (Alcoholics Anonymous)	Toll Free	844-442-0711
Alcohol/Drug Care Services (DETOX)		707-445-3869
Alcoholics & Narcotics 24 Hr. Help Line		888-206-7272
American Cancer Society		707-442-1436
Crossroads Residential Program		707-445-0869
Dual Recovery Anonymous		707-445-6250
Eureka Community Health Center		707-441-1624
Health Dept./Tobacco Education		707-268-2132
Health Dept./HIV-AIDS Testing		707-268-2109
Healthy Moms		707-441-5220
Hoopa Tribal Alcohol Program		530-625-4236 Ext 14
Humboldt Alcohol/AI-Anon/AI-Teen/Adult Children of Alcoholics (ACA)		707-443-1419
Humboldt Co Alcohol/Other Drug Programs		707-476-4054, Garberville 707-923-2729
Humboldt Alcohol Recovery Treatment (HART) Fortuna Community Services		707-725-9381
Humboldt County Crisis Services		707-445-7715
Humboldt Domestic Violence Services		707-443-6042, 24 Hour
Humboldt Family Services Center		707-443-7358
Humboldt Recovery Center		707-443-4237

Mothers Against Drunk Driving (MADD)	707-443-5072
Narcotics Anonymous (NA)	707-444-8645
Open-Door Clinic Smoking Cessation	707-826-8610
Redwood Rural Health Center-Garberville St.	707-923-2783
Joseph Hospital	
Family Recovery Services	707-445-9251
Singing Trees Recovery Center	707-247-3495 OR 707-247-3334
United Indian Health Services	707-825-5060

WEAPONS POLICY

Any person who brings or possesses a firearm on the grounds of the university, without the prior written permission of the Chief of University Police, or as otherwise provided by law, is in violation of state law (California Penal Code, Section 626.9), and university regulations, and is punishable by imprisonment, university disciplinary action, or both.

SEX OFFENSES

Humboldt State University is committed to maintaining an environment free from sexual harassment and sexual assault. Sexual harassment and sexual assault will not be tolerated by the University. They subvert the mission of the University and threaten the careers, educational experience, and well-being of students, faculty, and staff. Sexual harassment interferes with a student's educational performance or an employee's work and creates an atmosphere of intimidation, low morale and hostility that the University cannot permit. Sexual harassment and sexual assault also can cause long term damage to the life and health of victims. Any behavior determined to constitute sexual harassment and/or sexual assault will be subject to disciplinary actions by the University and/or criminal and civil sanction by the appropriate courts.

See the Appendix at the end of this report for complete definitions of Sex Offenses.

The complete Humboldt State University Policy Against Sexual Harassment and Sexual Assault can be found on

the University website at: <http://www.humboldt.edu/policy/PEMP05-02HSU-Policy-Against-Sexual-Harassment-and-Sexual-Assault>.

EDUCATIONAL PROGRAMS

Student Affairs Programs: The University sponsors several structured programs to promote awareness of rape, acquaintance rape, and other forcible and non-forcible sex offenses.

University Police Department Information: Personnel of the University police department present rape awareness and risk reduction training in formal and informal community policing settings, during campus tours, on-line at the HSUPD website, and in literature available at the University Police Department and other locations on campus. HSUPD officers also receive update training on current topics and response methods related to rape and other sexual assaults.

Sexual Assault Prevention Committee (SAPC): This committee includes campus representatives and off-campus experts in the area of sex offense education including the North Coast Rape Crisis Team.

The committee coordinates educational programs for the campus community that help reduce the risk of rape, acquaintance rape, and other forms of sexual violence; advises the Vice President for Student Affairs about campus policies and procedures that better support the prevention of rape, acquaintance rape, and other forms of sexual violence among the campus community, including treatment and information for its victims. It promotes educational opportunities and has received a multi-year grant from the Department of Justice for a Coordinated Community Response Program which includes prevention programs such as “Check It” – a bystander intervention program, Act to End Violence classes, Law Enforcement update training, Campus Survey and others.

Women’s Resource Center Programs: The Women's Resource Center coordinates a variety of workshops and events throughout the Fall and Spring semester. They also sponsor other clubs/programs/individuals' events through grants (see the WRC resource page for more information).

<https://www.humboldt.edu/hsuwomen/resources-services>

PROCEDURES TO FOLLOW IF A SEX OFFENSE OCCURS

If you are the victim of a sexual assault on or off campus:

- GET to a safe place
- CONTACT the University Police Department (or your local police if off campus)
- DO NOT shower, bathe, douche, change, destroy or dispose of clothing
- DO not straighten up/clean the area, or throw anything away
- SEEK prompt medical attention
- PRESERVE EVIDENCE: It is important to take steps to preserve and collect evidence; doing so preserves the full range of options available to victims, be it through the university's administrative complaint procedures or criminal prosecution. To preserve evidence: (1) do not wash your face or hands; (2) do not shower or bathe; (3) do not brush your teeth; (4) do not change clothes or straighten up the area where the assault took place; (5) do not dispose of clothes or other items that were present during the assault, or use the restroom; and (6) seek a medical exam immediately. If you already cleaned up from the assault, you can still report the crime, as well as seek medical or counseling treatment. You may consult with the campus Title IX Coordinator or a local sexual assault victim resource center for assistance as well.

Support for the Survivor Comes First: If any sexual assault is reported to HSUPD, the investigating officer will advise the victim of services available on campus and in the community. These services include emergency medical assistance, expert examination, evidence collection, and victim support through the Sexual Assault Response Team (SART), referrals to counseling, and if desired, an immediate response of a trained expert from the North Coast Rape Crisis Team to provide support, advocacy, and information.

Prompt Reporting is Crucial but Does Not Mean Prosecution Automatically Happens: Timely reporting to the police is an important factor in a successful investigation and successful prosecution of sexual assault cases. Important evidence gathering and early statements make for a stronger case whether the matter will be handled administratively through campus discipline, through criminal courts, in a civil process, or just filed for documentation purposes.

Survivor Has Ownership of Process: A survivor is not required to pursue criminal prosecution as a result of reporting a crime to a police agency. The reporting of sexual assault to the police will provide awareness of sexual assaults on campus whether or not the survivor chooses prosecution. The police department will investigate the complaint and initiate any criminal action with consideration of the survivor's wishes. HSUPD officers strive to give survivors ownership and understanding of the process.

Sexual Assault Response Team of Humboldt County (SART):

- **Criminal Prosecution More Likely Successful with SART Involvement:** Local law enforcement agencies stress the importance of promptly seeking medical attention following a sexual assault. Although serious physical trauma is still the responsibility of emergency room physicians, a comprehensive sexual assault examination should not be facilitated in that setting. Expert medical examination and careful evidence collection, along with confidentiality and a supportive, private atmosphere for the victim, are the key ways that SART helps strengthen a case for possible prosecution.
- **SART Mission and Overview:** The mission of SART is to protect the victim from further harm and lessen the risk of emotional trauma. The Sexual Assault Response Team (SART) of Humboldt County is a group of local professionals committed to providing a coordinated quality response for immediate medical care, advocacy, and criminal justice services for the victims/survivors of sexual assault crimes. SART provides 24 hour response to children, adult, female, and male survivors of sexual assault. The immediate responders are law enforcement, a SART Nurse Coordinator, a medical examiner, and advocates from the North Coast Rape Crisis Team. The SART examiners have new telemedicine / second opinion capabilities with U.C. Davis Medical Center. UCD also provides Quality Assurance (QA) feedback for forensic medical exams. The SART office and exam room is located in Eureka.
- **SART Exam is at No Charge to the Victim:** The University Police Department will bear the costs of a SART examination related to a criminal report of sexual assault on campus properties. There will be no cost to the victim. The HSUPD will also assist, as necessary, with transporting the victim to and from the SART office in Eureka.

REPORTING OPTIONS TO CAMPUS AUTHORITIES AND/OR LAW ENFORCEMENT:

- **University Personnel Are Available to Assist Students in Making Reports:** Humboldt State University Policy is that the following personnel WILL assist a student victim in notifying/making a report to the proper authorities listed in this section and or to seek help in section (D) below:
- Humboldt State University Police Department, Student and Business Services Room 101, 1 Harpst Street, Arcata CA 95521 707-826-5555, or hsupd@humboldt.edu
- Community Advocates, Residence Life Coordinators, (residence halls)
- Dean of Students and Office of the Student Rights and Responsibilities, Siemens Hall Room 210, 707- 826-3504 or email at OSRR@humboldt.edu

- Academic Personnel Services/ Human Resources Siemens Hall 211, 707-826-5086, Colleen.Mullery@humboldt.edu
- HSU Counseling Center, Health Center, 2nd Floor, 707-826-3236

Reporting to University Police Provides the Most Options:

Sexual assault victims are encouraged to make prompt reports to the University Police Department or to the local law enforcement agency where the assault occurred. This gives the victim the most options for pursuing the matter further, either criminally, civilly, or (campus community) administratively. Police reporting often results in the most detailed investigations, statement-gathering, and evidence collection.

Flexibility in Reporting Options with University Police for On-campus Sexual Assaults:

Reporting Options and Confidentiality: Humboldt State University encourages victims of Sexual Violence, Dating Violence, Domestic Violence, or Stalking (collectively Sexual Violence) to talk to someone about what happened – so they can get the support they need, and so the University can respond appropriately. Whether – and the extent to which – a University employee may agree to maintain confidentiality (and not disclose information to the Title IX Coordinator) depends on the employee’s position and responsibilities at the University. The following information is intended to make victims aware of the various reporting and confidential disclosure options available to them – so they can make informed choices about where to turn for help. The University strongly encourages victims to talk to someone identified in one or more of these groups.

- Certain University employees, listed below, are required by law to maintain near or complete confidentiality; talking to them is sometimes called a ‘privileged communication.’ University law enforcement employees may maintain the victim’s identity as confidential, if requested by the victim, but will report the facts of the incident to the Title IX Coordinator, including the identity of the perpetrator. Most other University employees are required to report all details of a Sexual Violence incident (including the identities of both the victim and alleged perpetrator) to the Title IX Coordinator so the University can take immediate action to protect the victim, and take steps to correct and eliminate the cause of Sexual Violence.
- University Police, the Title IX Coordinator, University-employed physicians, professional counselors, sexual assault and domestic violence counselors and advocates, and certain other University employees are required to explain to victims their rights and options with respect to confidentiality.

Privileged and Confidential Communications

- Physicians, Psychotherapists, Professional Counselors and Clergy – Physicians, psychotherapists, professional, licensed counselors, and clergy who work or volunteer on or off campus, and who provide medical or mental health treatment or counseling (including those who act in that role under their supervision) may not report any information about an incident of Sexual Violence to anyone else at the University, including the Title IX Coordinator, without the victim’s consent. A victim can seek assistance and support from physicians, psychotherapists, professional, licensed counselors, and clergy without triggering a University investigation that could reveal the victim’s identity or the fact of the victim’s disclosure. However, see limited exceptions below regarding when health care practitioners must report to local law enforcement agencies. Health care practitioners should explain these limited exceptions to victims, if applicable.
- Sexual Assault and Domestic Violence Counselors and Advocates – “Sexual assault and domestic violence counselors and advocates who work or volunteer on or off campus in sexual assault centers, victim advocacy offices, women’s centers, and health centers (including all individuals who work or volunteer in these centers and offices, as well as non-professional counselors or advocates, and those who act in that role under their supervision) may talk to a victim without revealing any information about the victim and the incident of Sexual Violence to anyone else at the University, including the Title IX Coordinator, without the victim’s consent. A victim can seek assistance and support from these counselors and advocates without triggering a University investigation that could reveal his/her identity or that a victim disclosed an incident to them. However, see limited exceptions below regarding when sexual assault and domestic violence counselors and advocates must report to local law enforcement agencies. Counselors and advocates should explain these limited exceptions to victims, if applicable.

The University will be unable to conduct an investigation into a particular incident or pursue disciplinary action against a perpetrator if a victim chooses to (1) speak only to a physician, professional counselor, clergy member, sexual assault counselor, domestic violence counselor or advocate; and (2) maintain complete confidentiality. Even so, these individuals will assist victims in receiving other necessary protection and support, such as victim advocacy, disability, medical/health or mental health services, or legal services, and will advise victims regarding their right to file a Title IX complaint with the University and a separate complaint with local or University police. If a victim insists on confidentiality, such professionals, counselors and advocates will likely not be able to assist the victim with: University academic support or accommodations; changes to University-based living or working schedules; or adjustments to course schedules. A victim who at first requests confidentiality may later decide

to file a complaint with the University or report the incident to the police, and thus have the incident fully investigated. These counselors and advocates can provide victims with that assistance if requested by the victim. These counselors and advocates will also explain that Title IX includes protections against retaliation, and that the University will not only take steps to prevent retaliation when it knows or reasonably should know of possible retaliation, but will also take strong responsive action if it occurs.

EXCEPTIONS: Under California law, any health practitioner employed in a health facility, clinic, physician's office, or local or state public health department or clinic is required to make a report to local law enforcement if he or she provides medical services for a physical condition to a patient/victim who he or she knows or reasonably suspects is suffering from (1) a wound or physical injury inflicted by a firearm; or (2) any wound or other physical injury inflicted upon a victim where the injury is the result of assaultive or abusive conduct (including Sexual Violence, Domestic Violence, and Dating Violence). This exception does not apply to sexual assault and domestic violence counselors and advocates. Health care practitioners should explain this limited exception to victims, if applicable.

Additionally, under California law, all professionals described above (physicians, psychotherapists, professional counselors, clergy, and sexual assault and domestic violence counselors and advocates) are mandatory child abuse and neglect reporters, and are required to report incidents involving victims under 18 years of age to local law enforcement. These professionals will explain this limited exception to victims, if applicable.

Finally, some or all of these professionals may also have reporting obligations under California law to (1) local law enforcement in cases involving threats of immediate or imminent harm to self or others where disclosure of the information is necessary to prevent the threatened danger; or (2) to the court if compelled by court order or subpoena in a criminal proceeding related to the Sexual Violence incident. If applicable, these professionals will explain this limited exception to victims.

Reporting to University or Local Police

- If a victim reports to local or University Police about Sexual Violence, the police are required to notify victims that their names will become a matter of public record unless confidentiality is requested. If a victim requests that his/her identity be kept confidential, his/her name will not become a matter of public record and the police will not report the victim's identity to anyone else at the University, including the Title IX Coordinator. University Police will, however, report the facts of the incident itself to the Title IX Coordinator

being sure not to reveal to the Title IX Coordinator victim names/identities or compromise their own criminal investigation. The University is required by the federal Clery Act to report certain types of crimes (including certain sex offenses) in statistical reports. However, while the University will report the type of incident in the annual crime statistics report known as the Annual Security Report, victim names/identities will not be revealed.

Reporting to the Title IX Coordinator and Other University Employees

- Most University employees have a duty to report Sexual Violence incidents when they are on notice of it. When a victim tells the Title IX Coordinator or another University employee about a Sexual Violence incident, the victim has the right to expect the University to take immediate and appropriate steps to investigate what happened and to resolve the matter promptly and equitably. In all cases, the University strongly encourages victims to report Sexual Violence directly to the campus Title IX Coordinator.

As detailed above, all University employees except physicians, licensed counselors, sexual assault counselors and advocates, must report to the Title IX Coordinator all relevant details about any Sexual Violence incidents of which they become aware. The University will need to determine what happened – and will need to know the names of the victim(s) and the perpetrator(s), any witnesses, and any other relevant facts, including the date, time and specific location of the incident.

To the extent possible, information reported to the Title IX Coordinator or other University employees will be shared only with individuals responsible for handling the University's response to the incident. The University will protect the privacy of individuals involved in a Sexual Violence incident except as otherwise required by law or University policy. A Sexual Violence report may result in the gathering of extremely sensitive information about individuals in the campus community. While such information is considered confidential, University policy regarding access to public records and disclosure of personal information may require disclosure of certain information concerning a report of sexual violence. In such cases, efforts will be made to redact the records, as appropriate, in order to protect the victim's identity and privacy and the privacy of other involved individuals. Except as detailed in the section on Privileged and Confidential Communications above, no University employee, including the Title IX Coordinator, should disclose the victim's identity to the police without the victim's consent or unless the victim has also reported the incident to the police.

If a victim requests of the Title IX Coordinator or another University employee that his/her identity remain

completely confidential, the Title IX Coordinator will explain that the University cannot always honor that request and guarantee complete confidentiality. If a victim wishes to remain confidential or request that no investigation be conducted or disciplinary action taken, the University must weigh that request against the University's obligation to provide a safe, non-discriminatory environment for all students, employees and third parties, including the victim. Under those circumstances, the Title IX Coordinator will determine whether the victim's request for complete confidentiality and/or no investigation can be honored under the facts and circumstances of the particular case, including whether the University has a legal obligation to report the incident, conduct an investigation or take other appropriate steps. Without information about a victim's identity, the University's ability to meaningfully investigate the incident and pursue disciplinary action against the perpetrator may be severely limited.

The Title IX Coordinator will inform the victim of the initiation of an investigation prior to starting an investigation and will, to the extent possible, only share information with people responsible for handling the University's response to the incident. The Title IX Coordinator will remain mindful of the victim's well-being, and will take ongoing steps to protect the victim from retaliation or harm, and work with the victim to create a safety plan. Retaliation against the victim, whether by students, employees or third parties, will not be tolerated. The University and Title IX Coordinator will also:

- Provide interim remedies requested by the victim, if they are reasonably available, regardless of whether the victim chooses to report Sexual Violence to campus or local police;
- Assist victims in accessing available victim advocacy, academic support, counseling, disability, medical/health or mental health services, and legal assistance both on and off campus;
- Provide security and support, which could include issuing a no-contact order, helping arrange a change of campus-based living or working arrangements or course schedules (including for the perpetrator pending the outcome of the investigation) or adjustments for assignments, tests, or work duties; and
- Inform victims of their right to report a crime to University or local police – and provide victims with assistance if desired.
- The University will not require a victim to participate in any investigation or disciplinary proceeding if the victim does not wish to participate.
- The University will not generally notify parents or legal guardians of a Sexual Violence report unless the victim is under 18 years old or the victim provides the University with written permission to do so.
- Under California law, and pursuant to University policy, all University employees, including the Title IX

Coordinator, are mandatory child abuse and neglect reporters and should explain to victims under 18 years of age that they are required to report the Sexual Violence incident to the police. However, the identity of the person who reports and the report itself are confidential and disclosed only among appropriate agencies.

- Because the University is under a continuing legal obligation to address the issue of Sexual Violence campus-wide, Sexual Violence reports (including non-identifying reports) may also require the University to consider broader remedial action – such as increased monitoring, supervision or security at locations where the reported Sexual Violence occurred; increased education, training and prevention efforts, including to targeted population groups; climate assessments/victimization surveys; and/or revision of policies and practices.”

The following are “levels” of reporting and the legal options that may be available to the victim through HSUPD:

- Anonymous Report: No options available, but may alert HSUPD to suspect
- “Confidential” Report for Documentation: May help this or other victim(s) in the future
- “Confidential” Report for Campus Discipline: May help victim now, suspect will be advised, but may be subject to sanctions or removal. Possible Civil Actions also available to victim
- “Confidential” Report for Criminal Prosecution: All options above, plus prosecution as “Jane” or “John Doe”)
- “Open” Report for Criminal Prosecution: All options above, victim identity may be disclosed

Internal University Administrative Complaint Procedure for Sexual Assault (and Sexual Harassment): Student

Victims may contact any of the below-listed personnel to make an administrative complaint that the University’s sexual assault/sexual harassment policy may have been violated:

- Community Advocates, Residence Life Coordinators, (residence halls)
- Dean of Students and Office of the Student Rights and Responsibilities, Siemens Hall Room 210, 707- 826-3504 or email at OSRR@humboldt.edu
- Academic Personnel Services/ Human Resources Siemens Hall Room 211, 707-826-5086, Colleen.Mullery@humboldt.edu More information available at <http://humboldt.edu/titleix/>
- HSU Counseling Center, Health Center, 2nd Floor, 707-826-3236

Faculty or staff member Victims may contact any of the below-listed personnel to make an administrative complaint that the University’s sexual assault/sexual harassment policy may have been violated:

- Academic Personnel Services/ Human Resources Siemens Hall Room 211, 707-826-5086,

Colleen.Mullery@humboldt.edu More information available at <http://humboldt.edu/titleix/>

- Employee Assistance Program, APS/HR (referral) 707-826-7358

Responsible Authority for Administrative Investigations: Generally, these non-criminal policy investigations will be conducted by a designee from the Office of Student Rights and Responsibilities if the respondent is a student and by a representative of the Office Academic Personnel Services/ Human Resources if the respondent is a faculty or staff member.

The complainant may also file a formal grievance through established California State University disciplinary, grievance or other complaint procedures, including those found in various collective bargaining agreements.

University Policy available On-Line: More information on the University Policy on Sexual Assault and Sexual Harassment can be found on-line at <http://www.humboldt.edu/policy/PEMP05-02HSU-Policy-Against-Sexual-Harassment-and-Sexual-Assault>

External options and procedures for filing a complaint:

- Civil charges against the perpetrator through the civil legal system Criminal charges, in cases of sexual assault
- In addition, complaints may be filed through Federal and State agencies (generally, within 180 days following the event) including:
 - Equal Employment Opportunity Commission (employment discrimination) San Francisco Office 415- 625-5600 or 415-625-5610 (TTY). The toll free numbers are 1-800-669-4000 or 1-800-669-6820 (TTY).
 - Office of Civil Rights (sexual harassment involving students in an academic setting) San Francisco 415-437-8310
 - California State Department of Fair Employment and Housing 1-800-884-1684 or www.dfeh.ca.gov/

The CSU has adopted and published complaint procedures that provide for prompt and equitable resolution of Sex Discrimination complaints, including Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and Stalking:

- Complaints made by students. Executive Order 1097, entitled "Systemwide Policy Prohibiting Discrimination, Harassment, and Retaliation Against Students and Systemwide Procedure for Handling Discrimination, Harassment and Retaliation Complaints by Students" is the appropriate systemwide procedure for all complaints of Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic

Violence, Dating Violence, and Stalking made by CSU students against the CSU, a CSU employee, another CSU student, or a third party. (Executive Order 1097 is attached as XX; see also <http://www.calstate.edu/EO/EO-1097.pdf>.)

- Complaints made by employees, former employees, and applicants for employment. Executive Order 1096, entitled “Systemwide Policy Prohibiting Discrimination, Harassment and Retaliation Against Employees and Third Parties and Procedure for Handling Discrimination, Harassment and Retaliation Allegations by Employees and Third Parties” is the appropriate systemwide procedure for all complaints of Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and Stalking made by employees and former employees against the CSU, another CSU employee, a CSU student or a third party. Employees covered by a collective bargaining agreement that provides a grievance procedure for raising allegations of Sex Discrimination or Sexual Harassment, including Sexual Violence, Domestic Violence, Dating Violence, and Stalking shall use the grievance procedure specified in their collective bargaining agreement. (Executive Order 1096 is attached as XX; see also <http://www.calstate.edu/EO/EO-1096.pdf>.)
- Complaints made by student-employees. Executive Order 1096 is the appropriate systemwide procedure for all complaints of Sex Discrimination, including Sexual Harassment or Sexual Violence, made by student-employees where the alleged Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and Stalking arose out of the person’s status as an employee and not his/her status as a student. (Executive Order 1096 is attached as XXXX; see also <http://www.calstate.edu/EO/EO-1096.pdf>.)
- Complaints made by third parties. Executive Order 1096 is the appropriate systemwide procedure for all complaints of Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and Stalking filed by third parties against the CSU, a CSU employee or a CSU student. (Executive Order 1096 is attached as XXXX; see also <http://www.calstate.edu/EO/EO-1096.pdf>.)

Regardless of whether an employee, a student or a third party ultimately files a complaint under the applicable complaint procedure, if a campus knows or has reason to know about possible Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and Stalking, it must review the matter to determine if an investigation is warranted. When warranted, all such investigations must be prompt, thorough and impartial. The campus must then take appropriate steps to eliminate the Sex Discrimination, Sexual Harassment, Sexual Violence, Domestic Violence, Dating Violence, and/or Stalking, prevent its recurrence, and remedy its effects.

An applicant for admission or an applicant for employment may file a formal complaint through the above stated federal and state agencies.

INFORMATION, SUPPORT, AND/OR COUNSELING SERVICES AVAILABLE TO SEXUAL ASSAULT VICTIMS/SURVIVORS

On-Campus Resources

HSU Counseling and Psychological Services	707-826-3236
HSU Human Resources	707-826-3626
University Police	9-1-1 or 707-826-5555
Women's Resource Center	707-826-4216

Off-Campus Resources

North Coast Rape Crisis Team (NCRCT)-24 hours a day, 7 days a week (Also can accompany to hospital, SART exam, and other services)	707-445-2881
Arcata Police Department	707-822-2424
University Employee Assistance Program, Human Resources (referral)	707-443-7358
Humboldt Domestic Violence Services (HDVS) or toll free	707-443-6042 1-866-668-654
Gay and Lesbian Domestic Violence Support: HELP North Coast Rape Crisis	707-445-2881
Emma Center	707-825-6680
Youth Services Bureau (YSB 523 T Street, Eureka) Homeless Youth 16-21	707-443-7099
Redwood Community Action Agency (website: http://www.rcaa.org) Emergency Shelter 926 G Street, Eureka	707-269-2002 707-269-2075
Victim-Witness Assistance Program	707-445-7417
Equal Employment Opportunity Commission (Employment discrimination)	800-669-6820
Office of Civil Rights (Sexual harassment involving students in an academic setting)	415-556-4275
Two Feathers Native American Family Services or toll free	707-839-1933 1-800-341-9454

Humboldt County Mental Health

707-445-7715

On-Line and National Resources

Rape, Abuse and Incest National Network (RAINN)

24-hour National Sexual Assault Hotline

1-800-656- 4673

free Online Hotline - Rainn.org

Pandora's Project - Pandys.org

UNIVERSITY RESPONSIVENESS TO MAKE ADJUSTMENTS IN VICTIM'S ACADEMIC AND/OR LIVING SITUATIONS

All students are hereby notified that Humboldt State University *will* make appropriate changes in a victim's academic and on-campus living situations after an alleged sex offense. Assuming that appropriate changes are reasonably available, those change options will be discussed and explained with the victim to provide them with ownership and control of the decision-making process whenever possible [and Humboldt State University will maintain the confidentiality of this process.](#)

UNIVERSITY POLICIES AND PROCEDURES FOR DISCIPLINARY ACTION IN CASES OF AN ALLEGED SEX OFFENSE

Initial Consultation Meeting: A victim/survivor student may choose to pursue an allegation through the University's disciplinary process. During an initial consultation with the survivor, the Dean of Students – Office of Student Rights and Responsibilities, will clarify the disciplinary process and explain the options available to the survivor, as well as review the incident. Crisis counselors or other support persons are welcome and encouraged to accompany the survivor.

University's Right to Proceed with Disciplinary Action Independent of Criminal Investigation: The University may proceed with a disciplinary action when it appears that the University's prohibition against any form of sexual abuse may have been violated. A student charged with sexual assault may be disciplined under the University's code of student conduct as well as prosecuted under California's criminal statutes, however, Student Conduct officials will not do anything to interfere with or jeopardize criminal prosecution when considering student disciplinary action. The University retains the right to proceed with a disciplinary action at any time and need not await the disposition of any such criminal prosecution. Such disciplinary action will be handled in accordance with the provisions of the Student Disciplinary Procedures for the CSU A preponderance of proof is the level of evidence required to impart sanctions for conduct violations.

Proceedings Will be Balanced; Both Parties have Right to Representation; Both Parties Informed: The University is committed to providing conduct and disciplinary processes that are sensitive, supportive, expedient

and respectful of the individual rights of all involved. Both the survivor and the accused are entitled to have others present during the campus disciplinary proceeding, and both will be informed of the outcome of the proceedings.

Reporting results of discipline proceedings (non-forcible sex offense): Humboldt State University will, upon written request, disclose to the alleged victim of a crime of violence (as that term is defined in Section 16 of Title 18, United States Code), or a non-forcible sex offense, the report on the results of any disciplinary proceeding conducted by such institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.

Final Decision/Notification: Executive Order 1098 provides that “the president shall review the hearing officer's report and issue a final decision.

- The president may impose the recommended sanctions, adopt a different sanction or sanctions, reject sanctions altogether, or refer the matter back for further findings on specified issues. If the president adopts a different sanction than what is recommended by the hearing officer, the president must set forth the reasons in the final decision letter. The president's final decision letter shall be issued within 10 Working Days after receipt of the hearing officer's report.
- The president shall send his or her decision electronically to the Student charged at the University-assigned or other primary e-mail address linked to the Student's University account.
- In cases involving crimes of violence, including Sexual Violence, Domestic Violence, Dating Violence, or Stalking, both the Complainant-victim and the Student charged shall be simultaneously informed in writing of:
 - The outcome of any disciplinary proceedings that arise from such allegations;
 - Any change to the results that occurs prior to the time that such results become final; and
 - When such results become final.

This information is given only to the Student charged and Complainant-victim, and includes the name of the Student charged, any violation found to have been committed, and any sanctions imposed on the Student charged. The University may also notify any other alleged victim of the final results regardless of whether or not the charges are sustained.

Additional Information: Compliance with the terms of this policy does not constitute a violation of the *Family Educational Rights and Privacy Act* (FERPA). Disclosure concerning the outcome of proceedings must be unconditional; a victim cannot be required to sign a non-disclosure agreement or to otherwise agree to a prohibition from discussing the case.

POSSIBLE UNIVERSITY DISCIPLINARY SANCTIONS FOLLOWING AN ADMINISTRATIVE FINDING OF RESPONSIBILITY FOR SEXUAL ASSAULT

Possible Disciplinary Sanctions: Any of the sanctions listed below may be applied by the University against students found responsible for sexual assault or complicity in sexual assault. The type and number of sanctions applied will depend on the severity of the offense. Possible sanctions include, but are not limited to:

- Expulsion from the University
- Suspension from the University for a specified time
- Disciplinary Probation for a specified time
- Psychological counseling and/or assessment
- Performance of community service
- Revocation of residence hall contract
- Prohibition against contacting the victim

Immediate Temporary Suspension Option: A student may be suspended immediately for an interim period pending a hearing whenever the University President or her Designee determines that such action is required to protect lives or property and ensure the maintenance of order.

Possible Sanctions against Student Organizations: Student organizations found to condone, promote, or be involved in activities that lead to sexual assault may have their University recognition withdrawn. Other possible sanctions include, but are not limited to:

- Informing the organization's national or regional office about the activity;
- Disbanding of the local chapter by the national organization;
- Prohibiting participation in campus activities, events, and programs;
- Requiring some or all members to conduct relevant community service and/or participate in sexual assault awareness programs; and
- Loss of all University privileges (e.g., use of equipment, meeting rooms, advertising space, on-campus

fund raising, etc).

Authority to Impose Discipline on Student Organizations: A recommendation concerning sanctions will be made to the Vice President for Student Affairs by the Dean of Students. The Vice President will then inform the student organization, in writing, of the sanction(s) imposed. The Vice President may suspend any student organization's charter, pending a full review.

Possible Sanctions Against Employees: Sanctions up to and including dismissal from employment may be imposed on employees, following the utilization of established California State University procedures in applicable collective bargaining agreements.

TITLE IX REPORTING

Individuals may also report sexual assaults and sexual harassment to the University's Title IX Coordinator, who is responsible for coordinating the University's compliance with Title IX. The Title IX Coordinator is the Sr. Associate Vice President of Academic Personnel Services/Human Resources and is located in Siemens Hall Room 211. 707-826-5086, Colleen.Mullery@humboldt.edu

More information available at: <http://humboldt.edu/titleix/>

SEX OFFENDERS

Federal Law Regarding Registration and Release of Information: Upon release from prison, individuals convicted of sex crimes may be required to register with law enforcement agencies under laws referred to as "Megan's Laws". Additionally, the Campus Sex Crimes Prevention Act (CSCPA) of 2000 is a federal law that provides for the tracking of convicted sex offenders enrolled at, or employed by, institutions of higher education. Such institutions have the authority to release, in some circumstances, certain information about registered sex offenders. At Humboldt State University, the controlled release of such information may occur, when pre-authorized by the CSU General Counsel, through the authority of the Chief of University Police, when such release is deemed appropriate for the safety of the University community. The CSCPA amends the Family Educational Rights and Privacy Act (FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

Penal Code 290.01 was expanded and requires sexual offenders to register with the University Police. Convicted sexual offenders are required to register under Section 290 if they are residing on the university campus;

enrolled as a student of the university; employed by the university, either full-time or part-time (includes paid employees or volunteers); or working or carrying on a vocation at the university (e.g. contractors) for more than 14 days or for an aggregate period exceeding 30 days in a calendar year (including paid workers as well as volunteers).

Persons listed above must register with the University Police within five working days of commencing enrollment or employment with the University. Registrants are also required to notify the university police within five working days of ceasing to be enrolled or employed, or ceasing to carry on a vocation at the University.

Public information regarding sex offenders in California may be obtained by viewing the California Department of Justice On-Line **Megan's Law Website** at <http://www.meganslaw.ca.gov>. Be advised however, that neither the California Department of Justice, nor Megan's Web make information public about sex offender registration specific to colleges or universities.

There are other ways the public may gain access to information about convicted & registered California sex offenders:

Humboldt County Sheriff's Office

826 4th Street

Eureka, CA 95501

Phone number 707-445-7251 <http://co.humboldt.ca.us/sheriff/>

California Department of Justice

California Sex Offender Information Program, Rm H-216

PO Box 903387

Sacramento, CA 94203-3870

Phone number (916) 227-4974

E-mail address - MegansLaw@doj.ca.gov

HATE-MOTIVATED CRIMES & INCIDENTS

It is the policy of the University that when the rights of persons are infringed upon by violence, threats, or

harassment, the University through its Police Department will use every necessary resource to identify the perpetrators, arrest and bring them before the court. All acts of hate-motivated violence or threats will be viewed as serious, and these investigations will be given priority attention. The key criterion in determining whether a situation is categorized as a Hate-Motivated Crime/Incident is the motivation to harass, intimidate, threaten, retaliate or create conflict because of a person's ethnicity, race, national origin, religion, gender, gender identity, sexual orientation, disability, or political/religious beliefs.

MISSING STUDENTS

A student may be considered to be a "*missing person*" if the person's absence is contrary to his/her usual pattern of behavior and/or unusual circumstances may have caused the absence.

Housing provides each student living in an on-campus student housing facility with the option to register a "Confidential Contact" person to be notified in the case that the student is determined to be missing. "Confidential Contact" information is intended to be kept confidential and only accessed in a reported missing person situation. Housing shall be the custodian of "Confidential Contact" information. This information may only be released upon authorization by the Vice President for Student Affairs, the Dean of Students, the Director of Housing, the Associate Director of Housing, or the acting Director of Housing in the absence of the above named persons. Only authorized campus officials and law enforcement officers in furtherance of a missing person investigation may have access to "Confidential Contact" information. All resident students shall be advised by Housing at check-in that in the event they are reported missing, UPD shall be notified, regardless of whether or not they have registered a "Confidential Contact" person.

Individuals, having reason to believe that a resident has been missing, may report directly to the University Police Department, 24 hours a day, seven days a week. Reports may also be made to a designated "campus security authority", (as defined earlier in this report). CSA's are obligated to report a missing person to the University Police Department immediately. Housing employees are required to make prompt reports to their supervisor and UPD. However, anyone may make these reports to the Housing Department Office, 2nd floor, Jolly Giant Commons, (707) 826-3451 or the Office of the Vice President of Student Affairs/Dean of Students, Nelson Hall East, 216, (707)826-3361. Both of these departments will then cross-report the missing person notification to UPD immediately. A sworn police officer should initiate an investigation in accordance with the UPD's missing person policy, procedures, and regulations.

The following procedures will be taken when a student is determined to have been missing for 24 hours:

1. Any HSU employee who has or receives information that a resident student may be a missing person must notify their supervisor and UPD immediately.
2. UPD will promptly initiate an investigation consistent with UPD policies, procedures, and applicable regulations.
3. Upon request by UPD, Housing will assist in gathering essential information about the situation and the missing resident.
4. Housing shall determine if the missing student has registered a “Confidential Contact” person with the Housing Department.
5. If the missing resident student has registered a “Confidential Contact person, then that contact person shall be contacted by an authorized official of the university.
6. If the missing resident student is under 18 years of age and not emancipated, their parent or guardian will be notified that they are missing by an authorized official of the university.
7. Authorized campus officials for making notification to a Confidential Contact” or to parent/guardians of non-emancipated resident students under 18 years of age include:
 - a. A sworn officer of the University Police Department
 - b. Vice President for Student Affairs
 - c. Dean of Students
 - d. Director of Housing
 - e. Associate Director of Housing
 - f. Assistant Director of Housing
8. When reasonably possible, the investigating UPD officer or UPD supervisor should be consulted in advance regarding which authorized official should call and what information should be shared.
9. An investigating officer from UPD or another law enforcement agency may contact the missing adult resident student’s friends, parent, or other family members, or persons listed on the Emergency Contact Information Form, in an effort to further the investigation.
10. If not already aware of the situation, the Vice President for Student Affairs, the Dean of Students, the Director of Housing, the Associate Director of Housing, acting Director of Housing and Marketing and Communications Department should be notified of the missing student’s name and circumstances.
11. UPD should notify the HSU Vice President for Administrative Affairs, the HSU Risk Manager, the SCU Risk

Manager, and the CSU Chief Law Enforcement Officer.

12. The Dean of Students or designee may contact the student's professors and advisor.

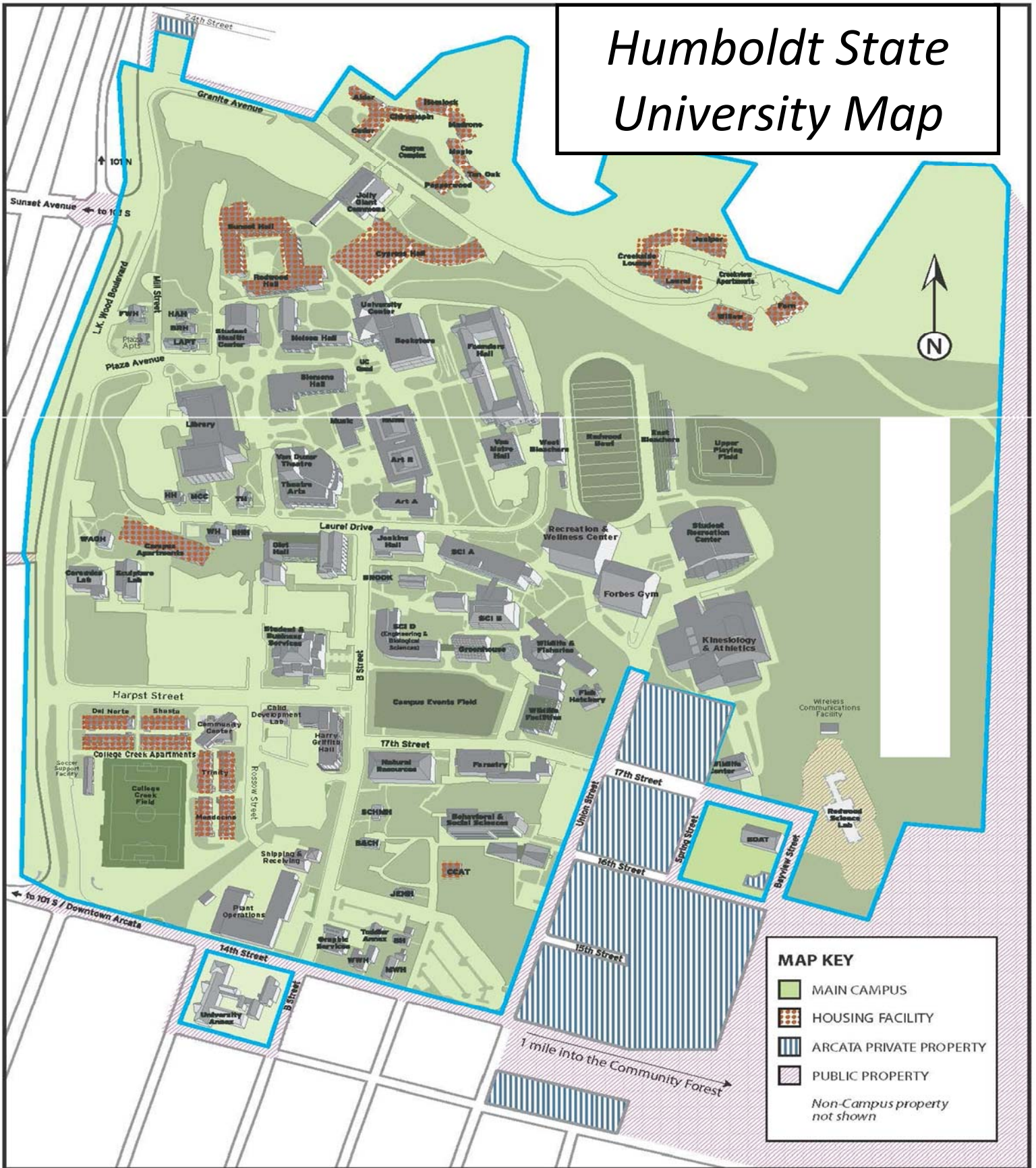
AVAILABILITY OF THE FIRE SAFETY REPORT FOR CAMPUS HOUSING:

The HSU Police Department (HSUPD) maintains the campus crime log as well as the fire log which are available 24 hours a day, 7 days a week from the UPD counter. In accordance with the requirements of the Higher Education Opportunity Act of 2008, the Annual Fire Safety Report is created and published by Housing, relying on information provided by collaborative partners, including but not limited to, the HSU Police Department, HSU Housing and Residence Life staff, and the Arcata Fire Department. The Annual Fire Safety Report contains information related to the fire safety in campus housing at Humboldt State University. This report can be found in hard copy at the Housing Office counter or via the following direct link:

www.humboldt.edu/housing/documents/FireSafetyReport2014.pdf,

or from the University Police Department's home page at <http://humboldt.edu/police/>, in the Police Index under "Fire Safety Report".

Humboldt State University Map



MAP KEY

- MAIN CAMPUS
- HOUSING FACILITY
- ARCATA PRIVATE PROPERTY
- PUBLIC PROPERTY

Non-Campus property not shown

HUMBOLDT STATE UNIVERSITY CRIME AWARENESS & CAMPUS SECURITY (CLERY) REPORT 2012 THROUGH 2014

Criminal offenses reported to the Humboldt State University Police Department in accordance with the Jeanne Clery Disclosure of Campus Security Police and Campus Crime Statistics Act.

OFFENSE	YEAR	ON CAMPUS PROPERTY	**RESIDENTIAL FACILITIES	NONCAMPUS PROPERTY	PUBLIC PROPERTY
MURDER/NON-NEGLIGENT MANSLAUGHTER	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
NEGLIGENT MANSLAUGHTER	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
SEX OFFENSES, FORCIBLE- Includes forcible rape, forcible sodomy, sexual assault with an object, attempted rape & forcible fondling.	2012	5	4	0	0
	2013	4	4	0	0
	2014	3	1	0	0
SEX OFFENSES, NON-FORCIBLE- Includes Incest and statutory rape.	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
ROBBERY	2012	1	1	0	1
	2013	0	0	0	0
	2014	0	0	0	1
AGGRAVATED ASSAULT	2012	1	1	0	0
	2013	0	0	0	1
	2014	0	1	0	0
BURGLARY	2012	9	1	1	0
	2013	4	3	0	0
	2014	5	1	0	0
MOTOR VEHICLE THEFT	2012	3	0	0	0
	2013	0	0	1	1
	2014	2	0	0	0
ARSON	2012	0	0	0	0
	2013	2	2	0	0
	2014	3	0	0	0
LIQUOR LAW ARRESTS	2012	5	0	0	0
	2013	3	0	0	2
	2014	3	0	0	0
DISCIPLINARY REFERRALS FOR LIQUOR LAW VIOLATIONS	2012	5	1	0	0
	2013	1	3	0	0
	2014	19	8	0	0
	2012	10	5	0	2

DRUG LAW ARRESTS	2013	8	4	0	1
	2014	2	1	0	2
DISCIPLINARY REFERRALS FOR DRUG LAW VIOLATIONS	2012	191	138	0	0
	2013	169	116	0	0
	2014	238	220	0	0

ILLEGAL WEAPONS POSSESSION ARRESTS	2012	0	0	0	1
	2013	0	0	0	0
	2014	0	0	0	0
ILLEGAL WEAPONS POSSESSION VIOLATIONS REFERRED FOR DISCIPLINARY ACTION	2012	1	1	0	0
	2013	1	0	0	0
	2014	2	1	0	0

New Categories for 2013 Statistic collection:

DOMESTIC VIOLENCE	2012	N/A	N/A	N/A	N/A
	2013	1	N/A	N/A	1
	2014	N/A	0	0	N/A
DATING VIOLENCE	2012	N/A	N/A	N/A	N/A
	2013	N/A	N/A	N/A	N/A
	2014	0	0	0	0
STALKING	2012	N/A	N/A	N/A	N/A
	2013	N/A	N/A	N/A	N/A
	2014	0	0	0	0

*Crimes reported in the Residential Facilities column are included in the On-Campus category.

“Sex offenses” include both stranger attacks and non-stranger rape/assault reports. The large majority of sex offenses reported to HSUPD involve acquaintances rather than strangers. Alcohol, other drugs, and their effects are commonly used to perpetrate acquaintance rapes at HSU and at other colleges nationwide.

Research has shown that the majority non-stranger rapes/assaults on college campuses are not reported. Actual crime definitions are defined in the Appendix at the end of this report.

HATE CRIMES

2012: No hate crimes reported.

2013: One main campus incident of vandalism characterized by sexual orientation.

2014: One resident hall incident of vandalism characterized by race bias.

APPENDIX

Crime definitions as per the Uniform Crime Reporting Handbook for purposes of Clery reporting:

Sex Offenses

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent

Rape (except Statutory Rape)

The carnal knowledge of a person, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity

Classify the crime as rape, regardless of the age of the victim, if the victim did not consent or if the victim was incapable of giving consent. If the victim consented, the offender did not force or threaten the victim, and the victim was under the statutory age of consent, agencies should classify the crime as statutory rape.

This offense includes the rape of both males and females as long as at least one of the offenders is the opposite sex of the victim. Black's Law Dictionary, 6th ed., defines carnal knowledge as "the act of a man having sexual bodily connections with a woman; sexual intercourse." There is carnal knowledge if there is the slightest penetration of the sexual organ of the female (vagina) by the sexual organ of the male (penis).

Sodomy

Oral or anal sexual intercourse with another person, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity

Sexual Assault With An Object

To use an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity.

An "object" or "instrument" is anything used by the offender other than the offender's genitalia, e.g., a finger, bottle, handgun, stick.

Fondling

The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity

Sex Offenses, Nonforcible

Unlawful, nonforcible sexual intercourse

Incest

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

Statutory Rape

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

If the offender used or threatened the use of force or the victim was incapable of giving consent because of his/her youth or mental impairment, either temporary or permanent, law enforcement should classify the offense as Rape, not Statutory Rape.

Aggravated Assault

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

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, etc.

Burglary

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

Motor Vehicle Theft

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

Murder and Non-negligent Manslaughter

The willful (non-negligent) killing of one human being by another.

Manslaughter by Negligence

The killing of another person through gross negligence.

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, violence and/or causing the victim fear.

Larceny

The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another.

Vandalism

To willfully or maliciously destroy, injure, disfigure or deface any public or private property, real or personal, without the consent of the owner or person having custody or control by cutting, tearing, breaking, marking, painting, drawing, cover with filth or any other such means as may be specified by local law.

Weapon Law Violations

The violation of laws or ordinance 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.

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 substance include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Liquor Law Violations

The violation of laws or ordinance prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a 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. (Drunkness [public intoxication] and driving under the influence are not included in this definition.)

Some important terms used in the Campus SaVE Act are defined in another section of VAWA. In determining what offenses to report under the Clery Act, institutions should use the following definitions:

Sex Discrimination

Means an adverse action taken against an individual because of gender or sex (including sexual harassment, sexual violence, domestic violence, dating violence, and stalking) as prohibited by Title IX; Title IV; VAWA/Campus SaVE Act; California Education Code § 66250 et seq.; and/or California Government Code § 11135. See also Title VII of the Civil Rights Act of 1964, the California Fair Employment

and Housing Act (Cal. Govt. Code § 12940 et seq.), and other applicable laws. Both men and women can be victims of Sex Discrimination.

Sexual Harassment

A form of Sex Discrimination, is unwelcome verbal, nonverbal or physical conduct of a sexual nature that includes, but is not limited to sexual violence, sexual advances, requests for sexual favors, and indecent exposure, where:

- a. Submission to, or rejection of, the conduct is explicitly or implicitly used as the basis for any decision affecting a student's academic status or progress, or access to benefits and services, honors, programs, or activities available at or through the University; or
- b. Such conduct is sufficiently severe, persistent or pervasive that its effect, whether or not intended, could be considered by a reasonable person in the shoes of the student, and is in fact considered by the student, as limiting the student's ability to participate in or benefit from the services, activities or opportunities offered by the University; or
- c. Submission to, or rejection of, the conduct by a University employee is explicitly or implicitly used as the basis for any decision affecting a term or condition of employment, or an employment decision or action; or
- d. Such conduct is sufficiently severe, persistent or pervasive that its effect, whether or not intended, could be considered by a reasonable person in the shoes of the University employee or third party, and is in fact considered by the University employee or third party, as intimidating, hostile or offensive.

Sexual Harassment also includes acts of verbal, non-verbal or physical aggression, intimidation or hostility based on gender or sex-stereotyping, even if those acts do not involve conduct of a sexual nature.

Sexual Violence

A form of Sexual Harassment and means physical sexual acts, such as unwelcome sexual touching, sexual assault, sexual battery, rape, domestic violence, dating violence, and stalking (when based on gender or sex), perpetrated against an individual against his or her will and without consent or against an individual who is incapable of giving consent due to that individual's use of drugs or alcohol, status as a minor, or disability. Sexual Violence may include physical force, violence, threat, or intimidation, ignoring the objections of the other person, causing the other person's intoxication or incapacitation through the use of drugs or alcohol, or taking advantage of the other person's incapacitation (including voluntary intoxication).

Men as well as women can be victims of these forms of Sexual Violence. Unlawful sexual intercourse with a minor (statutory rape) occurs even if the intercourse is consensual when the victim is under 18 years old, because the victim is considered incapable of giving legal consent due to age.

Sexual Assault

A form of Sexual Violence and is an attempt, coupled with the ability, to commit a violent injury on the person of another because of that person's gender or sex.

Sexual Battery

A form of Sexual Violence and is any willful and unlawful use of force or violence upon the person of another because of that person's gender or sex.

Rape

A form of Sexual Violence, and is non-consensual sexual intercourse that may also involve the use of threat of force, violence, or immediate and unlawful bodily injury or threats of future retaliation and duress. Any sexual penetration, however slight, is sufficient to constitute rape. Sexual acts including intercourse are considered non-consensual when the person is incapable of giving consent because s/he is incapacitated from alcohol and/or drugs, is under 18 years old, or if a mental disorder or developmental or physical disability renders the person incapable of giving consent. The accused's relationship to the person (such as family member, spouse, friend, acquaintance or stranger) is irrelevant. (See complete definition of Consent below.)

Acquaintance Rape

A form of Sexual Violence committed by an individual known to the victim. This includes a person the victim may have just met; i.e., at a party, introduced through a friend, or on a social networking website. (See above for definition of Rape.)

Consent

Means an informed, affirmative, conscious decision by each participant to engage in mutually agreed-upon sexual activity.

- Consent must be voluntary, and given without coercion, force, threats, or intimidation. Consent requires positive cooperation in a particular sexual act, or expression of intent to engage in that sexual act through the exercise of free will.
- Consent can be withdrawn or revoked. Consent to one form of sexual activity (or one sexual act) does not constitute consent to other forms of sexual activity (or other sexual acts). Consent to sexual activity given on one occasion does not constitute consent to sexual activity on another occasion. The fact that two people are or were in a dating or sexual relationship does not constitute consent to engage in sexual activity. There must always be mutual and affirmative consent to engage in sexual activity. Consent to a sexual act may be withdrawn or revoked at any time, including after penetration. The victim's request for the perpetrator to use a condom or birth control does not, in and of itself, constitute consent. Once consent is withdrawn or revoked, the sexual activity must stop immediately.
- Consent cannot be given by a person who is incapacitated. For example, a person cannot give consent if s/he is unconscious or coming in and out of consciousness. A person is *incapacitated* if s/he lacks the physical and/or mental ability to make informed, rational judgments. Examples of incapacitation include unconsciousness, sleep and blackouts. Whether an *intoxicated* person (as a result of using alcohol or other drugs) is *incapacitated* depends on the extent to which the alcohol or other drugs impact the person's decision-making capacity, awareness of consequences, and ability to make fully informed judgments. A person with a medical or mental disability may also lack the capacity to give consent.
- Being intoxicated by drugs or alcohol does not diminish a person's responsibility to obtain consent from the other party before engaging in sexual activity. Factors to be considered include whether the person knew, or whether a reasonable person in the

accused's position should have known, that the victim did not give, or revoked, consent; was incapacitated; or was otherwise incapable of giving consent.

- Sexual intercourse with a minor is never consensual when the victim is under 18 years old, because the victim is considered incapable of giving legal consent due to age.

Domestic Violence

A form of Sexual Violence and is abuse committed against someone who is a current or former spouse, current or former cohabitant, someone with whom the abuser has a child, someone with whom the abuser has or had a dating or engagement relationship, or a person similarly situated under California domestic or family violence law. Cohabitant means two unrelated persons living together for a substantial period of time, resulting in some permanency of relationship. Factors that may determine whether persons are cohabiting include, but are not limited to (1) sexual relations between the parties while sharing the same living quarters, (2) sharing of income or expenses, (3) joint use or ownership of property, (4) whether the parties hold themselves out as husband and wife, (5) the continuity of the relationship, and (6) the length of the relationship.

Dating Violence

A form of Sexual Violence, and is abuse committed by a person who is or has been in a social or dating relationship of a romantic or intimate nature with the victim. This may include someone the victim just met; i.e., at a party, introduced through a friend, or on a social networking website.

Stalking

Means a repeated course of conduct directed at a specific person (when based on gender or sex) that places that person in reasonable fear for his/her or others' safety, or to suffer substantial emotional distress."

Offense Definitions relating to Hate/Bias Related Crime Statistics as per the UCR Hate/Crime Reporting Guidelines:

Hate Crime

A committed criminal offense that is motivated, in whole or in part, by the offender's bias(es) against a race, religion, disability, sexual orientation, ethnicity, national origin, gender, or gender identity

Simple Assault

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

Intimidation

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

Geography Definitions from the Clery Act:

On-Campus

(1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of or in a manner related to the institution's educational purposes; including residence halls; and

(2) Any building or property that is within or reasonably contiguous to the area identified in paragraph (1) that is owned by the institution but controlled by another person, is frequently used by students and support institutional purposes (such as food or retail vendor).

Non-Campus Building or Property

(1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) Any building or property owned or controlled by an institution that is used in direct support of or in relation to the institutions educational purposes; is frequently used by students, and is not within the same reasonably contiguous geographic are of the institution.

Public Property

All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus or immediately adjacent to and accessible from the campus.

Humboldt State University crime statistics do not include crimes that occur in privately owned homes or businesses within or adjacent to the campus boundaries.